

UWCHLAN TOWNSHIP BOARD OF SUPERVISORS  
MINUTES OF REGULAR MEETING  
MARCH 18, 2019

The meeting was called to order at 7:30 p.m. by Chairman Bill Miller and the Pledge of Allegiance was recited.

Present: Supervisors: Bill Miller, Mayme Baumann and Kim Doan; Assistant Township Manager Scott Greenly; Building Inspector/Zoning Officer Tom Cooke; Assistant Zoning Officer Tara Giordano; Township Secretary Katie Churchill; Township Treasurer Susan Bernhard; Fire Marshal Mike Holmes; Chief of Police Scott Alexander; Township Engineer Dan Daley and Township Solicitor Ernest Closser.

Mr. Miller announced that prior to the meeting, the Board met in an Executive Session to discuss potential litigation.

Minutes: *Mrs. Baumann made a motion to approve the Minutes of February 11, 2019 and Dr. Doan seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.*

REPORTS:

Police: Chief Alexander reported that there were 124 traffic citations issued, 28 traffic accidents and 6 criminal arrests during the month of February. Motor Carrier details conducted resulted in 6 trucks and 3 drivers taken out of service.

There was one incident where Narcan was administered.

Treasurer: Ms. Bernhard reported that, to date, the Township has collected approximately 17% of its budgeted revenues and spent 15% of its budgeted expenditures.

Public Works: Mr. Greenly reported that for the month of February the Public Works Department filled in various potholes and sink holes; collected Christmas trees; replaced street signs; plowed and/or salted roadways; marked for PA One Call; prepped the sewer camera truck and sewer flusher for televising 2019 proposed paving areas; performed weekly meter checks and monthly grease trap checks; and performed general maintenance of vehicles.

He also reported that for the month of February the daily average flow to Downingtown was approximately 1.98 million gpd and there was one new sewer connection to the DARA plant. The Township has received 3.61 inches of rain during February with a year-to-date surplus of 2.69 inches.

Fire Marshal: Mr. Holmes reported that during the month of February he responded to 7 fire calls during regular work hours; assisted the Road Department with salting and plowing; conducted 24 fire inspections, and reviewed plans for commercial buildings and inspected those under construction.

Lionville Fire Company: Mr. Holmes reported that the Fire Company answered 39 alarms during the month of February, 22 of which were in Uwchlan Township.

Uwchlan Ambulance Corps: Mr. Baxter reported that during the month of February, the Ambulance Corps responded to 307 calls, 94 of which were in Uwchlan Township.

*Mrs. Baumann made a motion to accept the Reports as submitted and Dr. Doan seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.*

BUSINESS:

Permission to Advertise for Eagleview Blvd. Road Material Bids:

Mr. Greenly explained that the Township decided to bid the road materials for Eagleview Blvd. separately from the other roadways, and asked permission to move forward.

*Mrs. Baumann made a motion to approve the advertisement for bid and Dr. Doan seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.*

Calvary Fellowship Church: Request for a Fair July 16-19 (6-10 pm) & July 20 (3-10 pm)

Sherisse Jansen, representing the Church, requested permission to hold a carnival on the above dates. The event will include concessions and rides that will be located along the Route 113 side of the Church property. The Carnival company has their own security and the Church will also have their security present. There will be no alcohol and port-o-potties will be provided by the Carnival company since the Church will be locked to the public. Overflow parking will be provided on the adjacent property so there will be no crossing of streets. Tear down of the concessions and rides is to occur immediately after closing on July 20<sup>th</sup> and continue overnight.

The Board members discussed their concerns for noise and lack of security. They asked if the tear down could occur the next day starting early in the morning. Ms. Jansen said that wasn't possible since it would be Sunday and interfere with Church services. The Board then asked if the dates could be changed with the end of the fair occurring on Friday night instead of Saturday. Ms. Jansen couldn't commit one way or the other.

Regarding security, Chief Alexander stated that he would like 2 of his officers present during all operating hours. Ms. Jansen agreed to the extra officers.

The Church needs to finalize the dates with the Carnival company within the next week. The Board agreed to make a decision tonight with contingencies.

*Mr. Miller made a motion to grant approval for the Church fair contingent on the following conditions:*

- 1. Written permission from neighboring property where overflow parking is to occur.*
- 2. Two Uwchlan police officers will be present during operating hours, with total number of security personnel not to be less than 4 at any given time.*
- 3. Township will be provided with a sketch of all proposed temporary signage for review and approval.*
- 4. All permits required will be obtained – Health Department, Operations Permit and Temporary Electric*
- 5. Alternate plan for breakdown of equipment/concessions will be given to the Township. Breakdown cannot occur during overnight hours and must commence after 8 a.m.*

*Mrs. Baumann seconded the motion. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.*

Pickering Valley Farm and Feed – 305 Gordon Dr.: Request for Outdoor Flower Sales

Mr. Cracas requested permission to begin their annual outdoor plant sale on 16 parking spaces leaving 64 spaces

for vehicles at their location on Gordon Dr. This is a yearly request. Sale will end no later than July 31, 2019.

Mrs. Giordano stated that Pickering Valley's written request mentions plants being placed on the grass areas as well. The Township has received complaints in past years regarding the grass areas being used and requested that the approval does not allow for plants being placed on the grass. Also, any other outdoor sales planned in the future must come before the Board for approval.

*Mrs. Baumann made a motion to approve the plant sale contingent on only 16 parking spaces being used, no plants in the grass areas and sale to end no later than July 31, 2019. Dr. Doan seconded the motion. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.*

#### Resolution No. 2019-06: Uwchlan Hills Elementary School

In November, the Board approved the Final Land Development plan for Uwchlan Hills Elementary School. At that time, there were items that needed to be addressed. The Township has now received the final revised plan. This Resolution memorializes the approval of the Uwchlan Hills Elementary School Final Land Development plan.

*Dr. Doan made a motion to adopt Resolution No. 2019-06 and Mrs. Baumann seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.*

#### Resolution No. 2019-07: Circuit Trails

This Resolution endorses the concept of completing 180 miles of circuit trails by 2025 and supporting the designation of the existing Schuylkill River Trail, Chester Valley Trail, Struble Trail, Brandywine Trail and others.

*Dr. Doan made a motion to adopt Resolution No. 2019-07 and Mrs. Baumann seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.*

#### Resolution No. 2019-08: Tax Duplicate

This is a yearly Resolution that the Tax Duplicate for 2019 be transmitted to the Elected Tax Collector.

*Mrs. Baumann made a motion to adopt Resolution No. 2019-08 and Dr. Doan seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.*

#### Verizon Franchise Agreement:

The current Agreement between the Township and Verizon concludes in 2021. Mr. Greenly requested approval to work on negotiating a new Agreement.

*Mrs. Baumann made a motion to approve working toward renewing the Agreement between the Township and Verizon. Dr. Doan seconded the motion. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.*

#### Sunoco Update:

Mr. Miller announced that the Township has received "motion to intervene" status with regards to issues surrounding the Sunoco Mariner II pipeline.

Mr. Daley reported that last week work was re-mobilized at the Whitford Rd. site of the pipeline and calls have started coming in regarding ground water. DEP, the Conservation District and the PUC have been to the site and have concluded that all work is in compliance. There also is a geologist on site during work hours.

A non-resident stated that they are not in compliance and that they have DEP on record admitting to a violation.

Mr. Miller explained that the Township is pursuing all avenues to make sure the residents are kept safe but the Board cannot discuss any potential legal strategies.

Residents had the following questions:

1. Is product flowing in adjacent pipes? Mr. Daley stated that the workers at the Whitford Rd. site are working as if it is active. The re-purposed line, though, is active.
2. Can drivers of construction vehicles leave their vehicles idling? The Township has an Ordinance in place that does not allow trucks over 5,000 lbs. to idle longer than 5 minutes. The Police Chief has met with the new company working on the pipeline project to discuss this very item.
3. What is the time frame for completion of the project? Mr. Daley stated that when the work was stopped, the project was  $\frac{3}{4}$  completed.

Mr. Daley added that Sunoco plans on installing additional noise barriers in the vicinity of Devon Dr., Colonial Dr. and Carlton Place.

Another pipeline operated by Columbia Gas will begin maintenance and clearing of their right-of-way. All information regarding this will be on the Township website.

#### ANNOUNCEMENTS:

1. 03/20 - Environmental Advisory Council – 6:30 pm
2. 04/03 - Planning Commission – 7:30 pm
3. 04/08 - Board of Supervisors – 7:30 pm
4. 04/11 - Historical Commission – 7:30 pm – Cadwalader House
5. 04/18 - Comprehensive Plan Meeting 3:00 pm
6. 04/22 - Uwchlan Township Industrial Development Authority - 8:45 am

The Board announced that there is a vacancy on the Park & Recreation Committee for which the Township is accepting applications.

#### OPEN TO THE PUBLIC FOR QUESTIONS AND COMMENTS

1. Mrs. Baumann announced that the Township launched its first Digital Newsletter today.
2. Resident complained that drivers are driving up on lawns along Concord Ave. Mr. Miller stated that speeding and reckless driving are problems throughout the Township and that the Police do monitor them.

3. Resident inquired if there are plans to have better signage and trail accessibility along Ship Rd. for pedestrians and bike riders. Mr. Greenly stated that there are plans underway with neighboring municipalities to improve walkability in that area.
4. Resident asked who is responsible for cutting back vegetation along roadways. He was told that if Township owned roads, the Township takes care of the vegetation. State roads such as Whitford fall under PennDOT's jurisdiction.

*There being no other business, Dr. Doan made a motion to adjourn the meeting at 8:40 p.m. Mrs. Baumann seconded and the motion was carried.*

Respectfully submitted,

Katie Churchill  
Township Secretary

/jc