

WARWICK TOWNSHIP BOARD OF SUPERVISORS MINUTES

May 15, 2013

Vice-Chairman Michael Vigunas convened the May 15, 2013 meeting of the Board of Supervisors at 7:00 p.m. Present were Supervisors Michael Vigunas, C. David Kramer, and Herbert Flosdorf. W. Logan Myers and Anthony Chivinski were absent. In attendance were Township Manager Daniel Zimmerman, Code and Zoning Officer Thomas Zorbaugh, Roadmaster Dean Saylor, Bruce Garner, and Joel Snyder.

PUBLIC HEARING RELATING TO THE IMPACT 2017 DOCUMENT - REPRESENTS THE 2012 UPDATE TO THE LITITZ/WARWICK JOINT STRATEGIC COMPREHENSIVE PLAN. IMPACT 2017 IS A MULTI-MUNICIPAL COMPREHENSIVE PLAN AMONG ELIZABETH TOWNSHIP, LITITZ BOROUGH AND WARWICK TOWNSHIP. IMPACT 2017 SETS GOALS AND OBJECTIVES FOR THE NEXT 5 YEARS.

The Vice-Chairman announced the procedures to be followed for this evening's hearing. The Township Manager confirmed the posting and proof of publication for the public hearing.

The Township Manager provided a background on the document for the benefit of those present. He explained that the document has been under review for the past year and added that 65 individuals served on the review committee. He explained that the individuals represented the local municipalities, businesses, school district, and residents. He added that this is the 2nd update to the original document that was originally adopted in 1999. He noted that the updates occur approximately every 5 years. He explained that this is the first update that includes Elizabeth Township and added that the document represents all of the municipalities within the Warwick School District. He stated that approximately 75% of the objectives have been completed, including the historic inventory. The Township Manager explained that 3 subcommittees will continue to meet quarterly to review the progress of the objectives.

The Vice-Chairman explained that the Lancaster County Planning Commission provided valuable information and input in developing the plan and provided demographic data for the region.

The Vice-Chairman inquired whether anyone present wishes to comment on the plan. No one present indicated their desire to comment on the plan. On a motion by Flosdorf, seconded by Kramer, the Board voted unanimously to close the public hearing on the IMPACT 2017 comprehensive plan.

CONSIDER RESOLUTION #05-15-2013-01 PROVIDING FOR ADOPTION OF THE IMPACT 2017 COMPREHENSIVE PLAN: On a motion by Flosdorf, seconded by Kramer, the Board voted unanimously to enact Resolution #05-15-13-01 to adopt the IMPACT 2017 comprehensive plan as drafted.

APPROVAL OF MINUTES: On a motion by Kramer, seconded by Flosdorf, the Board unanimously approved the minutes of the April 3, and April 17, 2013 meetings as submitted.

TREASURER'S REPORT: The Board reviewed the Treasurer's Report. On a motion by Flosdorf, seconded by Kramer, the Board voted unanimously to approve the Treasurer's Report as submitted.

PAYMENT OF BILLS: The Board reviewed the list of bills submitted for payment. On a motion by Flosdorf, seconded by Kramer, the Board voted unanimously to approve the payment of bills in the amount of \$573,329.44 from the General Fund.

TOWNSHIP MANAGER'S REPORT: The Township Manager provided a status report on WESA. He explained that the advertisement for the Director position is being finalized.

The Township Manager provided a status report on Highlands Drive. He explained that the roadway extension was opened on May 13th. He noted that the project has been nominated for an award from 10,000 Friends of PA.

The Township Manager stated that although the Rothsville Volunteer Fire Company is no longer holding a Memorial Day parade; they still intend to provide a memorial service. The fire company has requested authorization for Church Street to be closed briefly for their Memorial Day event. On a motion by Kramer, seconded by Flosdorf, the Board voted unanimously to authorize Church Street in Rothsville to be closed during the Rothsville Volunteer Fire Company Memorial Day observance ceremony.

The Board unanimously approved the Township Manager's Report.

TAX COLLECTOR'S REPORT: The Board reviewed the April, 2013 Tax Collector's report. On a motion by Kramer, seconded by Flosdorf, the Board unanimously approved the Tax Collector's April, 2013 report.

PUBLIC WORKS DEPARTMENT REPORT: The Roadmaster presented a report that outlines the activities of the Public Works Department during April, 2013. The Board unanimously approved the Public Works Department Report.

NORTHERN LANCASTER COUNTY REGIONAL POLICE DEPARTMENT REPORT: The Police Chief provided a report outlining the activities of the police department during April, 2013. The Board unanimously approved the Northern Lancaster County Regional Police Department Report.

ZONING OFFICER'S REPORT: The Code and Zoning Officer presented a report that outlines the Zoning/Building permits issued in April, 2013. He also outlined the case heard at the April 10, 2013 Zoning Hearing Board meeting. The Board unanimously approved the Code and Zoning Officer's Report.

COMMUNICATIONS: The Board received a letter from Advantage Engineers advising that AT&T proposes to add 3 new LTE antennas on the existing transmission tower located on the Warwick Township Municipal Campus. The upgrade is intended to provide improved wireless coverage to the Lititz area. No ground disturbance is proposed. AT&T will publish public notice seeking comments regarding any potential effects the proposed facility would have on historic properties in the Intelligencer Journal (public notice is required by Section 106 of the National Historic Preservation Act of 1966).

The Board received a copy of a letter from the Chairman of the Lancaster County Conservation District to State and Local representatives expressing concern over the potential liability to downstream municipalities relating to the Chesapeake Bay reduction requirements, due to

sediment-laden discharge from Speedwell Forge Lake. The letter also requests the representatives to adequately review the current conditions and to repair the damage that has been done to Hammer Creek.

The Board received a copy of a letter from the Chairman of the Lancaster County Conservation District in response to a letter sent to their office by local municipalities regarding Speedwell Forge. The letter indicates, among other issues, that PA DEP reviewed and approved the PA Fish and Boat Commission's application to decommission and breach Speedwell Forge Lake. The letter indicates that the Conservation District will continue to work with the municipalities regarding this issue.

CONSIDER APPROVAL OF THE WALTER SUBDIVISION PLAN, PREPARED BY SNYDER, SECARY & ASSOC., LLC DATED 3/7/2012:

Bruce Garner, representing the Walter family, explained that the site is located along Owl Hill Road, beside the Members 1st Credit Union. He added that the site is zoned residential and the plan proposes to subdivide the tract into 4 single-family building lots. He stated that the stub at the existing entrance to the credit union would be extended to provide access to these lots. He added that this roadway is intended to be dedicated to the Township. He noted that the plan also proposes a 50' right-of-way to accommodate the possible extension of the roadway to the adjoining property (High) if needed. Garner explained that the existing access to the credit union would be contained within Lot D. He noted that Members 1st would maintain the existing landscape island.

Kramer inquired whether the Walter family has considered whether or not the home on the lot across the roadway would be relocated to this site. Garner stated that the interest in the lot across the street (9 Owl Hill Road) is commercial in nature; therefore, the builders would probably be removed. He added that the Walter family is willing to consider relocating the historic home to Lot B of this plan when the property across the roadway is developed.

The Applicant is requesting a Waiver of Section 285-7.C (1-7) pertaining to Preliminary Plan procedure. The applicant's consultant is requesting a modification to process only a final plan in lieu of processing a preliminary plan and subsequently a final plan. The Township Engineer commented that they recommend approval of the Waiver in consideration of the applicant's justification and since the Zoning Hearing Board has already reviewed the Site plan and granted a Variance. The Planning Commission recommends approval the Waiver.

The Applicant is requesting a Waiver of Section 285-27.J pertaining to turn-around of cul-de-sac. The applicant's consultant is requesting consideration of a Waiver to allow the use of a "hammer head" configured turnaround instead of the required 50' diameter round cul-de-sac. The Planning Commission recommends approval the Waiver.

The Applicant is requesting of Waiver of Section 285-28.B(2)(a) pertaining to sidewalks. The applicant's consultant is requesting a Waiver to avoid constructing the required sidewalk along both sides of the proposed streets. Sidewalk is only proposed for construction as part of the development along the eastern side of the new street, "Shober Lane". The Township Engineer commented that the Township should consider a deferment agreement stipulating that upon the Township's notification of the eventual owners of Lots C and D, the sidewalks will be installed at the owner's expense. The Planning Commission recommends approval the Waiver.

On a motion by Flosdorf, seconded by Kramer, the Board voted unanimously to grant the

requested Waivers, and to approve the Walter Subdivision Plan contingent upon execution of the dedication certificate, upon recording of the Storm Water Management Agreement and Land Development Agreement, and upon the Applicant scheduling a pre-construction meeting with Township staff.

CONSIDER CONDITIONAL APPROVAL OF THE LITITZ RESERVE PRELIMINARY PLAN, PREPARED BY RGS ASSOCIATES, DATED 8/1/2012:

Joel Snyder, representing RGS Associates, stated that the Board previously reviewed the plan and granted several Waivers at their April 3, 2013 meeting. Snyder summarized the project for the benefit of those present. He stated that the Lititz Borough sewer line would be televised prior to construction, and the information would be provided to the Borough for their review. He indicated the proposed location of the access from the future Sixth Street extension. He added that the site is adjacent to the Lititz Public Library, and adjoins the Luther Acres property. He explained that the site contains 44-acres, and the plan proposes 189 townhouse units. He added that the plan also proposes land dedication to the Lititz Public Library site. On a motion by Kramer, seconded by Flosdorf, the Board voted unanimously to approve the Lititz Reserve Preliminary Plan contingent upon the Township Engineer's April 10, 2013 comment letter being addressed.

CONSIDER THE TIME EXTENSION REQUEST BY LITITZ LAND TRUST: The Board reviewed the request. On a motion by Flosdorf, seconded by Kramer, the Board voted unanimously to grant a 30-day time extension for the Lititz Land Trust project.

CONSIDER NATIONAL FISH & WILDLIFE FOUNDATION 2013 SMALL WATERSHED GRANT PROJECT:

The Township Manager explained that the Township is partnering with 5 other municipalities to review the total cost of their respective storm water systems and provide options to fund these systems. In addition, the proposal includes a grant for software to administer the MS4 program. He noted that several Township staff members perform different functions to administer the MS4 program. The grant would provide 1 location for everyone to administer the program. He noted that the municipalities would agree to be used as a proto-type for the software, and would receive computer notebooks as part of the grant. He added that the software is currently used on the west coast. On a motion by Flosdorf, seconded by Kramer, the Board voted unanimously to authorize the Township Manager to proceed with the Environmental Finance Center at the University of Maryland's Small Watershed Grant Proposal.

ADJOURNMENT: With no further business to come before the Board, the meeting was adjourned at 7:59 p.m.

Respectfully submitted,

Daniel L. Zimmerman
Township Manager