

**CARROLL TOWNSHIP  
BOARD OF SUPERVISORS  
MEETING MINUTES  
MARCH 12, 2007  
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ROLL CALL

SUPERVISORS – Jeffrey Murphy, Robert Faulkner, Robert Schopfer, Sue Graham, and William Turner

ATTENDEES – Dianne Price, Faye Romberger, Mark Hilson, Steven Stine, Catherine Pealer, Peggie Williams, Brad Pealer, Brian Fincher, Don Germeyer, Alyce Jackson, George Jackson, Esther A. Warehime, Levi Filepas, Jack Rhodes, Shirley Rhodes, Ed McCoy, Holly Kelley, David Kelley, Deana Weaver, Herb Bomberger, Kathryn Zeiders, Leon Zeiders, Jeff Griffin, Karen Deibler, Michael Adams, Lee Eichelberger, Ron Rudy, Tom Graupensperger, Mike Griffin, Robert Schrift, Carrie Schrift, Gordon Cullings, Phoebe Cullings, Doug Ice, Jim Hess, Dwight Yoder, Eric Peters, Doug Speck, Andrea Ciccocippe, Mayor Hank Snyder, Paul Hedin, Brian Shunk, L. Turski, Jim Cullison, Dave Getz, Don McKendrick, William C. Bashore, Jim Creavey, John Richardson, and Maureen Wilson

CALL TO ORDER

Chairman Robert Faulkner called the regularly scheduled meeting of the Carroll Township Board of Supervisors to order at 6:35 p.m. The location of the meeting is at the Carroll Township Municipal Building, 555 Chestnut Grove Road, Dillsburg, Pennsylvania.

APPOINTMENT OF SUPERVISOR

It was moved by Supervisor Schopfer, seconded by Supervisor Murphy, and unanimously carried to appoint Sue Graham to the Carroll Township Board of Supervisor to fill the vacant seat of Kevin Zinn to expire January 2008.

Magisterial District Judge Richard Thomas swore Sue Graham into office.

APPOINTMENT PLANNING COMMISSION

It was moved by Supervisor Turner, seconded by Supervisor Murphy, and unanimously carried to appoint Robert Taylor to the Carroll Township Planning Commission to expire March 2011.

Supervisor Schopfer requested that a plaque be ordered for Roy Fuss.

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**POLICE REPORT**

Chief John Francis presented the Police Report for the Month of February 2007.

**LEASE NEW  
POLICE VEHICLES**

Chairman Faulkner stated that there is \$21,000.00 budgeted in the Capital Reserve Fund and with the refinancing of the Bond there is another \$12,000.00 available in the General Fund for new police vehicles.

Chief Francis is requesting to lease two new police vehicles that were budgeted for 2007. He also stated that a 7 year old vehicle and 5 year old vehicle will be replaced with these two new vehicles. The Board asked Chief Francis to have all his information available as far as what type of vehicles he is requesting to lease and the annual payment amount for the next meeting.

**EMERGENCY  
REPORTS**

Deputy Chief Ed McCoy presented the Fire Report for Citizens Hose Company No. 1 for the month of February 2007.

Mr. McCoy informed the Board that the cell tower is not working again and they are having problems receiving 911 calls. He also stated that it is not only Dillsburg, but the other fire companies are having the same problems too.

It was moved by Supervisor Turner, seconded by Supervisor Schopfer, and unanimously carried to authorize Mr. Turner to draft a letter to Eric Bistline at the York County Dispatch Center informing him of the problems the Fire Companies are having in this area and request that he comes to the next meeting to discuss these issues. Also a copy of this letter is to be sent to the York County Commissioners.

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EMERGENCY  
REPORTS

Mr. McCoy stated that the Fire Company dropped off today at the Township Office the new fire boxes for Carroll Township. He asked that the Board would approve the new fire boxes and submit them to York County Control as soon as possible.

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to authorize the Chairman of the Board to execute the new fire boxes as submitted by Citizen's Hose Company No. 1 and submitted them to York County Control to be entered into the system.

APPROVAL OF  
MINUTES

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to approve the January 8, 2007 Board of Supervisors Meeting Minutes as submitted.

Supervisor Graham abstained from the vote.

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to approve the February 12, 2007 Board of Supervisors Meeting Minutes as submitted.

Supervisors Graham and Faulkner abstained from the vote.

APPROVAL TO  
PAY THE BILLS

It was moved by Supervisor Schopfer, seconded by Supervisor Murphy, and unanimously carried to approve the payment of the bills up to and including March 12, 2007 in the amount of \$62,614.60.

Supervisor Graham abstained from the vote.

SOLICITOR  
COMMENTS

Steven Stine, Esquire stated that the only thing he has is that Dianne Price, Township Manager asked him to look into the Township's Solicitation Ordinance. The Ordinance needs to be updated. The Board asked if the Ordinance would be available for the April meeting.

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HOLLY HILLS  
SURETY RELEASE

It was moved by Supervisor Schopfer, seconded by Supervisor Murphy, and unanimously carried to release \$236,495.51 for the improvements completed in the Holly Hills project as per Mark Hilson's Memo dated March 12, 2007. This will reduce the surety for this project from \$495,402.63 to \$258, 907.12.

MOUNTAIN CREST  
ESTATES PHASE II  
SURETY RELEASE

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to release \$86,239.31 for the improvements completed in the Mountain Crest Estates Phase II project as per Mark Hilson's Memo dated March 12, 2007. This will reduce the surety for this project from \$275,245.56 to \$189,006.25.

PRELIMINARY  
PLANS FOR  
SPRING LANE  
PARK

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to table and accept the time extension granted by the Developer to review the Preliminary Subdivision Plans for Spring Lane Park until July 1, 2007. The Board directed Mark Hilson to notify the Developer that no more extensions will be granted for this project.

Supervisor Murphy voted no.

PRELIMINARY  
PLANS FOR THE  
HESS FARM

It was moved by Supervisor Schopfer, seconded by Supervisor Murphy, and unanimously carried to table and accept the time extension granted by the Developer to review the Preliminary Subdivision Plans for the Hess Farm until July 1, 2007.

FINAL PLANS  
FOR MYHRE

It was moved by Supervisor Schopfer, seconded by Supervisor Murphy, and unanimously carried to table and accept the time extension granted by the Developer to review the Final Subdivision Plans for Myhre until May 14, 2007.

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PRELIMINARY  
PLANS FOR  
ROSETTA VALLEY

It was moved by Supervisor Murphy, seconded by Supervisor Schopfer, and unanimously carried to grant the waiver request for Section 715.g.15 pertaining to Street Tree Spacing. Street trees along Whispering Hope Street do not meet the required minimum spacing of 40'. Since the lots along the street have already been developed and the proposed trees have been shown to reasonably avoid existing features, and since the proposed spacing closely approximates the Ordinance requirements.

It was moved by Supervisor Graham, seconded by Supervisor Schopfer, and unanimously carried to grant the waiver request for Section 708.d pertaining to sidewalk is required. Much discussion has occurred between the Township and the residents along Whispering Hope Street regarding the installation of sidewalk. For various reasons, the residents oppose the installation of sidewalk by the developer. The Board is requesting that a note be added to the plan or a Memorandum prepared by the Attorney for the five homeowners on Whispering Hope Street to sign and be recorded at the Courthouse stating that the Developer offered to install sidewalks along Whispering Hope Street, but the offer was denied by the current homeowners. If the five homeowners refuse to sign the plans or the Memorandum sidewalks will be installed.

It was moved by Supervisor Murphy, seconded by Supervisor Schopfer, and unanimously carried to grant the waiver request for Section 703.c(3) pertaining to Streets must follow a straight course within 100' of an intersection. In order to get the street layout to avoid existing wetlands in the vicinity of Whispering Hope Street, the plan proposes a curve in the road closer than 100' to the intersection and sight distance is maintained.

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**PRELIMINARY  
PLANS FOR  
ROSETTA VALLEY**

It was moved by Supervisor Murphy, seconded by Supervisor Schopfer and unanimously carried to grant the waiver request for Section 1202.e. pertaining to no grading on existing slopes in excess of 25%. There are 3 areas of slopes in excess of 25% where grading is proposed. One is associated with proposed detention pond #3; the others are located on proposed Howard Avenue and Whispering Hope Street. In avoiding wetlands, springs, and streams the plan will impact some steep slopes. Since the impact of grading on these steep slopes is limited and since the steep slopes are isolated, and since the environmental impact of this plan is minimized through the large areas of open space, and most of the areas of steep slopes were avoided.

It was moved by Supervisor Murphy, seconded by Supervisor Schopfer, and unanimously carried to grant the waiver request for Section 1202.c.1 and 2 Wetland/Stream Valley Disturbance (due to roadway crossings). Since the plan has gone through great lengths to avoid wetland disturbance, and since interconnection of the roadway on both sides of wetlands is desirable, with respect to the roadway crossings.

It was moved by Supervisor Murphy, seconded by Supervisor Schopfer, and unanimously carried to grant the waiver request for Section 708 pertaining to Access Drive standards. Since the proposed access drive is consistent with what was built by DAA for recently constructed pump stations.

It was moved by Supervisor Murphy, seconded by Supervisor Schopfer, and unanimously carried to grant the waiver request for SWMO Section 403 pertaining to provide sheet flow of stormwater discharges. Since the applicant has met the requirement in 5 of 7 discharges, and since the two other discharges closely approximate the requirement for sheet flow, and since one of the two that do not meet the requirement has its level spreader from the edge of one wetland to the edge of an adjacent wetland with no more room to level spread.

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PRELIMINARY  
PLANS FOR  
ROSETTA VALLEY

It was moved by Supervisor Murphy, seconded by Supervisor Schopfer, and unanimously carried to grant the waiver request for SWMO Section 401.2.A. pertaining to no increase in volume of stormwater released from site for a 2-year storm. The applicant has demonstrated through on site testing that infiltration in strict accordance with the Ordinance is not feasible. Further, the applicant has designed infiltration facilities in some swale areas where soils would permit, and provided two rain gardens in the open space, **with the condition** that the applicant pay a fee in lieu of constructing the remaining infiltration facilities. Said fee shall be determined by engineer's estimate of the probable cost of the infiltration facilities, and approved by the Township Engineer.

It was moved by Supervisor Murphy, seconded by Supervisor Schopfer, and unanimously carried to grant the waiver request for SWMO Section 401.6.S pertaining to storm sewer crossings of streets must be perpendicular to the street centerline. A stormwater pipe that conveys stormwater from offsite areas is proposed to cross the street at an angle of about 60°. Since making the crossing at a right angle could be done, but would cause greater impact on the adjoining lots due to increased drainage easement limits.

It was moved by Supervisor Murphy, seconded by Supervisor Schopfer, and unanimously carried to conditionally approve the Preliminary Subdivision Plans for Rosetta Valley contingent upon addressing the following comments in Mark Hilson's Memo dated December 14, 2006:

**SUBDIVISION AND LAND DEVELOPMENT**

1. All certificates and signature blocks must be signed and sealed. (Including the Fred Clark signature). (Section 501.c (5) (c))
2. Provide erosion and sedimentation control plan approval. Provide NPDES permit approval. (SWMO Sections 303.E and 401.8). (Section 502.b and 502.e and SWMO Section 303.1.E, 303.1.F (3), 401.5 and 401.8)

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PLANS FOR  
ROSETTA VALLEY

3. Provide a complete (signed by DAA and YCPC) DEP sewage planning module. (Section 502.a (1))
4. Provide required permits for wetland encroachments and stream crossings. (SWMO Section 303.1.G)
5. Provide an approved sewer and water Feasibility Report from DAA, and a reservation agreement and a letter of approval from the Dillsburg Area Authority. Please note that the feasibility studies, the planning module and the design on the plan must be consistent. (Section 502.a (2))
6. Provide the Highway Occupancy Permit for review. (Section 307)
7. A utility structure has been added to the pump station lot. Call out landscaping for the structure and describe what is proposed to be built.
8. The proposed sewage force main and watermain is now shown to enter the project both through the wetlands at the southern end of the site along Mumper Lane. Since the project has frontage on Mumper Lane and could avoid the wetland impact by locating the water main and the forcemain elsewhere, the wetland disturbance must be avoided. (Section 1202.c(1))
9. General Note 44 no longer matches the design of Whispering Hope Street. Also, notes 26, 27 and 28 must be revised to be consistent.
10. The access drive to the pump station must be paved. Also, lot 10 must be noted to be a non-building lot reserved for provision of utility services.

**STORMWATER MANAGEMENT ORDINANCE**

11. The pipe slope for C6-MHC5 still appears to be incorrect on the profile sheet 26.
12. The plan now shows a force main along Mumper Lane. The plan must show the drainage structure at the Stony Run crossing, and either design the force main (and water main) as a bored crossing within the RBZ II, or place the utilities within the roadway. Show the structure on the profile
13. The drainage easements must include proposed level spreaders. (i.e. lots 33, 34, and 35). Also lot 35 is subject to RBZ II. The RBZ II should be labeled on sheet 8 and the requirements of the RBZ II should be noted on the plan.

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PRELIMINARY  
PLANS FOR  
ROSETTA VALLEY

14. Add a note to the plan showing a deadline date of December 31, 2007 (9 months from conditional approval date) that the plan will expire if the conditions are not met or an extension is accepted by the Board of Supervisors.

COMMENTS

Don McKendrick is requesting that the Developer pay for the 5 EDUs to hook the current homeowners to the public sewer.

PRELIMINARY  
PLANS FOR  
SOUTH MOUNTAIN  
COMMONS

It was moved by Supervisor Schopfer, seconded by Supervisor Murphy, and unanimously carried to table and accept the time extension granted by the Developer to review the Preliminary Subdivision Plans for South Mountain Commons until April 16, 2007.

It was moved by Supervisor Schopfer, seconded by Supervisor Murphy, and unanimously carried to authorize the Township Secretary to advertise to hold a Special Meeting on April 2, 2007 at 6:30 p.m. to discuss the South Mountain Commons Subdivision Plans.

COMMENTS

Deana Weaver stated the people are here tonight to discuss this plan. The Board needs to do something about getting the camera operating. By not running the camera it is keeping this plan from the public eye. Mrs. Weaver stated this plan exceeds the 50% coverage in runoff, traffic, and emergency services.

Dwight Yoder, Esquire representing Carroll Citizens for Sensible Growth and Wayne, Catherine and Brad Pealer are concerned about the Stormwater and traffic. The traffic study has been revised and the public needs time to review revisions. The current traffic study that was submitted does not meet the Carroll Township Subdivision and Land Development Ordinance. Mr. Yoder thanked the Board of Supervisors for setting a special meeting to discuss this plan.

Brad Pealer stated that the plan should be denied now.

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PRELIMINARY  
PLANS FOR  
SOUTH MOUNTAIN  
COMMONS

Ron Rudy thanked the Board of Supervisors for setting a special meeting to discuss this plan.

Levi Filepas stated that this plan has been submitted for two years and no decisions have been made. Either approve or disapprove the plan. Carroll Township is a bedroom community and we need to start to keep the revenues here. This is a very good project.

Hank Snyder, Mayor of Dillsburg Borough, stated the Borough is concerned about the traffic going through the Borough on Harrisburg Street. This plan will have a negative response to the business in the Borough.

Holly Kelley, Dillsburg Borough Council, stated she is concerned about the additional traffic in the Borough and emergency services.

Harold Griffith questioned why Lobar has to solve everyone's road problems.

Jack Rhodes stated Carroll Township is growing to fast and that is why traffic is a concern.

MUNICIPAL BLDG  
ROOF REPAIR

Dianne Price informed the Board that we are preparing bid documents at this time to replace the Municipal Building roof. There was money budgeted in the Capital Reserve Fund for this project.

SUMMER  
PLAYGROUND  
PROGRAM

It was moved by Supervisor Schopfer, seconded by Supervisor Turner, and unanimously carried to notify Northern York Community Services Foundation that Carroll Township will participate in the Summer Playground Program this year and will pay \$40.00 per child for Carroll Township Residents.

REFUND FOR  
PATRIOT HOMES

It was moved by Supervisor Schopfer, seconded by Supervisor Graham, and unanimously carried to refund Patriot Homes the \$7,700.00 trailer removal bond for Stonebridge Crossings lot number 52. The trailer has been removed and they are starting to build the house.

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COMMITTEE  
REPORTS

Recreation – Dianne Price informed the Board that we have received one bid for the baseball dugouts. Also the Recreation Committee needs to schedule the fields here at the Township Building.

Roads – Mark Hilson informed the Board that he and Supervisor Murphy will be visiting South Mountain Phase III and Montadale Crest to look at the roads for future dedication. Also, West Shore Council of Government will be opening and awarding the Road Material bids Monday, March 19, 2007.

Building – Supervisor Turner stated that he has looked into mounting the TV camera on the back wall using the current equipment. It was not cost prohibited with the old equipment. He is looking into what it would cost to upgrade the equipment and have that mounted onto the wall.

Police – Supervisor Schopfer asked Attorney Stine if there is a deadline date on the Police's Collective Bargaining Letter.

Emergency – Supervisor Turner stated he was present at the Franklinton Fire Company appreciation dinner and they presented Carroll Township with a Letter of Appreciation. Mr. Turner is scheduling a Table Top mock EMS situation again for Saturday, March 31, 2007 here at the Municipal Building.

Mr. Turner is requesting that the Board send Thank You letters to Mr. Wessels and Mr. Parmar for the donations at the accident scene on U.S. Rt. 15. Mr. Wessels provided three passenger vans to Carroll Township EMA members for use as temporary shelter by the police officers, fire department and emergency services personnel who responded to this tragic accident. Mr. Parmar welcomed into his store the police officers, fire department and emergency services personnel giving them warm refreshments and use of the rest facilities without question and charge.

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COMMITTEE  
REPORTS

It was moved by Supervisor Turner, seconded by Supervisor Graham, and unanimously carried to authorize the Chairman of the Board to execute the Thank You letters to Mr. Wessels and Mr. Parmar for their generosity on the evening of Thursday, February 22, 2007, in regards to the very serious accident that occurred on U.S. Rt. 15 and Mountain Road, and to authorize the expenditure to Mr. Parmar for any out-of-pocket costs he incurred providing refreshments to the first responders.

Personnel – It was moved by Supervisor Faulkner, seconded by Supervisor Schopfer, and unanimously carried to increase Bruce Patton rate of pay to \$19.35 per hour.

Supervisor Faulkner stated that the Board is looking within to train for the Roadmaster position.

ADJOURNMENT

It was moved by Supervisor Murphy, seconded by Supervisor Turner, and unanimously carried to adjourn the meeting at 9:08 p.m.

Respectfully submitted,

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Faye L. Romberger, Secretary