

Not Approved

June 12, 2007

Salford, Pennsylvania

The regular June meeting of the Upper Salford Board of Supervisors was brought to order by Chairman Hagey at 7:30 PM. Messrs. Gular & Poatsy were present. Attending the meeting were members of Boy Scout Troup #137, who are working on their merit badge.

The report from the State Police noted a total of 48 incidents for the month of May 2007: 11 accidents, 1 assault, 2 burglaries, 4 false alarms, 3 criminal mischief, 3 requests for assistance, 2 thefts, 2 traffic violations, 3 vehicle reports, and 17 miscellaneous items.

The Upper Salford Fire Company responded to 13 incidents in May, for a total of 137.01 emergency call hours. Mr. Gwiazdzinski indicated that a fire alarm test had been run at the Shelly Square Shopping Center in the area of the strip stores and the system performed as required. Landis Supermarket informed the Fire Company that their system was working properly. The Fire Company is continuing to fill swimming pools as a fund raiser.

The Upper Salford Township Fire Police responded to 13 calls and attended 2 special services during the month of May.

Lower Frederick Regional ambulance responded to 9 calls in the township during May.

The Green Lane Ambulance responded to 4 calls in the township during May.

The Planning Commission met on June 6th and reviewed preliminary plans for the Bunton and Wrschka Tracts, a zoning hearing application for Helga Dowladow and discussed road widening, trail location and street trees regarding the Bateman tract. Action was taken on the Bunton Tract by way of a recommendation to the Board of Supervisors for preliminary approval.

The Zoning Officer issued 5 permits from May 7<sup>th</sup> to June 2nd. He spent a total of 26 hours in zoning related matters.

May/June reports from the Building Inspectors were: Roger Priest-3 plan reviews and 11 construction inspection; Vince Hamm-made 7 construction inspections and offered his final resignation due to knee replacement surgery. It was suggested that the township should send a letter to Mr. Hamm thanking him for his many years of service.

The Park Board was unable to meet in May and rescheduled their meeting for June 26, 2007.

The Solicitor reported that during the month of May he continued working on various land development matters including New Life, Damiani, Clemens' Wrschka and Bunton tracts, Gehman letter of credit for financial security, Bechtel, Vaughn Run II and Potato Road (Westfield Estates). He worked on other various issues regarding Act 167, Clemens' forestry permit violation, transient business license and legal firework sales, and litigation matters related to WB Homes land use appeal with regard to the Berkshyre Ridge subdivision. He spoke to the

Montgomery County Planning Commission Open Space Committee with regard the Spring Mountain House property, handled assorted matters relating to the township's purchase of the property on Long Mill Road from AT&T, consulted with special council regarding ongoing investigation regarding ownership of the bridge on Salford Station Road, discussed the sewage maintenance agreements and procedures required for alternate sewage facility permits with the Township Engineer, and provided information to the township auditors at their request.

The Road Superintendent did the following work from May 7<sup>th</sup> to June 2<sup>nd</sup>: removed trash from parks, repaired and cleaned equipment, cleaned shop & tools, installed new park signs, mowed township roads, parks and island, met with PADOT regarding replacement of bridge on Salford Station Road to Lower Frederick, trimmed trees and shrubs, installed new door and frame to salt building, removed dead trees, leveled trails after wash out from storms, repaired lock to pavilion kitchen, planted trees in park, filled in low spots and seeded areas in the park, attended an RIC meeting in Franconia on May 24<sup>th</sup>, installed new water spigot in ladies restroom at the Upper Salford Park, repaired pot holes on Burton road. Mr. Hagey mentioned that the pipes at the Upper Salford park pavilion had busted during the winter. He felt that someone must have dumped water down the drains after the kitchen was closed and antifreeze was added to the line.

A brief discussion on the bridge situation ensued, wherein the Township Solicitor mentioned that the supervisors had authorized him to utilize the services of Mike Furey, Esquire to assist in the investigation and research. The Solicitor continued with a synopsis of the investigation.

The supervisors reviewed an Act 167 stormwater management ordinance exemption request for Harry Hartman, who resides at 2601 Bittersweet Drive. Mr. Hartman's property is located in the East Branch Perkiomen Creek watershed and is proposing the construction of a 768 square foot accessory structure to the rear of his existing residence. In a motion made by Mr. Hagey and seconded by Mr. Poatsy, the Board of Supervisors unanimously approved the exemption request and waived the requirements for satisfying the water quality and groundwater recharge requirements of the Ordinance due to the limiting factors on the site and the limited scope of work proposed.

The Township Engineer provided a memorandum referring to his site inspection of Jeff Clemens' property located on Spring Mount and Clemmers Mill Roads. Mr. Clemens had violated the forestry permit requirements for lumbering the property and had removed an estimated 50 to 55 trees from the steep slope conservation district. A verbal cease and desist order had been made by the Township Solicitor, to which Mr. Clemens had complied with as of the date of the meeting. Mr. Poatsy moved to authorize the solicitor to research a penalty in the way of \$10,000 a tree, to which the solicitor informed him there are fines up to \$500 under a civil enforcement and that it is up to the District Justice to determine what constitutes a violation. The violation could be for each tree or the single act of removing the trees. The Solicitor suggested issuing a Cease and Desist Order to which Mr. Clemens could comply with or appeal. Mr. Poatsy further added to his motion to authorize the Township Solicitor to suggest alternative plans and to file the appropriate papers with the District Justice, which could later be withdrawn if the Board of Supervisors desired. The motion was seconded by Mr. Hagey and the vote carried 3 to 0.

On a motion made by Mr. Poatsy and seconded by Mr. Hagey, the Upper Salford Township Board of Supervisors unanimously approved the application of Jeffrey Clemens for preliminary plan approval of the Bunton Tract, identified as plan #3771BSUB, dated November 27, 2006, revised April 30, 2007, and imposing conditions on that approval of the application per Resolution 2007-7, which proposes to subdivide the tract into two parcels for purposes of one additional residential building lot.

The following full or partial waivers were approved:

- Section 404.C.3.a.vii – relating to plan requirements
- Section 605.A – Sidewalk along all existing and proposed streets
- Section 605.L – Curbing and storm sewers along all existing and proposed streets.
- Section 606.A.4 – Partial Waiver – road widening requirements along Burton road. Applicant shall provide widening of 1 foot cartway and 1 foot should in front of existing residence, as determined by the Township Engineer.
- Section 612.D – Partial Waiver – street trees along Burton Road. Applicant shall provide street trees to supplement existing tree line.
- Section 612.E – Partial Waiver – buffer plantings along all property lines. Applicant shall provide a filtering buffer along proposed driveway to be determined by the Township Engineer after construction of the driveway.
- Section 612 – Survey and inventory of Zone 1 Riparian Corridor

The following requested waiver was not approved:

Section 612.G.2 – canopy trees (lot 2)

On a motion made by Mr. Poatsy and seconded by Mr. Hagey, the Board of Supervisors unanimously authorized the Upper Salford Citizens Group to hold the 19<sup>th</sup> annual Red, White and Blue parade on July 4, 2007.

The discussion of the Spring Mountain Music Festival contract was tabled until the Joint Meeting on June 20, 2007 since there were no representatives from the festival at the meeting; however, the Township Supervisor did indicate there was an issue with the posters advertising the festival in that they indicated it was open to all ages. If liquor will be served at the festival, attendance must be limited to individuals 21 years of age or older. They will discuss that issue during the Joint Meeting. Mr. Poatsy almost mentioned the advertisement does not mention the festival is located in Upper Salford Township and feels that should be included.

The supervisors reviewed three quotes submitted for the installation of Alcoa double 4” red vinyl siding on the township building. The quotes included the removal of the existing aluminum siding, materials and labor, and all trash removal. On a motion made by Mr. Hagey and seconded by Mr. Poatsy, the Board of Supervisors unanimously awarded the bid to John Membrino for \$4,375.00. They do not wish to include the Tyvek House Wrap.

On a motion made by Mr. Hagey and seconded by Mr. Gular, the Board unanimously authorized the Special Fire Police Unit to assist with traffic and crowd control during Borough of East Greenville fireworks display scheduled for July 6th.

Mr. Hagey noted that there had been a meeting with TH Properties. He did not have anything to present during this meeting but indicated he could possibly have something prepared to present in July.

On a motion made by Mr. Poatsy and seconded by Mr. Gular, the bills for the month of June totaling \$74,635.01 were unanimously approved to be paid.

The receipts for the month of June totaled \$153,728.36.

The Treasurer's report noted that as of June 12, 2007 the books balanced: assets totaling \$3,323,121.66, liabilities totaling \$987,991.62 and total liabilities and equity totaling \$3,323,121.66.

On a motion made by Mr. Gular and seconded by Mr. Hagey, the amended minutes from the April 10, 2007 Board of Supervisors meeting was unanimously approved.

At the request of Mr. Poatsy the minutes from the May 8, 2007 Board of Supervisors meeting were tabled until June 20th in order for Mr. Poatsy to review the tape.

During public comment, Mr. Richter questioned what was happening with the 537 plan, to which he was advised the Township Engineer would be providing a report during the June Joint meeting. The plan must be approved by the Township before being submitted to DEP.

The meeting adjourned at 8:30 PM.

Respectfully submitted,

Susan Rosato

Assistant Secretary