

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS  
MUNICIPAL BUILDING  
FEBRUARY 18, 2009**

Chairman Ronald E. Stahley called the meeting to order at 7:00 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. February 4<sup>th</sup>, Board of Supervisors Meeting.  
Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

**ANNOUNCEMENTS**

1. Tires will not be accepted for recycling until April 1<sup>st</sup>, 2009
2. The Township is participating in an AdoptaPlatoon Program, through the AdoptaPlatoon organization. Residents are invited to participate by contacting our office or by visiting our website. We are currently sponsoring 2 females and 1 male.
3. An aide from Senator Browne's office will meet with residents in the public meeting room, on Monday, March 23<sup>rd</sup>, from 10 AM to 2 PM to answer questions about and provide assistance in completing the 2008 Property Tax/Rent Rebate applications.
4. Township Cleanup will be held at the Schnecksville Fire Company property on April 24, 10 AM to 2 PM and April 25, 8 to 11 AM.
5. Representatives from EPA are considering holding an informational meeting early in March. Details will be announced as they become available.

**COMMENTS FROM THE AUDIENCE:**

Jeff Johnson, 5474 Old Mile Hill Road, Orefield, asked for advice on resolving a problem involving junk vehicles used for fire company training. The vehicles are stored on a trucking terminal's property across from the fire company and the Zoning Officer has cited the owner for being in violation of the Zoning Ordinance, as it pertains to junk vehicles.

**TREASURER'S REPORT**

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Treasurer was authorized to disburse General Fund checks # 1968-2032. Roll call: Terry P. Stoudt - ; Ronald E. Stahley - ; Ronald J. Heintzelman - .

**OLD BUSINESS:**

**CLEANUP QUOTES**

After a review of the quotations received for the Spring Cleanup, to be held on April 24 and April 25, Supervisor Heintzelman made a motion to award the bid to JP Mascaro and Sons, at their low quote of \$150.00 per load and \$75.00 per ton. Ronald E. Stahley, seconded the motion and the Board awarded the bid to JP Mascaro and Sons. 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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**ORDINANCE 2008-4 ATVS**

The Board discussed the need for amendments to address the suggestions regarding restriction by residential lot size, hunters, golf courses and people with disabilities.

**NEW BUSINESS:**

**UNION CHURCH OF NEFFS                      LOT LINE                      FINAL**

Eric Light presented the Union Church of Neffs Lot Line Adjustment & Consolidation Plan to the Board. Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Plan was approved as a Final subject to the following conditions:

1. The Developer shall comply with all of the recommendations contained in the letter from the Special Projects Engineer dated February 10, 2009.
2. Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated January 21, 2009.
3. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated February 12, 2009.
4. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated February 6, 2009.
5. The Developer shall comply with all of the recommendations of the Planning Commission Meeting of January 27, 2009.
6. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated February 4, 2009.
7. The Developer shall show the extension of the paved road on Lot 1 to Lot 2 on the Plan.

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

**TIMM & NANCY STOUDT                      EXTENSION OF TIME**

Upon motion by Ronald J. Heintzelman, seconded by Ronald E. Stahley, the Board accepted an extension of time, until May 20, 2009, 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.

**REQUEST FOR PERMISSION TO WAIVER DISTANCE REQUIREMENT**

John Drabic, 3951 Maple Street, Allentown, submitted a letter requesting permission from his adjacent property owner, the Township, to place his shed 3 feet from the property line. The Zoning Ordinance requires a 5-foot distance from the property line unless permission is granted from the abutting neighbor. Upon motion Terry P. Stoudt, seconded by Ronald E. Stahley, the Board granted permission to waive the distance requirement. 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 SCHNECK HOUSE ALLOCATION**

Upon motion by Ronald J. Heintzelman, seconded by Ronald E. Stahley, the Treasurer is authorized to distribute the 2009-budgeted allocation of \$2,000.00 to the Upper Lehigh Historical Society's Schneck House. 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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**PROPERTY OWNERS PETITION FOR IMPROVEMENTS - HARVEST PLACE**

Judy Danko, 5820 Harvest Place, Schnecksville and Nina Weiss, 5795 Harvest Place, Schnecksville, appeared before the Board regarding a petition signed by residents of Harvest Place requesting the Township use the Developer's Improvements escrow to finish the subdivision's road. Discussion ensued regarding the residents' rights, the Developer's responsibility and the Township's role in assisting the residents to reach a resolution to the issue.

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board denied the petition as submitted, because it included language that requested the Township to waive its' statutory rights to assess the residents should the costs of the improvements exceed the amount of the escrow. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Board appointed Atty. Young and Community Affairs Director Terry Stoudt to pursue discussions with the developer regarding the completion of the road improvements. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

- Jeff Johnson, 5474 Old Mile Hill Road, Orefield, commented that the residents should be contacting the developer and their realtors with their dissatisfaction.
- Nancy Braymer, 3532 Apple Road, Orefield, inquired if the developer has a timeline in which to complete his subdivision or road.
- Carol Rearick, 4636 Anthony Drive, Coplay, commented that the Board would set a precedence if they accepted the petition and that the residents should seek out the developer with their complaints.

**IRONTON RAIL TRAIL      WETLANDS SURVEY**

Ray Deutsch, IRT Oversight Committee Representative, informed the Board that the IRT Commission has reached an informal agreement for land realignment with Sam Saxton, owner of Lehigh Valley Sporting Clays. This realignment would fulfill the last step to complete the trail in North Whitehall Township. Mr. Deutsch requested the Board expend the budgeted funds to conduct a survey in order to obtain a wetlands permit and authorize the Public Works Director to sign the necessary documents.

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Public Works Director to sign the documents and to expend the budgeted funds for this project. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

**ADVERTISE FOR BIDS      ROAD MATERIALS, IN-PLACE JOBS AND EQUIPMENT RENTAL**

Upon motion by Ronald E. Stahley, seconded by Ronald E. Stahley, the Secretary is authorized to advertise for Road Materials, In-Place Jobs and Equipment Rental bids for the year 2009. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

**AUTHORIZE ADVERTISEMENT FOR PROPANE**

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Secretary to advertise for propane fuel. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

- Jeff Johnson, 5474 Old Mile Hill Road, Orefield, inquired if the fire companies would be able to piggyback on the propane bid.

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**LEHIGH COUNTY EDUCATION CENTER WAIVER REQUEST**

A written request was received from Remington, Vernick and Beach Engineers, on behalf of Lehigh County, requesting a waiver of the application submission fee and the legal and engineering escrow, as it pertains to the County's proposed Environmental Center.

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board approved the waiver for the application submission fee and authorized a reduced escrow fee of \$10,000.00 instead of the required \$50,000.00. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

- Nancy Braymer, 3532 Apple Road, Orefield, inquired about the nature of the proposed building.

**STREET LIGHT BILLING FOR TRANSFERRED PARCEL**

Tax Collector Susan Gelinis submitted a written report to the Board that a parcel of land previously assessed at the residential rate of \$35.00 was transferred to Lehigh Carbon Community College. LCCC's streetlights are assessed at the institutional rate of \$1,500.00 and she requested the Board's advice if the transferred parcel's assessment should be changed. Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board determined the parcel shall continue at the current assessment rate of \$35.00/year. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

**NWT EMERGENCY SERVICES CAPITAL RESERVES FUND LOAN ASSISTANCE PROGRAM**

Upon motion by Ronald J. Heintzelman, seconded by Terry P. Stoudt, the Board granted the request of the Northern Valley Emergency Medical Services' (NOVA) request of a \$39,000.00 grant from North Whitehall Township's Emergency Services Long Term Capital Reserves Fund toward the purchase of two used ambulances and waived the PEMA loan and 3 comparable bids requirements. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

Resolution 05-02-01 (amended by Rels. 12-19-01E & 01-18-06A) provides for grants from the Emergency Services Long Term Capital Reserve Fund.

**APPOINTMENT OF NOTE COUNSEL**

On the recommendation of Atty. Young, Supervisor Heintzelman moved to retain Mette, Evans and Woodside as Note Counsel with regards to the proposed loan financing, seconded by Terry P. Stoudt. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

**STATE SODIUM CHLORIDE PURCHASE PROGRAM**

Upon motion by Ronald E. Stahley, seconded by Terry P. Stoudt, the Board authorized the Secretary to complete the necessary forms in order to participate in the Commonwealth's state contract for Sodium Chloride. We are requesting +/- 1500 tons. 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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**ADDITIONAL COMMENTS**

Ernie Atiyeh, Allentown, announced that the next Neighborhood Watch meeting will be held on May 17<sup>th</sup>, 7 PM at the Schnecksville Fire Company. The Lehigh County Auto Task Force will attend and conduct etchings of VIN numbers on vehicles for interested residents. Mr. Atiyeh is currently working with the Township and the Neighborhood Watch Committee on the possibility of locating a PA State Police substation within the Township.

**COMMUNICATIONS**

PA Bulletin  
PSATS News

**ADJOURNMENT** Meeting adjourned at 8:33 PM.

Respectfully submitted,

Brenda Norder, Secretary