

**DOUGLASS TOWNSHIP – BERKS COUNTY**  
**BOARD OF SUPERVISORS**  
**November 8, 2004**

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**CALL TO ORDER**

The meeting was called to order at 7:05 PM by the Chairman. Present were Grant Yergey, Jeanne Trivellini and Dorothy Pulcher along with 23 interested citizens including two members of the press. Mr. Yergey announced that an executive session was held on 10/28/04 to discuss the H&K litigation and also on 11/3/04 to discuss personnel issues.

**MINUTES OF OCTOBER 5, 15 AND 18, 2004**

Some of the Board members have not had a chance to review the minutes and we will defer approving them until our next meeting.

**PUBLIC HEARING**

**Ordinance 2004-10, Acts 67 and 68 of 2000**

Mr. McGrory explained that this will regulate forestry and mining activities. It has gone to the Planning Commission where a concern was raised regarding the retail sale of products. The Board advised that this paragraph should remain as it is. It has been sent to the County Planning Commission, has been advertised and has been available for review. A request came from Ellsworth Sites to review what this ordinance covers. He is concerned about the quarry putting in a driveway crossing Rattlesnake Hill Rd. Mr. McGrory explained that this is not covered under this ordinance. Mr. McGrory then asked if there were any other questions or comments. Hearing none, the public hearing was closed. The Board has had time to review this ordinance and a motion was made by Mrs. Pulcher, seconded by Mr. Yergey, to adopt ordinance 2004-10. All in favor.

**CORRESPONDENCE**

- SDE – Monthly Permit Reports for September and October
- Montgomery County – Land Use Plan
- Berks County Environmental Advisory Council
- URDC – Draft of Boyertown, Colebrookdale, Pike Joint Comp. Plan for review and comment
- Berks County Controller – 2003 Tax Collector Audit
- DCNR – Schuylkill River National & State Heritage Area Outdoor Recreation Business Study
- SDE – Two Growing Properties Preliminary Plan, Salata Property Preliminary LDP #3, Scheler & Shifflett Preliminary LDP, Sharp Sub Preliminary Plan #4, Crable Tract Sub. Preliminary #8 reviews

**REPORTS**

**SOLICITOR – Joe McGrory**

Conditional Use and Zoning Hearing Board Application draft – We would like to send this to the Zoning Hearing Board for their review if the Board is satisfied with the draft. The Board advised sending it to the Zoning Hearing Board.

Conditional Use Applications – We are preparing an ordinance to change conditional use hearings to special exception.

Yarnall Conditional Use Application – We need to schedule a hearing for this application. Tom Unger explained that they want to add onto the house changing it from a single family dwelling to a duplex for the son's family to live in. We will schedule it for 6:30 on 12/7/04 before the regular meeting.

H&K Litigation – A meeting has been scheduled for 11/22/04 from 5:30 to 7:30 PM. This will be an executive session at the Douglass Township building to discuss the H&K litigation.

Sharp Subdivision Approval – This is located on Old Philadelphia Pike. The Board needs to decide what they want to do regarding a new inter-municipal agreement with Amity Township. Joe Hunt is here from Yerkes, Mr. Sharp's engineer, and a discussion followed on the plan and the requested waivers.

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A motion was made by Mrs. Pulcher, seconded by Miss. Trivellini, to grant the requested waiver from Section 502.C.18 & 19 of the SALDO requiring the developer to widen a portion of Old Philadelphia Pike and improve the shoulder and swale along the south side of Old Philadelphia Pike. All in favor.

A motion was made by Mrs. Pulcher, seconded by Mr. Yergey, to grant the requested waivers from Section 506 of the SALDO requiring the installation of sidewalks along a portion of the south side of Old Philadelphia Pike and Section 510.J of the SALDO requiring the applicant to install RCP stormwater pipes that have a minimum diameter of 18 inches. All in favor.

Planning Module Exemption Form – A motion was made by Miss Trivellini, seconded by Mrs. Pulcher, to authorize the Chairman to sign the planning module exemption form for the Sharp Sub. All in favor.

Resolution 2004-34 – Sharp Subdivision Preliminary/Final Approval – A motion was made by Mrs. Pulcher, seconded by Miss Trivellini, to adopt Resolution 2004-34. All in favor.

#### **ENGINEER – Tom Unger**

**SEO Activity** from 10/6 to 11/2/04 – See report.

**Zoning Officer Activity** from 10/1 to 10/30/04 – See report.

Violations – Farmington Ave. – The Board advised the Solicitor to cite this property owner.

North Sunrise Ln. – The Board advised the Solicitor to cite this property owner.

**Engineering Activity** – See report.

Douglass Village – We have request #2 for a drawdown from their line of credit.

Off site - \$166,519.80

On site - \$ 67,343.44

Tom reported that the work has been completed, inspected and approved by SDE. A motion was made by Mr. Yergey, seconded by Miss Trivellini, to approve sending a letter to the bank advising them to honor the requested drawdown. All in favor.

Borick Lane – A discussion followed on how to resolve the water problem. The Board advised that the Road Master should set up a meeting with the Boricks.

Parks Master Plan Amendment – Tom Unger presented the Board with a revised diagram showing a new location for the playground equipment. A discussion followed on the location of that equipment. Mr. Yergey stated that it is his opinion that the township should save all four tennis courts. Miss Trivellini agreed. Ruth Dierolf and Jeff Lucarelli are here to discuss the possibilities of getting grants. Miss Trivellini explained that the Park & Rec. Comm. needs to come to the Board of Supervisors with a proposal for grant money before the Board can approve anything. Mrs. Pulcher stated that we need to maintain the integrity of the master plan. A motion was made by Miss Trivellini, seconded by Mr. Yergey, to put the equipment in the location indicated on the plan presented to the Board tonight. Two votes for, Mrs. Pulcher voted no.

Ruth Dierolf, John Bauman, Robert Aulenbch and Jeff Lucarelli commented regarding the Parks and Rec. plan.

**PLANNING COMMISSION** – We have their minutes of 10/19/04. Mr. Fisher is requesting to purchase EDU's but he hasn't submitted a plan yet. A motion was made by Mrs. Pulcher, seconded by Miss Trivellini, to sell EDU's only at preliminary plan approval. All in favor.

Salata Time Extension – A motion was made by Miss Trivellini, seconded by Mr. Yergey, to accept the time extension for the Salata LDP until 2/10/05. All in favor.

**ROADS** – See report.

**FRITZ CEMETERY – Grant Yergey** – No meeting this month. Our next meeting will be in March. We have received a letter from Berks County Community Development stating that they have received our application for grant money.

**ZONING HEARING BOARD** – The Ortwin special exception was denied

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### **PARK & REC.**

PFAA – At the recommendation of Park & Rec. a motion was made by Mrs. Pulcher, seconded by Mr. Yergey, approving the use of the township's baseball/softball fields by the Pine Forge Athletic Assoc. for the 2005 baseball/softball seasons under the same conditions presented for the 2004 season. Issues will be addressed as they come up. All in favor.

Budget – The Board noted that it will fund matching grants for Parks & Rec. at the time the grants are approved.

### **TREASURER – Eileen Pinder**

As of 9/30/04 the balances were:

General Fund	\$236,441.51
State Fund	80,109.36
Capital Reserve Fund	51,121.80
Police Projects Fund	10,683.95
Sewer Fund	<u>1,046,203.57</u>
Total	\$1,424,560.19

### **OLD BUSINESS**

Jeffrey Karver – This has been resolved.

UCC – Nothing at this time

### **NEW BUSINESS**

BENECON – The Board was given a written report from the quarterly meeting. We need to make a decision about joining the group to provide vision and dental. Mr. McGrory reported that his review of the agreement states that there is no expense what so ever unless the township actually provides vision and/or dental coverage for its employees.

Resolution 2004-35 – Health Group Ins. Agreement – A motion was made by Mrs. Pulcher, seconded by Miss Trivellini, to adopt Resolution 2004-35. All in favor.

Census Enumerator – The Secretary will contact Sharon Kistler to see if she wants to do it again.

2005 Proposed Budget – A motion was made by Mr. Yergey, seconded by Mrs. Pulcher, to advertise the proposed budget. All in favor.

Personnel – A motion was made by Mr. Yergey, seconded by Miss Trivellini, to hire Roseann Garman as Secretary/Clerk for the township office. All in favor.

Road Sign – Mr. Yergey reported that a road sign at the corner of Rattlesnake Hill and Poole Hill Rds. indicating that Pear Lane is "private with no outlet" was taken down and put in Mr. Yergey's yard. It is a regulation sign and it was erected in the township right of way. Mr. Yergey knows who took it down and he wants it put back up. Miss Trivellini said she would talk to the resident

Joyce Bergeman reported that the street sign at Woods Lane needs to be straightened up.

### **DISBURSEMENTS**

A motion was made by Mr. Yergey, seconded by Miss Trivellini, to pay all bills as presented. All in favor.

General Fund	\$44,505.11
Sewer Fund	15,549.89
Payroll	<u>12,645.54</u>
Total	\$72,700.54

### **PUBLIC PARTICIPATIONS**

Richard Hiltner commented on the Parks and Rec plans, police services and a drainage problem on Manatawny Drive.

Shirley Birmingham commented on a drainage problem on Constitution Avenue.

Robert Aulenbach commented regarding two bills paid.

John Bauman commented on Parks and Rec. and police services.

Jeff Lucarelli commented regarding fee in lieu of money.

Ruth Dierolf commented regarding Parks and Rec money and police services

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*Joe Cioa* commented regarding zoning for in-law quarters.

**ADJOURNMENT**

With no further business to come before the Board, a motion was made by Miss Trivellini, seconded by Mrs. Pulcher, to adjourn the meeting at 9:45 PM. All in favor.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Eileen Pinder".

Eileen Pinder, Rec. Sec.