

# EAST MARLBOROUGH TOWNSHIP BOARD OF SUPERVISORS

Meeting of the Board – May 7, 2007

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Chairman Cuyler H. Walker called the public meeting to order at 7:30 p.m. in the Township Building with a pledge to the flag. Board members Richard P.S. Hannum, Robert F. Weer, Eddie G. Caudill, and Richard E. Hicks were also present, as were Solicitor Fronefield Crawford, Jr. and Engineer James A. Hatfield.

**Minutes of April 2, 2007.** By unanimous vote (5-0), the Board approved the minutes, as prepared.

**Public Comment Period.**

**John Austin** of Potter Drive asked about the status of the proposed public sewer system for Cedarcroft. He was told that the concept plan has been approved by DEP, and that the design plan is currently underway. Following approximately 180-day review of the design and approval, the Township will prepare bidding documents. It is hoped that construction can begin within two years.

**Supervisor Robert Weer** asked about the status of the proposed traffic signal at the intersection of Route 82 and the Route One (Northbound) Exit ramp. The design contract with Traffic Planning and Design has been approved; work on the traffic study has begun.

**Grace Fellowship Church – Conditional Use Application.** The Board set the public hearing date for Thursday, June 21, 2007 at 7:30 p.m.

**Stengel Welding – Escrow Release #8.** Fred Stengel was present for the request; by unanimous vote (5-0), the Board approved the release of \$2,983.00.

**Beiler Campbell Center 2 – Escrow Release #7.** By unanimous vote (5-0), the Board approved the release of \$34,090.00, subject to recommendation from URS for the items involving sewer escrow.

**Longwood Land Development – Phase 2- Release #2, Final.** By unanimous vote (5-0), the Board approved the release of \$492,228.00.

**SPCA Fundraiser at Liondale Farm.** James Sinclair, property owner and Catherine Corona, from the SPCA, spoke about the fundraiser scheduled for June 3, 2007 from 5 until 8 p.m. The Supervisors had no objection to the garden party.

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**Bayard Taylor Library Expansion Plans.** In response to a presentation made at the Kennett Area Regional Planning Commission, East Marlborough Township representatives Jon Olson and Bill Landmesser gave a summary of library funding and operations. They explained that the funding for the new library is incomplete, and they will not begin construction until all of the funds are available.

**Kennett Park and Recreation Request.** Claire Finfrock, recreation coordinator, presented information about programs, funding, and also requested additional funds for new lights at Pennock Field. The East Marlborough Supervisors suggested a ten-year advance of the \$1500 annual contribution; Ms. Finfrock agreed to talk with her Board about the proposal.

**Great Grapes – Proposed Special Event.** Greg Nivens of Moorea Marketing presented information on the requested event for two days on June 2-3, 2007. Supervisors expressed concerns about security, potentially intoxicated motorists leaving the site, noise levels of the performers, etc. A motion to approve the festival on a one-time only basis, to be evaluated next year was introduced by Mr. Hannum and seconded by Mr. Hicks. Mr. Hicks amended the motion to include a \$10,000 performance bond. The motion was defeated 2-3, with Messrs. Hannum and Hicks in favor, and Messrs Weer, Caudill, and Walker opposed.

**Glenelg Lot Consolidation Plan.** Robert Pearson represented the application. By unanimous vote (5-0), the Board approved the amended plan.

**Walnut Ridge Conditional Use Application.** Peter Temple, Esq., Art Bernardon, and Richard Basilio were present for the application for 61 townhouses on Walnut Road. The Board unanimously (5-0) approved all 18 conditions in the order, amending # 10, which requires community trash collection, and #18, providing for no maximum on the amount to be reimbursed to the Township for consultants' fees for initial review. In a separate vote, the Board unanimously (5-0) adopted the complete order of approval.

**Genereux Funeral Home.** Ken Hoffman of Gilmore Associates and Matt Genereux, the applicant, were present. They were seeking Final Plan approval. By unanimous vote (5-0), the Board granted Final Land Development approval, subject to the following:

- Compliance with all items in the VD&L review letter of May 4, 2007
- Compliance with GTP comments, including 6-foot high fence to be placed at the NW section of the property, which fence will be subject to review and approval by the Board of Supervisors,
- Removal of the Japanese Maple, which is located in the path of the connecting drive,
- Contribution of \$5,000 to the Township for highway impact fee, to be paid at time of issuance of Certificate of Occupancy.

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**Genereux Funeral Home, Continued.** Additionally, the Board granted a waiver from the requirement for a shadow analysis and decided that no sidewalks will be required for the property frontage.

**St. Michael Lutheran Church.** Bob Flinchbaugh of Regester Associates represented the plan, seeking conditional final plan approval. Because of the cost of connecting to public sewer, the Church is proposing to continue to utilize on-site sewage, even though that means that the absorption field must be relocated to the northeast area of the plan.

By unanimous vote (5-0), the Board approved the Final Plan, subject to satisfaction of all items in VD&L review, securing a sewage permit from Chester County Health Dept., and Township consultant field-location/approval of the buffering and screening plantings in the northeastern section of the plan.

**Resolution 07-10 – Onix Drive.** By unanimous vote (5-0), the Board adopted the attached resolution, renaming the drive.

**Certificates of Appropriateness.** The following Certificates were approved unanimously (5-0).

**Mooberry – Cemetery Lane** - Restoring the side porch and window.

**Blomer** – Adding a mudroom at the rear of the house

**Hodges** – Replacing the porch

**Bills.** The attached list of invoices was approved for payment, with each supervisor abstaining on any item with a perceived conflict of interest. The totals are as follows:

|                  |              |
|------------------|--------------|
| General Fund     | \$163,250.82 |
| Sewer Fund       | \$ 45,241.75 |
| Development Fund | \$ 6,780.97  |
| Payroll          | \$ 50,391.00 |

**Treasurer’s Report.** By vote, the attached report was accepted, as prepared.

**Bids for New Generator for Wollaston Road Treatment Facilities.** The Board agreed to accept bids for the replacement generator.

The meeting was adjourned at 10:12 p.m., at which point the Supervisors went into executive session with Counsel to discuss a pending legal issue.

EAST MARLBOROUGH TOWNSHIP

Jane R. Laslo, Manager/Secretary