

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
NORTH WHITEHALL TOWNSHIP MUNICIPAL BUILDING
AUGUST 17, 2010**

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, Ronald J. Heintzelman, and Jerry Joseph, Attorney Lisa Young, and Secretary/Treasurer Brenda Norder.

APPROVAL OF PREVIOUS MINUTES

Upon motion by Ronald J. Heintzelman, seconded by Jerry Joseph, the minutes of the following meeting were approved as presented: 1. August 3rd Board of Supervisors Meeting. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

ANNOUNCEMENTS

1. The Township Offices will be closed Monday, September 6th for the Labor Day Holiday.
2. The annual Senior Activity Day will be held September 16th at the Schnecksville Fire Company Pavilion.
3. Community Preparedness Day will be held at the PA Expo Building in South Whitehall Township on September 18th.
4. Residents may sign-up for email alerts on the Township's website.
5. Starting September 7 until October 31 the recycling center will be open from 7:30 AM till 7 PM.

- Supervisor Joseph announced he received a complaint about garbage in a neighboring yard. He inquired what must be done to amend our current ordinance to allow the Township to clean up areas deemed hazardous to other residents and bill the property owner. Discussion ensued.

Motion - Upon motion by Jerry Joseph, seconded by Ronald E. Stahley, the Board authorized Atty. Young to advertise an amendment to Ordinance 2008-1.

Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

- Supervisor Joseph also inquired about the status of video/audio taping the Board meetings and he posed questions regarding the zoning amendment actions of the last Board meeting with regard to the MPC and Zoning Ordinance requirements. Discussion ensued.

COMMENTS FROM THE AUDIENCE:

- Dan Linchuck and Pat Carl, both of Shady Lane, Orefield, discussed the impact of the water runoff on their properties and inquired about the status of the Township's research of the problem
- Chuck Braymer, 3532 Apple Road, Orefield, inquired about the Ethics Board input on the zoning amendment actions of the last Board meeting.
- Richard Getz, Mauch Chunk Rd., Coplay, requested a copy of the noise ordinance because of continuing brake retarder noise.
- Mark Hill, River Rd., Laurys Station, suggested installing 'No Brake Retarders' signs around the Township.
- Mike Kondravy, Levans Rd., Allentown, asked what the Public Works Director was measuring on Levans Road recently and was it related to the jake brake issue.
- Brian Neas, Route 309, Schnecksville, also commented on the retarder issue. I believe he stated that a recent court ruling made such legislation illegal.
- The following members of Boy Scout Troop 150 of Orefield attended the meeting as a requirement toward earning the Citizenship in the Community and Communications merit badge: Timmy Turner, Cory Walker, Nick Schaefer, Jonathan Polek, Bobby Oncheck, and Caleb Connelly.

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TREASURER'S REPORT

Upon motion by Ronald J. Heintzelman, seconded by Jerry Joseph, the Treasurer was authorized to disburse checks # 4034-4072. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

OLD BUSINESS: No old business.

NEW BUSINESS:

WAL-MART LAND DEVELOPMENT FINAL

Atty. Erich Schock and Bud Newton presented the Wal-Mart Land Development to the Board. They reviewed the conditions imposed at the Preliminary approval stage. It was noted that the Developer has agreed to the condition as enumerated by them, numbers 1 through 24 inclusive. Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Plan was tabled until the Board receives clarification on consultants' review letters, specifically pertaining to sewage issues. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes.

- Atty. Jeffrey Dimmich, on behalf of N. Whitehall for Sustainable Development, requested the Board reject the plan based on the developer not having met a substantial condition of the SALDO regarding sewage.

RIVERSIDE PROFESSIONAL BLDG IMPROVEMENTS PRELIMINARY

Steve Pany and Steve Mohle presented the Riverside Professional Bldg Improvements to the Board. Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Plan was approved as a Preliminary 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 July 21, 2010.
2. Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated July 21, 2010.
3. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated July 16, 2010.
4. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated July 7, 2010.
5. The Developer shall comply with all of the recommendations of the Planning Commission Meeting of July 27, 2010.
6. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated August 4, 2010.

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

RIVERSIDE PROFESSIONAL BLDG IMPROVEMENTS WAIVER REQUEST

Steve Pany and Steve Mohle, representing the Riverside Professional Bldg Improvements, submitted a written request that the Board grant a waiver from the submission date requirement in order that they may be placed on the agenda for the Planning Commission Meeting on August 24, 2010. Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the waiver was granted. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

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SPRING KNOLL ESTATES

REDUCTION OF LETTER OF CREDIT

Upon motion by Ronald J. Heintzelman, seconded by Ronald E. Stahley, the Board accepted the written recommendation of the General Planning Engineer Stephen Gitch, dated August 11, 2010 and authorized the release of \$ 26,100.00 from the Maintenance and Improvements Letter of Credit for Spring Knoll Estates, leaving a balance of \$ 313,215.00 in the account. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

REQUEST TO USE FIRE POLICE

BOROUGH OF EMMAUS

Upon motion by Ronald J. Heintzelman, seconded by Jerry Joseph, the request for the use of the North Whitehall Township Fire Police by the Borough of Emmaus Police Department, as mutual aid for traffic control, at the Wheels of Time on Friday, August 27, 2010 and for their Halloween Parade on October 16, 2010 was granted. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman - yes. There were no public comments on this item.

ADDITIONAL COMMENTS

Atty. Jeffrey Dimmich commented on the August 4, 2010 Morning Call article regarding the Rezoning Hearing, Section 609 of the Zoning Ordinance and the Township's Fee Schedule with regard to rezoning fees. He also commented that the Board may consider adopting a Property Maintenance Code to alleviate certain property-related nuisance issues.

COMMUNICATIONS

PA Bulletin
Waste News
904 Grant Application

ADJOURNMENT Meeting adjourned at 9:49 PM.

Respectfully submitted,

Brenda Norder, Secretary