

FAIRVIEW TOWNSHIP BOARD OF SUPERVISORS
July 28, 2025 – 7:00 p.m.
MINUTES

I. CALL TO ORDER:

The meeting was called to order by the Chairman, Dr. Larry Cox, at 7:04 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL:

PRESENT: Dr. Larry Cox, Chairman
John W. Jones, Vice Chairman
Mario D. Pirritano, Supervisor
Christopher L. Allen, Supervisor
Donald F. Martin, Manager
Davis Holland, Police Chief
Dave Jones, Saxton & Stump, Solicitor
Stephen M. Waller, Codes Administration Director
Mike Knouse, RETTEW, Engineer
Eric Hawkins, Fire Chief

ABSENT: Matthew Cox, Supervisor

IV. ANNOUNCEMENT OF EXECUTIVE SESSION:

There was no executive session prior to the meeting.

V. RECOGNITION OF PUBLIC:

1. Ken Puller, 307 Woodbridge Dr., stated the speed limit is posted as 35mph and 40mph on Valley Road and requested the Board to consider posting it as 35 mph throughout.

Mr. Knouse stated it is a state road, and the request would have to be made to PADOT.

Mr. Reynolds, Highway Foreman stated the area in question was evaluated by PADOT last year and PADOT determined it was not warranted to change the speed limit, but that additional signage would be provided.

Ken Puller also requested the Township require the property at 501 Evergreen to comply with the property maintenance code with regard to the high grass.

Mr. Waller stated a violation letter was already sent to the homeowner.

VI. AGENDA ITEMS

A. Ordinance 2025-03 – Zoning Text Amendment – Data Center

Brandon Freistat, 554 Yates Ford Rd, expressed that he supported the conditional use in the ordinance, but believes a data center would not serve the long-term needs of the Township at this location.

Mr. Jones made a motion, seconded by Mr. Allen to approve Ordinance 2025-03 – Zoning Text Amendment – Data Center/ Data Center Accessory use.

Vote on the motion: All yes. The motion carried.

B. Bob Gasswint – Red Land Senior Center

Mr. Allen made a motion, seconded by Mr. Pirritano to approve the payment of \$36,000 from the Wamsher Fund to aid in the purchase of the new building for the Senior Center upon approval of the Subdivision Plan and variance requested from the Lewisberry Zoning Hearing Board.

Vote on the motion: The motion carried 3-1 with Mr. Jones voting no.

C. Building, Zoning, Codes:

1. Subdivision and Land Development Modification Request

<u>Plan</u>	<u>Section/Description</u>
Summit View Terrace – Pleasant View Rd	SWMO 252.10.L – SWM Facilities Setbacks
	SWMO 252.17.B(8)(c) – Gutter Spread
	SWMO 252.17.C(1)(c) – Basin Side Slope
	SWMO 252.17.C(1)(f) – Level Spreader
	SLDO 260.22.A(7) Cartway widening – A Portion of Pleasant View Rd
	SLDO 260.22.C – Half Street – Interior Full Width
	SLDO 260.2.D(4) – Maximum number of Units on a Cul-De-Sac
	SLDO 260.22.E - Minimum Centerline Radii
	SLDO 260.24.B -Curbing – Portion Along Lot #3 – Pleasant View Rd
	SLDO 260.25.A – Sidewalk – Deferral Lot #3
SLDO 260.25.A(3) – Street Verge	
SLDO 260.25F – Street Lights Along Private Access Drives	

Mr. Pirritano made a motion, seconded by Mr. Jones to approve Subdivision and Land Development Modification Request SWMO 252.10.L – SWM Facilities Setbacks; SWMO 252.17.C(1)(c) – Basin Side Slope; SWMO 252.17.C(1)(f) – Level Spreader; SLDO 260.22.A(7) Cartway widening – a Portion of Pleasant View Rd; SLDO 260.22.C – Half Street – Interior Full Width; SLDO 260.2.D(4) – Maximum number of Units on a Cul-De-Sac; SLDO 260.22.E - Minimum Centerline Radii; SLDO 260.24.B -Curbing – Portion Along Lot #3 – Pleasant View Rd; SLDO 260.25.A – Sidewalk – Deferral Lot #3; SLDO 260.25.A(3) – Street Verge; SLDO 260.25F – Street Lights Along Private Access Drives and defer SWMO 252.17.B(8)(c) – Gutter Spread until final plan.
Vote on the motion: All yes. The motion carried.

Mr. Jones made a motion, seconded by Mr. Allen to defer SLDO 260.23.B – Street Intersection Leveling Area until final plan.
Vote on the motion: All yes. The motion carried.

Mr. Allen made a motion, seconded by Mr. Jones to approve SLDO 260.22.B(2) – Cartway width – for the proposed residential private streets on Lot#3/.

2. Discussion- Sienna Development

Mr. Waller and Attorney Jones advised that staff had several discussions regarding a request that has been made by Burkentine Development to allow for issuance and construction of homes within the first phase of the Sienna Project prior to the sewage system being approved by PAWC.

Staff advised the Board that an alternative could be to draft an agreement that would allow issuance of permits in Sienna Phase 1 with conditions that no physical connections to the sewer system from any of the homes can be made and that no occupancy certificates can be issued until such time that written confirmation is received from PA Water Co that the sewer system has been approved and can accept sewage flows.

Staff also advised that the agreement could address the discrepancies in Fair Market Value(FMV) prices for the construction of the homes between the developer and staff and that the FMV would be established per ICC Evaluation Data chart as outlined in the fee schedule.

The Board indicated that they would be in favor of allowing construction to begin in Sienna Phase 1 with the noted conditions outlined by staff to be formalized in an agreement between Fairview and Burkentine Homes.

Pirritano made a motion, seconded by Mr. Jones to approve the drafting and execution of the agreement as described by Township solicitor Dave Jones.

3. Time Extension Requests

<u>Plan</u>	<u>Expiration Date</u>	<u>Extension Date</u>
Sienna Phase 2 – Limekiln Rd	July 28, 2025	October 27, 2025
Loxas – Pleasant View Road	July 28, 2025	September 29, 2025

Mr. Jones made a motion, seconded by Mr. Allen to approve the time extension requests noted above

Vote on the motion: All Yes. The motion carried.

D. Resolution 2025-13 YCSWC Intergovernmental Cooperation Agreement – Amendment

Mr. Pirritano made a motion, seconded by Mr. Jones to approve Resolution 2025-13 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, 2030.

Vote on the motion: All Yes. The motion carried.

E. Resolution 2025-14 – Disabled Veteran Tax-Exempt Status

Mr. Allen made a motion, seconded by Mr. Jones to approve Resolution No 2025-14 granting a real estate tax exemption to Lorraine D Greene as qualified by the PA Department of Military and Veteran Affairs.

Vote on the motion: All Yes. The motion carried.

F. The MOU Between the West Shore School District and the Township Regarding Use of the Swing Gate on Bowman Ave was discussed and no action was taken.

G. Update – SAFER Grant

Chief Hawkins gave an update on grants applied for on behalf of the Fire Dept.

H. Resolution 2025-15 RACP Grant

Mr. Jones made a motion, seconded by Mr. Allen to approve Resolution 2025-15 to award Fairview Township as grantee and West Shore School District sub-grantee of the Redevelopment Assistance Capital Program (RACP) Grant for the funding of the Red Land High School Athletics Field Project in the amount of \$2,000,000 and designate the Township Manager to execute all documents and agreements between the Township and the Commonwealth.

Vote on the motion: All Yes. The motion carried.

I. Advertisement of Noise Ordinance

Mr. Pirritano made a motion, seconded by Mr. Jones to approve the advertisement of the Township's updated Noise Ordinance with the intent to adopt at the August meeting.
Vote on the motion: All Yes. The motion carried.

J. Block Party – Tall Tree Drive

Mr. Jones made a motion, seconded by Mr. Allen to approve the closure of Tall Tree Road on Saturday August 23rd from 4pm-8pm.
Vote on the motion: All Yes. The motion carried.

K. Removal from Probationary Status

Mr. Allen made a motion, seconded by Mr. Jones to remove Rachel Black from probationary status.
Vote on the motion: All Yes. The motion carried.

VII. OLD BUSINESS

1. Chief Holland reminded the Board that National Night Out will be next Tuesday, August 5 from 5-8pm at Roof Park.
2. Mr. Martin announced the passing of long-time former employee Donna Nissel.

VIII. NEW BUSINESS

There was no new business discussed.

IX. APPROVAL OF MINUTES

Mr. Pirritano made a motion, seconded by Mr. Jones to approve the minutes of the June 30, 2025, meeting of the Board of Supervisors.
Vote on the motion: Mr. Allen abstained, Dr. Cox yes. Mr. Pirritano yes, Mr. Jones yes.
The motion carried 3-0.

X. RATIFICATION OF BILLS PAYABLE

Mr. Allen made a motion, seconded by Mr. Jones 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. Allen made a motion, seconded by Mr. Jones to adjourn the meeting.
Vote on the motion: All yes. The meeting was adjourned at 8:17 pm.