



MEETING MINUTES

September 28, 2021

7:30 PM

Approved

(with revisions in italics)

In attendance via video teleconference: B. Watts, Chairman, H. Harper, Vice-Chairman, D. Carlson, Member, William Quinn, member, G. Matthew Brown, P.E., DEE, Authority Administrator and David Schlott, Jr, P.E., ARRO Consulting, Inc.

Call to Order

B. Watts, Chairman, called the meeting to order at 7:30 PM.

Approval of Minutes

Draft minutes of the August 24, 2021 meeting were presented. D. Carlson made a motion to approve the minutes as submitted. H. Harper seconded. It was so moved.

Approval of Payments

Following a brief discussion and questions, a motion was made by D. Carlson to approve the payments for September 2021. W. Quinn seconded. It was so moved. Following a brief discussion and questions D. Carlson moved to accept the balance sheet and the statement of revenue and expenses as submitted in good faith by the Township Treasurer. W. Quinn seconded. It was so moved.

Authority Administration Reports

M. Brown noted that all facilities were operating well and within permit.

M. Brown provided a monthly update on land available for disposal. He noted no change in the status of the sites they were reviewing.

Three homeowners adjacent to the proposed Toll Brothers project at 100 Greenridge Road were in attendance. M. Brown shared that he met with Toll Brothers regarding the sanitary sewage disposal capacity of the site at 100 Greenridge Road. He noted that Toll's preliminary testing showed 20,000 to 22,000 gpd of disposal capacity. The development proposed would require less than 15,000 gpd capacity. M. Brown warned that this was very preliminary in nature, and he shared that he recently received a copy of Toll's soil tests for ARRO to review and he had requested Toll to arrange a site meeting with PADEP to discuss and review the project. He noted there were a number of steps yet to be completed before any disposal area was approved for the area. He

also noted this would be treated effluent, not raw sewage proposed for disposal. Several questions and comments were put forth by the Authority members and the attending homeowners. The Authority unanimously requested M. Brown keep them informed of the progress.

M. Brown noted that comments on the Draft Act 537 Plan had been received from the Chester County planning commission and the Upper Uwchlan Township Planning Commission. He said ARRO prepared responses to the comments and submitted them to the Township Planning commission. He also noted that he and Bill Bohner, ARRO, would be attending the October meeting of the Township Planning Commission.

M. Brown then advised the Authority of the Selester Robinson delinquent account. He noted that two options had been proposed to the Township Solicitor who had been pursuing collection with the homeowner. As of July 2021, they owed \$10,082.00 as principal and \$49,306.01 as penalties/interest.

The two options discussed with the Township Solicitor are:

- 1) Do nothing and wait until he is out on bankruptcy in 7 years to collect full amount of debt; or
- 2) Agree to reduce the penalty/interest to 25% of what is owed. The Township would file an amended proof of claim and would receive payment *over time* from the bankruptcy court. As part of this agreement the property owner would be required to stay current on new trash and sewer bills *without exception*.

After several questions and a brief discussion H. Harper moved to accept Option no. 2; W. Quinn seconded. It was so moved.

M. Brown then noted they had received the draft WQM permit for Phase III of the Route 100 WWTF. He noted that he, the operator and the engineer were very unpleasantly surprised by broad changes to the permit requirements. He said a subsequent telephone conversation with PADEP revealed the developer's engineer had posed operational changes during their "shepherding" of the permit application that were not approved nor discussed with the Authority or Township beforehand. These changes would eliminate current treatment trains (processes) and require a tertiary method of treatment that to date was not included in the design. With the Authority paying approximately 79% of the capital expense of the Phase III construction this would greatly increase the cost to the Authority as well as greatly increase operating costs. He noted that a further telephone conversation with the developer that involved the Authority Solicitor was held advising them of the Authority's displeasure and that the Authority would not agree to the permit as drafted. M. Brown then held a subsequent telephone conference with PADEP stating the developer's engineer had no authority or business negotiating discharge or treatment criteria on behalf of the Authority and that all future communication was to be directly with the Authority representatives. He noted that PADEP was open to modifications to the draft permit that would be more in line with the proposed Phase III treatment systems. He was currently awaiting a reissuance of the draft permit more in line with the proposed treatment facilities and that would be financially reasonable from an operating cost perspective. He advised keeping the Authority Solicitor involved in the event any legal action was necessary.

M. Brown updated the Authority on the Byers Road main extension project where the contractor hit a gas main that according to the contractor was mismarked by PECO. This shut down Route 100 for a day and would delay the project at least a week. He also expected costs associated with the needed response to the emergency to be forthcoming.

Following several additional questions and a brief discussion on the reports, D. Carlson then moved to accept the Authority Administrators' Reports as submitted. H. Harper seconded. It was so moved.

Open Session

While three members of the public were in attendance, they chose to offer no further comment at that time.

Next Meeting Date: October 26, 2021 - 7:30 PM

B. Watts noted the date and time of the next meeting of the Authority. M. Brown noted that the meeting could be virtual, in-person or a hybrid at the Authority's discretion.

Adjournment

There being no further business to be brought before the Authority, W. Quinn moved, seconded by H. Harper to adjourn the meeting at 8:14 PM.

Respectfully submitted,

G. Matthew Brown, P.E., DEE
Authority Administrator