

CHERRY TOWNSHIP REGULAR MEETING

JUNE 6, 2023

The regular meeting of the Cherry Township Supervisors was held on June 6, 2023 at the Township Municipal Building at 7:00 p.m. Those present were Mr. Frank Fritz, Mr. David Mishler, Mr. William Smith, and Mrs. Carolyn Yeager. Six residents were in attendance. Mr. Fritz called the meeting to order with the Pledge of Allegiance.

Kate Homison provided the Sewage Subdivision Planning Module for her property on Redbrush Road. Upon review of the planning module, it was determined that two or three more sections need to be completed before the Board can sign and submit to the DEP. The Homison's have been working on this for a long time and, since the Board will not convene for another month, Mr. Mishler made a motion that, if Mrs. Homison can get the module corrected during the month of June, one of the Supervisors can sign the Township's portion so the module can be submitted. Mr. Smith seconded the motion. All three supervisors voted yes. The motion carried.

Shanda Sable, 2109 West Sunbury Road, was present to respond to the letter that she received from the Township about her animals roaming the neighborhood and the complaint that was received from the church and from Annandale Country Store about the issues with those animals. Ms. Sable stated that she has offered to go in and rearrange the mulch for the church, since her chickens are scratching up all of the mulch that they put down. Mr. Mishler stated that it is not just the mulch that is an issue, but that the chickens are interfering with church visitors, and the cleanup they have to do before an activity at the church is also causing issues. Ms. Sable stated that she has gone over to clean up after the chickens on occasion, and that the minister and his wife are being ridiculous. She put up a snow fence to try to keep them on her property, but they just go around it or fly over it. Mr. Smith stated that there have been other complaints, such as a goat and turkey chasing customers at Annandale Store or not allowing them to get out of their cars. The Board offered some possible solutions to the issue and stated that she really needs to keep her animals on her own property. Ms. Sable stated that her farm is not going anywhere, and people need to know that she believes in free range and people have to live with that. She believes that most of the neighbors are OK with the animals roaming. The Board will wait to see if the issue resolves itself. If not, we believe that it would need to be a case filed in civil court between the parties involved to get her to control the animals.

The minutes of the May meeting were reviewed. There were no additions or corrections. Mr. Fritz made a motion to accept the minutes. Mr. Mishler seconded the motion. All three supervisors voted yes. The motion carried.

The financial report as of June 6 was reviewed. Mr. Fritz made a motion to accept the financial report. Mr. Smith seconded the motion. All three supervisors voted yes. The motion carried.

Mr. Smith gave the Road Master's Report. The main complaint of the month was dust. We are buying a lot of calcium at a cost of \$18.00 a bag. Grading has been done on Roenigk, Coaltown, and Beaverdam. We cut sod on Coaltown and Beaverdam. Tar and chip was ripped up on Beaverdam and it was graded in preparation for new tar and chip. We cut sod and cleaned ditches on Atwell and it will be graded tomorrow in preparation for tar and chip. Berms were cut on Pipestem, New Hope, and Rockhill Lane, just up to where we turn around and/or park our equipment, since we do use that portion of the Lane for Township purposes. We cut ditches and cleaned culverts on Pipestem, New Hope, Coaltown, Beaverdam, and Pry. Dust control was done on Roenigk, Windy, Grubb, Coaltown, and Chambers. A driveway culvert was installed at Pleasant Valley Cemetery, which they bought for us to install. Cold patching was done Township-wide. Stop signs were pulled out and just taken at Coaltown and Branchton and at Coaltown and Kiester, so those were replaced. One large tree on Brimstone fell and was cleaned up. Tar and chip should be done the week of June 19. We should be able to have everything ready to go by then. Grading will be done on Atwell tomorrow, then we move on to Grubb and Windy. Once the tar and chip is done, we will start grading all the other roads. We will do grading and then dust control on Windy. Mr. Fritz made a motion to accept the Road Master's Report. Mr. Mishler seconded the motion. The motion carried.

Mr. Smith gave the Equipment and Maintenance Report. The battery was replaced in the GMC dump truck. We are still using it as the water truck. The safety switch on the clutch went bad, and it was replaced. A scarafire tooth and the cutting edge on the grader were repaired. A flat tire on the one-ton truck was repaired at our shop. Duane has been mowing and the sending unit on the oil pressure gauge on the tractor went bad. We are running with the old one on it until we can get Bowers to fix it, which should be next week. The tractor was serviced and filters were changed. Noah Byler is not able to make us the plow hitch for the Mack truck, so we have one ordered that is to be here in August. Mr. Mishler made a motion to accept the Equipment and Maintenance Report. Mr. Smith seconded the motion. All three supervisors voted yes. The motion carried.

OLD BUSINESS

Mrs. Yeager reported that Attorney Gallagher has heard nothing back from Attorney Casey regarding the Toomey shooting issue. He had asked Attorney Casey if we could still sign the agreement that was proposed by Mr. Toomey in 2022. He has the opinion that Mr. Toomey and Ms. Straughn are no longer willing to sign the agreement, since we did not sign when they originally offered and we waited almost a year to get back to them.

Mr. Smith reported that Noah Byler may have someone interested in purchasing the old GMC Dump truck as a farm truck. He thinks they are willing to pay \$7000. We will see if they

definitely want the truck. In the meantime, Gary Blauser is looking online to see what we could get for the truck. It looks like we may be able to sell it for around \$5000. Mr. Mishler asked about the status of the one-ton truck that Clay Township had for sale. Mr. Smith stated that they got the fuel sensor on the truck fixed, and are now not sure they want to sell it.

NEW BUSINESS

The peacock issue between Sam Grossman and the Datta Retreat Center has been resolved. Mrs. Yeager received a call from Datta, stating that they have remedied the situation and they will keep things under control, as they do not want any issues with neighbors. They all want to get along.

Mrs. Yeager received a complaint about loud music being played at Camp Davis on Redbrush Road. The resident does not mind them having parties and playing music, but the noise at 2:00 in the morning is preventing them from sleeping. Mrs. Yeager sent a letter, per the advice of Attorney Gallagher, asking Camp Davis ownership to keep the noise down after 11:00 at night.

Mrs. Yeager also received a letter of complaint from Charles Atwood regarding raw sewage running onto his property on Pipestem Road. This is a complicated situation, as there have been three different owners of the property at 210 Pipestem Road in the past two years, where the sewage issue originates. After a discussion of the incidents which have lead up to the current complaint, the Board advised Mrs. Yeager to contact Attorney Gallagher to get him involved with the situation. Something will have to be done to prevent us from being fined and reprimanded by the DEP.

Mrs. Yeager mentioned that Victor Kennedy has asked our road crew to remove dirt that was placed on his property years ago, per his request, so that he can begin working on a septic system at 300 New Hope Road. Mrs. Yeager is concerned that he is going to do more work at that property, illegally. He had been approved by Doug Duncan in 2020 to put in a special Micromound system on the property. The installation of that system involves extensive oversight by Ron Andrasko, Soil Scientist. She called Mr. Andrasko, and he has not heard from Mr. Kennedy that he is planning to start construction on the system. It is concerning to the Board that Mr. Kennedy is going to attempt to sidestep the requirements that have been put in place. Mr. Smith stated that he is not going to remove any dirt for Mr. Kennedy and he will let Mrs. Yeager know if he sees any activity going on at the property.

There were no public comments at this time.

Mr. Fritz made a motion to adjourn the meeting and to sign checks to pay all bills. Mr. Mishler seconded the motion. All three supervisors voted yes. The motion carried. The meeting was adjourned at 8:51 p.m.