

**Conditional Use Hearing
Directed Technologies Drilling, Inc.
July 7, 2011**

The conditional use hearing for Directed Technologies Drilling, Inc. was called to order at 7:30 p.m. by the Chairman, John Elnitski, Jr. with members Dave Breon and Randy Moyer present. Also in attendance were Dan Ombalski, Dennis O'Leary, Terry Rogers, John Sepp, Renee Swancer and Sharon Royer.

Mr. Ombalski discussed with the Board his plans for occupying the building at 100 Rolling Ridge Drive, Bellefonte for his business. Testimony was given.

The Board agreed to continue the hearing at its July 18th meeting beginning at 7:30 p.m.

The time was 7:48 p.m.

Sharon Royer, Sec.

**Benner Township Supervisors
July 7, 2011**

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 7:49 p.m. by the Chairman, John Elnitski, Jr. with members Dave Breon and Randy Moyer present. Also in attendance were Dennis O'Leary, Terry Rogers, John Sepp, Renee Swancer and Sharon Royer.

PERSONS TO ADDRESS THE BOARD

Terry Rogers: Mr. Rogers noted that he would like to convert his minimum use driveway into a low volume driveway. He sited that with the trucks entering and existing the site that the 20' driveway width is not sufficient and that he is over the trips per day regulations for the minimum use driveway requirements. The Board noted that this request will need to be reviewed by the Township Engineer for his recommendations. Mr. Rogers noted that after the hauling is complete, he will return the driveway back to a minimum use driveway. Mr. Rogers indicated he anticipates that the hauling will continue for an additional 5 to 10 years. Mr. Rogers also indicated that there may also be the possibility to create an alternate driveway entrance that would eliminate almost all travel on Rishel Hill Road. The Board indicated that should he wish to have this other location considered, that an application will need to be filled out for the review process to start.

Mr. Rogers also noted that Leonard Fiore will be having New Enterprise do some interim repair work on Rishel Hill Road due to hauling damage and that they would also like permission to dig up and replace a pipe that crosses Rishel Hill

Road. It was noted that the labor and material would be covered by Leonard Fiore except for saw cutting the pavement and traffic control which they are asking the Township to do. The Board asked that this information be forwarded on to the Township Engineer for his recommendations.

MINUTES

The minutes of June 6, 2011, 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. Moyer – yes Mr. Breon – yes Mr. Elnitski – yes

BILLS

The bills of July 7, 2011, were presented to the Board for their review and approval. Mr. Elnitski moved to approve the bills as presented. Mr. Breon seconded the motion.

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

NEW BUSINESS

Age Qualified Housing Ordinance: Mrs. Swancer noted that the Planning Commission has finished their review of the ordinance amendment that has been prepared by Harry Roth. Mr. Elnitski noted that he would like to see the definition of “Coordinated Development” added to the ordinance. Mr. Elnitski moved to advertise the ordinance after the definition is added. Mr. Breon seconded the motion.

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

ROAD SUPERINTENDENT’S REPORT

Budget: Mr. O’Leary noted that he had made an error when estimating his projects for 2011 and therefore there isn’t enough funds in the budget to complete the tar and chipping that he had planned. He noted that the budget will be approximately \$30,000 short.

It was also noted that for the first time Penn Dot has written the township up for painting single yellow lines as center lines with liquid fuel funds. The auditors noted that they were told in May of 2010 to start looking for this and writing it up as a finding. It was further noted that because the line painting bill for 2010 was not broken out into single and double lines that they are citing us for the entire amount which is not correct. Mrs. Royer noted that she has documented all of this and included it with the Township’s response to the finding. There is the possibility that funds will need to be back into the State Fund for the money that was expended for the single yellow center lines.

The board noted that they want to see that the tar and chipping is done. The board asked that a resolution be created for the next meeting that will move

monies around in the Capital Reserve Fund to allow for funds for the tar and chipping.

Ordinance RE: No Parking/Speed/Weight Limits: Mr. O'Leary noted that he has been reviewing the draft of the ordinance that deals with No Parking, Speed Limits and Weight Limits. It was noted that some of the roads that will need to be included in the ordinance the township has yet to take over. Mr. O'Leary noted that studies will need to be done on other roads before they can be included in the ordinance.

Stone Valley Construction Bond Release: Mr. O'Leary noted that Stone Valley Construction has completed their use of Rock Road and Fox Hill Road and wish to have their bond released. Mr. Elnitski moved to release Stone Valley Construction's bond. Mr. Breon seconded the motion.

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

Krout Road Bridge: Mr. O'Leary noted that because the Krout Bridge has issues that are ranked 1 priority, the bridge is now inspected yearly instead of every other year. It was noted further that the bridge has just had its inspection that the Township received a letter from the engineering group that performed the inspection stating that the Township needs to get guiderail on the bridge within six months. This is problematic due to the fact that if the guiderail is installed that Krout's will not be able to get the necessary machinery to their farm for crop harvesting. It has been suggested that a letter be sent to the engineering group asking them for design suggestions on installing the guiderail that will meet the needs for machinery crossing. Mr. O'Leary noted that he will draft and send the letter.

Rishel Hill Road Bond damage repairs: Mr. O'Leary went over the repairs that he is requesting Fiore make to Rishel Hill Road due to hauling damage. The board asked that Mr. Weikel is consulted prior to these repairs being made.

Purdue Mt. Trees/McMurtrie: Mr. O'Leary noted that he understands that Barry McMurtrie is requesting that the Township refund him the cost that he has in cutting down two dead trees that were on his property but in the Township's right of way. It was noted that Mr. McMurtrie did not notify the Township of the issue or concern of trees before having them cut down or township employees would have cut the trees down themselves. Discussion was held. It was asked that this matter be tabled until the next meeting.

Brush Pile: Mr. O'Leary noted that items are being brought to the Township's brush pile after hours that are not consistent with items that should be placed there. Mr. O'Leary noted that construction wood and entire trees are being brought in and dumped. Discussion was held regarding ways to curb this

activity. It was decided that before a gate be installed that signs be erected first.

Brush Hog: Mr. O'Leary noted that he intends to rent the brush hog sometime within the next several weeks to mow the sides of the roads.

OLD BUSINESS

Spring Creek Canyon: Mr. Elnitski noted that TAG has a meeting scheduled for July 20th.

ROW Regulatory Ordinance: This item remains tabled.

NEW BUSINESS

GM McCrossin Sewage Planning Exemption Card: Mrs. Swancer noted that because GM McCrossin is going to connect to the sewer line that a sewage planning exemption card needed to be sent into DEP. Mr. Elnitski moved to approve the planning exemption card. Mr. Breon seconded the motion.

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

Kucas Subdivision Planning Module Exemption Card: Mrs. Swancer noted that as soon as the Ordinance amendment is advertised as pending the Kucas Subdivision may proceed. It was noted that this subdivision has been held up due to the definition of minimum lot area. Discussion was held. The Board asked that this item be tabled until the ordinance amendment is actually advertised.

CATA Bus Service Agreement: The Board was presented with the 2011-2012 CATA Bus Service Agreement for their approval. Mr. Elnitski moved to adopt Resolution 2011-08. Mr. Breon seconded the motion.

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

Bellefonte Airport: Mr. Elnitski presented to the Board drawings that FAA is recommending being painted on the runways. Mr. Elnitski noted that FAA would like to see these new runway markings be placed now on the runway since the study for these new markings will be done within the next year. Mr. Elnitski thought that since these markings do not change any of the hazard zones, there would be no impact to the conditional use approved by the Board. The Board asked that the Zoning Officer contact Mr. Schoonover to discuss whether these runway markings can be approved at the next meeting.

CORRESPONDENCE

The Board acknowledged receipt of the following correspondence:

1. Centre County Planning Office
 - a. Wolf's Furniture Store Land Development Comments
 - b. Time Extension Village of Nittany Glen Phase IIIA

- c. Time Extension Rockview Land Disposition Plan
 - d. Time Extension Glen At Paradise Hills South
- 2. PSATS News Bulletin
- 3. Conservation District Reports
 - a. Earth Disturbance PA Fish and Boat Tree Clearing
- 4. SBWJA Minutes
 - a. May 23, 2011
 - b. June 13, 2011
- 5. Penn State Notice of Clean Air Act PSU Campus
- 6. Penn State Aboveground Storage Downstream Notification
- 7. Letter from ELA Group, Inc. Re: Grove Park Phase III Swale Erosion Protection

ADJOURNMENT

The meeting was adjourned the time being 9:31 p.m.

Sharon Royer, Sec.