

The Board of Supervisors met at the Township Office Building for their regular meeting on June 15, 2023, 7:30PM with Lowell Fry, Jere Swarr & Mark Erb present. The meeting was called to order by the Chairman and followed with the Pledge of Allegiance.

The minutes of the June 1st Meeting were distributed. **Mr. Erb made a motion to approve the Minutes as presented; second by Mr. Swarr. All voted in favor.**

POLICE REPORT

Chief Joe Stauffer reported on the statistics for May that included 60 traffic tickets, 3 non-traffic tickets, 6 criminal arrests, 107 warnings, 5,637 vehicle miles, 201 incident reports and 19 traffic accidents. They responded to 2 minor calls at the Pagan Club House with no arrests. The department has completed Force Entry Training and each cruiser now has entry tools for buildings. A Lancaster County burn ban is in effect until Monday, July 9, 2023. National Night Out will be held on Tuesday, August 1, 2023 from 5PM until 8PM at the Manheim Hope Fire Company.

FIRE DEPARTMENT REPORT- Fire Department Mount Joy

Brett Hamm of the Fire Department Mount Joy reported on the quarter March 1, 2023 through May 31, 2023. There were 151 alarms with the total time in service at 66 hours and 3 minutes. The average manpower per incident was 8.8 members per call with the average of 5.5 members per call during the hours of 6AM to 4PM. The response time was averaged at 5 minutes and 41 seconds and the arrival time average was 10 minutes and 57 seconds. There were 34 first due alarms in Rapho Township.

PUBLIC HEARING FOR ORDINANCE 2023-4 AMENDING THE OPT OUT REGULATIONS PERTAINING TO THE MUNICIPAL TRASH CONTRACT PROGRAM

Mr. Fry called the hearing to order. Township Manager Randall Wenger reviewed the 3 main points of the proposed ordinance. When a new property owner is automatically enrolled into the Municipal Contract because of no response, they can be released from the contract within 30 days of the enrollment by providing written confirmation of their trash and recycling provider and reimbursing the municipality for any fees incurred through the date of release. Residents will be able to opt out of the contract if a request is submitted 120 days prior to the expiration of the contract and prior to the rebidding of the municipal contract with written notification of the contact information of their new hauler. Also, the township manager may release an owner from the municipal program if the program is unable to provide satisfactory service to the owner as long as the release does not drop the number of households lower than what is established in the contract. Mr. Wenger said he believes the township has a good program at a great price. There were no public comments. **Mr. Swarr made a motion to close the hearing; second by Mr. Erb. All voted in favor. Mr. Swarr made a motion to approve Ordinance 2023-4 amending the Township of Rapho, Lancaster County Pennsylvania, Code of Ordinances to revise the opt out regulations pertaining to the Municipal Trash Contract Program; second by Mr. Erb. All voted in favor.**

PUBLIC COMMENTS - None

CHAIRMAN'S COMMENTS - None

PLANNING

BRIEFING ITEM:

Red Rose Midstream LLC/Rhoades Energy
 55 Maibach Lane
 Final Plan RT# 23-442
 D.C. Gohn

The applicant is seeking to subdivide a 32.631 acre parcel in the Industrial Zone based upon the right of way of Maibach Lane to create two separate lots. The applicant is seeking the following modifications of the Subdivision and Land Development Ordinance: Section 403.1.A. Drafting Standards - Plan Scale, Section 403.7.A. through D.- Reports, Section 602.5 Reconstruction of Existing Streets, Section 602.11 Curbing, Section 602.12 Sidewalks.

Mr. Swarr made a motion to move Red Rose Midstream, LLC/Rhoades Energy Final Plan #22-422 to an action item; second by Mr. Erb. All voted in favor.

ACTION ITEM:

Mr. Swarr made a motion to conditionally approve the Red Rose Midstream Final Plan, modifications and deferrals consistent with the recommendation in the Rettew letter dated May 26, 2023 to the satisfaction of the Township and to authorize the appropriate Township officials to execute the related plans and documents following review by the Township Solicitor and/or Engineer and to acknowledge the triangular lot is an existing non-conforming lot created by PennDOT when they acquired the right-of-way for Maibach Lane; second by Mr. Erb. All voted in favor.

ACTION ITEM:

Omar & Emma Lapp
 2435 Sunnyside Road
 Final Lot Add On and Subdivision Plan RT# 22-433
 ELA Group

The applicant is seeking a simple subdivision of land from the adjacent property owned by Brian and Cerrita Reed to add land to the Omar and Emma Lapp property. Both properties are in the Agricultural Zone. The Lapp property is presently 11.812 acres and the Reed property is presently 20.475 acres. The proposed plan would result in the Lapp property being 21.644 acres and the Reed Property at 10.093 acres. The plan received a Zoning Hearing Board Variance on March 6, 2023. New request: The applicant is seeking a modification of Section 405.4.A not to provide notification from DEP that "no planning" is needed.

Mr. Erb made a motion to conditionally approve the Omar and Emma Lapp Final Lot Add On and Subdivision Plan and modification subject to the applicant addressing the comments in the Rettew letter dated June 2, 2023 to the satisfaction of the Township and to authorize the appropriate Township officials to execute the related plans and documents following review by the Township Solicitor and/or Engineer; second by Mr. Swarr. All voted in favor.

OLD BUSINESS - None

NEW BUSINESS

Mr. Wenger reviewed a proposed ordinance that addresses Short Term Rentals in which they would be permitted by right in the Agricultural and Rural districts as long as they are 200' away from a residential dwelling. Short Term Rentals will need to meet basic safety requirements. Short Term Rentals would not be permitted in the other zoning districts. **Mr. Erb made a motion to forward the Short Term Rental Zoning Amendment to the Lancaster County and Rapho Township Planning Commissions and to schedule a hearing for 7:30PM on Thursday, July 20, 2023, at the regularly scheduled Board of Supervisors' meeting; second by Mr. Swarr. All voted in favor.**

Mr. Erb made a motion to approve the Agreement with Wesley Murry for the completion of McKinley Drive and to authorize the appropriate Township officials to execute the related documents; second by Mr. Swarr. All voted in favor.

Mr. Swarr made a motion to approve the Well Isolation Distance Waiver request for Jeremy Steif at 65 Hossler Road Manheim, subject to the applicant signing and recording the Township Agreement for an on-lot sewage system; second by Mr. Erb. All voted in favor.

CORRESPONDENCE

- Pa Department of Transportation – Mount Joy Rd Speed Limit Modification Study*
- LCCD – Notification of NPDES Permit Expiration – 1550 E Main St – Lancaster Dutch Hospitality*
- LCCD – Notification of NPDES Permit Expiration – 2775 Lebanon Rd – Scott Bowser*
- PSATS 2023 Adopted Resolutions*
- Manheim Historical Society Newsletter – June, 2023*
- Letter of Thanks from a pleased resident to John Haldeman and Jim Fidler re: Breneman Road project*
- David Miller Assoc – Notification from MJ Borough Authority – Maxi Flow – 1480 Strickler Rd – Jura USA*
- Reliance Environmental – Notification of Final Report submitted to PA DEP – 2790 Meadow View Rd – Doug Lehman*
- LCCD – Notification of NPDES Permit Approval – 1000 Strickler Rd – KW Cornerstone W-3*
- LCCD – Notification of NPDES Permit Approval – 742 S Colebrook Rd – Derlyn Musser*
- LCCD – Notification of NPDES Permit Termination – 1094 Mount Joy Rd – David Beiler*

APPROVAL OF THE DISBURSEMENT LIST AND TRANSFER OF \$83,310.00 FROM THE GENERAL FUND TO THE FIRE CAPITAL FUND – Mr. Erb made a motion to approve the disbursement list and pay the bills and also the transfer of \$83,310.00 from the General Fund to the Fire Capital Fund; second by Mr. Swarr. All voted in favor.

There being no further public business or public comments the meeting adjourned at 8:08PM.

Respectfully Submitted,

Melva J. Kready
Recording Secretary