

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
OCTOBER 19, 2004
Page 2 of 8**

APPROVAL TO
PAY THE BILLS

It was moved by Supervisor Murphy, seconded by Supervisor Zinn, and unanimously carried to approve the payment of the bills up to and including October 19, 2004 totaling \$59,613.08.

POLICE REPORT

Chief John Francis presented the Police Report for the month of September 2004.

HUMANE SOCIETY
2005 ANIMAL
PROTECTION
SERVICE
AGREEMENT

It was moved by Supervisor Murphy, seconded by Supervisor Zinn, and unanimously carried to enter into the 2005 Animal Protection Service Agreement with the Humane Society - Harrisburg Area. The animal charge is increased to \$50.00 per animal (this also includes animals other than dogs and cats); pick-up fee during regular shelter business hours is increased to \$45.00; pick-up fee during weekends, after hours and holidays is \$65.00; fee for Pitbulls will remain at \$90.00; and a fee of \$40.00 will be assessed for any stray animal that must be tested for rabies due to a bite case.

EMERGENCY
REPORTS

Bob Watts presented the Dillsburg Emergency Medical Services report for the third quarter of 2004. He also stated that Chief Cook would present the Fire Report next month. Because of the Farmers Fair Activities the report is not available at this time.

GREENBRIAR
EAST SURETY
REDUCTION

It was moved by Supervisor Murphy, seconded by Supervisor Hipp, and unanimously carried to authorize the reduction of surety held on Greenbriar East Development in the amount of \$13,578.90. This will reduce the Letter of Credit Number 612-001 from \$159,795.38 to \$146,216.48.

MOUNTAIN CREST
PHASE I SURETY
REDUCTION

It was moved by Supervisor Zinn, seconded by Supervisor Murphy, and unanimously carried to authorize the reduction of surety held on Mountain Crest-Phase I Development in the amount of \$224,041.93. This will reduce the Letter of Credit Number 606-067 from \$411,780.00 to \$187,738.07.

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
OCTOBER 19, 2004
Page 3 of 8**

BRIAN
LINSENBACH'S
STORMWATER
WAIVER REQUEST

It was moved by Supervisor Zinn, seconded by Supervisor Hipp, and unanimously carried to authorize the issuance of the Building Permit to Brian Linsenbach contingent upon the following items being completed to the satisfaction of the Township Engineer:

1. Recalculation of the payment of the fee amount requested in lieu of Stormwater detention;
2. A complete Stormwater Management Plan; and
3. E&S approval from York County Conservation District.

Mark Hilson has visited the site and has marked up the plan with comments and will review the changes with Mr. Linsenbach after the meeting tonight.

DAA- SANITARY
SEWER AND
FORCE MAIN
CONSTRUCTION
(BLASTING
SPECIFICATION)

CET Engineering Services is writing on behalf of the Dillsburg Area Authority regarding the Authority's upcoming construction projects located within the existing Township Right-of-Way along Ore Bank Road, Logan Road, and in the Carroll Manor area. Carroll Township's Ordinance No. 2004-154, Section 9 – Blasting; does not allow blasting within the Township Right-of-Way. The DAA respectfully asked that the Township waive this requirement for these projects. CET has attached specifications, which would be used in the contract documents for these projects, regarding blasting.

Mark Hilson will follow-up with comments to DAA.

It was moved by Supervisor Murphy, seconded by Supervisor Zinn, and unanimously carried to table DAA's request concerning blasting until the next meeting November 8, 2004.

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
OCTOBER 19, 2004
Page 4 of 8**

DAA- ORE BANK &
YELLOW BREECHES
PUMPING STATIONS
WAIVER

CET Engineering Services is writing on behalf of the Dillsburg Area Authority regarding the Ore Bank Road and Yellow Breeches Pumping Stations projects. The DAA respectfully asks that Carroll Township waive the requirement for the submission of a Land Development Plan for each of the pumping stations.

Mark Hilson commented that the Township has seen a sketch plan for the Ore Bank Road Pump Station, but has not seen anything for the Yellow Breeches Pump Station. The Board asked if the Township has seen the new Right-of-Way agreement from DAA.

It was moved by Supervisor Zinn, seconded by Supervisor Murphy, and unanimously carried to table DAA's request to waive the process for the submission of a Land Development Plans for the Ore Bank Road and Yellow Breeches Pumping Stations.

FINAL PLANS FOR
GEORGE WENTZ

Mr. George Wentz's Final Subdivision Plans were denied by the Board of Supervisors at their September 21, 2004 meeting. Mr. Wentz now has agreed to put a note on the plan concerning the use of the private driveway and would like the Board to rescind their September 21, 2004 action. The Board of Supervisors agreed that Mr. Wentz must resubmit his subdivision plans with a note added to the plan concerning the use of the private driveway. Mark Hilson will contact Mr. Wentz and advise him to add the note to the plan and resubmit the plans for review by the Planning Commission and the Board of Supervisors.

SOLICITOR
COMMENT

Solicitor Hipp asked the Board of Supervisors to include the Greg Gearhart Small Flow Treatment Facility in the Executive Session after the meeting.

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
OCTOBER 19, 2004
Page 5 of 8**

MONTADALE
CREST
FIRE HYDRANT
DAMAGE

Supervisor Schopfer asked Solicitor Hipp and Solicitor Bogar if there is anything that the Township could do to force the owners of Montadale Crest to fix a fire hydrant in this development that has not been working for some time. Dillsburg Area Authority has notified the developer that the fire hydrant is damaged and needs repairs, but the developer will not respond to the letters. Supervisor Schopfer was wondering if the Township could withhold the building permits for this development to force the developer to repair the fire hydrant. Solicitor Hipp will look into this matter and will report back to the Supervisors later.

VACANCY ON
BOARD OF
SUPERVISORS

Solicitor Hipp stated that she was asked by Supervisor Schopfer to look into the procedure to fill the vacancy on the Board of Supervisors. The Board of Supervisors has thirty (30) days to fill the vacancy. The appointee will serve until January 2006. If the Board of Supervisors can not fill the vacancy after thirty (30) days, than the Vacancy Board has fifteen (15) days to fill the position. If the vacancy has not been filled in that time frame, then the Chairman of the Board will petition to the York County Courts to fill the vacancy. At the next Municipal Election which will be 2005 there will be two positions available on the ballot one for a six year term and one for a four year term.

RESOLUTION
2004-21
WEST SHORE TAX
BUREAU AND
REPRESENTATIVES
APPOINTMENTS

It was moved by Supervisor Zinn, seconded by Supervisor Hipp, and unanimously carried to adopt Resolution Number 2004-21 designating the West Shore Tax Bureau as Carroll Township's Collection Agent and the appointment of George Wirt as the Representative and Dianne Price as the Alternate Representative to the Board of Directors.

WEST SHORE TAX
BUREAU
2005 BUDGET

It was moved by Supervisor Zinn, seconded by Supervisor Hipp, and unanimously carried to approve the West Shore Tax Bureau 2005 Budget as submitted.

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
OCTOBER 19, 2004
Page 6 of 8**

ORDINANCE 2004-162 AMENDING THE TRAFFIC & PARKING CODE TO ADD WEIGHT LIMITS & STOP SIGN	It was moved by Supervisor Zinn, seconded by Supervisor Hipp, and unanimously carried to adopt Ordinance Number 2004-162 amending the Traffic and Parking Code adding Gross Weight Limits on Ore Bank Road, Nursery Road, Leah Street and posting a stop sign on Al Pat Drive at the intersection of Chestnut Grove Road.
ADELPHIA FRANCHISE AGREEMENT EXTENSION	It was moved by Supervisor Zinn, seconded by Supervisor Hipp, and unanimously carried to extend the Adelphia Franchise Agreement for a one year period.
ORDINANCE 2004-163 REZONING REQUEST 100 OLD YORK ROAD	Supervisor Schopfer just wanted remind everyone of the public hearing scheduled for Wednesday, October 27, 2004 at 6:30 p.m. to accept public comment on Ordinance Number 2004-163 rezoning request for 100 Old York Road (Macri Concrete).
YORK COUNTY CONVENTION	Supervisor Schopfer asked if anyone was interested in attending the York County Association of Townships of the Second Class Convention scheduled for Thursday, November 11, 2004 in the White Rose Room at the York Fairgrounds/Expo Center. No one was interested in attending so no motions were necessary.
JERE RUTHERFORD RESIGNATION AS TOWNSHIP SUPERVISOR	It was moved by Supervisor Hipp, seconded by Supervisor Zinn, and unanimously carried to accept Jere Rutherford's resignation as Township Supervisor effective immediately October 19, 2004.
APPOINTMENT ROAD MASTER	It was moved by Supervisor Hipp, seconded by Supervisor Zinn, and unanimously carried to appoint Charles McCoy as the new Roadmaster and set compensation at \$20.00 per hour.

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
OCTOBER 19, 2004
Page 7 of 8**

COMMITTEE
REPORTS

Roads & Building -- Supervisors Hipp offered to take over this committee since Supervisor Rutherford resigned.

Planning -- Mark Hilson informed the Board of Supervisors that the Planning Commission recommended to forward amendments to the Zoning Ordinance to York County Planning Commission for comments. These amendments have to do with shopping centers.

Police -- Supervisor Zinn stated that they have started the process to promote officers and hiring of new officers.

Financial -- Supervisor Zinn stated there are two budget meetings scheduled at this time.

Emergency Services -- Supervisor Schopfer stated he is working on the distribution of the Firemen's Relief Fund Monies and will have a report for the November Work Session.

Dillsburg Area Authority -- Supervisor Schopfer stated that Stonebridge Crossing will hold a pre-construction meeting for the lift station tomorrow (October 20, 2004).

Windy Heights is looking at private lift stations for this development. DAA does not accept private lift stations and asked them to do the sewer line as a gravity flow line. To make it a gravity flow line the line ends up to be thirty (30) feet deep in some locations. At this time Windy Heights does not have a sewer plan and no reservations with DAA.

DAA is concerned about the damaged fire hydrate located in the Montadale Crest Development.

The Yellow Breeches Lift Station is schedule for construction spring of 2005 with connections spring of 2006.

The Ore Bank Road Lift Station DAA needs to submit a Planning Module to DEP.


Holly Hills at this time does not have authorization to blast.

CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
OCTOBER 19, 2004
Page 8 of 8

ADJOURNMENT

It was moved by Supervisor Hipp, seconded by Supervisor Zinn, and unanimously carried to adjourn the meeting at 7:50 p.m.

Respectfully submitted,



Faye L. Romberger, Secretary