

**NORTH WHITEHALL TOWNSHIP BOARD OF SUPERVISORS
MUNICIPAL BUILDING
OCTOBER 4, 2011**

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 Jerry Joseph, Ronald J. Heintzelman, 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 meetings were approved as presented: 1. September 20, 2011, 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, October 10th for the Columbus Day Holiday.
2. Township trick or treat night will be held on Friday, October 28th from 6-8 PM, no rain date.
3. The Board held an Executive Session on September 22 & 29, 2011 to discuss matters of personnel.
4. The State has pushed back the Sand Spring Road and Route 309 project until 2012.
5. Supervisors Stahley encouraged everyone to check out the fall events sponsored by the Ironton Rail Trail Committee and Lehigh Valley Planning Commission's presentation on the recent rainfall.

COMMENTS FROM THE AUDIENCE:

- Sue Travis, Manchester Place, Slatington, asked for clarification on the status of Manchester Place.
- Ron Roth, Schnecksville, asked what is the escrow limits assessed to a developer. He asked if future escrows be increased to take into consideration the issue facing Manchester Place.

TREASURER'S REPORT

Upon motion by Ronald J. Heintzelman, seconded by Jerry Joseph, the September Treasurer's report was approved as presented and the Treasurer was authorized to disburse checks #5381-5430. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman -yes. There were no public comments on this item.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

YORGEY SUPPLY LAND DEVELOPMENT PRELIMINARY/FINAL

Adam Smith and Richard Burke, presented the Yorgey Supply Land Development Plan to the Board. Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Plan was approved as a Preliminary/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 September 27, 2011.
2. Developer shall comply with all of the recommendations contained in the letter from the Sewage Enforcement Officer dated September 28, 2011.
3. The Developer shall comply with all of the recommendations contained in the letter from the Zoning Officer dated September 22, 2011.

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YORGEY SUPPLY continued...

4. The Developer shall comply with all of the recommendations contained in the letter from the Traffic Engineer dated September 28, 2011.
5. The Developer shall comply with all of the recommendations of the Planning Commission Meetings of August 23, 2011. Received Preliminary/Final recommendation.
6. The Developer shall comply with all of the provisions contained in the Planning Administrator's checklist letter dated September 20, 2011.
7. The Developer shall contribute \$ 10,966.00 to the Recreation Fund.

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

YORGEY SUPPLY LAND DEVELOPMENT WAIVER REQUEST

Adam Smith and Richard Burke, representing the Yorgey Supply Land Development Plan, requested the following waiver:

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

Upon motion by Jerry Joseph, 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.

YORGEY SUPPLY LAND DEVELOPMENT WAIVER REQUEST

Adam Smith and Richard Burke, representing the Yorgey Supply Land Development Plan, requested the following waiver:

- 1) The detention basin side slopes be reduced from a 5:1 slope to a 3:1 slope.

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.

YORGEY SUPPLY LAND DEVELOPMENT WAIVER REQUEST

Adam Smith and Richard Burke, representing the Yorgey Supply Land Development Plan, requested the following waiver:

- 1) The traffic impact contribution be waived since no new traffic will be generated and that they have been forced to relocate due to a proposed PADOT project.

Upon motion by Jerry Joseph, seconded by Ronald E. Stahley, 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.

WELL ISOLATION DISTANCE EXEMPTION & GROUNDWATER STUDY WAIVER REQUEST

Sewage Enforcement Officer, Scott Bieber submitted a letter dated September 27, 2011, to the Board, requesting a well isolation distance exemption and groundwater study waiver for Justin Conti, 3822 Park Avenue, Neffs, be granted. Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Board granted the well-sewage system isolation distance exemption and groundwater waiver request. 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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WELL ISOLATION DISTANCE EXEMPTION & GROUNDWATER STUDY WAIVER REQUEST

Sewage Enforcement Officer, Scott Bieber submitted a letter dated September 30, 2011, to the Board, requesting a well isolation distance exemption and groundwater study waiver for Karl & Carol Haas, 4780 Route 309, Schnecksville, be granted. Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Board granted the well-sewage system isolation distance exemption and groundwater waiver request. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman -yes. There were no public comments on this item.

REQUEST TO REDUCE SPEED ON MAUCH CHUNK ROAD

Upon motion by Ronald J. Heintzelman, seconded by Jerry Joseph, the Board authorized the Secretary to forward the letter from resident Richard Getz to PA DOT for further study. Mr. Getz is requesting the speed limit be reduced to 35 MPH on Mauch Chunk Road, through the village of Ruchsville, in an attempt to control the speed of traffic and to protect the residents who must cross the road to obtain their mail. The Township is prepared to purchase, erect and maintain the new speed limit signs if such signs are warranted. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman -yes.

- Ron Roth, Schnecksville, inquired if the township could install the signs without going through PA DOT.

AUTHORIZATION TO DISTRIBUTE BUDGETED ALLOCATIONS EMS & SR. CLUBS

Supervisors Stahley and Heintzelman made statements noting that they would abstain from voting due to a potential conflict as both are members/officers of one of the fire companies. After stating the potential conflict and their wish to abstain from voting, a quorum would not have been met to act on the disbursements, therefore;

Upon motion by Jerry Joseph, seconded by Ronald E. Stahley, the Treasurer is authorized to distribute the 2011 budgeted allocations to the Emergency Service Organizations and the Senior Citizens as follows:

Each fire company	\$27,000.00	Laurys Station Keen-agers	700.00
ESO	11,500.00	Schnecksville Senior citizens	950.00

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

- Sue Travis, Slatington, questioned the procedure where someone could abstain and then vote on an issue.
- Len Nuss, Coplay, stated the 2nd Class Township Code allows it.
- Atty. Young noted it is statutory and it is the procedure allowed by the State code for a 3-person Board of Supervisors.

AUTHORIZATION FOR ADVERTISEMENT OF PUBLIC HEARING

Supervisors Stahley and Heintzelman made statements noting that they would abstain from voting due to a potential conflict as both are members/officers of one of the fire companies. After stating the potential conflict and their wish to abstain from voting, a quorum would not have been met to act on the motion, therefore;

Upon motion by Jerry Joseph, seconded by Ronald E. Stahley, the Board authorized the Solicitor to advertise for a hearing, on November 15, 2011, regarding an Inter-municipal Liquor License Transfer for the Community Fire Company #1. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman -yes.

- Richard Getz, Mauch Chunk Road, Coplay, asked from which establishment is the license transferring.

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REQUEST TO AMEND ZONING ORDINANCE

Zoning Officer Ken Nicholson submitted a request that the Board authorize the Solicitor to author and to advertise the necessary documents to hold a public hearing to implement revisions to Article XI of the Zoning Ordinance. The intent of this revision is to assure that future lots are graded and that driveways and swales are correctly installed in strict conformance as depicted on the approved grading plan. Upon motion by Ronald E. Stahley, seconded by Ronald J. Heintzelman, the Board authorized the Solicitor to proceed with the request to hold a public hearing to amend the Zoning Ordinance. Roll call: Jerry Joseph - yes; Ronald E. Stahley - yes; Ronald J. Heintzelman -yes. There were no public comments on this item.

PENSION REQUIREMENT ESTIMATE FOR 2012

Treasurer Brenda Norder presented an estimate of the minimum municipal obligation for the North Whitehall Township Retirement Plan for the year 2012 to be \$ 52,078.43. Income from State Pension Aid is projected to be \$ 72,688.25. A total estimate of \$ 124,766.68 is projected in pension expenses for budgetary figures.

COMMUNICATIONS

Training Brochures
Benecon Newsletter

ADJOURNMENT Meeting adjourned at 8:35 PM.

Respectfully submitted,

Brenda Norder, Secretary/Treasurer