

**AGENDA  
EAST NOTTINGHAM TOWNSHIP  
BOARD OF SUPERVISORS  
REGULAR MEETING  
JULY 13, 2009**

**\*7:10 P.M. Continuance of Adult Entertainment Ordinance**

**\*7:30 P.M. Advertised Public Hearings**

- 1)- Jonathan Z. & Elizabeth E. Lapp, #69-07-39.3B & #69-07-74.1A, 62.0 acres+/-  
517 Woods Road Oxford, PA 19363
- 2)- Jacob F. & Hannah G. Stoltzfus, #69-09-21, 72.0+/- acres, 340 Mt. Olivet Rd.  
Oxford, PA 19363
- 3)- John G. & Mary F. Stoltzfus, #69-09-21.1 & #69-09-22, 65.0+/- acres, 699  
Media Rd. Oxford, PA 19363

**I. Call Meeting to Order**

**II. Pledge of Allegiance**

**III. Approve Agenda**

**IV. Public Comment on Agenda**

**V. Executive Session-**

- 1)- 6/16/09 BOS, Ron Ragan & Bill Weaver Re: walk thru in Wiltshire

**VI. Minutes for Review- copies on table for review**

- 1)- Regular Meeting, June 8, 2009
- 2)- Special Meeting, June 15, 2009

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**VII. Treasurer's Report-**

**VIII. Road Report-**

**IX. Zoning Report-**

**X. Building Inspector Report-**

**XI. Comprehensive Plan Committee Report-**

**XII. Oxford Area Recreation Authority Report-**

**XIII. Oxford Area Sewer Authority Report-**

**XIV. Open Space Committee Report-**

**XV. Historic Commission Report-**

**XVI. Newsletter Committee Report-**

**XVII. Letter of Credit Releases-**

- 1)- Meadow Creek Subdivision (Cooks Bros.) Escrow Release #11 for \$123.25
- 2)- Wiltshire, Escrow Release #54 for \$706.50
- 3)- Hopewell Ridge, Escrow Release #26 for \$24,150.00 for improvements and \$252.00 for engineering efforts total of \$24, 402.00

**XVIII. Subdivisions -**

- \* Reserves of Dunlap - By-Right Plan  
Request for an extension to at least February, 2010 ( would like longer)

- \* Letters of Extension - date specific for October 15, 2009  
Oxford Hollow Associates Preliminary Subdivision Plan

date specific for December 31, 2009  
Wicklows Final Subdivision Plan

**XIX. Supervisors-**

- 1)- Proposal to add property to Ag Security Area-  
Joseph L.Scheese, Jr. & Pamela W. Scheese, #69-3-80.4 & #69-7- 13.1  
616 & 628 Lit'l Elk Creek Road, Oxford, PA 19363
- 2)- Approve & Sign Certification of Twp. Matching Funds for 2009  
Program Year, for Chester Cty. Challenge Grant Program
- 3)- Approval to purchase Trash Water Pump
- 4)- Bills For Approval

**XX. Minutes For Approval-**

- 1) Regular Meeting, June 8, 2009
- 2) Special Meeting, June 15, 2009

**XXI. Correspondence-**

**XXII. Recognition of Visitors-**

**XXIII. Adjournment-**

**MINUTES  
EAST NOTTINGHAM TOWNSHIP  
BOARD OF SUPERVISORS  
REGULAR MEETING  
JULY 13, 2009**

The Regular Meeting of the Board of Supervisors of East Nottingham Township was held in the Township Building on July 13, 2009. Those present were: Chairman Leo M. Levandowski, Vice-Chairman Michael P. Miller, Supervisor Percy Reynolds, Supervisor Gene Turns, Supervisor Charles D. Shelton, Treasurer Suzanne Hamlin, Secretary Pat Brady, Zoning Officer P.J. Scheese, Solicitor Eugene Twardowski and guests.

**The Meeting was called to order at 7:05 P.M..**

**Pledge of Allegiance** was led by Vice-Chairman Michael P. Miller.

**Approve Agenda-** Supervisor Percy Reynolds requested to add #5 under Supervisors as Act 32. Vice-Chairman Michael P. Miller requested to add #6 under Supervisors as Punch List from Wilkinson Builders.

Motion made by Vice-Chairman Miler seconded by Supervisor Reynolds to approve the agenda as amended above.

Aye: 5

Nay: 0

**7:09 P.M.** Chairman Levandowski announced a recess for the Regular Meeting.

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to call a recess at 7:09 P.M. to go into the Continuance for Adult Entertainment Ordinance.

Aye: 5

Nay: 0

**7:10 P.M.** Chairman Levandowski handed the Hearing for Adult Entertainment Ordinance over to Solicitor Eugene Twardowski . Solicitor Twardowski stated this is a continuance of the Hearing held on 5/18/09 . Each Supervisor had before them a copy of the Ordinance they have been reviewing.

Chairman Levandowski asked if there were any public comments. No public comments were made.

**Adjourn-** Motion made by Vice-Chairman Miller seconded by Supervisor Turns to adjourn the Continuance at 7:20 P.M..

Aye: 5

Nay: 0

**7:21 P.M.. Reconvened Regular Meeting .**

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to add #7 under Supervisors as Adult Entertainment Ordinance to the agenda.

Aye: 5

Nay: 0

**Public Comment On Agenda-** None

**Executive Sessions-** Chairman Levandowski read the following:

1)- 6/16/09 BOS, Ron Ragan & Bill Weaver Re: walk thru in Wiltshire Development

**Minutes for Review-** Chairman Levandowski read the following, stating the Minutes will be approved later in the Meeting: Copies are available on the table for public review.

1)- Regular Meeting, June 8, 2009

2)- Special Meeting, June 15, 2009

**Treasurer's Report-** Suzanne Hamlin gave the report stating East Nottingham's cash assets amount to \$4,053,220.50. Income received for June 2009 was \$135,721.38 realized from taxes, escrow, curt fines, permits, inspection fees, fire hydrant reimbursement and miscellaneous fees. General Fund balance as of 6/30/09 is \$178,266.89.

Motion made by Supervisor Reynolds seconded by Supervisor Turns to accept the Treasurer's Report as read.

Aye: 5

Nay: 0

**Adjourn 7:28 P.M. -** Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to adjourn the Regular Meeting to go into the Public Hearing at 7:30 P.M. as advertised.

Aye: 5

Nay: 0

**7:30 P.M.** Chairman Levandowski called to order the Public Hearing scheduled for 7:30 P.M. as advertised in the Daily Local Newspaper for **Jonathan Z. & Elizabeth E. Lapp** parcel #69-07-39.3B & parcel #69-07-74.1A, 62.0 acres +/- 517 Woods Road, Oxford, Pennsylvania 19363. Chairman Levandowski handed the Public Hearing over to Solicitor Twardowski. Solicitor Twardowskik read the advertisement for the Hearing and asked if anyone was here to represent the Lapp's. No response received from the Public. No Public Comment

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve entering into an Agricultural Easement with Jonathan Z. & Elizabeth E. Lapp, parcel and address information as stated above.

Aye: 5

Nay: 0

**Adjourn 7:38 P.M. -** Motion made by Vice-Chairman Miller seconded by Supervisor Turns to adjourn the Public Hearing for Jonathan E. & Elizabeth E. Lapp.

Aye: 5

Nay: 0

**7:38 P.M. Open Public Hearing for Jacob F. & Hannah G. Stoltzfus**, parcel #69-09-21, 72.0 +/- acres, 340 Mt. Olivet Road, Oxford, Pennsylvania 19363

Solicitor Twardowski read the advertisement from the Daily Local Newspaper and asked if anyone was here to represent Jacob F. & Hannah G. Stoltzfus. No response from the public. No Public Comment.

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve entering into an Agricultural Easement with Jacob F. & Hannah G. Stoltzfus, parcel and address information as stated above.

Aye: 5

Nay: 0

**Adjourn 7:40 P.M.-** Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to adjourn the Public Hearing for Jacob F. & Hannah G. Stoltzfus.

Aye: 5

Nay: 0

**7:40 P.M.- Open Public Hearing for John G. & Mary F. Stoltzfus,** parcel #69-09-21.1 & parcel #69-09-22, 65.0 +/- acres, 699 Media Road, Oxford, Pennsylvania 19363  
Solicitor Twardowski read the advertisement from the Daily Local Newspaper and asked if anyone was here to represent John G. & Mary F. Stoltzfus. No response from the public. O Public Comment.

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve entering into an Agricultural Easement with John G. & Mary F. Stoltzfus, parcel & address information as stated above.

Aye: 5

Nay: 0

**Adjourn 7:42 P.M.-** Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to adjourn the Public Hearing for John G. & Mary F. Stoltzfus.

Aye: 5

Nay: 0

**7:43P.M. Reconvene Regular Meeting**

**Road Report-** Road Master Bill Weaver stated the report speaks for it self

**Zoning Report-** P.J. Scheese, Zoning Officer gave the report stating for June 2009 she issued 10 Residential Bldg. Permits, 1 Commercial Bldg. Permit, 5 Zoning Permits w/o bldg. permits, 1 Demolition Permit and 15 Certificates of Occupancy. Total Fee Income collected was \$3,116.00.

**Building Inspector Report-** The Board reviewed Charlie Shock's report. No comments were made.

**Comprehensive Plan Committee Report-** Supervisor Reynolds reported the Committee discussed the building services recommendations. The next meeting they will be discussing Land Use.

**Oxford Area Recreation Authority Report-** Joe Bauer reported the Authority received a nice write up in the newspaper about the bids for the development of phase 1

**Oxford Area Sewer Authority Report-** The Board reviewed Joe Scheese's report. Supervisor Reynolds added the Authority will be finding out very soon, how much funding will be available from each source

**Open Space Committee Report-** Suzie Hamlin stated the base line reports are being rapped up and she will let the Board know when they are complete.

**Historic Commission Report-** No Report

**Newsletter Committee Report-** No Report

**Letter of Credit Releases-** Vice-Chairman Miller read the following:

- 1)- Meadow Creek Subdivision (Cooks Bros.) Escrow Release #11 for \$123.25
- 2)- Wiltshire, Escrow Release #54 for \$706.50
- 3)- Hopewell Ridge, Escrow Release #26 for \$24,150.00 for improvements and \$252.00 for engineering efforts total of \$24, 402.00

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve the letter of credit releases as read above.

Aye: 5

Nay: 0

**Subdivisions-** Vice-Chairman Miller read the following:

- \* Reserves of Dunlap – By-Right Plan  
Request for an extension to at least February, 2010 ( would like longer)

Motion made by Vice-Chairman Miller seconded by Supervisor Turns to grant the extension To 2/15/2010.

Aye: 5

Nay: 0

- \* Letters of Extension – date specific for October 15, 2009  
Oxford Hollow Associates Preliminary Subdivision Plan

- \* date specific for December 31, 2009, Wicklow Final Subdivision Plan

Motion made by Vice-Chairman Miller seconded by Supervisor Turns to grant the extensions as requested above.

Aye: 5

Nay: 0

**Supervisors-**

- 1)- **Proposal to add property to Ag Security Area-**

Joseph L.Scheese, Jr. & Pamela W. Scheese, #69-3-80.4 & #69-7- 13.  
616 & 628 Lit'l Elk Creek Road, Oxford, PA 19363

Motion made by Vice-Chairman Miller seconded by Supervisor Turns to approve the 180 day start to begin the process.

Aye: 5

Nay: 0

**2)- Approve & Sign Certification of Twp. Matching Funds for 2009 Program Year, for Chester Cty. Challenge Grant Program**

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve signing the Certification of Twp. Matching Funds for 2009 for the Challenge Grant Program.

Aye: 5

Nay: 0

Tape Change- 8:40 P.M.

**3)- Approval to purchase Trash Water Pump-** Motion made by Vice-Chairman Miller seconded by Supervisor Shelton to approve the purchase from Gap Power a Honda 3" Trash Pump and accessories as quoted on the proposal dated 7/13/09 in the amount of \$1,567.80.

Aye: 5

Nay: 0

**4)- Bills For Approval-** Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve the bills to be paid as submitted by the Treasurer.

Aye: 5

Nay: 0

**5)- Act 32-** Supervisor Reynolds stated this has to do with the Consolidation of the Earned Income Tax Collection. It will take effect 1/1/2012. The Board must adopt the Resolution at next months meeting.

**6)- Punch List from Wiltshire H.O.A.-** The Board briefly discussed the list of concerns from Wiltshire HOA

**7)- Adult Entertainment Ordinances-** Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to adopt Ordinance #18-2009, Adult Entertainment Zoning Ordinance and Ordinance #19-2009 Adult Entertainment Licensing Ordinance.

Aye: 5

Nay: 0

**Minutes For Approval-**

**1)- Regular Meeting, June 8, 2009 -** Motion made by Supervisor Reynolds seconded by Supervisor Turns to approve the Minutes as presented by the Secretary. Vice-Chairman Miller did not attend this meeting.

Aye: 4

Nay: 0

**2)- Special Meeting, June 15, 2009 -** Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve the Minutes as presented by the Secretary.

Aye: 5

Nay: 0

**Correspondence-**

- \*PSATS News Bulletin, June 2009
- \*PSATS Youth Award Contest
- \*Letter from Lancaster County Conservation District dated 6/24/09 Re: AREVA Transport Project
- \*Letter from McCormick Taylor dated 7/8/09 Re: Ches. Cty. Bridges Blanket Maintenance Permit
- \*Letter & CD from Ches. Cty. Planning Commission Re: Review of Landscapes Plan
- \*Letter from Ches. Cty. Dept. of Emergency Services Re: First Hour Considerations
- \*Letter from Ches. Cty. Dept. of Emergency Services Re: FCC's narrowbanding mandate
- \*Letter from Ches. Cty. Dept. of Emergency Services Re: handling repair related requests
- \*PSATS progress report on Appellate-Level Court Cases affecting Townships
- \*Letter from Ches. Cty. Conservation District Re: Fees for Ag Planning Services

**Recognition of Visitors-**

\***Joe Bauer-** questioned the high grass in Twin Ponds Development. P.J. Scheese will check into this.  
Also, have Road Crew check on settling of Christina & Jason in his development

**Adjournment-** Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to adjourn the meeting at 9:17 P.M..

Aye: 5

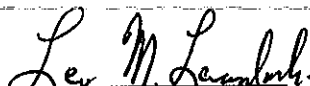
Nay: 0

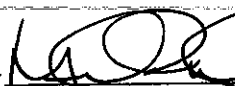
ATTEST:     PB    

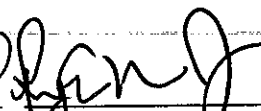
Respectfully Submitted,

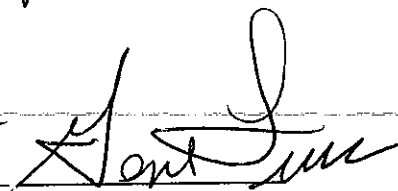


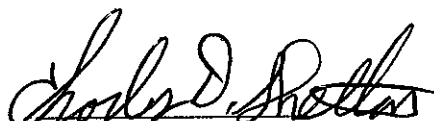
Pat Brady, Secretary

  
Leo M. Levandowski  
Chairman

  
Michael P. Miller  
Vice-Chairman

  
Percy Reynolds  
Supervisor

  
Gene Turns  
Supervisor

  
Charles D. Shelton  
Supervisor



**East Nottingham Township**  
**Bill for Approval**  
**July 13, 2009**

| Date                    | Number | Payee                                     | Description                               | Payment          |
|-------------------------|--------|---|---|------------------|
| 7/13/2009               | 9141   | Alger Oil, Inc                            | fuel                                      | 358.37           |
| 7/13/2009               | 9142   | Cameron's Inc.                            | supplies                                  | 276.71           |
| 7/13/2009               | 9143   | Green Provence                            | supplies                                  | 349.61           |
| 7/13/2009               | 9144   | Lacal Equipment, Inc.                     | parts                                     | 231.50           |
| 7/13/2009               | 9145   | Oxford Auto Parts                         | parts                                     | 81.18            |
| 7/13/2009               | 9146   | Royal Chemical                            | supplies                                  | 338.49           |
| 7/13/2009               | 9147   | Stephenson Equipment                      | parts                                     | 415.89           |
| 7/13/2009               | 9148   | Tractor Supply Co.                        | supplies                                  | 66.39            |
| 7/13/2009               | 9149   | US Muncipal Supply, Inc.                  | traffic signs                             | 1,211.45         |
| 7/13/2009               | 9150   | Allied Waste Services #319                | trash removal                             | 63.33            |
| 7/13/2009               | 9151   | Armstrong One Wire                        | internet                                  | 39.95            |
| 7/13/2009               | 9152   | Central Penn Gas                          | gas                                       | 33.20            |
| 7/13/2009               | 9153   | Chester County Archives & Record Services | historic commission copies                | 24.50            |
| 7/13/2009               | 9154   | Companion Life Insurance Company          | life insurance                            | 405.00           |
| 7/13/2009               | 9155   | Conrad O'Brien P.C.                       | solicitor fees                            | 4,655.00         |
| 7/13/2009               | 9156   | DCED                                      | 2nd quarter state fee for building inspec | 124.00           |
| 7/13/2009               | 9157   | Hubley's Offset Printing                  | inspection sheets                         | 192.00           |
| 7/13/2009               | 9158   | MMPMET                                    | health insurance                          | 4,241.58         |
| 7/13/2009               | 9159   | Office Basics, Inc.                       | supplies                                  | 101.42           |
| 7/13/2009               | 9160   | Oxford Area Chamber of Commerce           | 2009 dues                                 | 100.00           |
| 7/13/2009               | 9161   | Pennsylvania One Call System, Inc.        | communication                             | 74.10            |
| 7/13/2009               | 9162   | PitneyBowes Global Financial Services     | postage machine                           | 85.69            |
| 7/13/2009               | 9163   | Stantec Consulting Services Inc.          | engineering fees                          | 942.00           |
| 7/13/2009               | 9164   | Toshiba Business Solutions                | maintenance contract                      | 216.09           |
| 7/13/2009               | 9165   | Union Fire Co. #1- Endowment Fund         | 1st & 2nd quarter 2009                    | 700.00           |
| 7/13/2009               | 9166   | United Inspection Agency, Inc.            | building inspector                        | 220.00           |
| 7/13/2009               | 9168   | Zee Medical Service Co.                   | supplies                                  | 176.37           |
| 7/13/2009               | 9169   | Hamlin, Suzanne                           | tax clerk/tax certifications              | 615.85           |
| 7/13/2009               | 9170   | Shock, Charles C                          | building inspector                        | 1,631.75         |
| 7/13/2009               | 9171   | Chill's Inspection Services               | building inspector                        | 660.00           |
| 7/13/2009               | 9172   | H.A. Berkheimer                           | EIT commission                            | 780.92           |
| 7/13/2009               | 9173   | PJ Scheese                                | mileage                                   | 59.13            |
| 7/13/2009               | 9174   | Ragan Engineering                         | engineering fees                          | 1,785.00         |
| 7/13/2009               | 9175   | Winifred Moran Sebastian                  | solicitor fees                            | 300.00           |
| 7/13/2009               | 9176   | Brutscher, Foley, Milliner & Land, LLP    | zoning hearing board                      | 238.00           |
| 7/13/2009               | 9177   | Aramark                                   | uniforms                                  | 399.40           |
| 7/13/2009               | 9178   | Bradywine Auto Parts                      | parts                                     | 40.21            |
|                         |        |   |   | <b>22,234.08</b> |
| <b>Open Space Fund:</b> |        |   |   |                  |
| 7/13/2009               | 187    | Conrad O'Brien                            | solicitor fees                            | 496.00           |
| 7/13/2009               | 188    | H.A. Berkheimer                           | commission                                | 679.51           |
| <b>Escrow Fund:</b>     |        |   |   |                  |
| 7/13/2009               | 278    | Conrad O'Brien                            | solicitor fees                            | 1,872.60         |
| 7/13/2009               | 279    | Stantec Consulting                        | engineering fees                          | 3,576.75         |
| 7/13/2009               | 280    | Ragan Engineering                         | engineering fees                          | 42.50            |

East Nottingham Township  
 Bill for Approval  
 July 13, 2009

**Supplemental Checks-Gen Fund:**

|           |      |                                  |                                |                         |
|-----------|------|----------------------------------|--------------------------------|-------------------------|
| 6/1/2009  | 9037 | U.S. Postal Service              | postage                        | 44.00                   |
| 6/1/2009  | 9038 | Nextel                           | cell phones                    | 220.79                  |
| 6/1/2009  | 9039 | PECO                             | electric                       | 649.40                  |
| 6/1/2009  | 9040 | Verizon                          | phones                         | 558.91                  |
| 6/2/2009  | ACH  | PA Dept. of Revenue              | state tax deposit              | 318.34                  |
| 6/2/2009  | ACH  | 941 Federal Tx Dep               | federal tax deposit            | 1,511.02                |
| 6/3/2009  | 9048 | CCHPN                            | historic commission            | 100.00                  |
| 6/10/2009 | ACH  | 941 Federal Tx Dep               | federal tax deposit            | 1,486.25                |
| 6/10/2009 | 9089 | AFLAC                            | employee paid health insurance | 463.68                  |
| 6/11/2009 | 9097 | Joyce Krauss                     | cleaning                       | 150.00                  |
| 6/11/2009 | 9098 | Fed Ex                           | shipping                       | 14.55                   |
| 6/13/2009 | ACH  | Intuit                           | support                        | 39.00                   |
| 6/15/2009 | ACH  | 941 Federal Tx Dep               | federal tax deposit            | 2,505.65                |
| 6/16/2009 | ACH  | PA Dept. of Revenue              | state tax deposit              | 484.79                  |
| 6/16/2009 | 9099 | Alger Oil, Inc.                  | fuel                           | 276.35                  |
| 6/16/2009 | 9100 | Gumball Media Services (LandArt) | landscaping                    | 1,040.00                |
| 6/16/2009 | 9101 | PA One Call System               | communications                 | 57.20                   |
| 6/16/2009 | 9102 | Toshiba Business Solutions       | color copies                   | 23.36                   |
| 6/16/2009 | 9103 | US Municipal Supply, Inc.        | traffic signs                  | 628.06                  |
| 6/16/2009 | 9104 | Wyatt Computer Services          | repair                         | 25.00                   |
| 6/18/2009 | 9112 | Deer Park                        | water                          | 110.76                  |
| 6/23/2009 | ACH  | 941 Federal Tx Dep               | federal tax deposit            | 1,527.28                |
| 6/23/2009 | 9113 | Chester County Recorder of Deeds | recording                      | 40.50                   |
| 6/25/2009 | 9121 | Joyce Krauss                     | cleaning                       | 150.00                  |
| 6/29/2009 | ACH  | 941 Federal Tx Dep               | federal tax deposit            | 1,509.34                |
|           |      |                                  |                                | <b><u>13,934.23</u></b> |

**Supplemental Checks-Open Space**

|           |     |         |                         |                  |
|-----------|-----|---------|-------------------------|------------------|
| 6/25/2009 | ACH | TD Bank | interest/finance charge | <b>17,045.64</b> |
|-----------|-----|---------|-------------------------|------------------|