

EAST MARLBOROUGH TOWNSHIP BOARD OF SUPERVISORS

Meeting of the Board – November 3, 2008

Chairman Cuyler H. Walker called the regular November meeting to order at 7:30 p.m. in the Township Building, by leading the group in the Pledge to the United States Flag. Supervisors Richard E. Hicks, Eddie G. Caudill, and Richard P.S. Hannum, Jr. were present, as were Solicitor Fronfield Crawford, Jr. and Engineer James W. Hatfield.

Minutes of October 6, 2008. By unanimous vote (4-0) the minutes were approved as prepared.

PUBLIC COMMENT PERIOD.

Ms. Anita O'Connor, Executive Director of the Kennett Senior Center, spoke about the number of East Marlborough residents who use the Center, correcting the number from 1800 to 149. She reiterated the request for financial support from E. Marlborough.

Routes 82/1 Improvements. By unanimous vote (4-0), the Board approved Payment #1 to Road-Con, Inc., in the amount of \$80,791.74, for work completed on the project. The funds will be paid from the State Liquid Fuels account.

Route 82 South Sewer Project. By unanimous vote (4-0), the Board approved payment #1 to Abbonizio and Sons in the amount of \$32,508.00 for work completed to date. The funds will be paid from the Sewer Account.

New Bolton Center – Land Development Plan for Isolation/Colic Barn and Tissue Digester Facility. The University's land development plan was represented by: Dr. Corinne Sweeney, Associate Dean; Brenda Loewen, project engineer from the University of Pennsylvania, Justin Ruby an engineer with Mainstay Engineering; Architect Paul Steege, of Steege Associates; and Helen Aceto of New Bolton Center. There were discussions about the location and uses of the proposed new buildings. The Supervisors expressed concern about the ordinance-required screening and buffering between this project and the adjacent property; land development plans did not show such screening/buffering. Jim Hatfield, of VanDemark & Lynch, pointed out that the applicant is seeking waivers from the following requirements: a) topographical survey, b) shadow analysis, c) wetland delineation, and d) complete boundary survey; Mr. Hatfield had no technical objections to any of the above waivers. The Supervisors agreed to consider the plan as a combined preliminary/final plan, but took no other action.

Meeting of the Board – November 3, 2008

Page 2 of 4

New Bolton Center – Addition to Swine Barn. Tim Royer, P.E., of Timbertech Engineering asked for guidance with a proposed addition to the swine facility. The Supervisors agreed that land development planning would be required; but buffering, lighting, and parking need not be addressed because of the agricultural use.

Whitewing Farm – South. Barry Stingel of Hillcrest Associates asked for guidance in the event that the developer (DeSeta Family) is unable to secure a construction easement at the existing cul-de-sac on Merrick Lane. By unanimous vote (4-0), the Board agreed to accept a steeper slope for the edge of roadway, if the construction easement cannot be achieved, rather than require a retaining wall of varying height.

Whitewing Farm - North. Barry Stingel of Hillcrest Associates gave an overview of the proposed subdivision, providing for 7 lots on 23+ acres on the north side of Valley Road. The site has an existing large dwelling, previously used as the center of the Bed and Breakfast operation; an existing non-conforming cottage on the primary site; several additional buildings, including a barn, at one time converted into some B & B units.

The applicant requested input on its proposal to remove a 48" Norway maple, which would meet the definition of a "Specimen Tree" under the Zoning Ordinance and replace it with four substitute trees, and Supervisors Hicks and Walker agreed to visit the site to evaluate whether there was any justification for the removal of the tree. The Supervisors suggested that the owner consider combining some lots to deal with the issue of the barn and the tennis court being located too close to the new proposed property line. It was further agreed that the property owner will provide language for a deed restriction, satisfactory to the Township Solicitor, to address the zoning issues created by the existing B & B units.

Spottswood Lane Sewer Line. By unanimous vote (4-0), the Board voted to extend the sewer line down Spottswood Lane, according to the DEP-approved plan. Because this portion of Spottswood is private, the Township Solicitor, Engineer, and Manager will examine the cost apportionments to propose a tap fee for those who chose to hook up later.

2009 Proposed Budgets. By unanimous vote (4-0), the Board approved issuing public notice of the following budgets, copies attached:

Meeting of the Board - November 3, 2008

Page 3 of 4

General Fund Receipts and Expenditures of \$1,892,322, based on an unchanged tax assessment of 1.05 mills for general uses, as well as the voter-approved .20 mills for Open Space and .183 mills for support of the library, predicated on as assessed valuation of 695 million.

Sewer Fund Receipts and Expenditures of \$1,494,369, with the user fees to remain at \$460/year, billed quarterly.

State Fund - \$333,820.

Traffic Planning and Design Proposals.

1. Proposal to enlarge the Bike Pathways design, to include a study and an appeal to reduce the speed limit on Rt. 82 from the Roundabout south to Route 926. - \$7700. By unanimous vote (4-0), the Supervisors approved the proposal.
2. Proposal to update the Route One traffic signal plans to reflect actual signage - \$2300. By unanimous vote (4-0), the Board approved the proposal.

Ordinance 08-04 – Amending various Sections of the Zoning Ordinance. By unanimous vote (4-0), the Board authorized public notice and scheduled a public hearing for 7 p.m. on December 1, 2008.

Bills. By unanimous vote (4-0), with each supervisors abstaining on any single item with a perceived conflict of interest, the Board approved payment of the attached list of invoices, with the following totals:

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| General Fund | \$52,471.96 |
| Payroll | \$57,111.79 |
| Development Fund | \$ 6,659.38 |
| Sewer Fund | \$69,198.43 |
| State Fund | \$80,791.74 |

Treasurer’s Report. By unanimous vote (4-0), the Board accepted the attached report, as prepared.

Generator Bid. Only two complete bid were received:

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| Powerton Generators of Lebanon PA | \$47,876 |
| Premium Power Services, Kennett Sq., PA | \$51,341 |

ECP of Rising Sun, MD

Bid amount not filled in

By unanimous vote (4-0), the Board approved the low bid of Powerton Generators.

Meeting of the Board – November 3, 2008

Page 4 of 4

Street Signs in Traditions Subdivision. Roadmaster Caudill drove the roads with members of the Homeowners Association and recommends that many extraneous signs be removed. By unanimous vote (4-0), the Board accepted the roadmaster's recommendation.

The meeting was adjourned at 10:33 p.m.

EAST MARLBOROUGH TOWNSHIP

Jane R. Laslo, Manager/Secretary