

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
MUNICIPAL BUILDING
MARCH 4, 2009**

Vice-Chairman Terry Stoudt 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 Terry P. Stoudt, Ronald J. Heintzelman, Attorney Lisa Young and Secretary/Treasurer Brenda Norder. Supervisor Stahley was on an emergency call.

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 18th, Board of Supervisors Meeting.
Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - absent; Ronald J. Heintzelman - yes.

ANNOUNCEMENTS

1. Tires will not be accepted for recycling until April 1st, 2009
2. The Township is sponsoring an AdoptaPlatoon Program, through the AdoptaPlatoon organization. Resident 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 23rd, 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. The Township was the recent recipient of a Recycling Performance Grant from DEP for the year 2005 in the amount of \$5,860.00
6. The Tax Office will be closed Wednesday, March 11th through Wednesday, March 18th and Saturday, March 21st. The Office will be open Thursday and Friday, March 19th and 20th.

Supervisor Ronald Stahley returned and conducted the remainder of the meeting.

COMMENTS FROM THE AUDIENCE: No comments.

TREASURER'S REPORT

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the February Treasurer's report was approved as presented and the Treasurer was authorized to disburse checks # 2034-2079. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

OLD BUSINESS:

PUBLIC HEARING #2 COMPREHENSIVE PLAN

RESOLUTION 03-04-09A

Chairman Stahley recessed the regular meeting in order to conduct a Public Hearing to hear comments on the proposed adoption of the Comprehensive Plan. Atty. Young reported on comments from a neighboring municipality and additional changes needed to the Plan. Mr. Glenn Neuhs, Spotts, Stevens & McCoy, reported on changes to the Plan 's text based on comments from the Lehigh Valley Planning Commission.

Chairman Stahley called for comments from the audience.

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WAL-MART SUBDIVISION PLAN continued

Comments:

- Kathy Bryan, 3126 Woodlea Road, Orefield, asked how Wal-Mart addressed the sewer concerns of the Keystone Consulting Engineers' letter of November 18, 2008.
- Molly Riley-Cygan, 4235 Route 309, Schnecksville, inquired how the homes near Wal-Mart would be affected if Wal-Mart receives public sewer.
- Jerome Joseph, 3521 Rome Court, Orefield, wanted to know how many septic failures have been identified of late.
- Charles Knauss, 3525 Apple Road, Orefield, read excerpts of a letter from the Lehigh Valley Planning Commission to Jim Morris, dated September 2007, regarding Act 537 and asked for an explanation of LVPC's comments.
- Nancy Braymar, 3532 Apple Road, Orefield, inquired if any building could be completed without sewer plans approved by DEP.
- Jeff Johnson, 5474 Old Mile Hill Rd., Orefield, asked if Wal-Mart must show final sewer plans if they are only applying for approval to divide the property.
- Kathy Bryan, 3126 Woodlea Road, Orefield, asked what issues have been addressed in the Zoning Officer's letter of November 19, 2008, the Traffic Engineer's letter of November 21, 2008 and the SEO's letter of November 10, 2008.
- Charles Knauss, 3525 Apple Road, Orefield, inquired as to who sets the traffic impact and recreation fees and how are traffic studies verified.
- Michelle Collins, 2761 Earhart Ct., Orefield, noted that these issues are part of an upcoming court hearing in March and would that affect tonight's decision.
- Jerome Joseph, 3521 Rome Court, Orefield, inquired about the KidsPeace sewer plant approval status and the payment of the plant.
- Kathy Bryan, 3126 Woodlea Road, Orefield, asked for further clarification on the condition regarding the traffic.

Supervisor Stahley noted that during the Land Development stage he expects to see cleaner plans from the Developer than what is currently being submitted.

Discussion followed regarding the possibility of a joint meeting of the Board of Supervisors and the Planning Commission in order to hear the traffic presentation.

- Nancy Braymar, 3532 Apple Road, Orefield, asked if the Board would make a decision on the night of the traffic presentation or at a later date after the joint meeting.
- Paul Valtos, 4751 Orchard Road, Schnecksville, wanted to know when he could comment on the security issue.

**RESOLUTION 03-04-09 SPRING KNOLL ESTATES LOTS 6/6A
SEWAGE PLANNING MODULE COMPONENT #2**

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Board adopted Resolution 03-04-09. Resolution 03-04-09 approved a Sewage Plan for New Land Development as it pertained to the plan of Spring Knoll Estates Subdivision Lots 6/6A and authorized the Secretary to sign the Planning Module. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

AUTHORIZATION TO SIGN AUDIT LETTERS

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the Secretary to sign letters of engagement and representation for Buckno, Lisicky & Co. as it pertains to the audit of the IDP Grant for the period of March 2003 through June 2008. 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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RELEASE OF ESCROWS FOR LEGAL & ENGINEERING

After consultation with the Solicitor and the General Planning Engineer, Secretary/Treasurer Brenda Norder recommended the following escrow for legal and engineering be returned:

Bausch Minor \$ 4,501.50

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Board authorized the Treasurer to return the 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 TO ATTEND AUCTION

Upon motion by Ronald E. Stahley, seconded by Terry P. Stoudt, the Board authorized Supervisor Heintzelman to attend an auction on behalf of the Township with a bidding limit of \$1,000.00. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

AUTHORIZATION FOR IRT COMMISSION TO USE TAX ID NUMBER

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the use of the Township's Tax ID number by the Ironton Rail-Trail Commission, in their pursuit to obtain a DCED grant to redeck a bridge on the Township's portion of the trail. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

AUTHORIZATION TO ADVERTISE SALE OF RENOVATION MATERIALS

Upon motion by Ronald J. Heintzelman, seconded by Terry P. Stoudt, the Board authorized advertisement of the sale of the excess materials, resulting from the renovation, by sealed bid. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

Supervisor Stahley reported on the Jordan Creek Greenway Project. This project proposes to link the City of Allentown via the Jordan Creek to the Trexler Preserve and portions of northwestern Lehigh County.

- John Getty, 3331 Woodlea, Orefield, asked for clarification of the trail's purpose and route.
- Molly Riley-Cygan, 4235 Route 309, Schnecksville, reported that it is nearly impossible to exit her driveway and requested that lines be painted on the roadway to delineate the road shoulder.
- Samantha Neas, 4410 Route 309 Schnecksville, inquired about the status of the Sand Spring Road/Route 309 paving project.

COMMUNICATIONS

Downstream notification for the Horsehead Corporation, Benecon Newsletter, PA News Bulletin, Waste News

ADJOURNMENT Meeting adjourned at 8:50 PM.

Respectfully submitted, Brenda Norder, Secretary

The Board held an Executive Session to discuss matters of litigation and personnel.