

BENNER TOWNSHIP SUPERVISORS

March 1, 2004

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order by the Chairman, Dave Breon with member John Elnitski, Jr. present. Mr. Swartzell was absent. Also in attendance were Renee Swancer, Debbie McAllister, Paul Hostettler, Andy Herr, Justin Cunfer, Nicole Boyle, and Dave Swisher.

MINUTES

The minutes of February 16, 2004, were presented to the Board for their review and comments. Mr. Elnitski moved to approve the minutes as presented. Mr. Breon seconded the motion.

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

BILLS

The bills of March 1, 2004, were presented to the Board for their review and approval. Mr. Elnitski moved to approve the bill list as presented. Mr. Breon seconded the motion.

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

ZONING OFFICER'S REPORT

Mrs. Swancer reported that the Planning Commission has reviewed the conditional use application for the Fire Training Facility and recommended approval without conditions. The Board noted that they will need the following information by the applicant just to get started on the review process:

- a. Incorporation documentation
- b. Operating manual/Plan
- c. Safety measures Re: run off
- d. Maintenance Plan
- e. How the smoke will effect airports
- f. Is there a site model?
- g. Guarantee that certified trainer will be on site when training is being conducted.

Burn's - Mrs. Swancer noted that she will be following up with Mr. Burns regarding his clean up.

Brown - a violation notice is going to be sent to Ms. Brown's attorney for the failure to clean up her property.

Building Code - Ms. Swancer went over the new information that she has learned over the last several weeks.

OLD BUSINESS

Spring Township Agreement/Boundary Change: This item continues to be tabled.

Patton Township/Benner Township Boundary: This item continues to be tabled.

Beezer Hill Road Closure: This item continues to be tabled.

Zoning Amendment Request from Barbush Family Partnership: This item has been sent on to the Township Solicitor for advertisement.

Small Animal Crematorium: The Board was in receipt of a letter from Attorney Engle that recommends language for an amendment that will allow small animal crematoriums as a conditional use. Discussion was held. The Board asked that Mr. French be sent the information for review to see if he feels that it would be able to be held up in court. The Board also would like to know what Mr. French's feelings are on the pending court case should the township decide not to make an amendment.

NEW BUSINESS

Memo of Understanding for Fire Training Facility: The memorandum of understanding for the Fire Training Facility was presented to the Board for their review and signatures. Mr. Breon moved to approve the memorandum as presented. Mr. Elnitski seconded the motion.

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

South Centre County Transportation Study: Discussion was held on the information that was received from the South Centre County Transportation Project Office. The Board noted that they would like to choose the possible future participation option.

PERSONS TO ADDRESS THE BOARD

Dave Swisher - HRG: Mr. Swisher noted that he spoke with Mr. Swartzlander from DEP and that in order for him to approve the plan the following items must be addressed.

a. Overloading of the Bellefonte Plant. Mr. Swisher noted that SBWJA will deal with this issue and will write a letter informing DEP what measures will be taken.

b. Sewage Management Program. Mr. Swartzlander noted that according to the PA Code septic tanks are required to be pumped at three-year intervals with an inspection for every three years as well. It was noted that the Township must adopt a sewage management plan in order for this or any other 537 plans to be accepted by DEP.

Discussion was held. It was noted that if the ordinance is not amended to 3 years inspection/3 years pumping that the program would not qualify for reimbursement from the state. Mr. Breon moved to reluctantly amend the proposed ordinance as required by DEP. Mr. Elnitski seconded the motion. Vote: Mr. Swartzell - absent Mr. Elnitski - yes Mr. Breon - yes

Firework Training: It was noted that Mr. Fohringer is once again requesting permission from the Township to hold a firework training session at Restek. The Board noted that they will table this request until the remaining information is provided to them by Mr. Fohringer.

CORRESPONDENCE

The Board acknowledged receipt of the following correspondence:

1. SBWJA Minutes of Feb. 9, 2004
2. Unsigned complaint letter RE: manure piles/Seibert Road
3. PSATS News Bulletin
4. Centre Co. Planning Comment Letters:
 - a. Fire & Emergency Training Facility Land Development Plan
 - b. Time Extensions
 1. Paradise Hills
 2. Benner Chiropractic
 3. Centre County Mutual Fire Ins. Company Land Development
 4. Fillmore Farms
 5. Graymont
 6. Centre County Prison

ADJOURNMENT

The meeting was adjourned the time being 8:53 p.m.

Sharon Royer, Sec.