

FAIRVIEW TOWNSHIP BOARD OF SUPERVISORS
July 31, 2023 – 7:00 p.m.
MINUTES

I. CALL TO ORDER:

The meeting was called to order by the Chairman, Dr. Larry Cox, at 7:00 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL:

PRESENT: Dr. Larry Cox, Chairman
Mario D. Pirritano, Vice Chairman
John W. Jones, Supervisor
Matthew Cox, Supervisor
Christopher L. Allen, Supervisor
Donald F. Martin, Manager
Drew Bitner, Engineer
Davis Holland, Chief of Police
Dave Jones, Stock & Leader, Solicitor
Stephen M. Waller, Codes Administration Director

IV. ANNOUNCEMENT OF EXECUTIVE SESSIONS

There was no executive session prior to the meeting.

V. Ordinance 2023-05 – Zoning Map Amendment – McNaughton Properties, LP

Mr. Jones made a motion, seconded by Mr. Cox to approve Ordinance 2023-5 the Zoning Map Amendment – McNaughton Properties, LP.
Vote on the motion: Mr. Cox, yes; Mr. Jones, yes; Dr. Cox, yes; Mr. Pirritano, no; Mr. Allen, no.
The motion was carried 3-2.

RECOGNITION OF PUBLIC

1. Bruce Feldman requested to have speed bumps installed in his neighborhood and indicated that the HOA would be responsible for installing and removing for the winter each year and paying 1/3 of the cost with the Township paying the other 2/3.

Attorney Jones stated that if the Board were to entertain this request, they should require the HOA to sign an agreement that the Township is not responsible for any damages caused by the speed bumps. He also stated that signs would need to be installed as well. The Board discussed the matter.

2. Cliff asked who voted no on Ordinance 2023-5. Mr Pirritano and Mr Allen voted no.

VI. AGENDA ITEMS

A. Building, Zoning, Codes:

1. Subdivision and Land Development Modification Request

<u>Plan</u>	<u>Section/Description</u>
Petkash-101 Wheatland Rd.	SLDO 260.14.A(1) - Original Prop. Desc.
	SLDO 260.22.B(1) - Curbing

Mr. Pirritano made a motion, seconded by Mr. Jones to approve modification requests: SLDO 260.14.A(1) - Original Prop. Desc.; SLDO 260.22.B(1) – Curbing

The following modifications associated with Green Lane Meadows have been previously acted on FAVORABLY by the Board with the approved Preliminary Plan in 2021. Procedurally, they will need to be acted on again with the submitted Final Phase 2 Plan.

<u>Plan</u>	<u>Section/Description</u>
Green Lane Meadows Phase II	SLDO 260.14.A(1) – Original Prop Desc.

- SWMO 252.10.L – Building Setback Req. SWM facilities
- SWMO 252.17.C(1)(c) – Basin side slopes
- SLDO 260.22.B(1) – Roadway widening Green Lane Dr. & Limekiln Rds.
- SLDO 260.24.B.1 – Curbing along Green Lane Drive & Limekiln Rds.
- 260.25.A - Sidewalks along Green Lane & Limekiln Rds.
- SLDO 260.35.C(3)(g)(1) – Emergency spillway depth

Mr. Allen made a motion, seconded by Mr. Cox to approve modification requests: SLDO 260.14.A(1) – Original Prop Desc.; SWMO 252.10.L – Building Setback Req. SWM facilities; SWMO 252.17.C(1)(c) – Basin side slopes; SLDO 260.22.B(1) – Roadway widening Green Lane Dr. & Limekiln Rds.; SLDO 260.24.B.1 – Curbing along Green Lane Drive & Limekiln Rds.; 260.25.A - Sidewalks along Green Lane & Limekiln Rds.; SLDO 260.35.C(3)(g)(1) – Emergency spillway depth.
Vote on the motion: All Yes. The motion carried.

<u>Plan</u>	<u>Section/Description</u>
Tractor Supply Old York Rd	SLDO 260.35.D(2)(a)[4] – Minimum pipe size

Mr. Cox made a motion, seconded by Mr. Allen to approve modification requests: SLDO 260.35.D(2)(a)[4] – Minimum pipe size
Vote on the motion: All Yes. The motion carried.

2. Preliminary/Final Reverse Subdivision - Flurie – Old Quaker Road - 5 Lot Reconfiguration - #21-1004 (EXP. 6/26/23)

Mr. Allen made a motion, seconded by Mr. Cox to approve Preliminary/Final Reverse Subdivision - Flurie – Old Quaker Road - 5 Lot Reconfiguration - #21-1004 (EXP. 6/26/23) contingent on the submittal of signed and notarized plans; the payment of plan recording fees; payment of all engineer review fees; and compliance with the Rettew Staff memo dated October 26, 2022.
Vote on the motion: All Yes. The motion carried.

3. Final Subdivision Plan – Petkash – 101 Wheatland Road - 2 Lot Reconfiguration - #23-1005 (EXP. 8/28/23)

Mr. Allen made a motion, seconded by Mr. Cox to Final Subdivision Plan – Petkash – 101 Wheatland Road - 2 Lot Reconfiguration - #23-1005 (EXP. 8/28/23) contingent on favorable action on the modifications noted above; the submittal of signed and notarized plans; the payment of plan recording fees; payment of all engineer review fees; and compliance with the Rettew Staff memo dated June 16, 2023.
Vote on the motion: All Yes. The motion carried.

4. Final Phase I Subdivision/Land Development Plan – Sienna – Limekiln And Spanglers Mill Roads - #22-1018 (Exp. 6/26/23)

Mr. Pirritano made a motion, seconded by Mr. Jones to approve Final Phase I Subdivision/Land Development Plan – Sienna – Limekiln And mSpanglers Mill Roads - #22-1018 (Exp. 6/26/23).
Vote on the motion: All Yes. The motion carried.

5. Quit Claim Request – Carl Snyder – 201 York Road

Mr. Jones made a motion, seconded by Mr. Cox to approve ?????
Vote on the motion: All Yes. The motion carried.

6. Time Extension Request

<u>Plan</u>	<u>Exp. Date</u>	<u>Ext Date</u>
Sienna Ph 1–Limekiln & Spanglers Mill Rds	06/26/2023	?????????
Simply Storage – Old York Rd	06/26/2023	12/5/2023
PA Turnpike Comm – Marsh Run	06/26/2023	9/25/2023

Mr. Jones made a motion, seconded by Mr. Cox to approve the time extension requests noted above.
Vote on the motion: All Yes. The motion carried.

B. Resolution 2023-10 - YCSWC Intergovernmental Cooperation Agreement – Amendment:

Mr. Pirritano made a motion, seconded by Mr. Allen to Resolution 2023-10 to extend the term of the amended and restated intergovernmental cooperation agreement for the implementation of the York County Regional Chesapeake Bay Pollutant Reduction Plan through December 31, 2025.
Vote on the motion: All Yes. The motion carried.

C. Resolution No. 2023-11 – Disabled Veteran Tax Exempt Status:

Mr. Cox made a motion, seconded by Mr. Jones to approve approve Resolution No. 2023-11 granting a real estate tax exemption to John A. Nace, as qualified by the PA Department of Military and Veterans Affairs..
Vote on the motion: All Yes. The motion carried.

D. Resolution No. 2023-12 Amend Fee Schedule – Records Request

Mr. Allen made a motion, seconded by Mr. Cox to approve Resolution No. 2023-12 amending the schedule of Fees to add a flat fee of \$250.00 per records request through the new Criminal History Investigative Information law (Act 134 of 2022).
Vote on the motion: All Yes. The motion carried.

E. Authorization to Hire MS4/Codes Administrative Assistant:

Mr. Allen made a motion, seconded by Mr. Cox to approve the hiring of Abi Miller (subject to a background check and pre-employment drug testing) as a MS4/Codes Administrative Assistant at the rate of \$21.00 per hour with a 6-month probationary period and a start date of Wednesday, June 28th, 2023.
Vote on the motion: All Yes. The motion carried.

F. Township’s Comprehensive Plan Update

VII. OLD BUSINESS

Mr Martin stated that the shred event held for the Township Residents on June 3 was very successful and well attended.

VIII. NEW BUSINESS

1. Mr Martin informed the Board members that Drew Bitner – Township Engineer received a national Lifetime Achievement Award from ASHE (American Society of Highway Engineers) and a \$1,000 donation was made in his name to the charity of his choice.
2. Attorney Jones asked the Board if they would like to be a party to the appeal of the Zoning Hearing Board decision with regard to the Leakway property.

Mr. [REDACTED] made a motion seconded by to intervene in the appeal process of the Zoning Hearing Board with regard to the Leakway property.

IX. APPROVAL OF MINUTES

Mr. Pirritano made a motion, seconded by Mr. Cox to approve the minutes of the May 22nd, 2023 meeting of the Board of Supervisors.
Vote on the motion: Mr. Jones, yes; Mr. Cox, yes; Dr. Cox, yes; Mr. Pirritano, yes; Mr. Allen, abstained.
The motion was carried 4-0.

X. RATIFICATION OF BILLS PAYABLE

Mr. Jones made a motion, seconded by Mr. Cox to ratify payment of all Bills Payable as presented.
Vote on the motion: All yes. The motion carried.

XI. ANNOUNCE EXECUTIVE SESSION

There will be no executive session following this meeting.

XII. ADJOURNMENT

Mr. Pirritano made a motion, seconded by Mr. Cox to adjourn the meeting.
Vote on the motion: All yes. The meeting was adjourned at 8:15 PM.