

Benner Township Supervisors

November 19, 2001

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 7:30 p.m. by the Chairman, Richard Lahr with members Dave Breon and Michael Kelleher present. Also in attendance were Doug Weikel, Jennifer Shuey, Janette Gilbert, Darla Poorman and John Elnitski.

AT & T Tower Conditional Use: This item was tabled until further notice from AT & T.

PERSONS TO ADDRESS THE BOARD

Jennifer Shuey: Mrs. Shuey gave the board an overview of the Phase II Spring Creek Study. Mrs. Shuey asked if the Board would adopt a resolution of support for the Spring Creek Rivers Conservation Plan. It was noted further that by providing this resolution of support it enables Spring Creek's listing on the Pennsylvania Rivers Registry, which makes the community eligible for Implementation, Development and Acquisition Grants for various projects, included within the Spring Creek Rivers Conservation Plan. The Board noted that they would prepare the resolution for adoption at their next meeting.

Janette Gilbert: Ms. Gilbert noted that she was in attendance to see if any new developments have occurred with their driveway water problem. Mr. Weikel explained that the next time it rains during the week hard for at least a half hour he and Mr. Bernhard have made arrangements to go take a look at their driveway. Mr. Weikel noted that he will then make a written report to the Board on his findings. The Board noted that after they receive the written report they will get back in touch with Ms. Gilbert on the findings.

MINUTES

The minutes of November 5, 2001, were presented to the Board for their review and comments. Mr. Breon asked that the minutes be amended to read Page 1: "Mr. Breon explained that 200' tower height is too arbitrary of a setback . . ." instead of that "the courts have upheld that 100% of the tower height is too restrictive of a setback." Mr. Kelleher moved to approve the minutes with the amendment. Mr. Breon seconded the motion.

Vote: Mr. Breon – yes Mr. Kelleher – yes Mr. Lahr – yes

Mr. Elnitski questioned if anything has been done with his recommendation about notification of airports when towers are being proposed. Mr. Breon noted that the tower ordinance will be on the next Planning Commission's agenda for review.

BILLS

The bills of November 19, 2001, were presented for review and approval. Mr. Lahr moved to approve the bills as presented. Mr. Breon seconded the motion.

Vote: Mr. Breon – yes Mr. Kelleher – yes Mr. Lahr – yes

ENGINEER'S REPORT

Mr. Weikel went over the various plans that he has been reviewing on the Board's behalf.

OLD BUSINESS

Spring Township Agreement/Boundary Change: Tabled.

Patton Township/Benner Township Boundary: Tabled.

Spring/Benner/Walker Joint Authority Vacancy: Tabled.

Magyar Sewer Problem: Tabled - no new information.

It was noted that approximately 10 homes have yet to be connected to the sewer system. Mr. Lahr recommended that the Township's Ordinances be sent to Mr. French for him to make a legal opinion as to what needs to happen next.

Larry Jodon: It was noted that the solicitor verbally recommended that the Board not make any agreements such as Mr. Jodon is proposing. The Board asked that a written legal opinion be requested from the solicitor.

Township Welcome Signs: Mr. Lahr noted that Mr. Zimmerman is going to drop off the remaining signs that he has constructed for the road crew to erect.

Fox Hill & Rock Road Bonding: It was noted that the HRG and Mr. Bernhard did the final inspection for the Glenn O. Hawbaker Road Bonding. One area needed to be filled in along the roadway and this work has been completed. Mr. Lahr moved to release the road bonding. Mr. Breon seconded the motion.

Vote: Mr. Breon - yes Mr. Kelleher - yes Mr. Lahr - yes

NEW BUSINESS

2002 Budget: The 2002 budget was placed before the Board for tentative adoption. Mr. Lahr moved to tentatively adopt the 2002 budget and place it out for public inspection. Mr. Kelleher seconded the motion.

Vote: Mr. Breon - yes Mr. Kelleher - yes Mr. Lahr - yes

Resolution 00-5: It was noted that Polymics is asking permission to place two storage trailers on their property for no longer than one year. Mr. Lahr moved to adopt Resolution 00-5 giving Polymics permission to place two trailers on their property for storage for no longer than one year. Mr. Breon seconded the motion.

Vote: Mr. Breon - yes Mr. Kelleher - yes Mr. Lahr - yes

CORRESPONDENCE

The Board acknowledged receipt of the following correspondence:

1. HRG Comment Letters
 - a. Stormwater Management Plan for Spring Creek Watershed
 - b. Rock Road/Fox Hill Road Bonding - Hawbaker
2. C-Net Letter Re: Additional services available
3. Conservation District Letters
 - a. A & L, Inc. Earth Disturbance I -99
4. SBWJA Minutes October 22, 2001

5. Letter from SBWJA Re: Reappointment of Dennis Ripka
6. HA Thomson Insurance quote
7. Centre County Mutual Fire Insurance Company Land Development Plan

NOTES

It was noted that Fine Lines Homes were out to take a look at the property that is for sale around the Township Building. Mr. Breon noted that he would contact Mr. Grove to see how much he would want for five acres.

Road Department Hours - It was noted that road crew has posed the question if they would be permitted to limit their morning break and quit at 3 p.m. instead of at 3:30 p.m. The Board noted that they want to review the labor laws before making a decision.

Newsletter - It was noted that the newsletter will need to go out next month and that articles should start to be gathered in preparation of it.

ADJOURNMENT

The meeting was adjourned the time being 9:35 p.m.

Sharon Royer, Sec.