

UPPER MILFORD TOWNSHIP
BOARD OF SUPERVISORS
TOWNSHIP BUILDING, OLD ZIONSVILLE, PA 18068
SEPTEMBER 4, 2014 AT 7:00 P.M.
REGULAR MEETING MINUTES

ATTENDANCE: Supervisors; Robert Sentner, Dan Mohr; George DeVault
Manager, Daniel DeLong; Solicitor, Marc Fisher;
Interim Secretary/Treasurer Brenda Dreisbach

Meeting called to order at 7:41 P.M.

Pledge of Allegiance to the flag.

ANNOUNCEMENTS:

This meeting is being recorded principally to aid in the preparation of Minutes and for such other purposes as the Board sees fit. For that reason, will each person wanting to give any comments during this meeting, please state his or her name for the record and address the Board of Supervisors.

Construction Alert: From 10 p.m. this Friday, September 05, 2014 through 6 a.m. Monday, September 8, 2014, southbound PA 29/Chestnut Street will be close and detoured between PA 29/South Cedar Crest Boulevard and Buckeye Road. During the closure, passenger vehicles will be detoured on PA 29/Cedar Crest Boulevard, Lower Macungie Road, Brookside Road and Buckeye Road. Trucks will be detoured on PA 29/South Cedar Crest Boulevard, Lower Macungie Road, Hamilton Boulevard, Weilers Road, PA 100 and Buckeye Road.

PUBLIC INPUT: - None

ACCEPTANCE OF MINUTES: -

August 21, 2014 Workshop and Regular Meeting Minutes

MOTION:

Supervisor DeVault made the motion to approve the minutes. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried.

APPROVAL OF PAYMENT OF BILLS:

GENERAL FUND:

PLGIT XXXX7096 - Check No's.14086 to 14112 in the amount of \$22,463.67

ACKNOWLEDGEMENT OF BANK TRANSFERS:

Transfer # 2014-25

MOTION:

Supervisor Mohr made the motion to approve and acknowledge all bill payments and the transfer. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried.

OLD BUSINESS: -

1. Memo from Township Manager, DeLong
 - a. Attached corrected Disbursement report for 8/21/2014 reflects the following:

Correct amount for the August 21, 2014 meeting agenda should have read:

GENERAL FUND:

PLGIT XXXX7096 - Check No's. 14061 to 14085 in the amount of \$37,341.90

NEW BUSINESS: -

1. Letter from Emily Fair of the Ladies Auxiliary of Upper Milford Eastern District Fire Co.

Supervisor Sentner read the letter in regards to requesting permission to park vehicles of the crafters/vendors personnel on the Township owned grass lot located across the street from the fire company's engine room contingent on dry weather leading up to the event they are having on September 27, 2014.

MOTION:

Supervisor Mohr made the motion to approve parking on township property for the Ladies Auxiliary event and authorize the Special Fire Police to assist if they are available. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried.

2. Heavy Truck Traffic in the Township

Supervisor Sentner asked the question about the truck traffic in township. The roads were designed for cars and not for trucks. With the upcoming permit being approved with the state for the Quarry, they expect 400 tri-axles a day to be trucking out of the Lower Milford Quarry we are going to have problems. He would like to restrict the roads. Township Manager DeLong, stated that if the Board would like to proceed with that then he would have to get a Traffic Engineer to do a traffic study and then he will give us the recommendations. The paperwork will then be filed with Penn Dot and then we can do an ordinance to put the signs up. Even a study is conducted it is highly unlikely that the Traffic Engineer will determine that Kings Highway South should not be used by trucks. Supervisor Sentner, stated that this could be part of the discussion that we have with LVPC and Penn Dot.

SOLICITOR'S REPORT:

1. Ordinance No. 137; an ordinance setting the number of planning commission members.

The proposed Ordinance No. 137 that would reduce the number of the planning commission from 9 members to 7 members effective May 1, 2016. At the direction of the Board it has been prepared and reviewed by the administration. It has been lawfully advertised and it's here for the Boards consideration.

MOTION:

Supervisor Sentner made the motion for approval of Ordinance No. 137. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried.

2. Adams Outdoor Advertising requesting a zoning variance;

Adams Outdoor Advertising operates and leases a billboard that is a 12X24 double sided static billboard on Buckeye Rd near the Municipal boundary line. They have filed an application with the Zoning Hearing Board for either a variance or a validity challenge. They wish to change the Static billboard to a digital one and would like to message to be visible for 10 seconds. The existing ordinance as it stands right now because of the size requires it to be at least 30 seconds. Their contention is that the industry standard and with Penn Dot regulation allows for a 5 seconds minimum graphic change. The validity challenge reasonably states that your current ordinance is unconstitutional for various reasons. If the Zoning Hearing Board were to hear the case under the Validity Challenge and find it unconstitutional then they would ask for a township wide change of the ordinance. That may not be what the township would like to see happen. They would like the Board of Supervisors to make a recommendation to the Zoning Hearing Board to support granting the variance rather than having the ordinance declared unconstitutional. Township Manager, Delong stated that the staff has discussed this issue and it's only relative to one billboard and one location. If they challenge it under the validity challenge, it can become something that we don't want. Phil Casey and James Krippe questioned the validity of the permits for that sign. Township Manager, Delong stated that it's the only sign in Upper Milford Township that actually is permitted and meets the zoning regulations. Solicitor, Marc Fisher stated that there has been a permit issued for the sign and it's been reviewed. The Zoning Hearing Board meeting has been advertised. Township Manager, Delong said that to change the ordinance would be a \$2,000 bill and it wouldn't get done in time.

MOTION:

Supervisor Sentner made the motion to recommend that the Zoning Hearing Board grant a variance to Adams Outdoor Advertising in section 605.B of the Zoning ordinance and to direct Manager DeLong to inform them of the same; Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried.

DEP MODULES / SEWAGE PLANNING: - None

PLANNING COMMISSION – OLD BUSINESS: - None

PLANNING COMMISSION – NEW BUSINESS: None

SUBDIVISIONS – IMPROVEMENTS: - None

CORRESPONDENCE: - None

EXECUTIVE SESSION: - None

OTHER ISSUES: –

REPORTS:

Emmaus Library:

Lisa Marten – Emmaus Library has begun hosting a monthly Classic Family Movie night as well as a monthly movie night for adults.

Township Emergency Management Coordinator:

Bill Stahler – Not present

Recreation Commission:

Not Present

Supervisors:

Robert Sentner – Indicated no report

Daniel Mohr – Indicated no report

George DeVault – Stated that he has become a member recently of the Historical Society and there are some interesting programs coming up this month. He encourages everyone to come out to participate or join this organization.

Township Manager

Daniel DeLong – Wanted to make the Board aware that Eagle Scout, Casey Moyer who took care of installing the sign out front and planting of the flowers was present. The Board thanked Mr. Moyer for a project well done!

ADJOURNMENT: 8:06 P.M.

Robert C. Sentner, Chairman

Date

Daniel A. DeLong, Manager