

UPPER MILFORD TOWNSHIP
BOARD OF SUPERVISORS
TOWNSHIP BUILDING, OLD ZIONSVILLE, PA 18068
JULY 7, 2016 AT 7:30 P.M.
REGULAR MEETING MINUTES

ATTENDANCE: Supervisors: George DeVault, Daniel Mohr, Robert Sentner; Planning Coordinator, Brian Miller; Asst. Township Manager, Timothy Haas; Solicitor, Marc Fisher.

ABSENT: Township Manager, Daniel DeLong

Meeting called to order at 7:42 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 your name for the record and address the Board of Supervisors.

PUBLIC INPUT:

Resident, Peter Brown (4558 Queens Lane) provided information relating to the bed and breakfast use at Meadowbrook Farms, located at 6575 Vera Cruz Rd South, Zionsville, PA 18092. According to the information he has read on certain bed and breakfast websites it appears to him as if the Sarver family is violating specific zoning conditions imposed by the Zoning Hearing Board.

Resident, Paul Sarver (6575 Vera Cruz Road South) clarified that the information is outdated and he assured everyone that he is working hard at removing all of the incorrect information from those websites.

Resident, Melissa Kirchner (4511 Queens Lane) raised concerns that there was an event held over the weekend that was not a bed and breakfast affair. She also heard noises, what she believed to be gunshots, which occurred very late into the evening on July 4th and also again at 1:30 A.M.

Supervisor Sentner clarified that the Fourth of July weekend is always a source for events and loud noises.

Paul Sarver clarified that he did have friends over for the holiday weekend and they were not shooting guns, they were lighting fireworks. He clarified that he apologized to the neighbors for the disruptive noises.

UMT property owner, Kimberly Dewire (6531 Vera Cruz Road South) asked what the Township Solicitor and the Board are doing to stop Paul Sarver from his continued acts of

zoning violations. She questioned the Board's decisions on how they are handling the ongoing zoning violations.

Solicitor Fisher clarified that the injunction was pulled. The Zoning Officer has to determine if any zoning ordinances or items within the agreement have been violated.

ACCEPTANCE OF MINUTES:

June 16, 2016 Workshop and Regular Meeting Minutes

MOTION:

Supervisor Sentner made the motion to accept the June 16, 2016 Workshop and Regular Meeting Minutes. Supervisor DeVault seconded the motion. The motion carried. (Supervisor Mohr abstained from voting as he was absent at the June 16, 2016 Workshop and Regular meeting).

APPROVAL OF PAYMENT OF BILLS:

GENERAL FUND:

PLGIT XXXX7096 - Check No's. **15723** to **15774** in the amount of **\$74,105.28**

ESCROW FUND:

PLGIT XXXX7109 – Check No. **127** in the amount of **\$2,000.00**

ACKNOWLEDGEMENT OF BANK TRANSFER(S):

Transfer No. 2016-040 to 2016-042

MOTION:

Supervisor Mohr made the motion to pay the bills as read and acknowledge the bank transfers. Supervisor Sentner seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

OLD BUSINESS: None

NEW BUSINESS:

1.) Authorize Manager DeLong and/or Solicitor Fisher to settle Fulmer property transfer

MOTION:

Supervisor Sentner made the motion to authorize Manager DeLong and/or Solicitor Fisher to sign the necessary documents to close the transaction. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

- 2.) Acknowledgement of Kristopher Bawden to Citizen's Fire Company Special Fire Police
 - a. Memo from Treasurer, Jessi O'Donald, dated July 7, 2016.

MOTION:

Supervisor Sentner made the motion to acknowledge Kristopher Bawden as a Citizen's Fire Company Special Fire Police member. Supervisor DeVault seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

- 3.) Recommendation from the Recreation Committee for dog waste disposal (discussion)
 - a. Memo from Treasurer, Jessi O'Donald, dated July 7, 2016

The Board believed that it is a good idea to install a dog waste station at Jasper Park and see how it goes.

Kimberly Dewire suggested allowing a Boy or Girl Scout to install the proposed dog waste disposal station.

The Board supported Ms. Dewire's idea and will allow a Boy or Girl Scout to install a dog waste disposal station at Jasper Park.

- 4.) Agricultural Security Advisory Board vacancy
 - a. Memo from Asst. Manager, Haas, dated June 27, 2016

MOTION:

Supervisor Sentner made the motion to appoint Luke Lichtenwalner to the Upper Milford Township Agricultural Security Advisory Board, if he is interested. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously

- 5.) Board of Supervisors acknowledgement of receipt of request from Mr. Richard P. Malburg to add 6220 Vera Cruz Road, PIN 549249407731-1, 8.92 acres and 6060 German Road, PIN 549249256391-1, 3.4 acres to the Upper Milford Township Agricultural Security Area.
- 6.) Board of Supervisors acknowledgement of receipt of request from Ms. Judith E. Parker to add 5482 Chestnut Street, PIN 548269684243-1, 7.5 acres and 5546 Chestnut Street, PIN 548269858467-1, 6.35 acres to the Upper Milford Township Agricultural Security Area.

MOTION:

Supervisor Sentner made the motion to acknowledge receipt of each of the four (4) properties and direct the Township Solicitor and Township staff to advertise and process accordingly. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

7.) Agricultural Security Area proposal recommendations:

- a. Agricultural Security Advisory Committee; Letter from Planning Coordinator, Brian Miller, dated July 7, 2016
- b. Planning Commission; Letter from Planning Coordinator, Brian Miller, dated July 7, 2016

SOLICITOR'S REPORT:

1.) Public Hearing for Agricultural Security Area:

- a. H. Morton Smith Trust Property to add 5071 Bachman Road PIN 547278682148, 31.2 acres and 5094 Bachman Road PIN 547268707953, 2.5 acres.
- b. Glenroy and Patricia Miller to add 4651 Kings Highway North PIN 548355231245, 37.31 acres and 4750 Kings Highway North PIN 548344309022, 8.3 acres and 5331 Mill Road PIN 548346616212, 6.0 acres and 5430 Mill Road PIN 548345625893, 1.263 acres.
- c. Houstin and Gail Lichtenwalner to add 4358 Shimerville Road PIN 549317523398, 26.019 acres.
- d. William S. Harrison II to add 5831 Indian Creek Road PIN 548267267035, 57.6789 acres.

2.) Resolution No. 2016 – 026

- a. Inclusion of 170.26 +/- acres of land into the Upper Milford Township Agricultural Security Area (5071 Bachman Road, 5094 Bachman Road, 4651 Kings Highway North, 4750 Kings Highway North, 5331 Mill Road, 5430 Mill Road, 4358 Shimerville Road, and 5381 Indian Creek Road).

Solicitor Fisher opened the public hearing and summarized the properties proposed for inclusion into the Upper Milford Township Agricultural Security Area. Upon completion of his summary and hearing no public comment he closed the public hearing.

MOTION:

Supervisor Sentner happily made the motion to adopt Resolution No. 2016-026 and thanked the applicants. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously and happily.

DEP MODULES / SEWAGE PLANNING: None

PLANNING COMMISSION – OLD BUSINESS: None

PLANNING COMMISSION – NEW BUSINESS:

- 1.) Recommendation for Victory Valley time extension request
 - a. Letter from Planning Coordinator, Brian Miller, dated July 7, 2016

MOTION:

Supervisor Sentner made the motion to grant the 90 day time extension per Brian's letter, dated July 7, 2016. Supervisor Mohr seconded the motion. Any questions or comments, all were in favor, and the motion carried unanimously.

SUBDIVISIONS – IMPROVEMENTS: None

CORRESPONDENCE:

- 1.) Consideration to reassess & update the 2004 UMT Park, Recreation, Open Space, and Environmental Plan
 - a. Letter from UMT Recreation Commission Secretary, Ms. Roselyn Parry, dated June 21, 2016

Planning Coordinator, Brian Miller summarized that the Lehigh County joint comprehensive plan is nearing completion and it will have a lot of content answering the Township's Park and Recreation Commission's inquiries.

Philip Vanim does not prefer to defer all inquires of the Park and Recreation Commission to be answered by the County, but would prefer to conduct a survey specifically for the residents of the Township to assess the short, medium, and long term goals.

The Board desired to discuss it again at a later date. The topic will be moved to *Old Business* under "Agenda Part II."

EXECUTIVE SESSION: None

OTHER ISSUES: None

REPORTS:

Emmaus Library: Ms. Lisa Marten announced that the 2016 Summer reading program is going well. To date, 282 participants have logged over 380 reading hours.

Township Emergency Management Coordinator, Bill Stahler: None

Fire Companies: None

Supervisor DeVault shared that the Western District Fire Company received a portion of their requested federal grant, totaling over \$118,000 (audience applauded). He thanked all those involved in helping them receive the grant.

Recreation Commission: Philip Vanim requested that the Park and Recreation Commission receive information on properties that the Township may be interested in acquiring in the future so they can provide feedback.

Fire Company Steering Committee:

1.) Month of June call report

Western District Fire Company had 13 calls. Citizen's Fire Company had 16 calls.

Supervisors:

George DeVault – Indicated no report.

Daniel Mohr – Indicated no report.

Robert Sentner – Indicated no report.

ADJOURNMENT: 8:35 P.M.

George D. DeVault, Chairman

Date

Timothy A. Haas, Asst. Twp. Manager/Secretary