

The monthly meeting of the West Fallowfield Township Board of Supervisors was held on April 21, 2021. Chairman Hershey called the meeting to order at 6:29 PM. Duane Hershey, Anne Deffenderfer, Richard Sprenkle, Solicitor Crotty, Secretary Wheeler, Chief Hughes, Phillips Thompson, Robin McCormick, Jerome Liss, Theresa Dugan, Charlotte Sprenkle, Kathy Hutton, Carol Jackson and her son and Maxine Stoltzfus were in attendance.

Time was given to review the agenda that was available to all in attendance. Chairman Hershey asked for comments on agenda items. There were no comments on agenda items.

After reviewing the minutes, Duane Hershey made the motion to approve the minutes of the March 17, 2021 monthly meeting as presented by the secretary. The motion was seconded by Richard Sprenkle and passed.

The Crist Stoltzfus Stormwater Management and Land Development Plan was presented to the Board of Supervisors bearing signatures of approval from Atglen Borough and West Sadsbury Township. The Board of Supervisors reviewed the requested waivers from §402.B.18.C: Easements, §602.17.1: Width of Access Drive and §602.17.3: Horizontal Radii of Centerline of Access Drive. Following the recommendations of the township engineer and the West Fallowfield Township Planning Commission Duane Hershey made the motion to grant the requested waivers. The motion was seconded by Anne Deffenderfer and passed.

Duane Hershey made the motion to accept and sign the Crist Stoltzfus Holding Tank /Pump and Haul Agreement. The motion was seconded by Anne Deffenderfer and passed.

Duane Hershey made the motion to enter into and sign the Crist Stoltzfus Financial Guarantee and Construction Agreement Secured by Escrow with Township as Escrow Agent contingent upon receipt of \$226,505.44 in escrow funds. The motion was seconded by Richard Sprenkle.

Duane Hershey made the motion to enter into and sign the Crist Stoltzfus Stormwater Best Management Practices and Conveyances Operation and Maintenance Agreement. The motion was seconded by Anne Deffenderfer and passed. Richard Sprenkle was designated to sign the agreement in front of a notary.

Duane Hershey made the motion to approve the Crist Stoltzfus Stormwater Management and Land Development Plan which has been signed by both Atglen Borough and West Sadsbury Township contingent upon receipt of the required \$226,505.44 escrow funds. The motion was seconded by Anne Deffenderfer and passed.

Duane Hershey made the motion to enter into sign the Amos Beiler Stormwater Best Management Practices and Conveyances Operation and Maintenance Agreement. The motion was seconded by Anne Deffenderfer and passed. Richard Sprenkle was designated to sign the form in front of a notary.

Duane Hershey made the motion to approve the Amos Beiler Stormwater Management Plan contingent upon receipt of the required \$18,771.13 escrow funds. The motion was seconded by Anne Deffenderfer and passed.

Duane Hershey made the motion to grant Andrew and Doreen Leaman a waiver requested from §905.E.2- Woodlot Management Study. The motion was seconded by Anne Deffenderfer and passed.

Duane Hershey made the motion to grant Andrew and Doreen Leaman a waiver from the use of fabric in the bottom of the infiltration bed noting that all other infiltration bed requirements must be met. The motion was seconded by Anne Deffenderfer and passed.

Duane Hershey made the motion to grant Walton Farms a waiver requested from §301.02- Preliminary Plan Submission. The motion was seconded by Anne Deffenderfer and passed.

Duane Hershey made the motion to grant Walton Farms a waiver requested from §402.01(a)- Plan Scale. The motion was seconded by Richard Sprenkle and passed.

Anne Deffenderfer made the motion to deny Walton Farms a waiver from §308.A- Post-Development Peak Flow based on the recommendation of the Township Engineer. The motion was seconded by Richard Sprenkle and passed.

Duane Hershey made the motion to grant Walton Farms a waiver requested from §402.B.18.c.i- Stormwater Management Easement Bearings and Distances noting the proper note must be placed on the plans as required by the Township Engineer. The motion was seconded by Anne Deffenderfer and passed.

Chairman Hershey stated that the Township is exploring possibilities to bring in public water and sewer. With the expected infrastructure funds from the government being provided to the township, this would be a perfect time to look at grants and other options to bring public water and sewer to the township.

Solicitor Crotty reached out to both Comcast and Verizon regarding services for the township. The request is being taken under advisement by both companies and will need to be reviewed by strategic and building teams. The process may take months before we receive any further reply.

Chief Hughes gave the regular monthly report. A new battery was placed in the Charger. The call volume is back up at the school. Discussion ensued as to the amount of time the Chief is spending at the school and what the School Police are able to handle.

Roadmaster Thompson reported that the pipe on Bryson Road was replaced. The work was able to be completed in one day and therefore the road was only closed for the one day. They have been getting the equipment ready for mowing. Richard Sprenkle praised Roadmaster Thompson for the job on the pipe replacement.

Tax Collector McCormick reported the tax bills have been mailed out. She will be on the township property, either the pavilion or in the township building to collect taxes on the following dates June 24, June 25, June 26, June 29, June 30 and July 1 from 9:00 am to 12 pm. Mrs. McCormick reminded everyone the Real Estate Taxes are out now and the Per Capita Tax will be mailed separately in August.

The Signal Service Traffic Light maintenance and relamping report was read for the traffic light at the intersection of Route 41 and Route 10 and Route 41 and Highland Road. The township will paint the pavement markers at the intersection of Route 10 and Route 41. The items that need to be taken care of including the painting of the pavement markers at the intersection of Route 41 and Highland Road are the responsibility of the Octorara School District. A copy of the report was sent to the Octorara School District.

A request was received from Chester County Water Ways for a letter of support to PADCNR for a grant to assist in funding updates to Watersheds. A letter of support will be sent from the township.

Duane Hershey made the motion to prepare and advertise for the Road Work Bids for opening at the May 19, 2021 regular monthly meeting of the Board of Supervisors. The motion was seconded by Richard Sprenkle and passed.

The following correspondence was read:

- Notice was received from Armstrong starting June 2021, the township internet services will increase to \$69.99 per month.
- The Decision and Order was received from the West Fallowfield Township Zoning Hearing Board on the application of Amos Stoltzfus for a “commercial dog kennel.” The request for zoning relief, including a variance from Zoning Ordinance §303 to permit a “commercial dog kennel” was denied by the Zoning Hearing Board.
- The March 2021 report was received from SCCEMS; there were 221 incidents.
- A proxy was received for election of trustees for PLGIT.

- The *Moving Forward* newsletter was received.
- The March 2021 Cochranville Fire Company report was received. There were 20 calls; 3 were in West Fallowfield Township.
- Order of the Court of Common Pleas was received for Glenville Real Estate Holdings, LLC vs. Chester County Board of Assessments for two (2) tax parcels.
- A Chapter 105 Water Obstruction & Encroachment General Permit Registration was received for Joseph DiPierro for Agricultural crossings and ramps.
- Statements of Financial Interest were received from Charlotte Sprenkle, Robin McCormick and Raymond Huber.
- In the case of Stellalou, LLC vs. Chester County Board of Assessment Appeals, a copy of Anthony Brichta and Roger Cameron's Entry of Appearance on behalf of the Chester County Board of Assessments was received.
- Chester County Ledger newsletter was received.
- Sales flyers and information of services offered were received from various businesses.
- The Oxford Senior Center Newsletter was received.

Duane Hershey asked for comments from the floor. Carol Jackson's son spoke on her behalf regarding an issue they have with a neighbor who has chickens, dogs barking all day and night long and rats on her property from improper removal of chicken feces and proper storage of chicken feed. Zoning Officer, Theresa Dugan has sent a letter of violation to the property owners for having the chickens. Time is given to the property owners to remove the chickens. Should they not remove the chickens before the timeline expires, Mrs. Dugan will further pursue the violation. Discussion was given to the barking dogs and the lack of a township ordinance regarding barking dogs. Mrs. Dugan will investigate the possibility of sending a courtesy letter to the property owners regarding the barking dogs. Other neighboring township ordinances will be looked into regarding barking dogs by the Solicitor.

Charlotte Sprenkle sent a letter to the Planning Commission and attended the Planning Commission meeting and recommends the Board of Supervisors suspend the section of the West Fallowfield Township Zoning Ordinance of 1997 as Amended that pertains to dog kennels until the ordinance can be modified. Solicitor Crotty stated the Board cannot suspend the section of the ordinance, if we take that section out of the ordinance or make changes, it must be done by way of an Ordinance and all requirements, advertising, hearings, etc. must be adhered to.

After reviewing the invoices, Duane Hershey made the motion to approve payment of the bills as presented. The motion was seconded by Richard Sprenkle and passed.

The Board went into Executive Session at 7:37 pm.

Chairman Hershey re-opened the meeting at 7:58 pm.

Duane Hershey made the motion to hire Benjamin Rafuse as part-time road crew labor or operator at the current labor or operator hourly pay rate for approximately 10-20 hours per week. The motion was seconded by Richard Sprenkle and passed.

As there was no further business, the meeting was adjourned at 8:00 PM.

Respectfully Submitted,

Gina M. Wheeler, Township Secretary