

The Board of Supervisors met at the Township Office Building for their regular meeting on July 15, 2021, 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 July 1st Meeting were distributed. **Mr. Swarr made a motion to approve the Minutes as presented; second by Mr. Erb. All voted in favor.**

POLICE REPORT

Chief Joe Stauffer reported on the statistics for May and June that included total for both months 67 traffic tickets, 9 non-traffic tickets, 17 criminal arrests, 85 warnings, 10,468 vehicle miles, 440 incident reports and 34 traffic accidents. He also reported on a residential burglary that occurred on the 1400 block of Emerson Drive on July 6, 2021. The Homeowner's Associations were notified and surveillance was obtained from 14 homes. Chief Stauffer said there has been an increase in unemployment fraud where suspects are using personal information obtained without knowledge or consent. The police department's Facebook has been restored.

Conditional Use Hearing #2021-39

MAA DurgaEnterprises , LLC.

1540 Stricker Road, Mount Joy

Johnston and Associates

The Board will consider the conditional use application of MAA Durga Enterprises, LLC to construct a drive-thru restaurant and motel on property located in the Mixed Use Commercial Zone. The application is submitted under **Section 303.D.2.b** of the Zoning Ordinance.

Mr. Fry called the hearing to order. Township Manager Randall Wenger reported that the hearing was properly advertised and the property was posted.

David Shafkowitz reviewed the application for a Kentucky Fried Chicken and a Motel to be located at 1540 Strickler Road. **Eric Johnston** was recognized as an expert civil engineer. He believes the applicant has met all the general and specific criteria adequately for this use. There is a proposed access drive that would run between Route 230 and Strickler Road. Mr. Johnston said the width of the private drive would be 24'. There was some discussion on whether that access drive should become a public street. The Board raised their concerns of tractor trailer trucks using the access drive to park their trucks. There would be no access for these uses from Sheetz Lane. Sidewalks would be installed along Sheetz Lane and to the south of the property but at this time will not be placed along the access drive. The RETTEW letter dated July 15, 2021 was reviewed and the conditions discussed.

Mr. Swarr made a motion to close the hearing; second by Mr. Erb. All voted in favor. Mr. Swarr made a motion to approve Conditional Use Hearing #2021-39 for MAA Durga Enterprises, LLC at 1540 Strickler Road with the conditions as proposed under Zoning Item 9 of the RETTEW letter dated July 15, 2021 and deferring Zoning Items 3 and 5 to the Zoning Hearing Board; second by Mr. Erb. All voted in favor.

PUBLIC COMMENTS - None

CHAIRMAN'S COMMENTS - None

PLANNING**Briefing Item:****John Frey****3594 Elizabethtown Road****Lot Add-On Plan****RT File # 21-411****Diehm & Sons**

John and Miriam Frey are proposing a lot addition between 2 properties that they own. The properties are located at 4002 Elizabethtown Road and 3594 Elizabethtown Road. The Property totals 145.33 Acres in size. The applicant proposes to add 1.36 acres of land to an existing lot located at 3594 Elizabethtown Road. The applicant is seeking modifications of:

Section 403.1.A Plan Scale, **Section 403.3.C.4** Significant Environmental or Topographic Features, **Section 403.4.O** On-lot sewage replacement Location Easement, **Section 405.2.F**, **602.1.N**. Concrete Monuments, **Section 602.5.E**, **602.7** Right-of-way, **Section 403.3.B.3** Wells and Septic system within 200' of the parent tract.

Mr. Swarr made a motion to move the Lot Add-On Plan #21-411 for John Frey with property at 3594 Elizabethtown Road to an action item; second by Mr. Erb. All voted in favor. Mr. Swarr made a motion to grant conditional approval for the John Frey Lot Add-On Plan #21-411 and the modifications requested subject to the applicant addressing the comments in the RETTEW letter dated June 29, 2021, 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. Erb. All voted in favor.

Mr. Erb made a motion to approve the release of the remaining financial security for Flyway Excavating #17-349 in the amount of \$5,200.00 subject to the applicant meeting the conditions listed in the RETTEW review letter dated June 25, 2021; second by Mr. Swarr. All voted in favor.

Mr. Swarr made a motion to approve the release of financial security for Keith Bollinger #19-372 with property at 822 Orchard Road in the amount of \$19,400.15, subject to the applicant providing photographic evidence that all yard drains have been capped per the approved plans as outlined in the RETTEW review letter dated July 1, 2021; second by Mr. Erb. All voted in favor.

Keith Frey Proposed Agricultural Buildings Stormwater Management Plan**3919 Elizabethtown Road****RT# 21-410****Team Ag**

Keith Frey is planning to construct several agricultural buildings, an access drive, and stormwater management facilities on his property located at 3919 Elizabethtown Road. On his behalf, we are requesting the following waivers of the Rapho Township Stormwater Management Ordinance in conjunction with this plan: **Sections 404.3.B.(2) and 404.3.B.(3)** Location of Existing Wells and Septic Systems upon or within 200' of the Tract, **Section 504.4.a.4** Minimum Pipe Diameter - The minimum diameter for pipes outside of a public street right-of-way shall be 18 inches. **Section 506.B.(3).b.** Loading Ratio.

Mr. Erb made a motion to grant conditional approval for the Keith Frey Proposed Ag Building Stormwater Management Plan #21-410 and the modifications requested subject to the applicant addressing the comments in the RETTEW letter dated June 23, 2021, 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 - None

CORRESPONDENCE

Manheim Historical Society – July/August Newsletter

Manheim Community Library – Letter of thank you for quarterly donation

LCCD – NPDES Notice of Termination Submission – 4070 Harrisburg Pike – Flyway Properties

SEO – Notice of Violation – construction over septic tank – 11 Emi Ln – Rick Schaidle

APPROVAL OF THE DISBURSEMENT LIST – Mr. Swarr made a motion to approve the disbursement list and pay the bills; second by Mr. Erb. All voted in favor.

Mr. Erb made a motion to transfer \$265,000 from the General Fund to the Capital Reserve Fund; second by Mr. Swarr. All voted in favor.

There being no further public business or public comments the meeting adjourned at 9:05PM.

Respectfully Submitted,

Melva J. Kready
Recording Secretary