

UWCHLAN TOWNSHIP BOARD OF SUPERVISORS
MINUTES OF REGULAR MEETING
MAY 11, 2020

Due to the COVID-19 pandemic, this meeting was held virtually. Questions and comments from the public were received through typed submission in chat format.

The meeting was called to order at 7:30 p.m. by Chairman Bill Miller.

Present: Supervisors: Bill Miller, Mayme Baumann and Kim Doan; Township Manager Scott Greenly; Assistant Township Manager/Secretary Katie Churchill; Building & Zoning Official Tara Giordano; Township Treasurer Sue Bernhard; Fire Marshal Mike Holmes; Police Chief Scott Alexander; Township Engineer Dan Daley and Township Solicitor Mark Freed.

Minutes: *Mrs. Baumann made a motion to approve the Minutes of April 13, 2020 and the Emergency Meetings of March 18th, March 27th and April 2, 2020. Dr. Doan seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.*

REPORTS:

Police: Chief Alexander reported that back in March, the Department deviated from their standard operating procedures to protect both officers and the public. Once the Governor allows things to return to “normal”, regular policing will be reinstated.

For the month of April there were 4 traffic citations, 12 traffic accidents and 5 criminal arrests. There were no Motor Carrier traffic details.

Resident, Mike Taylor, asked if there is still an increase in domestic violence complaints. Chief Alexander reported that the numbers for domestic assault, harassment and criminal mischief have gone up.

Treasurer: Ms. Bernhard reported that to date, the Township has collected approximately 28% of its budgeted revenues and spent about 31% of its budgeted expenses.

Public Works: Mr. Greenly reported that for the month of April the Public Works Department marked for PA One Calls, televised and cleaned Norwood Rd. sewer line, investigated possible sewer issue on Horseshoe Ln., cleaned up trees downed by a storm, and performed general maintenance. There were no new sewer connections to either Plant.

The Township has received 7 inches of rain during the month of April with a year-to-date surplus of 8.5 inches.

Mr. Greenly also noted that the Township will begin phased re-opening of the parks. Jones Pond, Dowlin Forge and Shamona Main will be open but gazebos and fields will remain closed.

Fire Marshal: Mr. Holmes reported that during the month of April he reviewed and issued permits, investigated 2 burning complaints, performed inspections of commercial sites under construction and worked with Emergency Management personnel with regards to COVID-19.

Lionville Fire Co.: Mr. Holmes reported that the Fire Company answered 40 alarms during the month of April, 27 of which were in Uwchlan Township.

Uwchlan Ambulance Corps: Mr. Baxter reported that the Ambulance Corps responded to 273 total calls during the month of April, a number that is down by about 41 calls. The Corps applied for and received funding from the State for payroll protection.

Mr. Miller thanked all for their work in protecting the Township and wished continued good health to all.

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:

Resolutions:

1. No. 2020-11: Authorizing Submission of DCNR Park Rehabilitation & Development Grant Application for Senior Park

Mr. Greenly explained that during the March Board of Supervisors' meeting, staff requested permission to move forward with a grant submission for a Senior Park as well as for a trail extension at N. Milford Rd. The Township has received an \$11,000 grant for the trail but, unfortunately, did not receive funding for the Senior Park.

This resolution would authorize the submission to another entity for grant money to fund the Senior Park.

Dr. Doan made a motion to authorize staff to submit for the grant and Mrs. Baumann seconded. Mr. Miller asked for public comment.

A resident asked where the Senior Park would be located and what would the park contain. Mrs. Churchill explained that it would be located along Route 113 at Lionville Park and include an exercise trail with stations, bocce ball court, pickle ball court and pavilion. Youth fields in that area will not be impacted.

There being no other comments, the motion was carried unanimously.

2. No. 2020-12: Authorizing Township Manager to Sign TE-160 Form for the Installation of a Travel Time Sensor at Intersection of Route 100 and Route 113 as Part of PennDOT's US 30 Advance ITS Improvements Project

This item was tabled.

Community Day Discussion:

Mr. Greenly reported that in April the Community Day Committee was polled as to whether or not to hold this year's July event. Since the Governor has issued a stay-at-home order until at least June 4th, the Committee decided to cancel the event. They didn't feel comfortable with having the number of people congregating in the park and it is in the best interest of the residents to cancel.

Mr. Miller made a motion to accept the recommendation to cancel the Community Day event and Dr. Doan seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.

Lionville Fire Company Tower Ladder Truck Contribution:

The Lionville Fire Co. has requested a contribution from the Township to help fund the purchase of a tower ladder truck that would replace the current 20 year old truck. Mr. Holmes explained that these trucks usually are retired after 15-20 years due to age and safety technology advances. Other townships have been contacted as well.

Mr. Greenly noted that the Township has been aware of the need to replace this truck and has budgeted a \$300,000 contribution.

Dr. Doan made a motion to approve the \$300,000 contribution and Mrs. Baumann seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.

Pavement Marking BID Acceptance:

Alpha was the low bidder on this project. If approved, they will be painting the yellow and white lines on roadways as well as painting of the crosswalks throughout the Township.

Mrs. Baumann made a motion to approve Alpha as the Contractor to paint the markings on Township roadways and Dr. Doan seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.

Hankin Group: Request for Additional Temporary Outdoor Seating at Town Center Restaurants

The Township has received a request from the Hankin Group to temporarily allow the restaurants located in the Town Center to utilize the existing parking area in front of the Brickside Restaurant, Al Pastor and Suburban Restaurant for outside dining. This area would be blocked off to all traffic and tables and seating would be placed in the roadway.

There is a concern that this arrangement will create a problem for emergency vehicle access. Mr. Holmes noted that he will be working toward addressing this and the Hankin Group will not move forward until he is satisfied with the arrangement.

Township staff expects this type of request from other restaurants as the Governor starts lifting the quarantine and diners will still feel the need to social distance.

Mr. Miller agreed that, during this time of re-opening, the Township should be flexible and at the same time keep dining patrons safe.

Mr. Miller made a motion to approve the temporary outdoor seating contingent on Applicant's agreement to any and all restrictions made by the Fire Marshal and Mrs. Baumann seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.

Hankin Group – Eagleview Lot #58: Preliminary/Final Land Development Plan Approval

This Preliminary/Final Land Development plan for Lot #58 in the Eagleview Corporate Center shows a 3-story 50,000 s.f. multi-tenant office building and related parking spaces. Access to Lot #58 is from a common access driveway that services the existing development on Lot #57 and future development on Lot #59. The driveway is located at the intersection of Eagleview Blvd. and Pennsylvania Dr., which is signalized.

The Applicant has received Conditional Use approval for the building height over 35 feet, a building in excess of 40,000 s.f. and parking for over 200 vehicles as part of the Master Plan for the development of this parcel in 2006.

The Applicant has received review letters from E.B. Walsh dated April 30, 2020; Township Sewer System Engineer dated March 2, 2020; McMahon Engineers dated March 3, 2020; Stanley Stubbe dated February 18, 2020 and the Fire Marshal's email comments dated March 2, 2020 and has agreed to comply with the items contained within. Also, the Planning Commission has recommended approval for the Preliminary/Final Land Development Plan at their meeting of May 6, 2020.

Mrs. Baumann made a motion to approve the Preliminary/Final Plan for Eagleview Lot #58 contingent on compliance with all comments contained in the above referenced review letters and Dr. Doan seconded. Mr. Miller asked for public comment. There being none, the motion was carried unanimously.

Worthington Partners II – Gray Brothers Farm – 1025 Worthington Rd.: Preliminary Subdivision Plan Submission & Extension Request Until September 30, 2020 (& Waiver Request from Section 511 of SALDO)

Mrs. Giordano has received a plan submission for the Gray Brothers property located at 1025 Worthington Rd. showing 76 single family housing units, which will be sent out for reviews. She also received a request from the Applicant's attorney, Riley Riper, that the Township grant an extension until September 30, 2020 for the Applicant to make any required changes to the

plan based on those review letters. For future consideration, the Applicant requested a waiver from Section 511 of the Subdivision and Land Development Ordinance, which deals with environmental remediation of the site. They would like to proceed simultaneously with the remediation and the preliminary/final plan approval.

A resident asked what was dumped on the property. Mr. Greenly stated that we don't know the extent of the contamination and what is proposed to be done. This will be discussed during the Plan approval process. The Environmental Protection Agency will also be reviewing the plans to remediate the property.

The Board members accepted the plan submission, which will be sent out for reviews.

Sunoco Update:

Mr. Miller gave a brief overview of Sunoco's resumed construction within the Township –

1. Herman O West to Upper Uwchlan – No work currently
2. Herman O West to Wharton Blvd. – remobilized drilling
3. Eagleview Blvd. to Dairy Queen – no activity currently
4. N. Whitford to Devon Dr. – drilling completed, expected pull-back late June
5. Devon Dr. to W. Whiteland – not active, no information as to start up

The Township has requested that Sunoco work cease during the stay-at-home order but they are still proceeding as they are considered essential.

Complaints have been received regarding air pollution due to the diesel smell from the site at Devon Dr./Colonial Dr. Since the Township has no jurisdiction over this, a letter was sent on May 8th to the Environmental Protection Agency urging them to enforce mitigation or elimination of the pollution.

Resident Maggie Quinn asked if the Township has received a response. Mr. Greenly stated that since the letter was just sent, no response has been received. Another resident asked for a copy of the letter. A copy will be placed on the Township web page.

A resident questioned why the government COVID-19 standards are not in place with regards to the pipeline construction. Mr. Freed explained that he has interpreted the Governor's statements to be a policy guidance not an order. The Township's authority is limited. For example, the Township has a pre-existing Noise Ordinance in place that can be enforced for all construction sites but has no authority over air pollution.

There were other questions from residents regarding PUC hearings and if the Township has been in contact with the State. Mr. Freed noted that the PUC hearings were cancelled due to the pandemic but he does not know when they have been rescheduled. Mr. Greenly stated that staff has been meeting weekly with various municipalities, Counties and State representatives.

ANNOUNCEMENTS:

1. 05/14 – Historical Commission – CANCELLED
2. 05/20 – Environmental Advisory Committee – 6:30 p.m.
3. 05/21 – Comprehensive Plan Committee – 3:00 p.m.
4. 06/03 – Planning Commission – 7:30 p.m.
5. 06/08 – Board of Supervisors – 7:30 p.m.

All meetings will be on the Zoom platform until further notice.

OPEN TO THE PUBLIC FOR QUESTIONS & COMMENTS

1. Dr. Doan asked for clarification on the Noise Ordinance – A copy of the Ordinance will be put up on the web page. It basically allows construction up until 7 pm or 30 minutes after sundown, whichever occurs first.
2. Mr. Greenly announced that there are vacancies on the Environmental Advisory Committee as well as the UTIDA.
3. Resident asked about Food Truck regulations – Anyone with a food truck is required to apply for a Solicitor's Permit. Due to COVID-19, the Township is not currently issuing these so food trucks are not permitted within the Township,

Also, if permitted during this time, Mr. Miller stated that he would have concerns that the truck is parked in front of a resident's house who don't want people congregating near their property. The increase in foot traffic could become a burden on others. We have to consider the safety of others. Most restaurants are currently offering free delivery anyway.

There being no other business, Dr. Doan made a motion to adjourn the meeting at 8:29 p.m. Mr. Miller seconded and the motion was carried.

Respectfully submitted,

Katie Churchill
Assistant Township Manager/Secretary