

**Benner Township Supervisors
November 4, 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 member Dave Breon present. Mr. Elnitski was absent. Also in attendance were Tom Walker, Larry Jodon, Clair Stem, Mark Torretti and Renee Swancer.

EXECUTIVE SESSION: It was noted that the Board held an executive session on October 24, 2002 from 11:30 p.m. to 12:20 p.m. to discuss possible litigation with Penn State.

PERSONS TO ADDRESS THE BOARD

Mark Torretti: Mr. Torretti was present to present to the Board the Preliminary Land Development Plan for Benner Chiropractic. It was noted that the proposed building will be three stories high having approximately 5,500 sq. feet per floor. Mr. Torretti noted that the hold up on this plan has been the Bellefonte Borough Water issue. That issue has now been resolved. The sewer for the project will be handled through Spring Benner Walker Joint Authority. Mr. Lahr moved to approve the Preliminary Plan for Benner Chiropractic. Mr. Breon seconded the motion.

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

Trooper Montresor: Mr. Montresor was present to see if the Board was aware of any complaints in the Township that the police should be addressing. He noted that they patrol 550 when they can and have been checking Barns Lane for under-aged drinkers. The Board noted that they currently know of no other complaints.

Larry Jodon: Mr. Jodon was present to report on the status of the highway occupancy permit for the Victorian Village Project. Mr. Jodon reported that Penn Dot (Larry Briody) has agreed that they could permit the proposed driveway assuming the development of Phase I only and allow Benner Hill Road to remain open. It was noted further that the HOP application must be revised to show the driveway as a "Low Volume" driveway. A new traffic study must be done at the time of application for any development of the Phase II parcel. Mr. Briody indicated that left turn lane warrants are satisfied into the proposed driveway, but because the

Department already has a project to construct this left turn lane beginning late next year, the lane will not be required to install it at this time.

Tom Walker: Mr. Walker questioned if anyone was out to check on his storm water problem. He also asked if anything was done concerning the drainage from Hampton Hills on to SR550. Mrs. Swancer noted that she would ask Mr. Weikel to check into both of these items.

MINUTES

The minutes of October 21, 2002, were presented to the Board for their review and comments. Mr. Breon moved to approve the minutes as presented. Mr. Lahr seconded the motion.

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

BILLS

The bills of November 4, 2002, were presented to the Board for their review and approval. Mr. Lahr moved to approve the bills as presented. Mr. Breon seconded the motion.

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

ZONING OFFICER'S REPORT

Hampton Hills: It was noted that Hampton Hills is trying to get all of their things together to post surety.

ZHB: Mrs. Swancer noted that Beth Beirly is applying to the Zoning Hearing Board for a sign for her business at the Fox Lure Mini Mall.

OLD BUSINESS

Spring Township Boundary Change: Table

Patton Township Boundary Change: Table

Beezer Hill Road Closing: Table

NEW BUSINESS

December 2nd Meeting: Discussion was held as to whether or not the Board wished to change the December 2nd meeting date to another day because of hunting season. Mr. Breon moved to change the December 2nd date to December 3. Mr. Lahr seconded the motion.

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

Water Service Resolution for Fire Training and County Prison: Tabled.
Waiting for information back from College Township Water Authority.

Walker Township Inter-Municipal Agreement: It was noted that Walker Township has forwarded a copy of an inter-municipal agreement to the Township for consideration. The agreement basically goes over items that the two townships could do for one another. The Board asked that Mr. Bernhard look over the agreement before they sign it.

Nittany Valley Track Club: The Board was in receipt of a request to close Rock Road on December 1 from 10 a.m. to noon for a foot race. Mr. Lahr moved to approve this request as long as they sign the agreement as in the past and notify the parties outlined in the agreement. Mr. Breon seconded the motion.

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

2003 Budget: The 2003 budget was given to the Board for a final review before the 20-day public review period starts. Mr. Lahr moved to tentatively adopt the 2003 budget. Mr. Breon seconded the motion.

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

Model Stormwater Ordinance: Mr. Breon noted that this ordinance is now ready for review and preparation for the Township's adoption. Mrs. Swancer noted that she will forward a copy of the ordinance on to Mr. Weikel for review and revisions before it gets sent on to French for advertisement.

Spring Creek Assessment: Mr. Breon informed the Board on the results of the Spring Creek Assessment Study. It was noted that the pollution in the streams in Benner Township have been traced back to Corning and the State Fish Hatcheries.

CORRESPONDENCE

The Board acknowledged receipt of the following correspondence:

1. Alexander Well Field/Fillmore water-level measurement report
2. Correspondence from the Cohen Telecommunications Law Group
3. Centre County Conservation District notice of violation for A & L Inc.
4. Centre County Conservation District Earth Disturbance Report on Robbins Septic Service
5. Centre County Planning Office – Monthly Comprehensive Plan Update
6. Letter from Clear Water Conservancy Re: PSU to acquire 1,300 acres from Rockview
7. Letter Re: Boy Scouting food drive
8. Copy of letter SBWJA sent to Fenton

The Board asked that Bellefonte Borough be contacted to see if they did anything further with their Franchise Fee Agreement.

ADJOURNMENT

The meeting was adjourned the time being 9:00 p.m.

Sharon Royer, Sec.