

**Franklin Township, Adams County
Board of Supervisors
Workshop Meeting
February 1, 2018**

SUPERVISORS PRESENT: Chris Santay, JR Crushong (via telephone), and Matt Williams

OTHERS PRESENT: Bernie Yannetti, Solicitor, Gil Picarelli, KPI Technologies, Curtis MacBeth, Roadmaster, Susan Plank, Secretary/Treasurer

The workshop, held at the Franklin Township Municipal Building, was called to order at 6:00 p.m. by Supervisor Santay.

McKnighstown Traffic Speeding Issue Update:

Susan Plank informed the Board that there has been no update from PSP but there will be a representative from the sign company in attendance at the March Workshop Meeting. Ms. Smith has been in touch about the progress but has not mentioned whether she has seen a difference in speed in the area. Susan Plank told the Board that Ms. Smith will also attend the March Workshop Meeting.

Review of Nuisance/Noise Ordinance: No update at this time. Supervisor Santay informed everyone that the Board will start working on the review of such an Ordinance.

Wilbur Slothour/Tim McCauslin – Land and Sea Services

Supervisor Santay informed Wilbur and Tim that the Township was not happy with the way some areas in the Township look. Supervisor Santay asked for the process when you have a problem in the Township. Tim McCauslin informed the Board the process is as follows:

1. A warning is given to the property Owner.
2. If they do not heed the warning letter then a violation letter is sent certified mail giving them 30 days to take care of the area.
3. After 30 days it is sent to the Magistrate and a Citation is issued.

Supervisor Santay asked that the citation is \$50.00? Tim informed the Board that the fine handed out are normally \$50 but a citation can be up to \$1,000.00 per the Ordinance. It has been Land and Sea's experience that the residents are willing to pay the \$50.00 fine instead of cleaning up their property or taking care of the violation.

Wilbur Slothour informed the Board that it is their experience that the Magistrate is very lenient on the fines issued unless it has been something that keeps coming back to the Courts and then the Magistrate may issue a larger fine. Wilbur Slothour mentioned that the largest fine that he has seen given is \$250.00 in all the years that they have been Code Enforcement Officers for a repeat offender.

Wilbur Slothour asked the Board how often does the Township want to follow the sequence and how often do they want to issue fines? Some Townships issue citation every week or month if they do not clean up the violation. Supervisor Santay asked Solicitor Yannetti if the Township has that capability. Solicitor Yannetti's response was "yes".

Solicitor Yannetti informed the Board that if it is the same infraction you can issue a citation once a month. If there is a different infraction then the entire process would need to be followed again.

Solicitor Yannetti informed Land and Sea that if they see that the violation is not taken care of they should stop and let the resident know that they are going to cite them again for the violation and continue to do so until the violation is taken care of.

The Supervisors agreed to issue citations for the same infraction on a monthly basis if there is no progress on taking care of the violation. If there is progress the Township is willing to work with the resident but it cannot be drawn out for months. Supervisor Santay informed Wilbur and Tim that there are about a dozen areas in this Municipality that need to be addressed.

Supervisor Santay informed Land and Sea that the consensus is that repeat offenders would be issued a citation every 30 days. If there is progress on the violation that a follow up call to let them know that there is progress but it needs to continue or another citation will be issued.

Supervisor Santay informed Wilbur and Tim that the old burnt out truck at Old 30 and Chambersburg Roads needs to be cleaned up. The barn and house at Tic Tock needs to be cleaned up.

Tim asked the Board what they wanted done with Mr. Miller on Poplar Springs Road who is sick and he and his wife have no means to clean up their place. Supervisor Williams informed Land and Sea that they do have family in the area. Tim has issued a warning and violation to Mr. Miller. He has not issued a citation because of his situation. It was the consensus of the Board to follow the process and issue a citation and maybe someone will help them; i.e.: neighbors, church group, etc. There are groups that may help them clean their place up since they are elderly and not financially able to do it themselves.

Supervisor Santay asked Tim if there were any updates on the tree situation within the Township. Tim informed the Board that letters were sent out and it is getting time to issue violations. Supervisor Santay would like to be kept up to date on the process of this. There are several residents that have concerns about the trees falling on the road and there have been many complaints about trees in the Township.

Supervisor Santay asked Bernie Yannetti about talking to Judge Beauchaut about stiffer fines for these violations. Solicitor Yannetti suggested that a letter signed by all three (3) Supervisors asking for his help in this matter would be more effective than him going out to talk to Judge Beauchaut.

Tim also brought up some changes to the Ordinance that would cover grass clippings and inoperable vehicles sitting around. Tim gave these changes to the Board for their review.

Supervisor Williams addressed Wilbur Slothour of Land and Sea about livestock for pleasure. Matt would like from here on out for Land and Sea to enforce Franklin Township's Ordinance as it is written and not go with what Penn State says. Supervisor Williams does not know how the other two (2) Supervisors feel but he would like Land and Sea to enforce Franklin Township's Ordinance across the board. Wilbur replied that he would take it under consideration. Supervisor Crushong suggested that the Board needs to review the Ordinance with Land and Sea so that they are all on the same page. Supervisor Crushong appreciates all that Land and Sea does and he is hoping that they can get these matters resolved.

PAWC Representative – Mr. Dave Boore:

Mr. Dave Boore with PAWC informed the residents of Poplar Springs that PAWC has no plans to run public sewer along Poplar Springs Road and that this is just a rumor. Mr. Boore told residents that the sand mound is working perfectly and the cost to run sewer along Poplar Springs Road is

astronomical and they have no plans to spend that kind of money when the sandmound is working perfectly.

Secretarial Mini Roundtable – February 13, 2018 – Mt. Pleasant Township

MOTION by Supervisor Williams, seconded by Supervisor Crushong to approve Susan Plank to attend the Secretary Mini Roundtable at Mt. Pleasant Township on February 13, 2018 at 1:00 pm.

Appoint Representatives to NAREMA

MOTION by Supervisor Crushong, seconded by Supervisor Williams to appoint JR Crushong and Chris Santay to the NAREMA as representatives for Franklin Township. Motion carried, 3-0.

Electronic Recycling Dates and Times

Susan Plank, Secretary received confirmation that the e-cycling events will be from 8:00 am to 12:00 pm on the followings dates and locations:

March 3, 2018	Biglerville Borough
June 2, 2018	Franklin Township
September 8, 2018	Menallen Township
December 1, 2018	Butler Township

COG Meeting – Adams Economic Alliance – Solar Panel Fields – Any interest in Township

Susan Plank, Secretary attended the COG meeting last week and it was brought up that there is a Solar Panel Company that is looking for locations to set up Solar Panels. Susan did not have a lot of information but she will get hold of the Adams Economic Alliance and get more information as to who will benefit from the solar energy, cost, etc.

Standing desk for front office

Supervisor Santay informed everyone that there has been talk about getting a standing desk for front office. Supervisor Santay asked Susan Plank, Secretary if there were funds in the budget to obtain the desk and she responded that the funds were there. Supervisor Santay said it going to cost approximately \$300 - \$350 to purchase the desk. Supervisors gave Susan the authorization to buy a new desk for the front office.

Park and Recreation Plan Update

Solicitor Yannetti informed everyone that they are waiting on the School Board to vote on the MOU. Susan Plank, Secretary informed everyone that the Planning Commission will look at it at their February meeting and Susan has also forwarded it to the County Planning for their review.

PSATS Convention

Susan Plank, Secretary informed everyone that at the January meeting they had motioned for Jeff Black to go to the PSATS Convention as roadmaster. Since the change in the position the Board should make a motion to send Curt MacBeth to the PSATS Convention.

MOTION by Supervisor Williams, seconded by Supervisor Crushong to remove Jeff Black from the PSATS Convention and have Curt MacBeth appointed to go to the PSATS Convention. Motion carried, 3-0.

E-mail List

Susan Plank informed everyone that she is working with Mr. Lewis and also Cermak to get this up and running. The email list should be up and running within a couple of months. Supervisor Santay explained to everyone that the Township is looking to set up an email system that would allow the Township to send out an email blast when important information is available about the Township, i.e.: Trash Hauler, e-cycling dates, etc.

Resolution No. 2018-02 – NAREMA Resolution – The Resolution will officially make Franklin Township a part of the Northern Adams Regional Emergency Management Association.

MOTION by Supervisor Williams, seconded by Supervisor Crushong to approve Resolution No 2018-02 to officially make Franklin Township a part of the NAREMA. Motion carried, 3-0.

ACNB Corporate Authorization Resolution

MOTION by Supervisor Crushong, seconded by Supervisor Santay to add Matthew Williams as an agent to the ACNB accounts. Motion carried, 3-0.

Antique Tractor Drive – May 5, 2018 – 9:00 am to 2:00 pm

MOTION by Supervisor Williams, seconded by Supervisor Crushong to approve the Antique Tractor Drive event on May 5, 2018 between the hours of 9:00 am to 2:00 pm. Motioned carried, 3-0.

Rick Cullison – Tax Collector – EIN Susan Plank, Secretary informed everyone that Rick Cullison, newly elected Tax Collector called and was asking if he could use the Township EIN. Someone at the County Tax Services told him that he could use the Township EIN. Solicitor Yannetti feels that he should get his own EIN. Susan Plank, Secretary is to let Rick Cullison know to get his own EIN.

Hickory Bridge Road Bridge Repair Bid Update – Advertise for Bids for Concrete Culvert. Supervisor Crushong asked is this has been approved by Bernie Yannetti, Solicitor and KPI Technologies, Engineering. It has been approved by both.

MOTION by Supervisor Crushong, seconded by Supervisor Williams to have Susan Plank, Secretary advertise for bids for the concrete culvert for the Hickory Bridge Road Bridge Repair. Motion carried, 3-0.

Gil Picarelli, KPI Technologies informed the Board that they are going to re-submit the DEP permit next week. Supervisor Crushong asked that Gil let Hamiltonban know that this is being done.

Advertise for Materials Bids/ Seal Coat Bids/ Fuel Bids/ Line Painting Bids for 2018

MOTION by Supervisor Williams, seconded by Supervisor Santay to have Susan Plank, Secretary advertise for Materials bids, Seal Coat bids, Fuel bids, and Line Painting bids for 2018. Motion carried, 3-0.

PUBLIC COMMENTS:

Mrs. Parr informed the Board that they were there about the private road situation at Mountaintop Drive. She is under the impression that the right of way is for all who front Mountaintop Drive. Mr. Parr mentioned that this would include their son. Supervisor Santay informed Mr. and Mrs. Parr that this is a civil matter and not a Township matter.

Mr. Parr mentioned that the other reason they are here is about Matt's comment about the barn. He said that according to what they read in the paper that this is settled. Supervisor Santay said that some of the Supervisors are satisfied with what they heard. In reference to Supervisor Williams's comment, Mr. Parr said that this comment is coming from someone who had horses himself. Supervisor Williams said that is correct. Supervisor Williams said that he obtained a building permit just like the Parrs did. Supervisor Williams said at that time the Township told Supervisor Williams that he could have a horse barn and fence but not horses. Supervisor Williams told Mr. Parr that he gave the Township three (3) days to give him a variance for the property only, not in his name but for the property and that is when he got a variance for 70 Newman Road not for Matt Williams but for the property. He told Mr. Parr that the Township made a mistake at that time and that he gave them the option to give him a variance or buy him out; one or the other.

Mr. Parr told the Board that if they are considering changing things in the future that they should consider the size of the lot, how many families in this Township it will affect, and whether the livestock is for profit or just for pleasure. Supervisor Williams suggest that if the Township makes changes that is should consider 1.5 to 2.0 acres per horse in a fenced in area. Supervisor Williams informed Mrs. Parr that in the Township Ordinance that there is to be no livestock in Residential areas whether it be for profit or for pleasure.

Supervisor Santay asked Brian Redding if he had any comment. Brian Redding informed the Board that the roadway would be handled privately. The Subdivision plan did not include the horse barn on the plan. Gil Picarelli was to review that plan and Bob Sharrah did not have the barn on the plan, Gil Picarelli did not catch it, the Parr's signed the plan knowing that it wasn't on the plan and so did Denny Robinson. Mr. Redding was at his engineer's office yesterday and they said it was extremely unusual that an existing building is not shown on a Sub-Division plan. The Subdivision plan was started three (3) weeks before Wilbur issued the permit for the Horse Barn, but the barn should have been on the plan. Mr. Redding said that his engineer told him that regardless of Penn State Pamphlet that Mr. Slothour's job is to enforce the Zoning Code for the residents of the Township. This is the way that he views it and the way that his neighbors view it and they are not done with it and are moving on with something else. In Mr. Redding's opinion it is probably going to the Court of Common Pleas and he will take it as far as he needs to. Wrong is wrong and that permit should not have been issued. Mr. Redding said it should have went before the Zoning Hearing Board. Mr. Redding said that either the Parr's are going to be suing someone or he and his neighbors will be suing someone. He fully expects this to go through

the Court system. He has hired another group of attorneys out of the area that do Land Use/Zoning. Mr. Redding would like to ask Mr. Picarelli how can a building not be on a Subdivision Plan that he reviewed? Mr. Picarelli replied that they review what is submitted. The surveyor and the property owner sign and seal that the plan is accurate. Mr. Redding asked Mr. Picarelli what his opinion would be if there wasn't something on the Subdivision. Mr. Picarelli replied that he did not have an opinion on it. Mr. Redding informed the Board that a whole bunch of people signed the Plan knowing full well that the barn wasn't on the plan. He is going to move forward in another direction. The driveway thing, they will handle that and that is a private deal.

Mr. Parr informed the Board that the plans were looked out twice by the Township. His son paid twice to have the drawings looked at by the Township.

Motion by Supervisor Williams, seconded by Supervisor Crushong to adjourn the Workshop meeting at 6:58 pm.

Susan J. Plank
Secretary/Treasurer

Chairman _____

Supervisor_____

Supervisor_____