

UWCHLAN TOWNSHIP BOARD OF SUPERVISORS
MINUTES OF REGULAR MEETING
SEPTEMBER 11, 2017

The meeting was called to order at 7:30 p.m. by Chairman Joseph E. Toner and the Pledge of Allegiance was recited. There was a moment of silence in remembrance of the 16th year anniversary of September 11th.

Present: Supervisors: Joseph E. Toner, Milton H. Bozarth and Patricia D. Gaines; Building Inspector/Zoning Officer Tom Cooke; Township Treasurer Susan Bernhard; Township Secretary Katie Churchill; Assistant Zoning Officer Tara Giordano; Fire Marshal Mike Holmes; Township Engineer Dan Daley; Police Chief Scott Alexander and Township Counsel Tom Oeste.

Absent: Township Manager Doug Hanley.

Minutes: *Mr. Bozarth made a motion to approve the minutes of August 14, 2017 and Mrs. Gaines seconded. Mr. Toner asked for public comment. There being none, the motion was carried unanimously.*

Appointment of James Hall to Sergeant: Chief Alexander announced the appointment of Officer Hall to Sergeant based on his commitment and level of service he provides. Mr. Hall joined the Uwchlan Police department in 2007. He earned the rank of an Eagle Scout, served in the military as a Marine and is an asset to the Uwchlan Police team. The Honorable Lori Novak Donatelli was present to swear in Mr. Hall.

REPORTS:

Police: Chief Alexander reported that there were 211 traffic citations issued, 23 criminal arrests and 33 traffic accidents during the month of August. 891 trucks were weighed at the weigh station bringing the year to date total to 13,787 trucks weighed with 115 of those trucks being overweight.

Chief Alexander also mentioned that officers Steve Scott and Steve Saraceni cleaned up the police Tahoe and won the Best In Show award at the Sheriff's Cruise night on August 18th, which benefitted the K9 units.

Treasurer: Ms. Bernhard has submitted her report for the month of August. To date, the Township has collected approximately 75% of its budgeted revenues and spent about 64% of its budgeted expenditures.

Public Works: Katie Churchill reported that for the month of August the Public Works Department repaired catch-basins on Williamsburg Blvd, Carmarthen Dr. and Sheree Blvd., cut back over-hanging tree limbs, milled and black topped areas on Nicolson Dr., Carmarthen Dr and the driveway for Shamona Creek Park; cut weeds and brush under guide rails; rocklined the Welsh Ayres outfall to Dowlin Forge, repaired and replaced signs, hauled millings and blacktop for East Goshen Township, performed weekly meter checks and monthly grease trap checks; and performed general maintenance of vehicles.

She reported that for the month of August the daily average flow to Downingtown was approximately 1.4 million gpd and there were no new sewer connections to DARA or the Eagleview Plant.

The Township has received 4.56 inches of rain for August with a year-to-date of 38.13 inches which is 7.03 inches above average.

Mrs. Churchill also reported that the Crown Victoria sold for \$2,010.

Fire Marshal: Mr. Holmes reported that for the month of August he responded to 14 fire calls during working hours; spent 16 hours of work time handling Fire Department activity; performed 35 fire inspections; and reviewed plans for commercial buildings and inspected those under construction.

Mr. Holmes also received a request from the Downingtown East High School to have a bonfire on Thursday, October 5, which is not an issue for the Fire Department nor the Police.

Lionville Fire Co.: Mr. Holmes reported that the Fire Company answered 58 alarms during the month of August, 40 of which were in Uwchlan Township. Mr. Holmes also mentioned that the annual clam bake was a sold out event and another success.

Uwchlan Ambulance Corps: No report.

Mr. Bozarth made a motion to accept the Reports as presented and Mrs. Gaines seconded. Mr. Toner asked for public comment. There being none, the motion was carried unanimously.

BUSINESS:

Snow Removal Bids:

Mrs. Churchill stated that no bids were received on September 8th and the Township will need to re-bid for snow removal for 2017-2018. Bids will be opened at 9:00 a.m. on Friday, October 6, 2017 and be awarded at the Board of Supervisors' meeting on Tuesday, October 10, 2017.

The Board gave their "OK".

Hankin Planned Life Care Facility: Preliminary Plan Submission

Mr. Cooke advised that the Township received the Preliminary Plan submission for the Planned Life Care Facility to be located at Rice Blvd and Stockton Dr. and would like to send the plans out for review.

The Board accepted the submission of the plans and will allow for reviews.

Resolution 2017-26: Minimum Municipal Obligation for 2018

Ms. Bernhard advised that this Resolution requires the minimum amount for the uniform pension to be \$380,842.00 and non-uniform pension at \$186,245.00

Mr. Bozarth made a motion to approve Resolution No. 2017-26. Mrs. Gaines seconded the motion. Mr. Toner asked for public comment. There being none, the motion was carried unanimously.

Sunoco: Permitting, Noise, Hours of Operation and Storm Water Management

Mr. Toner noted that the Township Police Department and Township Engineers, E.B. Walsh & Associates, have been keeping tabs on all concerns and questions regarding the Sunoco Pipeline. The following is a summary for the month of August:

E.B. Walsh:

Dan Daley reported the complaints that were received via calls or emails:

- Depth of Mariner One line – Township reached out to Sunoco regarding this issue
- Mowing in easement – Sunoco will maintain
- Gates to access easements – Gates were replaced with metal rather than plastic
- Signage – There were concerns that the signage was blocking the ROW
- There were complaints regarding the noise of the sweeper.

Police:

- Signage – Again encroaching the sidewalk. This was addressed.
- Surveyors working on easement were trespassing on a resident's property. Chief arrived at property and everything was worked out.
- There was an odor near 510 Herman O. West Blvd. - Police were unable to find the violation.

Mr. Oeste has enlisted the expertise of Attorney, John Snyder to help convert the Bill of Rights document into Ordinance No. 2017-25, which can become a platform for other surrounding Townships.

Mr. Toner explained that he has been meeting weekly with Wade Lee, who represents the Uwchlan Safety Coalition, and a few new attendees so the meetings are getting larger. The group still plans on meeting with CCATO this month as well as PSATS. There were two conference calls with the PUC and Mr. Toner will be presenting the Resolution to the four staff members of the PUC. He also mentioned that Carolyn Committa suggested that this document be presented at a larger venue across the county.

Margaret Quinn, 503 Carmarthen Dr., requested that Uwchlan Township enforce their own laws, specifically Ordinance No. 2014-06 which deals with pipeline impact radius. She stated that the PUC shall file an emergency response plan with the Township and that the Township should file their own risk assessment to defend the residents. She is aware that the Board is working on new Ordinances that will soon be enacted but would like the Board to enforce the Ordinances in place now.

Mr. Oeste explained that the Township is reviewing the current Ordinances that we have in effect now and which Sunoco is not abiding by. The Township is enforcing the Ordinances that we can.

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Mayme Bauman, 231 Biddle Dr. - Inquired as to why the Township has Ordinances if they are not enforceable. She believes that the Ordinance should be enforceable regardless.

Mr. Oeste explained that sometimes Ordinances are enacted in an attempt to be optimistic but it may be discovered that sometimes it's past the jurisdiction of the Township. He is going to review the Ordinance.

Susan Button-Saylor, 5209 Shannon Ct. - She would like to know how long this will take because she feels like it's a shell game. There has been no enforcement to date regarding setbacks and other issues.

Mr. Toner explained that since the easements are grandfathered and the Municipalities are playing catch up, Uwchlan Township is taking the lead on enforcing Ordinances. Mr. Oeste also mentioned that the Township is enforcing most of our current Ordinances.

Danielle Otten, 400 Devon Dr. - She inquired about the potential road closure of Devon Dr. and the effect it will have on the residents.

Mr. Toner explained that the Board will make the decision but has asked for input from the Coalition, police and fire departments as well as the Uwchlan ambulance. He believes that the biggest input will be from the School District and is awaiting a response.

Dan Daley explained that Sunoco requested this closure and detour for one to two weeks in January or February in order to shorten time for drilling and expedite the process. This has not yet been approved as the Township is concerned with bus stops, impact of residents as well as snow removal.

Ms. Otten also expressed that she is concerned with the bright lights that will shine into her home due to the traffic being detoured towards her house.

Mike Hendrickson, 717 N. Whitford Rd. - Asked if there were to be four more months of drilling in order to pull the pipe through.

Bill Miller, 412 Concord Ave. - Inquired about the enforceability of the Ordinances.

Mr. Oeste again explained that the Township is looking into this and believes that it is the power of the Township to regulate pipeline construction but that we only have as much power as the general assembly.

Mr. Toner stated that there are a lot of issues, including taxes, appraisals and the Township is looking to create enough stir that Sunoco will get us to court so that we can get definitive numbers on the amount and size of pipelines that can go into an easement as well as the limitations on the products that can be run through the pipes. There must be a cap.

Alexa Manning, 805 Graystone Lane – She inquired as to how long will the process take to draft the Ordinance.

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Mr. Oeste stated that the draft should be ready for review and public opinion within the next 30-60 days and that time is of the essence.

ANNOUNCEMENTS:

1. 09/14 - Historical Commission – 7:30 pm. Cadwalader House
2. 10/04 – Planning Commission – 7:30 pm.
3. 10/10 – Board of Supervisors – 7:30 pm.
4. 10/12 – Historical Commission – 7:30 pm. Cadwalader House
5. 10/20 – UTIDA – 8:30 am.

OPEN TO THE PUBLIC FOR QUESTIONS AND COMMENTS

Sharon Gill, 720 Brainerd Rd. - Asked how to get a copy of the police conduct review process.

Chief Alexander will discuss the process with her.

There being no other business, Mr. Bozarth made a motion to adjourn the meeting at 8:30 p.m. Mrs. Gaines seconded and the motion was carried unanimously.

Respectfully submitted,

Katie Churchill
Township Secretary

/tlc

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