

**BENNER TOWNSHIP SUPERVISORS**  
**MAY 20, 2002**

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 John Elnitski, Jr. present. Also in attendance were Jim Swartzel, Pat Bernhard, Clair Stem, Jeff Stover and Renee Swancer.

**PERSONS TO ADDRESS THE BOARD**

Jeff Stover: SEDA COG: Mr. Stover was present to discuss the work that was done on the vertical curve on Robinson Lane where the railroad crossing is located. Mr. Stover noted that Amtrack of Ohio was awarded the contract and that Glenn O. Hawbaker, Inc. was subcontracted by Amtrack to do the paving work. Mr. Bernhard explained what he estimated the total amount of materials that would have been used for this work and the associated costs for them. Mr. Bernhard noted that the Township also paid for the detour signs while the project was taking place. Much discussion was held. The Board noted that they didn't feel responsible for the entire bill. Mr. Stover asked the board if they would consider paying for half the amount of the lowest bid that was received. Mr. Lahr moved to reimburse SEDA COG \$2,500 for the work at the Robinson Lane Crossing. Mr. Breon seconded the motion.

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

**MINUTES**

The minutes of May 6, 2002, were presented to the Board for their review and comments. Mr. Breon moved to approve the minutes as presented. Mr. Elnitski seconded the motion.

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

**BILLS**

The bills of May 20, 2002, were presented to the Board for their review and approval. Mr. Lahr moved to approve the bills as presented. Mr. Elnitski seconded the motion.

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

## **ZONING OFFICER'S REPORT**

SBA Tower: Mrs. Swancer noted that SBA's hearing has been scheduled for June 3<sup>rd</sup>. Mr. John Jabco has called to say that he will be protesting any new towers or antennas placed on Purdue Mt.

Victorian Village: Discussion was held concerning the Beezer Hill cul de sac. It was noted that both Mr. Price and Mr. Hartle have called to say that they aren't in favor of the cul de sac. The Board noted that perhaps a locked gate could be installed and that Mr. Hartle would then still have this area as an access to get to his fields.

PRD Ordinance - Planning Commission is doing their final review and it will soon be sent to the Board for their review and advertising shortly.

Bellefonte Lime Company: It was noted that an appeal to the DEP permit has been filed to allow for time to see where the Conditional Use appeal last left off and what issues are left to deal with.

Junk cars: It was noted that there are several areas in the township where junk cars are accumulating. The Board noted that a warning should be placed in the next newsletter before enforcement action begins.

## **OLD BUSINESS**

Spring Township Agreement/Boundary Change: Tabled until Spring Township has a chance to review the county mapping.

Patton Township/Benner Township Boundary: Tabled until Patton Township has a chance to review the county mapping.

Ordinance 82: This item is tabled until the county receives a water and a sewer commitment.

Nittany Valley Joint Planning Commission: Mr. Breon brought the Board up to date on the creation of the Nittany Valley Joint Planning Commission. Mr. Breon noted that RFPs were submitted to do a joint comprehensive plan and zoning ordinance for Spring, Walker, Marion and Benner Townships along with Bellefonte Borough. Mr. Breon noted that the prices received were a lot more than what was anticipated initially. It was noted that the group

plans to try to get a DCED grant for half of the contract. Mr. Breon stated that in order to apply for the grant each party must adopt an ordinance committing to do the project. Mr. Breon stated he also needs to get an idea on the total amount of money that the Board is willing to contribute to this project over the next three years. It was noted that money is budgeted each year for the Planning Commission that is never spent. Much discussion was held. The Board decided that a \$15,000 total commitment divided over a three-year time frame would fall within the budget.

## **NEW BUSINESS**

Fall Festival Banner: Mr. Swartzell explained that the Fall Festival Committee would like to place a banner across SR550 to advertise the for the fall festival. He explained further that Penn Dot has told him that he would need a resolution from the Board of Supervisors before they would grant permission for the banner to be put up. Mr. Lahr moved to approve Resolution 02-3 which supports the Festival Committee in placing an advertisement banner across 550. Mr. Elnitski seconded the motion.

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

Victorian Village Street Standards Waiver Request: A letter was received from Penn Terra Engineering requesting on Mr. Jodon's behalf a waiver from the Street Standards Ordinance to install a straight-faced eight-inch curb as a replacement for the 18" standard curb. In lieu of this waiver, the developer agrees to do the following:

1. Install the curb during the 2002 or 2003 construction season. Curb cuts will be placed only at the locations approved on the land development plans.
2. Delay the installation of the topcoat of asphalt on the street until the construction season of the year after the curb is installed (2003 or 2004).
3. As a result of the delay in installation of the top coat, the developer will be required to bond the top coat through the time of its installation, and the one year maintenance bond will not begin until after its installation, which will have the net effect of increasing the developer's responsibility for the maintenance and repair of the streets for one additional year.

It was noted that Mr. Weikel has reviewed the request and has recommended the waiver be granted with the above listed conditions. Mr. Lahr moved to approve the waiver for Victorian Village. Mr. Elnitski seconded the motion.

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

Bellefonte Youth Football Assoc.: A letter was received from Bellefonte Youth Football request a donation of \$200 toward their program. Mr. Lahr moved to approve this donation. Mr. Elnitski seconded the motion.

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

### **CORRESPONDENCE**

The board acknowledged receipt of the following correspondence:

1. DEP Comments on 537 Plan
2. PSATS comments Re: Senate Bill 1413
3. Letter from College Twp. Water Authority Re: Water Service Clarification
4. County Comment Letters
  - a. Victorian Village Lot 5 Preliminary Land Development Plan
  - b. Robinson Septic Service, Inc.
    1. Knapka Surveying review comments
  - c. Victorian Village Preliminary/Final Subdivision Plan
5. South Central Centre Co. Transportation Study Pubic Open House Notice
6. Community Solicitor newsletter
7. Letter from State of the Art Re: Potential layoffs/slowdown
8. SBWJA April 22, 2002 minutes
9. AMBA wellness program information

### **NOTES**

Mr. Lahr brought the Board up to date on the CRMPO expansion. Currently PSU is a voting member in CRMPO. During the expansion process the Committee decided that PSU should be contributing funds to CRMPO but PSU feels that they shouldn't have to contribute any money to CRMPO.

### **ADJOURNMENT**

The meeting was adjourned the time being 10:10 p.m.

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Sharon Royer, Sec.