

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
MUNICIPAL BUILDING
SEPTEMBER 2, 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. August 19th Board of Supervisors Meeting. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

ANNOUNCEMENTS

1. The Township Offices will be closed Monday, September 7th for the Labor Day Holiday.
2. The 5th annual Senior Activity Day will be held September 17th at the Schnecksville Fire Company Pavilion.
3. The Township Offices will be closed Monday, October 12th for the Columbus Day Holiday.
4. Township trick or treat night will be held on Friday, October 30th from 6-8 PM, with a rain date of Saturday, October 31st from 6:00 to 8:00 PM.
5. An estimate of the municipal obligation to the North Whitehall Township Retirement Plan will be submitted at a later date. An estimate will be established after the third quarter is complete and the check from the State Pension Aid is received.
6. The Township has been approved to received \$16,517.00 from DEP for the 2007 Recycling Performance Grant.
7. Lehigh County has announced that their annual Household Hazardous Waste drop-off will be held Saturday, October 17 at the LC Authority Wastewater Plant. All participants must be pre-registered by calling 610-799-4177 x229.
8. Emergency Preparedness Day will be held September 19, from 10 AM to 4 PM at the PA Expo Center in South Whitehall.
9. PA DOT is implementing a new 511 system to allow motorist to check construction delays.

COMMENTS FROM THE AUDIENCE:

- Mark Hills, 4045 River Drive, Laurys Station, commented that the new warning sign put up by PADOT, on Rt. 145, is too close to the intersection.
- Richard Getz, 3333 Mauch Chunk Road, Coplay, inquired about trying to stop trucks from using jake brakes.
- Samantha Neas, 4410 Rt. 309, Schnecksville, inquired how an ordinance for jake brakes would be enforced. Mr. Getz replies that once signs were erected truck drivers usually abide by them.
- Michael Kondravy, 3615 Levans Rd., Allentown, stated it's been over a year since he requested something be done about jake brakes and wondered why nothing has happened.
- Mark Hills, 4045 River Drive, Laurys Station noted that there are signs all over the state and we should be able to put them up without an ordinance.

TREASURER'S REPORT

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the August Treasurer's report was approved as presented and the Treasurer was authorized to disburse General Fund checks #2718-2763, Capital Project check 2558 and Impact Study check 137. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

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OLD BUSINESS:

Supervisor Stahley noted new EPA updates are available on their website.

NEW BUSINESS:

RASPBERRY HILL FINAL SUBDIVISION

Don Steffy and Lew Rauch presented the Final Plan of the Raspberry Hill Subdivision. 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 General Planning Engineer dated August 28, 2009. This also includes traffic review.
2. The Developer shall comply with all of the recommendations contained in a previous letter from the Sewage Enforcement Officer dated August 20, 2009.
3. In response to the review letter from the Zoning Officer dated September 1, 2009, it was noted that a letter regarding the pipeline was received from Buckeye Partners on September 2007. Also noted the emergency access agreement is satisfactory in draft form and the Solicitor will need to approve the final document. The Township will research the issue of infiltration dry wells as utilized in the Paradise Estates subdivision.
4. The Developer shall comply with all of the recommendations of the Planning Commission Meeting of October 24, 2006.
5. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated August 19, 2009.
6. The Developer shall contribute \$ 2,800.00 to the Traffic Impact Fund.
7. The Developer shall contribute \$ 14,000.00 to the Recreation Fund.
8. Resolution of the issues regarding stormwater directed toward Todd Lake and the adjoining subdivision (Stone Ridge).

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

- Samantha Neas, 4410 Rt. 309, Schnecksville, asked what can the developer do after getting final approval and must they wait for EPA's approval.

WAIVER OF 5-YEAR RECORDING REQUIREMENT RASPBERRY HILL

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board approved waiving the 5-year recording requirement in which to record a Plan and granted a 10-year recording period on condition all original conditions have been met. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

TIMBERIDGE VI RELEASE LETTER OF CREDIT, ESTABLISH CASH ESCROW

The 18-month maintenance period for Timberidge VI expires October of 2009 and the Developer's Letter of Credit expires September of 2009. Two items related to this project are still outstanding: 1) a small repaired/repaved area would still need to be under the 18-month maintenance period, and 2) a portion of sidewalk in front of Lot 75 needs to be installed.

The General Planning Engineer Stephen Gitch has submitted a written recommendation dated August 28, 2009, proposing the release of the Letter of Credit and accepting a cash escrow for the coverage of the sidewalk installation and the maintenance of the repaired area for the period of the one-month gap.

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Timberidge VI Release letter of credit, establish cash escrow continued

The estimated cost of the sidewalk installation is \$2,500.00 and the cost of the repaired area is \$3,000.00 for a total cash escrow of \$5,500.00.

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board accepted the written recommendation of the General Planning Engineer Stephen Gitch. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

PROPERTY MAINTENANCE DISCUSSION

This item was not discussed as Fred Nonnemacher, 2934 Route 309, Orefield, did not attend the meeting. Mr. Nonnemacher had requested the issue be placed on the agenda.

TCC DELEGATE APPOINTMENT

Act 32 requires the Township to appoint a voting delegate and alternate to be our Tax Collection Committee representatives under the new local earned income tax collection reform legislation. This legislation establishes a new countywide tax collection district for income tax collection. Upon motion by Ronald E. Stahley, seconded by Terry P. Stoudt, the Board appointed Frank Pearn as voting delegate and Susan Gelinas as interim alternate. The Board is seeking an interested person to assume the role of alternate on a regular basis. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

- Mark Hills, 4045 River Drive, Laurys Station, inquired as to who will collect the tax in the future.

AUTHORIZATION TO DISTRIBUTE BUDGETED ALLOCATIONS EMS & SR. CLUBS

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Treasurer is authorized to distribute the budgeted allocations to the Service Organizations contingent on the Secretary receiving all required documents and the Senior Citizens. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

PLANNING SEMINAR

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board approved the cost of registration and mileage, for members of the Planning Commission to attend an educational seminar on September 19th and approved the cost of registration, accommodation and mileage, for members of the Planning Commission to attend the annual APAPA conference on October 4-6th. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

- Mark Hills, 4045 River Drive, Laurys Station, inquired about the difference between mileage compensation and the cost of a hotel room.

AUTHORIZE ADVERTISEMENT SIGN BIDS

Upon motion by Terry P. Stoudt, seconded by Ronald J. Heintzelman, the Board authorized the advertisement for bids for a sign project regarding reflective signage. A portion of the cost will be reimbursed through a grant program with 3M for the sheet goods to back the signs. 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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- Charles Knauss, 3525 Apple Road, Orefield, expressed his concerns regarding an abandoned property at Shankweiler Road and Apple Road.

Nancy Braymer, 3532 Apple Road, Orefield, also expressed concerns and stated weeds and a tree hamper the sight distance. She noted the Zoning Officer has stated that written attempts to notify the owner have been returned.

Richard Getz, 3333 Mauch Chunk Road, Coplay, inquired if the Board could find the owner through tax records.

Upon motion by Ronald E. Stahley, seconded by Terry P. Stoudt, the Board authorized a review of the property and if required, to contact Spotts, Stevens & McCoy for a structural evaluation. Pending the results of the evaluation if it is deemed necessary the Township will pursue condemnation and razing procedures. Roll call: Terry P. Stoudt - yes; Ronald E. Stahley - yes; Ronald J. Heintzeman - yes.

- Harold Smith, 5526 Park Valley Road, Schnecksville, commented on weeds along Neffs Laurys Road.
- Supervisor Heintzeman reminded everyone that the recycling area gate would be locked at 7 PM and opened at 7:30 AM.

COMMUNICATIONS

PSATS News Bulletin
Benecon Newsletter
PA DOT Bulletins

ADJOURNMENT Meeting adjourned at 8:17 PM.

Respectfully submitted,

Brenda Norder, Secretary