

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS  
MUNICIPAL BUILDING  
JANUARY 16, 2008**

Chairman Ronald E. Stahley called the meeting to order at 7:30 PM followed by the Pledge of Allegiance to the flag and roll call. In attendance were Supervisors Ronald E. Stahley, Terry P. Stoudt, Ronald J. Heintzelman, Attorney Lisa Young and Secretary/Treasurer Brenda Norder.

**APPROVAL OF PREVIOUS MINUTES**

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the minutes of the following meeting were approved as presented: 1. The January 7<sup>th</sup> Organization Meeting; 2. The January 9<sup>th</sup> Workshop and 3. The minutes of December 19, 2007 shall be corrected to include the following under AUTHORIZATION TO PURCHASE LOADER & ADVERTISE SALE OF OLD LOADER: A supplemental fax was received from Powerco on that date at approximately 3:10 PM, which was reviewed by the Board. The respective company representatives (Plasterer and Powerco) discussed their quotes with the Board of Supervisors. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

**ANNOUNCEMENTS**

1. Christmas trees can be dropped off for recycling, in the designated area until January 31<sup>st</sup>, 2008.
2. Tires will not be accepted for recycling until April 1<sup>st</sup>, 2008.
3. As required by Act 14, Lehigh County Authority has notified the Township that they have applied to DEP to renew the NPDES Permit for the Wynnewood Terrace Sewer System.

**COMMENTS FROM THE AUDIENCE:**

Charles Knauss, 3525 Apple Road, Orefield, inquired about the status of traffic studies performed along Route 309. He would be interested in obtaining copies of the recent updates. Atty. Young noted that the study was performed in 1999 and has had several updates filed with PADOT. Supervisor Stahley will confer with Mr. Knauss to determine what information he needs.

Brian Neas, 4410 Rt. 309, Schnecksville, asked why both Board of Supervisors' meetings were not scheduled for 7:30 PM. Supervisor Stoudt indicated that the Board will move the 4 PM to 7:30PM in the event of a controversial matter, as needed, but kept one meeting at 4PM because not all night meetings were well attended.

**TREASURER'S REPORT**

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.

**OLD BUSINESS:**

**TIMM & NANCY STOUTT                      EXTENSION OF TIME**

Upon motion by Ronald J. Heintzelman, seconded by Ronald E. Stahley, the Board accepted an extension of time, until May 7, 2008, in order for the Board to review the Minor Subdivision Plan of Timm & Nancy Stoudt and so that the Developer can resolve outstanding issues with Lehigh County Authority. Roll call: Terry P. Stoudt - abstain; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

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*OLD BUSINESS continued -*

Supervisor Stahley announced that the 2008-budgeted pickup truck has arrived and is being up-fitted with equipment. In addition, the repeater project is waiting for parts in order to upgrade from analog to digital.

**NEW BUSINESS:**

**1935 & 1949 ECHO ROAD**

**PRELIMINARY/FINAL LOT LINE ADJUSTMENT**

Robert Piligian and Atty. Stuart Shmookler presented the preliminary/final plan of the proposed 1935 & 1949 Echo Road Lot Line Adjustment to the Board. Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Lot Line Adjustment was approved subject to the following conditions:

1. Developer shall comply with all of the recommendations contained in the letter from the General Planning Engineer dated January 11, 2008.
2. Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated January 14, 2008.
3. Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated January 15, 2008.
4. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated January 8, 2008.
5. Developer shall comply with all of the recommendations of the Planning Commission Meeting of December 27, 2007, with the exception of condition #8, see waiver request.
6. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated January 3, 2008.

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

**1935 & 1949 ECHO ROAD**

**WAIVER REQUEST**

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board granted the request from Robert Piligian representing 1935 & 1949 Echo Road Lot Line Adjustment, for the following waiver request:

- 1) relief from SALDO Section 10.05.A.7, additional street right-of-way dedication.

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

**MANTZ MINOR SUBDIVISION FINAL**

Nicholas Remy and Arlan Mantz presented the preliminary/final plan of the proposed Mantz Minor Subdivision to the Board. Upon motion by Ronald J. Heintzelman, seconded by Ronald E. Stahley, the Plan was approved subject to the following conditions:

1. Developer shall comply with all of the recommendations contained in the letter from the General Planning Engineer dated October 12, 2007.
2. Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated October 11, 2007.

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*MANTZ MINOR SUBDIVISION continued -*

3. Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated October 4, 2007.
4. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated October 4, 2007.
5. Developer shall comply with all of the recommendations of the Planning Commission Meeting of September 25, 2007.
6. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated January 3, 2008.
7. Atty. Young will review the SALDO to determine if this Plan constitutes a newly created lot in order to establish a Recreation Fee or not.

Note – Atty. Young determined that no recreation or traffic fee is required as the land was previously apportioned from the preserved farm and proposes no new development.

Note – A deed in lieu of condemnation for right-of-way will be prepared.

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

**DONALD & KAREN NEWHARD                      PLANNING MODULE**

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Secretary is authorized to sign the Component # 1 Sewage Planning Module for Donald & Karen Newhard 2 Lot Subdivision. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

**AUTHORIZATION TO DISTRIBUTE BUDGETED IRONTON RAIL-TRAIL ALLOCATION**

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Treasurer is authorized to distribute the budgeted allocation of \$250.00 to the Ironton Rail-Trail Oversight Commission. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

**KOLARIK & ROCCO                      RELEASE OF IMPROVEMENTS ESCROW**

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board accepted the written recommendation of the General Planning Engineer Stephen Gitch, dated January 11, 2008, and authorized a partial release of \$19,200.00 from the escrow balance in the Improvements Escrow Account for Kolarik & Rocco. After outstanding items have been completed to the satisfaction of the Township and a final inspection is conducted, the Developer may request the release of the balance of the escrow. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

**TRANSFER OF ESCROW FOR LEGAL & ENGINEERING                      LCCC**

The Lehigh Carbon Community College has requested that funds from the Legal & Engineering escrow for their Library Project be transferred to their Safety Center Project in order to cover the outstanding fees, due the township, invoiced on December 17, 2007. The college has decided to put the Safety Center Project on hold as indicated in their letter dated December 13, 2007.

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*TRANSFER OF ESCROW FOR LEGAL & ENGINEERING continued -*

After consultation with the Solicitor and the General Planning Engineer, Secretary/Treasurer Brenda Norder recommended that \$2,063.35 of the legal and engineering escrow from account 256.016 (LCCC Library) be transferred to account 257.015 (LCCC Safety Center). That will leave a balance of \$300.00 in the Library account to cover outstanding issues that will result in future engineering invoices. The Safety Center invoices will have an outstanding balance due of \$188.53 that was not covered by the transfer.

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Treasurer to transfer the designated escrow balance. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

**AUTHORIZATION OF ENGINEERING SERVICES FOR JOINT COMPREHENSIVE PARK RECREATION & OPEN SPACE PLAN**

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Chairman to sign the Authorization of Services for the Joint Comprehensive Park Recreation & Open Space Plan, engaging the firm of Spotts, Stevens & McCoy as engineering consultants for this Plan. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

**REFUND OF TAXES**

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Board approved the request from the Lehigh County Assessment Office and authorized the Treasurer to refund Township taxes based on KOZ property exemption for a parcel located at 3012 Levans Road for \$81.24.

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

**RESOLUTION 01-16-08 AMENDMENT TO THE FEE SCHEDULE**

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, Resolution 01-16-08 was adopted. Resolution 01-16-08 adopts, amends and revises the 2008 schedule of fees for item #12.A as follows: A use and occupancy permit is required for a change in use of a structure or land and item #21, B.1 as follows: The maximum escrow fee for consulting engineering and legal for residential developments shall be \$50,000. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

**RESOLUTION 01-16-08A**

Upon motion by Terry P. Stoudt, seconded by Ronald E. Stahley, Resolution 01-16-08A was adopted. Resolution 01-16-08A accepts land for Right-of-Way along Mulberry Street located in the lands of Louise Rabenold. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

- Supervisor Stoudt announced that he has drafted a summer sports camp brochure and submitted it to Parkland School District for approval of advertisement in the School District.

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- Supervisor Heintzelman announced that he has contacted several haulers in order to obtain quotes for the Township Clean-up that is scheduled for April 25th & 26<sup>th</sup>.

**APPOINTMENT TO PLANNING COMMISSION**

Supervisor Stoudt announced that Jim Morris resigned from the Township Planning Commission. Supervisor Stoudt moved to appoint Joann Guth to fill the unexpired term, until December 31, 2008, of Mr. Morris, seconded by Ronald E. Stahley. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item. Supervisor Stoudt praised Mr. Morris' dedication and commitment to the Township and wished him well in his future endeavors.

- Supervisor Stahley noted that he and the Roadmaster are in the process of researching information for the budgeted single axle truck.

**COMMUNICATIONS**

1. PSATS New Bulletin
2. PSATS Convention Packets
3. KMIT Workers Compensation Audit

**ADJOURNMENT** Meeting adjourned at 8:07 PM.

Respectfully submitted,

Brenda Norder, Secretary