

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
NORTH WHITEHALL TOWNSHIP MUNICIPAL BUILDING
MAY 18, 2005**

Chairman Ronald E. Stahley called the meeting to order at 4:00 PM followed by the salute to the flag and roll call. In attendance were Supervisors Ronald E. Stahley, Terry P. Stoudt, Ronald J. Heintzelman, Attorney Lisa Young and Secretary Brenda Norder.

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the minutes of the following meeting were approved as presented:

1. May 4th Regular Meeting, 2. May 11th Workshop, 3. May 18th Bid Opening Minutes.

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

OLD BUSINESS:

Announcements:

- 1 The Township will be accepting old phone books for recycling from May 16th to July 15th during normal business hours. This program is limited to phone books only, magazines, catalogs, textbooks or manuals will not be accepted.
2. NOVA will be holding an open house on May 22, noon to 4 PM in recognition of EMS Week. The community is invited to take part in this celebration.
3. As required, Lehigh Engineering Associates, Inc. is notifying the Township, on behalf of Eagles Ridge, that they are making application to the DEP and LCCD for a General NPDES Permit for discharge of storm water from construction activities.
4. As required, Barry Isett & Assoc., Inc. is notifying the Township, that on behalf of Stone Ridge Manor Subdivision, they are making application to the DEP for a General NPDES Permit for discharge of storm water from construction activities.
5. Supervisor Heintzelman thanked everyone for their participation at the cleanup. 481 vehicles came through the checkpoint for the 2-day event. Supervisors Stoudt noted that there would not be a fall cleanup.
6. Supervisor Stahley thanked the community for their cooperation during the recent paving activities at the municipal campus, which necessitated the closing of the yard waste facility.
7. Supervisor Stahley reported that the incident at Mohawk Drive has been resolved. Someone had poured a petroleum substance in the drain, which caused odors to permeate into some houses. The Township had to hire a haz-mat removal service and involve DEP and Lehigh County Authority in the cleanup. He stressed that this was an environmental crime and if the perpetrator is found the Township will prosecute.

COMMENTS FROM THE AUDIENCE

Peter Burke, 5100 Cassidy Drive, and Joseph and Lennie Kuleski, 5127 Cassidy Drive, Gateway North Subdivision, appeared before the Board to requested Township involvement in order to resolve a number of problems in their development. Mr. Burke provided pictures of dead trees, high grass, exposed utilities and problems with grading and erosion. He had appeared before the Board in October of 2004 and feels the Developer has done little to resolve these issues. Atty. Young informed Mr. Burke that the Township Engineer has sent the Developer a punch list of things that must be corrected under the Improvements Agreement and the Zoning Officer has been conducting inspections. Mr. Kuleski questioned whether the detention pond will become a mosquito breeding area because of the standing water. Supervisor Stahley stated that the pond is not completed and will not hold water when finished. The Township will not release any of the Developer's escrow until all Improvement problem are resolved. Ms. Young stated that the Developer has 45 days to comply after service of notice. Supervisor Stahley will conduct a site meeting with the Zoning Officer and Engineer.

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NEW BUSINESS:

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Treasurer's report was approved as presented. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

LCCC PUBLIC SAFETY AND CDL TRAINING CENTER WAIVER REQUEST

Upon motion by Ronald E. Stahley, seconded by Terry P. Stoudt, the Board granted the request from Carl Peckitt, Peter Terry, Don Snyder and Scott McMackin, representing LCCC Public Safety and CDL Training Center, for the following waiver request:

- 1) To allow the inside slopes of the detention basin to be 3 to 1 instead of 5:1.

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.
There were no public comments on this item.

LCCC PUBLIC SAFETY AND CDL TRAINING CENTER PRELIMINARY/FINAL

Carl Peckitt, Peter Terry, Don Snyder and Scott McMackin presented the Preliminary/Final Plan of the LCCC Public Safety and CDL Training Center. Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Plan was tabled with the recommendation that the applicants meet with the Township's Traffic Engineer to resolve some of the traffic issues involving this Plan.

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

RONALD ROTH LOT LINE ADJUSTMENT FINAL

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Preliminary of Ronald Roth Lot Line Adjustment, as presented by Ribello Bertoni, was approved subject to the following conditions:

1. The Developer shall comply with all of the recommendations contained in the letter from the General Planning Engineer dated May 13, 2005.
2. The Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated May 11, 2005.
3. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated May 16, 2005.
4. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated May 6, 2005.
5. The Developer shall comply with all of the recommendations of the Planning Commission Meeting of April 26, 2005.
6. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated May 10, 2005.

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

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**BVP DEVELOPMENT BELLVIEW PLACE LOTS 9 & 9A LOT LINE FINAL
REVISIONS TO RECORDED PLAN**

Ribello Bertoni presented the Final Plan of Bellview Place Lots 9 & 9A with revisions to the recorded plan. Upon motion by Terry P. Stoudt, seconded by Ronald E. Stahley, the Plan with revisions was approved subject to the following conditions:

1. The Developer shall comply with all of the recommendations contained in the letter from the General Planning Engineer dated May 13, 2005.
2. The Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated May 11, 2005.
3. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated May 16, 2005.
4. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated May 5, 2005.
5. The Developer shall comply with all of the recommendations of the Planning Commission Meeting of April 26, 2005.
6. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated May 10, 2005.
7. The Developer shall contribute \$ 1,000.00 to the Recreation Fund.
8. The Developer shall contribute \$ 200.00 to the Traffic Impact Fund.
9. The Sewage Officer shall present a letter verifying that an application for an exemption module is not required by the Developer, or state any outstanding sewage planning requirements.

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

KIDSPACE PRELIMINARY PLAN DEVELOPMENT SCHEDULE

The annual update of the schedule of improvements with regard to the KidsPeace phased preliminary development plan (approved August 19, 1998) was received with some modification to the order of the Phases. No action was taken.

AUTHORIZE ADVERTISEMENT FOR BIDS ORMROD SEWER PROJECT

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Secretary or Keystone Consulting Engineers to advertise for bids for the Ormrod Wastewater Treatment Project. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

RESOLUTION 05-18-05

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, Resolution 05-18-05 was adopted. Resolution 05-18-05 accepts 2 tracts of land along Kernsville Road and Horseshoe Road located in the lands of Fred Jaendl, deceased, as it pertains to Gristmill Estates Lots 46/47/48.

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

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RESOLUTION 05-18-05A

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, Resolution 05-18-05A was adopted. Resolution 05-18-05A accepts a tract of land along Rockdale Road located in the lands of Caroline Lemak, as it pertains to the George Lemak Subdivision.

Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

RESOLUTION 05-18-05B

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, Resolution 05-18-05B was adopted. Resolution 05-18-05B accepts an access easement over land abutting Independence Park as shown on the Plan of Family Fun Center. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley

- yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

RESOLUTION 05-18-05C

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, Resolution 05-18-05C was adopted. Resolution 05-18-05C grants a drainage easement in the lands of North Whitehall Township as shown on the Plan of Family Fun Center. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

AUTHORIZE CHAIRMAN TO SIGN ORMROD SEWER PROJECT

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Chairman to sign the Lehigh County funding document for the Ormrod Wastewater Treatment Project. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

FAMILY FUN CENTER IMPROVEMENTS AGREEMENT

Upon motion by Terry P. Stoudt, seconded by Ronald E. Stahley, the Board authorized the Chairman to sign the Improvements Agreement for Family Fun Center. The developer must provide security and proof of insurance to the satisfaction of the Solicitor. Final recording of the Plan is pending receipt of these documents. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

ALLENTOWN VALVE & FITTING IMPROVEMENTS AGREEMENT

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Chairman to sign the Improvements Agreement for Allentown Valve & Fitting. The developer must provide security and proof of insurance to the satisfaction of the Solicitor. Final recording of the Plan is pending receipt of these documents. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

SPRING HILL GOLF REVISED IMPROVEMENTS AGREEMENT

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Chairman to sign the Improvements Agreement for Spring Hill Golf Revised. The developer must provide security and proof of insurance to the satisfaction of the Solicitor. Final recording of the Plan is pending receipt of these documents. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

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COMMUNICATIONS

1. Thank you letter from Orefield AA for allocation.
2. PA Bulletin

ADJOURNMENT

Meeting adjourned at 5:32 PM.

Respectfully submitted,

Brenda Norder, Secretary