

LOWER WINDSOR TOWNSHIP  
BOARD OF SUPERVISORS  
REGULAR MEETING  
MAY 9, 2019  
6:30 PM

The Lower Windsor Township Board of Supervisors held their regular meeting at the Township Community Building at 2425 Craley Road, Wrightsville. The meeting was called to order by Chairman Barry Miller at 6:30 p.m. with a pledge to the flag. Also present at the meeting were Vice Chairman Gerald Kellner, Supervisor Donald Schock; Township Manager Sande Cunningham; Zoning Officer Monica Love; Solicitor John Herrold; Engineer John Klinedinst and Chief Dave Arnold. Patrons in attendance: 14

Chairman Miller announced that an executive session was held before tonight's meeting for personnel issues.

PUBLIC COMMENT:

1. ANDREW REXROTH – EAGLE SCOUT PROJECT: Andrew is requesting to do an Eagle Scout project at Rexroth Park. The project would include a bench with a roof. Motion by Supervisors Schock, seconded by Supervisor Kellner to approve the Eagle Scout Project for Rexroth Park, motion carried. Supervisor Kellner asked that he contact the township to review his project plans with staff.

APPROVAL OF MINUTES: Motion by Supervisor Schock, seconded by Supervisor Kellner to approve the April minutes as presented, motion carried.

REPORTS:

1. POLICE: Chief Arnold submitted his report for review and updated the Board on the new police vehicle.
2. MANAGER: Ms. Cunningham submitted a report for review.
  - a. Informed the Board that we will be receiving a surplus check from Benecon in the amount of \$63,037.00 which is solely from the non-uniform employees paying their health insurance deductibles.
  - b. Noted that the Recreation Authority will be sharing the concession stand with the Young Knights and since this is the first time the stand has been used by someone other than the Young Knights we requested an agreement between the Rec Authority, Young Knights and the Township. Atty. Herrold reviewed and is satisfied with the agreement.
  - c. Janet Smeltzer sent a letter requesting a traffic study along Mt. Pisgah Road from Sam Lewis State Park to Laurel Estates. She spoke with Chief Arnold and asked about placing speed boards to help deter the cars which are speeding. Since talking with her Chief Arnold received quotes for speed boards that he provided the Board for review. The Board discussed the need for a speed study. Motion by Supervisor Kellner, seconded by Supervisor Schock, to authorize Ms. Cunningham to request PennDot conduct a speed study on Mt. Pisgah Road, motion carried.

- d. A resident requested a hidden driveway sign on Craley Road. Ms. Cunningham inquired to PennDot about the sign and a request would need to come from the Township. The Board agreed that if the resident is willing to pay the cost of the sign and post they are good with approving Ms. Cunningham to send a request to PennDot. Our Highway department will install.
3. SOLICITOR: Atty. Herrold submitted his report.
4. ENGINEER: Mr. Klinedinst submitted his report for review.
5. HIGHWAY: Mr. Miller submitted his report.
6. EMERGENCY SERVICES: Reports were received from Craley Fire Co., EMC and East Prospect Fire Co. Ms. Cunningham reported that Dallastown Borough is requesting Craley Fire Co.'s fire police for traffic control for the Flag Day Parade being held on June 14, 2019. Motion by Supervisor Kellner, seconded by Supervisor Schock to approve the attendance to the Flag Day Parade, motion carried.
7. RECREATION AUTHORITY: Supervisor Kellner noted he will provide the Board with the minutes.
8. SOLICITOR: Atty. Herrold noted that he did have an update in regards to Meadow Road bridge, which is on a road that we share with Windsor Township. He informed the Board that Windsor Township is taking action on an emergency resolution for the Meadow Road Bridge which allows the work without bidding the project. Atty. Herrold is asking the Board to do the same. Motion by Supervisor Schock, seconded by Supervisor Kellner to approve tentatively upon Windsor Townships adoption of the resolution and upon review by our township engineer and solicitor before proceeding, motion carried.

#### ZONING:

1. FIELDS AT EAST PROSPECT REAL ESTATE INVESTMENT HOLDING CO. LLC – TIME EXTENSION: Ms. Love explained that the deadline for the Fields at East Prospect preliminary subdivision plan will expire on August 2, 2019 and they are asking for a three year extension for the plan until August 2, 2022. This is to complete the improvements, meet the conditions, file the final plan, and get it approved and recorded. Mark Will, a representative from Fields at East Prospect spoke in regards to the request stating that they are ready to move forward but have not received a date from the York Water Company as to when the wastewater plant will be expanded. Ms. Love also explained that this preliminary plan was designed under the 1978 Subdivision and Land Development Ordinance, amended in 2004; the 2006 Zoning Ordinance, and the 2003 Stormwater Ordinance. Since then there has been major changes and the 2012 Stormwater Ordinance was written and adopted to meet the requirements of the 2011 Act 167 plan for York County. Ms. Love stated that they made mention of changes to the design layout of the plans. If these changes are substantial they would have to file a new plan and meet the new regulations. Motion by Supervisor Kellner, seconded by Supervisor Schock to not approve the time extension for the Fields at East Prospect preliminary plan, motion carried.
2. PLAN 605-19SLD – WALTER & JANNETTE HARRISON – AG DISTRICT: This is a subdivision to adjust the lot lines for the Harrison properties located on Craley Road. The Harrisons have been granted a zoning variance of Section 306.1 from the Zoning Hearing Board on 4/18/19 to reduce the side setbacks. They are also seeking a waiver from Section 408 plan scale and a planning waiver and non-building declaration approval. The Lower Windsor Township Planning

Commission also requests certain conditions be included in any approval; that all administrative items shall be addressed prior to plan recording, a revised deed for both lots shall be submitted and recorded and final plans as recorded shall be submitted to the township in electronic format. Motion by Supervisor Schock, seconded by Supervisor Kellner to approve the final plan with conditions and waivers as noted, motion carried.

#### OLD BUSINESS:

1. NOISE ORDINANCE: Chairman Miller opened the floor for any comment. Dr. Skiptunas commented on the use of this agritainment according to the Zoning Ordinance and how to interpret the ordinance now. The Board expressed this ordinance protects the small business owners and sets limitations on start and end times for business and events. Atty. Herrold explained the process, if they adopted the Ordinance. The Board would authorize the Solicitor to prepare a resolution and petition to the Liquor Control Board and then file a petition with the Liquor Control Board to request that the LCB allow the Township to enforce our Noise Ordinance as opposed to the LCB enforcing noise violations. Thereafter, the LCB would hold a hearing to determine whether the LCB will allow the Township to enforce the Noise Ordinance. Motion by Supervisor Schock, seconded by Supervisor Kellner to adopt Ordinance 2019-01, motion carried. Motion by Supervisor Kellner, seconded by Supervisor Schock to authorize the Solicitor to draft the resolution for the next meeting, motion carried.
2. AWARD ROAD BIDS: Ms. Cunningham provided the bid information to the Board and noted that we received 1 bid for road oil and 3 bids for aggregate.
  - a. Road Oil: Martin Paving - \$2.78 per gallon – estimate 55,000 gal for a total of \$152,900.00
  - b. Aggregate:
    - i. York Building Products: a) #8 stone – 600 tons for total amount \$6,750 FOB plant and \$10,110 for FOB job site b) Antiskid – 2,000 tons for total amount of \$22,900.00 FOB plant and \$34,100.00 FOB job site.
    - ii. County Line Quarry: #57 stone, #2 stone, 24” rock, #1 stone and 12” rock for a total of \$24,500.00 FOB plant and \$41,540 job site.
  - c. Bituminous Material: Not bid – Costars supplier
    - i. Highway Materials — 9.5mm FOB plant \$57.05/ton and 19mm FOB plant - \$49.35/ton

Motion by Supervisor Kellner, seconded by Supervisor Schock to award the bids as recommended, motion carried.

#### NEW BUSINESS:

1. DONATIONS – Motion by Supervisor Kellner, seconded by Supervisor Schock to approve the Fire Company donations as presented, motion carried. Chairman Miller updated the Board on the fire company meetings that he and Sande have been attending.
2. YORK WATER CO. – FIRE HYDRANTS: Ms. Cunningham provided the Board with a list for two proposed hydrants to be installed at Canadochly & Keller Roads and Keller Road and Dallas Drive. The York Water Company is seeking authorization to install these hydrants. The Board

discussed negotiating with the landfill for payment of the extra hydrants. Motion by Supervisor Kellner, seconded by Supervisor Schock to authorize the additional hydrants as proposed, motion carried.

3. APPROVAL OF BILLS: Motion by Supervisor Schock, seconded by Supervisor Kellner to approve the bills list as presented in the amount of \$108,953.92, motion carried.
4. OTHER PERTINENT BUSINESS:
  - a. Chief Arnold reported that at the last meeting he awarded the Citizen Life Safer Award to a young man who could not make the meeting. He came in the other day and we presented him with the award and small monetary gift. We took pictures and posted them on Facebook and received positive responses.
  - b. Casey Smith thanked Chief Arnold for scheduling a debriefing meeting after the fatal crash in the Township. The meeting was very beneficial and helpful to all that attended.

Meeting adjourned at 7:35 pm

Respectfully submitted

Linda J. Zimmerman,  
Secretary