

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
AUGUST 13, 2007
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TABLE OF
MINUTES

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to table the July 9, 2007 Board of Supervisors Meeting Minutes until the September 10, 2007 meeting.

It was moved by Supervisor Schopfer, seconded by Supervisor Graham, and unanimously carried to table the July 9, 2007 Board of Supervisors Public Hearing Minutes until the September 10, 2007 meeting.

APPROVAL TO
PAY THE BILLS

It was moved by Supervisor Schopfer, seconded by Supervisor Graham, and unanimously carried to approve the payment of the bills up to and including August 10, 2007 in the amount of \$163,275.27.

RELEASE OF
FINANCIAL
SECURITY FOR
TRISTAN DRIVE

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to release the financial security being held for Tristan Drive to John Brady in the amount of \$528.52. This includes the original deposit of \$500.00 plus \$28.52 interest earned.

VILLAGE AT
SOUTH MOUNTAIN
TIME EXTENSION
DENIED

It was moved by Supervisor Graham, seconded by Supervisor Turner, and unanimously carried to deny the time extension granted by the Developer to review the Preliminary Subdivision Plans for Village at South Mountain until April 25, 2008.

BOND REDUCTION
FOR WINDY
HEIGHTS - PHASE I

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to authorize the release of financial surety in the amount of \$46,573.13 for the improvements completed in Windy Heights Phase I as per Mark Hilson's Memo dated August 13, 2007. This will reduce the surety for this project from \$718,965.33 to \$671,392.20.

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FINAL PLANS FOR
MOUNTAIN CREST
PHASE 2B

It was moved by Supervisor Schopfer, seconded by Supervisor Graham, and unanimously carried to conditionally approve the Final Subdivision Plans for Mountain Crest Phase 2B contingent upon addressing all of the following comments in Mark Hilson's Memo July 9, 2007:

SUBDIVISION AND LAND DEVELOPMENT

1. All certificates and signature blocks must be signed and sealed. (Section 501.b.6)
2. Pay recreation fees in lieu of dedication of recreational facilities
3. The applicant has offered to plant the street trees that would currently required by ordinance (12 total) of a variety and at a location satisfactory to the Township as determined by the Township Engineer. (Street trees were not required when the preliminary plan for this development was approved.)
4. Show the roof leaders buried and discharging to the drainage easement with erosion control blanket.

Brad Pealer questioned the Phasing of this project.

RESOLUTION
2007-20
PHI CARROLL
VILLAGE STAGE
1C PLANNING
MODULE

It was moved by Supervisor Graham, seconded by Supervisor Schopfer, and unanimously carried to adopt Resolution 2007-20 to submit PHI Carroll Village Stage 1C Sewage Facilities Planning Module to the Department of Environmental Protection for its approval as a revision to the "Official Sewage Facilities Plan" of the municipality.

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MONAGHAN
PRESBYTERIAN
CHURCH
EXTENSION OF
THE PHASING
SCHEDULE

It was moved by Supervisor Schopfer, seconded by Supervisor Graham, and unanimously carried to conditionally granted an extension of the phasing schedule listed on the Monaghan Presbyterian Church Preliminary Land Development Plans, dated April 9, 2002, for required public improvements or until development occurred north of the church whichever occurs first prior to December 31, 2011 contingent upon addressing the following items:

1. The paving section meets our current standard of matching the existing pavement section (7 ½" of bituminous, and 6" of 2A stone).
2. Street trees are planted along Gettysburg Pike meeting the standards in the current Township Ordinance.
3. 4' wide concrete or 8' wide bituminous sidewalk (to match the PHI project) is constructed along Gettysburg Pike.

Jason Best, RLA, ELA Group, Inc. accepted the conditions.

PRELIMINARY
PLANS FOR
STONE
HOLLOW

It was moved by Supervisor Turner, seconded by Supervisor Graham, and unanimously carried to accept the withdrawal of the Preliminary Subdivision Plans for Stoney Hollow/Michael Snare as per Hoover Engineering request.

SOLICITOR
COMMENTS

Steven Stine, Esquire had no comments at this time.

ORDINANCE
2007-183
AMENDING THE
ZONING
ORDINANCE
AND MAP

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to authorize the Township Staff to advertise Ordinance Number 2007-183 an Ordinance amending, changing, and modifying the Carroll Township Zoning Ordinance Number 2006-178 by providing for and establishing regulations and by amending, changing and modifying the Zoning Map.

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SET PUBLIC
HEARING FOR
ORDINANCE
2007-183

It was moved by Supervisor Schopfer, seconded by Supervisor Graham, and unanimously carried to set the Public Hearing for Ordinance Number 2007-183 for Monday, October 1, 2007 at 6:30 p.m.

COMPREHENSIVE
PLAN UPDATE

Dianne Price updated the Board on the Northern York County Regional Comprehensive Plan Amendments. The Joint Planning Commission meeting is scheduled for Monday, August 20, 2007 at 7:00 p.m. The Governing Bodies meeting is being proposed for Monday, October 29, 2007.

WATERSHED
ALLIANCE OF YORK
MEMORANDUM OF
UNDERSTANDING

It was moved by Supervisor Turner, seconded by Supervisor Schopfer, and unanimously carried to send a letter to Gary Peacock at the Watershed Alliance of York notifying him that Carroll Township approved the renewal of its Memorandum of Understanding with WAY.

BERKSHIRE HILLS
ON-LOT
MANAGEMENT
PUMPING

It was moved by Supervisor Turner, seconded by Supervisor Schopfer, and unanimously carried to require Berkshire Hills Residents to pump their on-lot septic system this year as per the On-Lot Management Ordinance, since their properties will not be connected to the public sewer system this year.

ORDINANCE
2007-185
AMENDING THE
SEWER
CONNECTION
ORDINANCE TO
ADD DILLSBURG
AREA AUTHORITY

It was moved by Supervisor Schopfer, seconded by Supervisor Graham, and unanimously carried to authorize the Township Office Staff to advertise Ordinance Number 2007-185 an Ordinance amending Ordinance Number 2004-155 and Ordinance Number 91-1993 Sewer Connection Ordinances to remove Carroll Township Municipal Authority and adding Dillsburg Area Authority for action at the September 10, 2007 Board of Supervisors meeting.

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| THE MC NAUGHTON
COMPANY
CONDITIONAL
USE APPEAL | Chairman Faulkner announced that the Township received the Court of Common Pleas of York County, Pennsylvania Civil Division Order for the McNaughton Company concerning their Conditional Use Appeal. Judge Dorney is ordering and directing that the appeal of the McNaughton Company is sustained. This matter is remanded to the Board of Supervisors of the Township of Carroll and the Township is ordered to grant the conditional use approval. Chairman Faulkner asked that the Township Engineer and Solicitor get together and draft up the approval and conditions letter for the September 10, 2007 Board of Supervisors meeting. |
| LEO NEHRT'S
RELEASE OF
FINANCIAL
SURETY | It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to release Leo Nehrt's Financial Surety in the amount of \$3,707.87, which was being held for the installation of an experimental type on-site sewerage system. This system was never installed. As per Gilbert Picarelli, S.E.O. a standard sand mount was installed on this property instead. |
| LOGAN PARK
BARN BIDS
REJECTED | It was moved by Supervisor Faulkner, seconded by Supervisor Graham, and unanimously carried to reject all bids for the Logan Park Barn and re-bid the project at a later date with a reduced scope of work. |
| ORDINANCE
2007-184
AMENDING THE
LOCAL SERVICE
TAX | It was moved by Supervisor Turner, seconded by Supervisor Schopfer, and unanimously carried to authorize the Township Office Staff to advertise Ordinance Number 2007-184 an Ordinance of the Township of Carroll, York County, Pennsylvania Amending Ordinance Number 2005-165 and enacting Ordinance Number 2007-184 providing for the assessment of a Local Service Tax to be acted upon at the September 10, 2007 Board of Supervisors meeting. |

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**ORE BANK ROAD
WEIGHT LIMIT**

Chairman Faulkner asked Chief Francis about the weight limit posted on Ore Bank Road. He asked Chief Francis if the weight limit is currently enforceable at this time. Chairman Faulkner stated that it would cost the Township over \$200,000.00 to repair the road from end of the concrete to the Shopping Center entrance to allow tractor and trailer on this section of the road. Chief Francis stated he will notify the Officers to begin the enforcement of the weight limit on Ore Bank Road.

Ron Rudy, Mumper Lane, stated he is a truck driver and if the Township is going to start to enforce the weight limit there should be signs posted on U.S. Rt. 15 to notify truckers that Ore Bank Road is a weight restricted road.

**SOUTH MOUNTAIN
ESTATES
PHASES II AND III
STREET
DEDICATION**

Mark Hilson, Township Engineer, informed the Board of Supervisors that he is meeting with the Developers of South Mountain Estates on Wednesday, August 15, 2007 to discuss the outstanding issues in Phases II and III. The Developer would like to dedicate the streets to the Township. It is possible this matter could be on September 10, 2007 Board of Supervisors agenda.

**MCCURDY'S TREE
FARM - PURCHASE
CLEVELAND PEAR
TREES**

It was moved by Supervisor Schopfer, seconded by Supervisor Graham, and unanimously carried to purchase 13 Cleveland Pear 3" – 4" trees from McCurdy's Tree Farm at \$300.00 per tree. This price includes labor, equipment, delivery, tanbark, and staking of the trees.

**WAIVE PERMIT
FEE FOR NYCSF**

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to waive the \$50.00 Zoning Permit Fee for Northern York Community Service Foundation to hold a flea market/yard sale on Saturday, August 18, 2007 at the Learning Center.

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COMMITTEE
REPORTS

Personnel – Chairman Faulkner announced that Robert Romito was hired to work on the Road Crew at \$16.50 per hour. Also Bruce Patton was given the title of Foreman.

Financial – Chairman Faulkner announced that he will be meeting with Dianne Price and Chief Francis on Thursday, August 30, 2007 to work on the 2008 Budget.

Emergency Services – Supervisor Turner announced there is another regional meeting scheduled for Saturday, September 29, 2007 location will be announced later.

PUBLIC COMMENT

Brad Pealer stated that the Chadwick Meadows detention pond has corn planted in it again.

Mark Hilson stated that he had talked to Brian Linsbach, Esquire concerning this matter and Mr. Linsbach said that this would not happen again. Mr. Hilson will get in touch with Mr. Linsbach.

EXECUTIVE
SESSION

Chairman Faulkner announced that the Board of Supervisors will be going into an Executive Session to discuss a contract matter and no decisions or motions will be taken.

ADJOURNMENT

It was moved by Supervisor Schopfer, seconded by Supervisor Graham, and unanimously carried to adjourn the meeting at 8:33 p.m. and go into Executive Session.

Respectfully submitted,

Faye L. Romberger, Secretary