

The Board of Supervisors met at the Township Office Building for their regular meeting on August 15, 2019, 7:30PM with Lowell Fry, Jere Swarr & Duane Martin present. The meeting was called to order by the Chairman and followed with the Pledge of Allegiance.

The minutes of the August 1<sup>st</sup> Meeting were distributed. Mr. Swarr made a motion to approve the Minutes as presented; second by Mr. Martin. All voted in favor.

**POLICE REPORT**

Chief Stauffer reported on the statistics for July 2019 that includes 45 traffic tickets, 0 non-traffic tickets, 11 criminal arrests, 26 warnings, 4,766 vehicle miles, 207 incident reports and 24 traffic accidents. Chief Stauffer said there were between 600 and 700 people who attended the National Night Out. He said the police department is focusing on pedestrian safety with school starting soon. Two new crossing guards have been hired. After hearing about the concern with speeding on Hossler Road, speed details were conducted in that area. Chief Stauffer encouraged residents to contact the police department with their concerns about speeding on township roads. Chief Stauffer conducted an Active Threat/Work Place Violence Training with the Public Works departments in Lancaster County. He said if anyone is interested in the training to contact him. Mr. Martin asked what the laws are concerning bicycles and joggers on the roadways and which direction they should go, facing traffic or going with the traffic. Chief Stauffer said the laws for bicyclists are the same as driving a car. He said there are no laws about joggers but most face traffic. Mr. Fry thanked Chief Stauffer and expressed his appreciation for the service to the community that the police department gives.

**PUBLIC COMMENTS** - None

**CHAIRMAN'S COMMENTS** - None

**PLANNING****ACTION ITEM:**

**Denial recommended**

**Maibach LLC Subdivision plan #19-370**

**55 Maibach Road**

**Lake Roeder Hillard, consultant**

The property is comprised of 34.477 acres. The applicants wish to divide the lot, which is bisected by the existing Maibach Road, into a 14.242-acre lot and a 20.235-acre lot. No revised submission has been received for this project.

*The Planning Commission, at their meeting on August 5, 2019, recommended that the Board deny this application to avoid a deemed approval.*

**Mr. Swarr made a motion to deny the Maibach LLC Subdivision Plan #19-370 at 55 Maibach Lane; second by Mr. Martin. All voted in favor.**

**FINAL APPROVAL:**

**Promise Farm Request for waiver of land development #19-378**

**4753 Elizabethtown Road**

**Harbor Engineering, consultant**

The property is comprised of 53.8 acres, and is owned by PA Property Investors, LLC. The applicants wish to install an addition, access drive, and parking for an existing barn, which was approved as an event venue

by conditional use on April 18, 2019. The applicants state that the plan has been designed to comply with the conditions imposed by the decision of the Board. The applicants propose to process the plan as a Major Land Disturbance plan under the Stormwater Management Ordinance, with 7.15 acres as the area of disturbance. The property is located in the Agricultural Zoning District.

**Modifications:****SUBDIVISION AND LAND DEVELOPMENT****A. Section 305 and 306 – Preliminary/Final Plan**

*The applicant has requested a waiver of the requirement to submit a preliminary and/or final plan and in the alternative process the plan as a Stormwater Management Plan. The project consists of the renovation of an existing barn to serve as an event venue. A small addition is proposed for an outdoor deck area. Other improvements consist of a revised access drive, limited paved parking, and overflow parking.*

*The Planning Commission, at their August 5, 2019 meeting, recommended approval of this waiver request based upon the justification and alternative provided subject to the applicant provided evidence of sewage facilities planning module and stormwater plan approval.*

**STORMWATER MANAGEMENT****A. Section 501.14.E – Stormwater Facility Testing Notification**

*The applicant has requested a waiver of the requirement that the Township be notified 24 hours prior to infiltration tests being conducted and in the alternative requests that the Township accept the previous infiltration tests conducted by the SEO. The initial infiltration tests were conducted in 2017 as part of the previous project. Additional testing was done in December 2018.*

*The Planning Commission, at their August 5, 2019 meeting, recommended approval of this waiver request based upon the justification and alternative provided.*

**B. Section 506.1.B.3.b – Maximum Loading Ratios**

*The applicant has requested a modification of the requirement that the maximum loading ratio be 5:1 impervious drainage area to infiltration area and 8:1 total drainage area to infiltration area and in the alternative, allow the total drainage area loading ratio for Infiltration Basin 2 be 10.4:1. The applicant noted that the facilities are located in non-karst geology.*

*The Planning Commission, at their August 5, 2019 meeting, recommended approval of this waiver request based upon the justification and alternative provided.*

**Conditions:****STORMWATER MANAGEMENT**

1. *A north arrow needs to be provided on Sheet 1 (§ 404.1.C).*
2. *The date, final action and conditions of approval by the Board of Supervisors on any approved modification requests needs to be included on the plan (§ 404.2.I).*
3. *The locations of existing wells and septic systems upon and within two hundred (200) feet of the project area need to be included on the plan (§ 404.3.B.3, 404.3.C.2).*
4. *A statement identifying the number of square feet of impervious coverage for which the stormwater management facilities have been designed needs to be provided (§ 404.4.J).*
5. *The stormwater easements around Infiltration Basin 1 and 2 need to extend to include the end of the control valve and outlet, respectively and extend to the watercourse (wetlands) (§ 404.4.D).*
6. *Evidence of approval of the Erosion and Sedimentation Control Plan and NPDES Permit, if applicable, by the Lancaster County Conservation District needs to be provided (§ 405.1).*
7. *A cost estimate, financial security, and a financial security agreement need to be provided (§ 405.3, 602).*
8. *All certificates need to be signed prior to recording the plan (§ 406).*
9. *An operations and maintenance program, in recordable form acceptable to the Township, that clearly sets forth the ownership and maintenance responsibility of all temporary and permanent stormwater management facilities and erosion control facilities needs to be provided (§ 501.1.C, 601).*
10. *Infiltration test results and test locations need to be provided for Infiltration Basin 2 (§ 501.14.A).*
11. *A note needs to be added to the plans stating that post construction infiltration testing needs to be performed and the results provided as part of the as-built plan submission (§ 604.5.D.5).*
12. *Results of the required Bog Turtle Habitat (Phase 1) Survey and evidence of submission to the U.S. Fish and Wildlife Service needs to be provided.*
13. *The limit of disturbance note on Plan Sheet 8 does not appear to be pointing to the actual limit of disturbance.*

14. *The title of Table 7 in the Stormwater Management Report needs to be revised for drainage area B.*
15. *The allowable discharges in Table 7 do not match the peak flows in Table 3. Clarification needs to be provided.*
16. *The spillway for Infiltration Basin 1 needs to be shown on the plan.*

**Mr. Martin made a motion to approve the Promise Farm request for a waiver of Land Development #19-378 located at 4753 Elizabethtown Road with the modifications and conditions as stated; second by Mr. Swarr. All voted in favor.**

**OLD BUSINESS**

**Craig and Cheryl Studenroth, 951 North Colebrook Road** - Township Manager Sara Gibson said that a year ago Mr. and Mrs. Studenroth approached the Board and asked that a privacy fence be installed along the township's property line. They feel that since the yard waste facility has been in use they no longer have privacy in their back yard. Mr. Studenroth received from FSi Speciality Contractors a quote for a pressure treated fence of \$2,500 and a quote for a professional grade vinyl fence of \$3,500. Mrs. Gibson said the staff made every effort to shield their property with evergreens. Mr. Studenroth does not feel that the evergreens give enough privacy. **Mr. Swarr made a motion to approve the installation of a 100 ft X 6 ft professional grade vinyl privacy fence at a cost of \$3,500; second by Mr. Martin. All voted in favor.**

**Mr. Martin made a motion to authorize the bidding of concrete for the Rapho Park Barn Project; second by Mr. Swarr. All voted in favor.**

**Sidewalks on North Side of Route 230** - Mrs. Gibson received an engineer's estimate to install sidewalks from Greider's Car Wash to Witmoyer Car Dealership in the amount of \$228,300.00. Mr. Fry felt there were some things not included in the estimate such as utility lines, the possibility of PennDOT asking the township to adjust turn lanes and the possibility of having to install retaining walls. Mrs. Gibson said she can get a proposal with more detail. The Board discussed putting the engineering costs for this project into the 2020 budget and the sidewalk installation project itself into the 2021 budget.

Mr. Martin reported on information he has received from Northwest EMS concerning the monetary support they would like to receive. In Northwest EMS's scenario, Rapho Township should contribute \$49,000 by 2023. Currently Northwest receives \$2,500 plus \$5,000 for capital expenses and Susquehanna Valley Ambulance receives \$2,500 from the township. Mr. Fry said it appears that when Northwest EMS calculated a proposed contribution from Rapho based on population, they used the population of the entire township when they only cover a portion of the township. Mrs. Gibson said that most other municipalities are covered by one ambulance provider. The question was raised that if the Board raises their contribution to Northwest EMS should the contribution to Susquehanna Valley Ambulance also be increased. Mr. Martin asked if the Board should consider lumping all emergency services together. Currently the township's total fire contribution is \$510,000. There was some discussion as to whether that figure should also include the ambulance services. Mr. Martin said he feels that insurance companies should be paying ambulances for their services instead of having the municipalities supporting them. He does not want to see the road budget cut in order to pay for these services. He suggested the possibility of doing a 5 year budget plan for emergency services.

**NEW BUSINESS** - None

**CORRESPONDENCE**

*Thank you letter - Northwest EMS  
Carl Zeiset - 3458 Green Leaf Dr. - resident concern*

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

**Curtis Herneisen** of 1450 Habecker Road said there is a stormwater issue along his road. After a storm the water on the east side of the road never gets to the concrete drainage ditch because the grass surface is higher than the road. The water crosses the road at 1425 Habecker Road. He said this has caused accidents due to the water and ice and it also takes gravel out of his neighbor's driveway and puts it on his property. Mr. Fry said the township will check it out to see if the problem can be fixed.

There being no further public business or public comments the meeting adjourned at 8:50PM.

Respectfully Submitted,

Melva J. Kready  
Recording Secretary