

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
MUNICIPAL BUILDING
MARCH 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. March 4th, 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 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. The Tax Office will be closed Saturday, March 21st. The Office will be open Thursday and Friday, March 19th and 20th.
4. 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.
5. Bids for paving materials, aggregates, and pipes have been advertised and will be publicly opened on March 27th at approximately 8:45 AM.
6. 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.
7. The Township was the recent recipient of a Recycling Performance Grant from DEP for the year 2006 in the amount of \$18,678.00
8. There will be traffic pattern changes between Orefield Cold Storage and the former Old Packhouse Road and the new signal at Pennsylvania Drive will be activated.
9. The Ironton Rail Trail Commission will hold a trail workday Saturday, March 21, starting at 8 AM.
10. Starting May 4th – 8th the Township will conduct a roadside leaf-waste pickup program. Leaf waste consists of twigs, leaves, and garden and yard trimmings. No grass will be accepted.

COMMENTS FROM THE AUDIENCE:

Keith Bult, 2706 Levans Rd., Coplay, inquired about the status of the violations issued to Future Cars.

TREASURER'S REPORT

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Treasurer was authorized to disburse checks # 2080-2152. 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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OLD BUSINESS:

Supervisor Stahley announced that his comment to the Wal-Mart representatives at the March 4th, 2009 meeting, regarding the out dated reviews of their plan, was inappropriate. The Plan reflected what was required under Township guidelines. Mr. Stahley apologized for his remark.

ORDINANCE 2009-1 MAJOR CAPITAL IMPROVEMENTS FUNDING

Atty. Thomas Smida, Bond Counsel for Mette, Evans and Woodside, presented an overview of the loan obligations, for the building improvements loan, to be obtained from the Neffs National Bank at a 3.75 % interest rate for 10 years. Ordinance 2009-1 approved the Board authorizing and directing issuance of a general obligation note in the amount of \$1,000,000.00. The loan is to be used for building renovations and repairs.

Supervisor Stahley called for comments from the floor.

- Laura Warmkessel, 2077 Juniper Drive, Coplay, asked how will the loan effect taxpayers.
- Sheila Horwith, 4149 Hill Street, Coplay, inquired as to the nature of the renovations.

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board approved Ordinance 2009-1. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

NEW BUSINESS:

MAUCH CHUNK OFFICE BUILDING/SAFE DEVELOPMENT PRELIMINARY

Jeff Ott and David Serfass presented the Preliminary Plan of Safe Development to the Board. Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, 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 February 17, 2009.
2. Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated February 19, 2009.
3. Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated February 19, 2009.
4. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated February 2, 2009.
5. Developer shall comply with all of the recommendations of the Planning Commission Meeting of February 24, 2009.
6. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated March 5, 2009.
7. The Traffic Impact Fund contribution shall be determined upon further review of the traffic generated, based on actual use and number of employees.
8. The Developer's engineer shall supply the calculations for the determination of the Recreation Fund contribution.
9. The Developer shall have the Highway Occupancy Permit number displayed on the Plan after resolution of the issue with Penn DOT.

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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MAUCH CHUNK OFFICE BUILDING/SAFE DEVELOPMENT

WAIVER REQUEST

Jeff Ott and David Serfass, representing the Safe Development Land Development, requested the following waiver:

1) The plan is viewed as a Final as well as a Preliminary;

Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the waiver was granted. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

LEHIGH CARBON COMMUNITY COLLEGE COMMUNITY SERVICES BUILDING FINAL
(f/k/a Public Safety Center)

Carl Peckitt, Scott McMackin, Larry Ross and Susan Blalock presented the Final Plan of LCCC Community Services Building to the Board.

- Nancy Braymer, 3532 Apple Road, Orefield, asked if the need for a traffic study will be addressed at the next meeting.
- Laura Warmkessel, 2077 Juniper Drive, Coplay, asked for an explanation of traffic impact fees.
- Charles Knauss, 3525 Apple Road, Orefield, inquired how the Township knows what fee to use if there is no study and commented that the rule for impact fees should be applied equally to all businesses.
- Jeff Johnson, 5474 Old Mile Hill Road, Orefield, noted that a Knox box should be required.
- Doug Wetzel, 4337 Sand Spring Road, Schnecksville, noted that there seemed to be conflicting statements regarding the time frame for the improvements to the Sand Spring Road/Route 309 intersection and inquired if there would be any interim leveling of the roadway.

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Plan was tabled until the April 1st meeting. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

EXTENSION OF TIME LEHIGH CARBON COMMUNITY COLLEGE

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board accepted an extension of time, until April 1, 2009, in order for the Board to review the Final Plan of LCCC Community Services Building and so that the Developer can resolve outstanding traffic and recreation issues. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

ATV VIOLATIONS LAUREL BUTRYN

Residents Michael and Laurel Butryn appeared before the Board to discuss violations issued for ATV activities. Discussion ensued regarding but not limited to: Ordinance 2008-04 restrictions, the need for amendments to the Ordinance, and waiving the 50' property line restriction if permission is granted from the abutting neighbor.

- Terri Grim, 4627 Anthony Drive, Coplay, objected to the constant videotaping which she felt violated her privacy.
- Sheila Horwith, 4149 Hill Street, Coplay, Keith Bult, 2706 Levans Rd., Coplay, Stanley Kokolus, 2535 Crest Street, Coplay, the Butryns and Ms. Grim all asked for more information regarding this issue and expressed interest to be included in any future meetings.

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ATV VIOLATIONS continued

- Roger Rearick, 4636 Anthony Drive, Coplay, stated that in addition to being in violation of the Township's ordinance, the ATV riders were also in violation of EPA laws for dust pollution.

A follow up meeting between the residents and Township representatives will be scheduled.

UNIONVILLE STREET SPEED STUDY RECOMMENDATION

In a letter dated March 2, 2009, Township Traffic Engineering firm Spotts, Stevens & McCoy, recommended a speed limit for Unionville Street as it related to the Neffs Church parking lot expansion plan. A 35 MPH posted speed limit was suggested.

Upon motion by Ronald J. Heintzelman, seconded by Terry P. Stoudt, the Board approved the recommended speed limit for Unionville Street. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

- Doug Wetzel, 4337 Sand Spring Road, Schnecksville, inquired what is the length of the road to justify a 35 MPH limit.

WELL ISOLATION DISTANCE EXEMPTION & GROUNDWATER STUDY WAIVER REQUEST

Sewage Enforcement Officer, Scott Bieber submitted a letter dated March 17, 2009, to the Board, recommending that the request for the well isolation distance exemption and groundwater study waiver for Ed and Janet Faust, 4479 Shankweiler Road, be granted.

Upon motion by Ronald J. Heintzelman, seconded by Terry P. Stoudt, the Board accepted the written recommendation of the Sewage Enforcement Officer and granted the well-sewage system isolation distance exemption and groundwater waiver request. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

ADDITIONAL COMMENTS

- Chuck Horwith, 2560 Neffs Laurys Road, Coplay, complemented the Public Works crew on the removal of the snow and ice.
- Laura Warmkessel, 2077 Juniper Drive, Coplay, inquired if there were plans for repairs on Levans Road.
- Charles Knauss, 3525 Apple Road, Orefield, asked if the Board has heard from the EPA on scheduling another meeting and if they have heard when Wal-Mart plans to present their traffic study.
- Richard Getz, 3333 Mauch Chunk Road, Coplay, inquired if outside contractors may use the recycling drop-off area if they are doing work for a Township resident and would the fence be locked during certain hours.

COMMUNICATIONS

PSATS Policy Statement, Thank you cards from Upper Lehigh Historical Society and Laurys Station Fire Co. for their allocations.

ADJOURNMENT Meeting adjourned at 8:44 PM.

Respectfully submitted,

Brenda Norder, Secretary