



TOWNSHIP OF UPPER UWCHLAN
BOARD OF SUPERVISORS
REGULAR MEETING
January 20, 2009 (Tuesday)

Attending:

Board of Supervisors

Kevin C. Kerr, Chairperson
Guy A. Donatelli, Vice-Chairperson
Catherine A. Tomlinson, Member

Township Administration

John J. Roughan, Jr., Township Manager
Gwen A. Jonik, Township Secretary
Karen Wertz, Treasurer
Cheryl Neri, Assistant Treasurer
John DeMarco, Police Chief
Al Gaspari, Codes Administrator
Dave Leh, P.E., Gilmore & Associates
John Good, Esquire, Township Solicitor
Bill Handy, Court Stenographer

Mr. Kerr called the meeting to order at 7:01 p.m., led the salute to the flag and offered a moment of silence.

Approval of Minutes

Mr. Donatelli moved, seconded by Mrs. Tomlinson, to approve as presented the minutes of the January 5, 2009 Board of Supervisors' meeting. The Motion carried unanimously.

Approval of Payments

Mr. Donatelli moved, seconded by Mrs. Tomlinson, to approve the payments to vendors as listed January 18-24, 2009. The Motion carried unanimously.

Treasurer's Report

Mrs. Tomlinson moved, seconded by Mr. Donatelli, to accept as presented the Balance Sheet dated December 31, 2008. Mr. Kerr questioned an entry of funds from the Municipal Authority. Cheryl Neri replied this transfer of funds from the Authority to the Township is for the funds initially loaned to the Authority, and the transfer will be approved at the January Authority meeting. The Balance Sheet was accepted unanimously.

Supervisor's Report

Mr. Kerr announced an Executive Session was held earlier this evening to discuss personnel and land acquisition matters.

Mr. Kerr read the Emergency Services reports for December and Year End 2008 as follows: Ludwigs Corner Fire Company responded to 6 fire calls in December / 57 fire calls in 2008; Lionville Fire Company 11 fire calls in December / 96 fire calls in 2008; East Brandywine Fire Company 0 fire calls in December / 4 fire calls in 2008; 3 EMS calls in December / 15 EMS calls in 2008; Glenmoore Fire Company 1 fire call in December; and Uwchlan Ambulance Corps 24 calls in December / 354 calls in 2008.

Kevin announced the following calendar: January 24, 2009 9:00 a.m. Adult CPR Class in the Schoolhouse; January 27, 2009 7:00 p.m. Firearms Safety Class in the Schoolhouse; January 31, 2009 (Saturday) Christmas Tree Collection Date – place trees curbside Friday night) and February 2, 2009 7:00 p.m. Board of Supervisors' Meeting.

Township Manager's Report

John Roughan reported a meeting is being scheduled with PennDOT and the Turnpike Administration to address any outstanding technical items for the Park Road walkway bridge, and the bid letting is anticipated late this spring. Mr. Roughan also reported the Township will be seeking bids for the solid waste contract for next year, and we anticipate our Public Works Department collecting the compostable items.

Township Engineer's Report

Dave Leh reported the PA Fish and Boat Commission advised the Brandywine Springs Farm (Shea) Applicant where the driveway may cross the protected bog turtle area. Mr. Leh also reported that Pulte has paved their portion of the East/West Link—from Little Conestoga Road toward Route 100.

Building Department's Report

Al Gaspari reported the Building Department issued 13 permits in December, for a 2008 total of 458 permits. Homeowner assistance continues to rise. Al Gaspari and Josh Miles recently attended field maintenance training. Recycling participation is increasing, and the County grant program is still active, however the Township is not to consider recycling a money-making activity.

Police Chief's Report

Chief DeMarco reported there were 644 complaints in December. The Department is holding a Gun Safety Class next Tuesday evening beginning at 7:00 p.m. at the Township Building.

Land Development

Mr. Kerr introduced John Good at 7:10 p.m. to conduct a Conditional Use Hearing for Byers Groups II, LLC for the revision of 16 units from townhomes to 8 twin homes in the Ewing development. Court Stenographer Bill Handy was present to record the Hearing. Mr. Good proceeded to announce the Board's exhibits. Alyson Zarro (Riley Riper Hollin Colagreco), Steve Hornberger (Orleans) and Carlton Williams (Taylor Wiseman Taylor) were present representing Orleans Homebuilders. Mr. Hornberger explained that given the current real estate market, the "end units" of attached dwellings are selling better, so Orleans determined they'd change the 16 units on Rockledge Court to twin homes, therefore offering more "end units". The overall impervious coverage will not change, there is a very minimal increase in open space acreage, and the appropriate space between buildings is provided. There may be a slight increase in the number of bedrooms and bathrooms over the 16 units but the wastewater flows would not change significantly. Ms. Zarro advised that 254 dwelling units were approved for the Ewing Tract but only 231 are being built, therefore any increased flows would not exceed the gallons approved for the development. The Developer will comply with all comments included in Gilmore & Associates' December 23, 2008 review letter, and the Board accepted the Developer's exhibits. Mr. Donatelli asked if the Township Planning Commission favored the revisions, which they did recommend at their January 8, 2009 meeting. Mr. Good asked the Board to close the Hearing this evening.

Mr. Donatelli moved, seconded by Mrs. Tomlinson, to approve the revised land development plan and revised subdivision plan for the development known as the Ewing Tract as prepared by Taylor Wiseman Taylor, last revised January 5, 2009 and November 5, 2008 respectively, accompanied by the following conditions:

1. All conditions and requirements covered in the August 19, 2002 Decision & Order, as well as those of the November 7, 2005, May 15, 2006, January 16, 2007 and November 5, 2007 conditions of revised subdivision/land development approval still apply.
2. The plans shall be revised to comply with Gilmore & Associates review letter dated December 23, 2008, and

3. The Board of Supervisors also grants the requested Conditional Use to permit single-family semi-detached homes.

The Motion carried unanimously. Mr. Good instructed Mr. Handy to transcribe this evening's Hearing and send copy to Ms. Zarro.

Open Session

Don Carlson asked of the status of trails dedications. John Roughan replied segments of paved trails have been accepted along with the roadway dedications such as those in the Reserve at Eagle and Eagle Hunt. The only offer of dedication at this time is the trail along the "Northern Link" of Graphite Mine Road. Mr. Carlson reminded the Board that the Township has an ATV and plow and should consider plowing the trails. He also commented on keeping the borders of ball fields pruned so the teams do not lose so many foul balls.

Steve Layne thanked Chief DeMarco and Al Gaspari for their quick response the day he reported the unsafe parking conditions surrounding the TEPPCO facility. With the cold weather, there has been a significant increase of 18-wheeler activity in that area, double parking along Milford Road, which makes it difficult for Milford Road residents to traverse. He also requested the Township investigate the condition and future use of this antiquated facility. Chief DeMarco advised the area is patrolled for roadway safety throughout the day. Messrs. Kerr and Donatelli agreed a long term resolution needs to be investigated. Messrs. Roughan and Gaspari advised the Township does not have records regarding this property that must have been federally approved and developed prior to the mid-1960s, and when the Company withdrew an office expansion plan last month, they did agree site compliance should be discussed and requested guidance. Mr. Carlson suggested perhaps TEPPCo should speak with Walt Styer about off-site parking for the trucks.

Adjournment

There being no further business to be brought before the Board, Mr. Kerr adjourned the meeting at 7:48 p.m.

Respectfully submitted,

Gwen A. Jonik
Township Secretary