

The Board of Supervisors met at the Township Office Building for their regular meeting on August 5, 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 15th Meeting were distributed. **Mr. Erb made a motion to approve the Minutes as presented; second by Mr. Swarr. All voted in favor.**

PUBLIC COMMENTS

Joseph McIlhenney of the Milanof Shock Library introduced himself to the Board. He has been the library director for approximately 4 months and appreciates the support for the township.

Jerre Frey of 1314 Emerson Drive received a letter from RETTEW indicating that any landscaping or structures that are in the swale behind his house need to be removed. He has 4 arborvitae and his neighbor has 8 that all need to be removed. Mr. Frey said the arborvitae act as screening from his neighbors to the back of his property. There was some discussion as to how many feet away from the center of the swale landscaping can be planted. The Final Land Development Plan for Phase III states that Swale T has a 20' width easement meaning that nothing may be planted closer than 10' from the center of the swale. Chairman Fry explained that there cannot be an encroachment or canopy from those plantings less than 10' from the center of the swale. He went on to explain that the Board has dealt with many issues concerning the swales in this development in past years and it is their responsibility as a Board to make sure that the stormwater facilities are kept clear in order to work properly. The Board appreciates the comments and concerns voiced but feel they must support the observations and recommendations made by RETTEW.

CHAIRMAN'S COMMENTS - None

PLANNING

Briefing Item:

Abram & Elaine Mumma

460 Hossler Road

Lot Add on and Stormwater Management Plan

RT #21-412

Harbor Engineering

Abram and Faye Mummau are proposing to enlarge their vacant lot located at 460 Hossler Road. The area that would be added to their lot would be from the adjacent farm at 360 Hossler Road which is owned by Larry and Bonnie Hershey. The enlarged property will be used for a new single family dwelling and driveway. Applicant is requesting two modifications of the Subdivision and Land Development Ordinance as follows: SUBDIVISION AND LAND DEVELOPMENT ORDINANCE 1. Section 403.3 2. Section 602.5.E – Dedication of Existing Street Right-of-Way Width

Mr. Erb made a motion to move the Abram and Elaine Mumma Lot Add-On and Stormwater Management Plan #21-412 located at 460 Hossler Road to an action item; second by Mr. Swarr. All voted in favor. Mr. Erb made a motion to grant conditional approval for the Abram and Elaine Mumma Lot Add-On and Stormwater Management Plan #21-412 located at 460 Hossler Road subject to the applicant addressing the comments in the RETTEW letter dated July 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. Swarr. All voted in favor.

Mr. Swarr made a motion to release the financial security in the amount of \$23,140 for Gary and Cheryl Good #20-395 conditioned upon the applicant addressing the comments in the RETTEW letter dated August 4, 2021; second by Mr. Erb. All voted in favor.

Mr. Swarr made a motion to grant the request from Mid-State Roofing, Cornerstone Lot W-5 #20-115 for an extension of time until October 29, 2021 to allow the applicant to process the NPDES permit with PA DEP; second by Mr. Erb. All voted in favor.

Mr. Erb made a motion to grant the request from Redcay Industrial Development III LLC #20-129 located at 1156 Four Star Drive for an extension of time until October 29, 2021 to allow the applicant to process the NPDES permit with PA DEP; second by Mr. Swarr. All voted in favor.

Keith Frey Proposed Agricultural Buildings Stormwater Management Plan

3919 Elizabethtown Road

RT# 21-410

Team Ag

Consideration of applicant's additional request for a modification of Section 501.17 to allow portions of the existing field lane to be considered impervious for purposes of modeling both existing runoff rate and volume. Since the field lane is highly compacted, it is not a natural land cover or a pervious material.

Mr. Swarr made a motion to grant the request from Keith Frey for a modification of Section 501.17 for the Keith Frey Proposed Agricultural Buildings Stormwater Management Plan #21-410 located at 3919 Elizabethtown Road subject to the applicant addressing the comments in the RETTEW letter dated August 4, 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 accept the Zoning Officer's July Report; second by Mr. Swarr. All voted in favor.

OLD BUSINESS – None

NEW BUSINESS

Mr. Swarr made a motion to approve the request from Mastersonville Fire Company for Mastersonville Special Fire Police to provide security, traffic and crowd control for the Elizabethtown Fair on August 23, 2021 through August 28, 2021; second by Mr. Erb. All voted in favor.

The date for a Conditional Use Hearing for James & Debra Keenan, Keenan Slab Works LLC, Application # 2021-40 was set for Thursday, September 2, 2021 at 7:30 p.m.

The date for a Conditional Use Hearing for DLT Farms LLC, Derek S, Hanna, Application # 2021-41 was set for Thursday, September 16, 2021 at 7:30 p.m.

Mr. Swarr made a motion to approve the sewage waiver for Rick A. Schaidle at 11 Emi Lane acknowledging the existing conditions and accessibility regarding septic clean out access; second by Mr. Erb. All voted in favor.

Mr. Swarr made a motion to approve the Agreement with General Code LLC, of Rochester New York for codification of Rapho Township ordinances and services as outlined in the agreement for \$20,995; second by Mr. Erb. All voted in favor.

Mr. Swarr made a motion to approve Resolution 2021-8 to authorize the conveyance of a right-of-way over property owned by Rapho Township known as Mumma Park to the Commonwealth of Pennsylvania Department of Transportation, for certain transportation improvements; second by Mr. Erb. All voted in favor.

Mr. Swarr made a motion to approve Resolution 2021-9 Disposition of Records; second by Mr. Erb. All voted in favor.

The Tax Collector's July Report was distributed and reviewed.

CORRESPONDENCE

Northwest EMS – June Reports

Notice of petition to amend the Zoning Map – West Hempfield Twp.

David Lockard – Letter of options for 10-foot isolation distance – 11 Emi Lane – Rick Schaidle

LCSWMA – Notice of quarterly rebate check in the amount of \$4,792.47

LCCD – Completeness Notification NPDES – 3919 Elizabethtown Rd – Keith Frey

LCCD – Technical Deficiencies – NPDES Permit Application – 3919 Elizabethtown Rd – Keith Frey

Milanof-Schock Library – June, 2021 Report

Memorandum from Jason Hess, ZHB Solicitor, on Act 65 of 2021.

Letter with suggestions for COVID-19 stimulus money - 3063 Lebanon Rd – Gerald Wolfe

Letter from Twp Solicitor - Transfer of Judgement – 1032 Drager Rd - Barry Lewis

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

There being no further public business or public comments the meeting adjourned at 8:31PM.

Respectfully Submitted,

Melva J. Kready
Recording Secretary