

**EAST HANOVER TOWNSHIP BOARD OF SUPERVISORS MEETING**  
**8848 Jonestown Road, Grantville, PA 17028**  
**April 3, 2007**

The meeting of the East Hanover Township Board of Supervisors was called to order with the pledge to the Flag by Chairman Marie Beudet at 7:00 P.M. Present were Supervisors Keith Espenshade, Dave Marshall, George Rish, and Tom Shutt. Mr. Rish was present at the meeting until 8:00 PM.

Myles Kauffman, legal counsel; Roger Phillips, Engineer; Charles Longreen, Director of Public Works; Curtis Cassel, WWTP Operator; and Deborah Casey, Secretary-Treasurer were also present.

This meeting was audio taped. The tapes are strictly for the use of the Secretary-Treasurer for clarification during preparation of the minutes.

**APPROVAL OF THE MINUTES FROM MARCH 20, 2007**

**Mr. Rish made a motion to approve the March 20, 2007 minutes as written. Mr. Marshall seconded the motion. The motion was approved 4 in favor, Chairman Beudet, Mr. Espenshade, Mr. Marshall and Mr. Rish; 0 opposed; 1 abstention, Mr. Shutt. Mr. Shutt abstained from voting since he was not present at the last meeting.**

Expenditures:

General Fund	\$ 28,800.72
Operations and Maintenance	\$ 29,593.24
Street Light	\$ 192.05
State Fund	\$ 1,370.46
Park and Rec	<u>\$ 409.15</u>
Total	\$ 60,365.62

**Mr. Espenshade made a motion to approve the expenditures as presented. Mr. Shutt seconded the motion. The motion was approved 5 in favor, 0 opposed.**

Receipts

General Fund	\$ 14,508.47
Park & Recreation Fund	\$ 329.00

Available Funds

General Fund	\$ 649,885.32
Operations & Maintenance	\$ 353,870.13
Street Light	\$ 4,638.89
State Fund	\$ 328,194.04
Public Sewer Fund	\$ 577,838.98
Park and Rec Fund	<u>\$ 120,843.15</u>
TOTAL	\$2,035,270.51

## **SIGNIFICANT CORRESPONDENCE**

The Correspondence is available for review during normal office hours.

## **REPORTS**

### **PLANNING COMMISSION – DAVID CRAIG**

The Planning Commission's report has been provided to the Board of Supervisors.

### **TRIPLE DIAMOND CORPORATION – REQUEST FOR EXTENSION OF TIME**

Triple Diamond has granted the Board of Supervisors a 90 day extension of time

- **Mr. Rish made a motion to accept the grant of an extension for 90 days. Mr. Marshall seconded the motion. The motion was approved 5 in favor, 0 opposed.**

### **TRIPLE DIAMOND SEWER PLANNING MODULE – RESOLUTION 2007-09**

- **Mr. Espenshade made a motion to approve Resolution 2007-09. Mr. Marshall seconded the motion. The motion was approved 5 in favor, 0 opposed.**

### **TRIPLE DIAMOND LAND DEVELOPMENT PLAN**

Krupal Desai noted that the traffic impact study is preventing his plan from being approved by the Planning Commission. He requested guidance from the Board as to what to do regarding the study and asked that the Board accept his plan if a resolution to the traffic impact study is found.

- Chairman Beaudet noted that she spoke with the Engineer and the Director of Public Works regarding the traffic study. She felt that it was unfair for someone to do a traffic study for a land development plan that might only produce 60 vehicles entering the area when there are many more vehicles from the 2 restaurants in the area. The possible solution would be to waive the traffic study so that the plan can move forward. At the same time, the Board would take action to send a letter to PennDOT regarding the situation at Rt. 743 in the area of Villa Rosa. The other idea is to have Mr. Longreen check into what can be done regarding the left turn out of Kelly Court. A study would have to be done to determine this.
- Discussion was held on the subject and it was mentioned that traffic does not leave an opening at the intersection for anyone to attempt to make the turn.
- Mr. Shutt suggested that a sign be posted noting that the intersection not be blocked. He noted that he is still opposed to a left hand turn being permitted at the intersection because of the visibility problems. He did not want to hold up Triple Diamond up with an expensive traffic study and felt that the problem could be solved without it.
- **Mr. Marshall made a motion to do the necessary traffic studies for Kelly Court to determine if a no left hand turn sign is needed. Mr. Espenshade seconded the motion. Mr. Longreen asked if a "Do Not Block the Intersection" sign should be investigated. It was noted that it should. The motion was approved 5 in favor, 0 opposed.**

- **Mr. Shutt made a motion to send PennDOT a letter to have it do a study at the Villa Rosa intersection. Mr. Marshall seconded the motion. The motion was approved 5 in favor, 0 opposed.**
- **Mr. Shutt made a motion to waive the traffic study for Mr. Desai, Section No. 402.5.4B. Mr. Espenshade seconded the motion.** Mr. Rish was not sure the two studies being requested would solve the problems with the traffic in the area. Even though there are 2 other places that did not do traffic studies, he is not in favor of waiving the study for Mr. Desai since other items may be needed to solve the problem. **The motion was approved 4 in favor, Chairman Beaudet, Mr. Espenshade, Mr. Marshall, and Mr. Shutt; 1 opposed, Mr. Rish.**
- **Mr. Rish made a motion to accept the plan for review and possible action at the next meeting. Mr. Shutt seconded the motion. The motion was approved 5 in favor, 0 opposed.**

### **THE PRESERVE AT BOW CREEK PHASE II & III LAND DEVELOPMENT PLAN**

Judy Kennerdell represented the plan.

- Outstanding items: DCCD approval, signatures and notarizations, payment of reviewing engineering fees.
- Ms. Kennerdell noted that DCCD approval has not yet been received; however, she did receive an e-mail indicating that approval would be forthcoming.
- Mr. Marshall questioned the stormwater control plan. Ms. Kennerdell commented that when the final plan is approved by DCCD, a copy will be supplied to the Township. She noted that Keystone Custom Homes has done everything that DCCD has asked and is awaiting the final approval letter.
- Mr. Marshall noted that at the last meeting, action was tabled until a response was received from DCCD. He feels that it should remain tabled until the final approval is received.
- **Mr. Rish made a motion to approve the plan contingent upon Dauphin County Conservation District approval, signatures and notarization, and payment of reviewing engineering fees. Mr. Espenshade seconded the motion. The motion was approved 4 in favor, Chairman Beaudet, Mr. Espenshade, Mr. Rish and Mr. Shutt; 1 opposed, Mr. Marshall.**

### **PUBLIC WORKS – CHARLES LONGREEN**

Mr. Longreen presented his report for the month of March. The report is available for review at the Municipal Building.

- Chairman Beaudet thanked Mr. Longreen, the Road Crew and Mr. Fisher for the wonderful job that was done on the reconstruction of the stage.
- A letter was received from the residents on E. Caren Drive requesting that the road be paved. In 1989, the cost to pave the road would have been \$113,257.00. There are 5 homes on the road.
- Mr. Espenshade noted that at one time the road was improved with millings which did an excellent job; however, when the sewer line was installed, the road was torn up. He did not feel that the road had to be paved, but an alternative should be investigated to address the dust issue and stabilize the road. Mr. Longreen will investigate options for the road.

- Mr. Longreen noted that the previous WWTP operator recommended that a portable trash pump be purchased. Pumps were researched, and a 3 inch, 8 HP portable trash pump that will handle solids up to 1 ½ inches with 40 feet of suction hose and 400 feet of discharge will cost \$2,123.24. Discussion was held on the pump.
- **Mr. Espenshade made a motion to purchase the pump. Mr. Shutt seconded the motion. The motion was approved 5 in favor, 0 opposed.**
- Mr. Longreen requested an Executive Session for April 17<sup>th</sup> at 6:30 PM to discuss workers compensation. An individual from Worknet would like to discuss occupation medicine for the Township staff.
- An e-mail was received from Chip Millard regarding the Rt. 743/Rt. 39 Study Group. The first meeting is April 5<sup>th</sup> at 7:00 PM at Derry Township's Municipal Building. Mr. Longreen will be attending the meeting.
- Mr. Shutt noted that the individual that has requested the blind person walking signs is currently not living in the Township. As soon as she moves back into the Township, her representative will contact Mr. Shutt to discuss the signs. The representative informed Mr. Shutt that when the individual moves into a new area, the people that train the dog with work with her and the dog to learn every cross road and street on the route that she wishes to walk.

#### **PARKS AND RECREATION – JANET ESPENSHADE, CHAIRMAN**

- Mrs. Espenshade noted that the Bunny Breakfast went well and served 121 people.
- Three proposals were received for the treatment of the fields. The Park and Rec Board would like to use Advantage at a cost of \$7,137.00. This is the total for all fields to be sprayed for the spring and fall. It was noted that discussion was previously held on having Mr. Fisher apply for his license to spray and if he receives it before the fall, Advantage, would only be used for the spring. Discussion was held on Mr. Fisher's training and the cost of having him do it vs. contracting the services out. Mr. Shutt recommended contracting for the spring and then make a decision regarding the fall at a later date.
- **Mr. Marshall made a motion to have Advantage treat the lawns for the spring at the quoted spring price. Mr. Shutt seconded the motion. Keith Oellig expressed his feelings regarding not needing to spray in the fall, the cost of spraying, and the fact that there are no limits for commercial sprayers as to the amount that is put on fields. Discussion was held on the subject. The motion was approved 5 in favor, 0 opposed.**
- Mr. Espenshade noted that a lady has been hired to do the Senior's Craft day.
- Dixie Fesig from West Hanover Township would like to partner with East Hanover for bus trips. The Township will get reimbursed for its residents. By consensus of the Board, approval was given.
- The baseball fields need Diamond-Tex. The cost is \$2,800.00.
- Two bids were received for resurfacing the courts. The Park and Rec Board is waiting for a 3<sup>rd</sup> bid.
- The Park and Rec Board's goal for 2007 is to fix the ball fields, soccer fields and work on the walking trail.

- Chairman Beudet congratulated the Park and Rec Board for a great job with the Bunny Breakfast.

#### **GRANTVILLE VOLUNTEER FIRE COMPANY – WAYNE ISETT**

- The Spaghetti Supper was successful.
- The 2007 Fire Co. Book campaign will begin in April.
- Mr. Isett noted there appears to be some confusion between the Fire Company and the Fire Department. The Fire Department is part of the Fire Company. The by-laws have been revised and approved by the Fire Company. The Ladies Auxiliary will now fall under the Fire Company and will be under the budget process.
- Audits were done of the organization during March and went well.
- The building program is continuing. Little progress has been made during the past 6 months. There have been some problems with the engineer. \$87,000.00 has been spent so far with Grove's Engineering. It has been noted that another \$25,000.00 to \$30,000.00 will be required to address the outstanding items. There is a possibility that the Air National Guard will do the excavating of the project at no cost.

#### **PUBLIC SAFETY ADVISORY COUNCIL – JOHN NELLIGAN**

- The Council met on March 26<sup>th</sup>. The minutes will be forthcoming.
- Grants have been approved for 8 dry hydrants. The engineering work will be completed in the near future, and it is hoped to have the hydrants installed by the end of August. Once the 8 new hydrants are installed, the Township will have 11 dry hydrants.
- The PA State Police, Troop H congratulated the Township's Road Department for its excellence clearance of the Township roads during the past 2 snow storms. It indicated that there was no other township that had the road service that East Hanover did and it was appreciated.
- The PA State Police is also working heavily on enforcement on Rt. 22 and the truck issues on I81. It is also trying to ascertain how to deal with the truck issues on Rt. 743.
- South Central EMS reported that its responses for the 1<sup>st</sup> quarter in the Township were 86. This is inline with previous numbers.
- The pandemic issue is continuing to be reviewed.
- Mr. Shutt noted that it was his understanding that there is another hookup that is required for the dry hydrants and other Townships have the adapters, but Grantville doesn't. Mr. Nelligan noted that Grantville does have the adapters, as does East Hanover Township, Lebanon County. The companies that don't have the adapters are the ones that don't have dry hydrants.

#### **EMERGENCY MANAGEMENT – JOHN NELLIGAN**

- Both deputies attended County training sessions. PEMA is trying to provide ideas to the local emergency management agencies as to how to improve the handling of snowstorms. Mr. Nelligan noted that East Hanover did not have problems during the storms.

- Mr. Nelligan met with the Public Works Director and representatives of the Preserve at Bow Creek regarding fire suppressant issues.

### **RESOLUTION 2007-08 – NIMS**

Mr. Nelligan noted that the resolution relates to the Township being in compliance with the National Incident Management System. The resolution is geared to Emergency Management.

- **Mr. Marshall made a motion to approved Resolution 2007-08. Mr. Espenshade seconded the motion. The motion was approved 5 in favor, 0 opposed.**

Crist Espenshade noted that he has been trying to get a CPR class for the drivers of the Senior Van. He thanked Mr. Nelligan for making the arrangements for 5 of the drivers to take the course and receive certification.

### **WWTP – CURT CASSEL**

- Mr. Cassel presented his report. The report is on file at the Municipal Building.
- Mr. Shutt asked about the continuing problems at Funck's EXXON. It was his understanding that when Mr. Funck does his renovations, that the pump will remain. He suggested that a more efficient pump be purchased for the property. It was suggested that replacement of the pump be put on hold until it is known what new development will occur in the area.

### **ENGINEERS REPORT – ROGER PHILLIPS**

- The engineer's report is on file at the Municipal Building for review.
- The contractor for the S. Meadow Ln. bridge has provided the bonds and insurances. Mr. Phillips asked that the contracted be awarded.
- **Mr. Espenshade made a motion to award the contract. Mr. Shutt seconded the motion. The motion was approved 4 in favor, 0 opposed. Mr. Rish had to leave the meeting at 8:00 PM.**
- The Component 3M Act 537 Plan update is in the period for public comment.

### **UNFINISHED BUSINESS**

#### **STORMWATER MANAGEMENT - THOMPSON**

No update.

#### **DEFINITION OF FRONT YARD IN ZONING ORDINANCE**

This was reviewed by the Planning Commission and the wording was recommended for approval. This now needs to be put into an ordinance which will then be reviewed by the Townships Planning Commission and the Dauphin County Planning Commission.

#### **BUILDING RENTAL AGREEMENT AND POLICY**

It was noted that the changes have been made to the agreement.

- **Mr. Marshall made a motion to adopt the Building Rental Agreement and Policy. Mr. Shutt seconded the motion. The motion was approved 4 in favor, 0 opposed.**

**CURATIVE AMENDMENT – ORDINANCE 2007-02**

No action.

**ACT 209**

No action.

**NEW BUSINESS**

**SOUDER – ACCEPT PLAN FOR REVIEW**

The purpose of the plan is to attach Lot #8B, existing lands of David Bimler, to Lot #4, existing lands of Christopher & Katrina Souder, for the purpose of extending their rear yard.

- **Mr. Marshall made a motion to accept the Souder plan for review. Mr. Espenshade seconded the motion. The motion was approved 4 in favor, 0 opposed.**

**ROTHGABER – ACCEPT PLAN FOR REVIEW**

This plans creates a lot annexation. Lot #2 cannot be represented as, or conveyed as, a separate buildable lot, nor can Lot #2 be used by itself by any part for any construction or other land. The property transfer will result in the recording of a deed with the Dauphin County Recorder of Deeds. A copy of the recorded deed will be provided to the Township within 7 days of its recording.

- **Mr. Marshall made a motion to accept the plan for review and possible action at the next meeting. Mr. Espenshade seconded the motion. The motion was approved 4 in favor, 0 opposed.**

**ERWIN – ACCEPT PLAN FOR REVIEW**

The purpose of the plan is to subdivide Lot #2 around the existing dwelling from the parent 11.980 acre tract to obtain a mortgage. No building or construction is being proposed with the plan.

- Mr. Phillips noted that the plan is waiting for a ruling from the Zoning Hearing Board Solicitor.
- **Mr. Marshall made a motion to accept the Erwin plan for review. Mr. Espenshade seconded the motion. The motion was approved 4 in favor, 0 opposed.**

**HAROUNZADEH & CHRISTIANSON – ACCEPT PLAN FOR REVIEW**

This is a final subdivision plan depicting the realignment of the lot lines of three parcels containing a total of approximately 39 acres. The parcels are in the Conservation Zoning district. They are owned by Abe Harounzadeh and George Christianson. None of the parcels contain any improvements. The new Lot #1 will contain 20.316 acres and

the new Lot #2 will contain 19.187 acres. Both will have frontage on Rt. 443 (Mountain Rd.)

- Bill Delancey of Brian Hockley Associates represented the plan. He requested that the Board accept and approve the plan at the meeting. The plan is a simple lot addition and has been approved by the Planning Commission relating to the engineering and zoning issues.
- **Mr. Espenshade made a motion to accept the plan for review. Mr. Marshall seconded the motion. The motion was approved 4 in favor, 0 opposed.**
- It was noted that the engineer and zoning comments were addressed.
- The plan was reviewed by the Board.
- The waivers are for Sections 507.1 and 507.2, as built survey plans for monuments and markers; and Section 614.0, survey monuments and markers at all property corners.
- **Mr. Marshall made a motion to approve the waivers for the plan, Section 507.1, 507.2 and 614.0. Mr. Espenshade seconded the motion. The motion was approved 4 in favor, 0 opposed.**
- **Mr. Marshall made a motion to approve the plan contingent upon the payment of reviewing engineering fees, signatures and notarization, and payment of the Park and Rec Subdivision fee. Mr. Shutt seconded the motion. The motion was approved 4 in favor, 0 opposed.**

## **NOISE ORDINANCE**

It was noted to the Board last fall that there were some problems within the Township relating to noise. A note was received from a resident noting that they understand that everyone has a right to enjoy their homes and properties, but when their actions encroach on the surrounding neighbors to enjoy their own homes, then it is the responsibility of the municipality to set parameters on those activities. An example of a noise ordinance has been provided to the Board.

- Neil Coll had provided the example and noted that it was quite restrictive for a rural area. His complaint is that his neighbor permits people on the property for 7 to 8 hours at a time to drive dirt bikes, 4-wheelers, etc. During those time periods, it is loud and dusty and he is forced inside his home to avoid the situation. He does not want to make an exclusion of the activity, but would like to have a time limit on when it can be done.
- Mr. Phillips noted that the example does not provide for enforcement. If an ordinance is enacted, then the Township would need to indicate what is considered noise and a decibel level needs to be established. A Noise Officer who is trained to use equipment would have to be appointed. Discussion was held on the means of enforcement. Mr. Phillips will provide examples of different ordinances. It was noted that a time limit for noise should be placed in the ordinance.
- Discussion continued on what should be contained in the ordinance and the restrictions.
- John Nelligan commented that there was prior case law within the Township regarding the shutting down of a motorcycle track.
- It was noted that an ordinance would be considered

## **OTHER BUSINESS FROM THE BOARD**

There was no other business from the Board

## **BUSINESS FROM THE PUBLIC**

David Smith, a representative of the Lower Dauphin School Board, reminded the Board and public that on May 3<sup>rd</sup> at 6:30 PM at the East Hanover Township Elementary School, there will be a presentation on Act 1, which will be on the primary ballot in May, and the proposed school budget.

Larry Suhr noted that there is a problem with a section of the walking trail in the Park after it rains. The area becomes a mud hole. He suggested possibly moving that part of the trail. Mr. Shutt noted that he and Mr. Longreen would look at the trail to see what can be done. Discussion was held on what could be done with the trail.

Mr. Shur noted that the area of Rt. 743 and Rt. 22 has a lot of new development and asked if a sewer line could be brought up to the intersection. It was noted that the proposed Act 537 plan addresses the area. Mr. Suhr questioned about the new hotel going in. It was noted that the owner of the property has an approved sewer module with DEP. Mr. Suhr noted that businesses in the area would like to have the sewer. Discussion continued on the subject.

Richard Schock commented that on April 10<sup>th</sup> Candidates Night will be held at the Municipal Building at 7:00 PM. In addition to the municipal candidates, there will also be County candidates present.

**Mr. Espenshade made a motion to adjourn the meeting, Chairman Beaudet seconded the motion. The meeting was adjourned at 8:53 P.M.**

Respectfully submitted,

Deborah A. Casey

cc: Marie Beaudet  
David Marshall  
Keith Espenshade  
George Rish  
Thomas Shutt  
Myles Kauffman  
Curt Cassel

Charles Longreen  
Planning Commission  
Light-Heigel & Associates  
Posted  
Zoning Hearing Board  
Pickering, Corts & Summerson