

# UWCHLAN TOWNSHIP BOARD OF SUPERVISORS

MEETING MINUTES March 2005

March 14, 2005 / March 28, 2005

## March 14, 2005

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

Present: Supervisors: Joseph E. Toner, Frederick W. Gaines and Milton H. Bozarth; Township Manager Doug Hanley; Building/Zoning Officer Tom Cooke; Township Secretary Lynda Phiel; Township Solicitor Tom Oeste and Chief Davis.

Mr. Toner welcomed two Boy Scouts from Troop #220 who are working on their Citizenship and Community badges.

Minutes: The minutes of February 14, 2005 were approved by a motion made by Mr. Bozarth and seconded by Mr. Gaines. Mr. Toner asked for public comment. There being none, the motion was carried.

### BUSINESS:

#### REPORTS:

Police: Chief Davis reported that there were 313 traffic citations issued, 13 criminal arrests and 30 automobile accidents during the month of February.

Mr. Gaines commended the Police Department for taking out of service dangerous truck drivers/vehicles during their recent safety check along Route 100.

Treasurer: Mr. Hanley reported that the Township has collected 14.37% of its budgeted revenues and spent 15.1% of its budgeted expenditures.

Road Department: Mr. Hanley reported that for the month of February the Road Department repaired and replaced signs, cleaned catch basins, performed state inspections and maintenance on snow equipment, cindered four times and plowed twice, and serviced and repaired various equipment.

Sanitation Department: Mr. Hanley reported that for the month of February:

Daily Average Flow:

Downingtown                      1.94 million gpd

There were no new sewer connections to either plant for the month of February.

The Township has received 2.2 inches of precipitation during February. There currently is a surplus of approximately one inch YTD.

Fire Marshal: Mr. Hanley reported that during the month of February, Mr. Holmes answered 17 fire calls, 11 of which were during work hours; reviewed plans for commercial buildings and conducted inspections of those under construction, performed 2 hours of Fire Co. related activity during working hours; plowed and cindered several times, and has conducted fire inspections at various businesses throughout the Township.

Mr. Gaines asked if future reports could include the number of fire inspections done by all of the fire marshals.

Mr. Cooke said he would ask Mr. Holmes to provide the Board with this number in his report next month.

Lionville Fire Co.: Mr. Hanley reported that the Fire Co. answered 36 alarms during the month of February, 24 of which were in Uwchlan Township.

Mr. Toner explained to the Boy Scouts that during snow storms when the Ambulance is called out, the Fire Co. also responds in order to help carry the stretcher. The extra personnel is needed since the stretcher cannot be wheeled through the snow.

Uwchlan Ambulance Corps: No one was present.

Facilities Committee: Mr. Gaines said that there was not much to report. Mr. Cooke has met with the architect, Rudy Ducharme, to go over the drawings for the administration building. There will be more to report at the end of the month.

Mr. Bozarth announced that the Township has received a letter from the School District commending the Road Department on the snow removal during the recent storm. He also said the Township has received state grant money for recycling.

The Board accepted the Reports as submitted.

#### Receipt of Bids:

The following bids were received and opened on February 28, 2005:

**2005 EQUIPMENT/MATERIALS BID RESULTS**

POLY FLEX - SEALER	Plant	Delivered
AMS	.28	.30
ARTCO (5078)	.27	.29
Asphalt Paving System	.70	.80
Crafco	.29	.31
Crafco (D5078)	235	.25
E.J. Breneman	.35	.37

EQUIPMENT RENTAL	MILLING MACHINE	SWEeper	PAVER	TRUCKS
	Hourly	Hourly	Hourly	Hourly
DELAWARE VALLEY	\$290	\$ 90		
MACANGA			\$210	\$70

ROAD MATERIALS	ID2 WEARING	ID3 BASE	3A MATERIAL		
	Plant	Job	Plant	Job	Plant
HANSON					\$8.00
HIGHWAY	\$27.75	\$31.55	\$26.35	\$30.15	\$10.92
INDEPENDENCE	\$27.20	\$31.57	\$26.00	\$30.37	\$6.75
					\$10.28

ROAD MATERIALS	1/4" BLACKTOP	1 / 2" STONE	BCBC	TYPE 2 ANTI-SKID
	Plant/Job	Plant/Job	Plant/Job	Plant/Job
HANSON		\$10.75/13.67		\$11.15/ 14.07
HIGHWAY	\$30.00/33.80		\$23.20/27.00	
INDEPENDENCE	\$28.70/33.07		\$23.00/27.37	
MARTIN				
LIMESTONE				\$7.75/12.80

MICRO-SURFACE TREATMENT	82,272 square yards
	Square Yard Price
ASPHALT PAVING SYSTEM	\$ 1.259
E.J. BRENEMAN	\$ 1.54
DOSCH-KING	\$ 1.46
	TOTAL
	\$103,580.44
	\$126,698.88
	\$120,117.12

CRACK SEALING/TAR-POT	Hourly Rate
Asphalt Maintenance Solutions	\$325.00
Asphalt Paving Systems	\$390.00
E. J. Breneman	\$595.85

Mrs. Phiel noted that the low bidding companies and their corresponding rates have been highlighted. Mr. Hanley explained that there has been a 13% increase in the cost of materials over last year. Mr. Bozarth made a motion to accept the recommendations as highlighted and award the bids to those lowest bidders. Mr. Gaines seconded. Mr. Toner asked for public comment. There being none, the motion was carried.

Ordinance No. 2005-1: Stop Sign on Maple Street at Beech Street

The Township Traffic Engineer, John Caruolo, recommended that a stop sign be placed on Maple St. at Beech St.

Mr. Bozarth made a motion to adopt Ordinance No. 2005-1 and Mr. Toner seconded. Mr. Toner asked for public comment. Mr. Gaines opposed the placement of the stop sign stating that there is barely any traffic at that intersection and there are no reports of accidents on record.

Mr. Toner agreed that he thought the stop sign was not necessary but it becomes a liability issue. If the Township Traffic Engineer recommends the stop sign, it should be erected.

The motion was carried.

Resolution No. 2005-12: Transmitting Tax Duplicate to Tax Collector

This Resolution allows the Tax Collector to send out tax bills for the year 2005.

Mr. Bozarth made a motion to adopt Resolution No. 2005-12 and Mr. Gaines seconded. Mr. Toner asked for public comment. There being none, the motion was carried.

UBD - Taylor Rd.: Final Plan Approval (Resolution No. 2005-13)

Lisa D'Andrea, Engineer, presented the final plan for the 4 lot subdivision located on Taylor Rd. The properties

will share a common driveway and connect to the sewer line across the street in the Taylor's Ridge development. The Applicants, United Builders & Development Corp., has reached an agreement with the Homeowners Association of Taylor's Ridge regarding the right-of-way agreement required to hook up to the sewer line. This document will be signed shortly.

Since there was concern in the past regarding the maintenance of the shared driveway, Ms. D'Andrea explained that there will be a common drive easement as well as a mowing/maintenance plan which will be given to all homeowners. The plan says the owner of Lot #3 is the default administrator of the driveway, but all homeowners share equally in the responsibility of maintaining the roadway. All homeowners will vote to initially select the administrator. Mr. Toner was adamant that the homeowners be told about this arrangement stating that having it written in their deed is not sufficient. The Applicants agreed that all home buyers will be told of the driveway agreement.

The Applicant has received a review letter from E.B. Walsh dated March 1, 2005 and has no problem complying with any of the items, although waivers for relief from widening and curbing will need to be granted.

Mr. Gaines asked what the homes will cost. The Applicant answered that they will be priced between \$575,000 and \$650,000.

Mr. Bozarth made a motion to approve the subdivision (Resolution No. 2005-13) subject to the E.B. Walsh letter of March 1, 2005; agreement to the Traffic Impact, Recreation and Public Safety Funds; sewer access gained through the Taylor Ridge development; and that any future home buyers are made aware of the shared driveway maintenance plan. Mr. Gaines seconded the motion. Mr. Toner asked for public comment. There being none, the motion was carried.

#### Special Events Requests: Hankin Group

1. 4th Annual Eagleview 5 Miler on May 21st
2. 5th Annual 2005 Concerts on the Square Series Every Tuesday from 7-9 p.m. from June 7th through August 30th with Fireworks on August 30th
3. September 10th Cystic Fibrosis Run (formerly Devereux Run)

Mr. Toner stated that although there have been no Police reports of problems with the running events or concert series, he has had residents complain to him about parking, number of dogs brought to the events and noise. He asked that the Hankin Group be cognizant of these issues and do everything possible to keep everybody happy. Hankin representative, Becky Reeves agreed.

Mr. Bozarth made a motion to approve the special events outlined above and Mr. Gaines seconded. Mr. Toner asked for public comment. There being none, the motion was carried.

#### Time Extensions:

1. Lionville Commercial, LLC - Old Village Plaza (former Lion Share) 60-day Extension
2. McFadden - 12-month Extension of 12/14/04 Final Approval
3. Harvest Development - Additional 3-month Extension to 3/15/05 Extension

Mr. Gaines made a motion to approve all of the requests for extension and Mr. Toner seconded. Mr. Toner asked for public comment. There being none, the motion was carried.

#### Historical Commission: Voting Member Recommendation - Michael Huffman

The Historical Commission has recommended Mr. Huffman as a voting member to the Commission.

Mr. Gaines made a motion to appoint Mr. Huffman as a voting member to the Historical Commission and Mr. Bozarth seconded. Mr. Toner asked for public comment. There being none, the motion was carried.

#### Discussion: Compensation for DARA Meetings

Mr. Hanley explained that the various Townships are split as to whether or not they will compensate the members.

The Board tabled this item until the next meeting.

#### ANNOUNCEMENTS:

1. 3/28 - Board of Supervisors Regular Meeting - 7:30 p.m.

Mr. Hanley also announced that long time Planning Commission member, Don Bartlett, passed away today.

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

Mr. Kalemjian thanked the Board for lowering property taxes in the Township and asked when the trash/sewer bills are expected to be mailed out. Sewer/trash bills will be mailed out the last week of March for 2005.

Mr. Toner commented that while visiting the Township Building he witnessed the number of calls regarding the tax bills. Many were questions as to whether or not the amount was correct since it was so low.

There being no other business, Mr. Gaines made a motion to adjourn the meeting at 8:15 p.m. Mr. Bozarth seconded and the motion was carried.

# March 28, 2005

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

**Present:** Supervisors: Joseph E. Toner, Frederick W. Gaines and Milton H. Bozarth; Township Manager Doug Hanley; Building/Zoning Officer Tom Cooke; Township Secretary Lynda Phiel; Township Treasurer Susan Bernhard; Township Solicitor Tom Oeste and Chief Davis.

**Minutes:** The minutes of March 14, 2005 were approved by a motion made by Mr. Bozarth and seconded by Mr. Gaines. Mr. Toner asked for public comment. There being none, the motion was carried.

## **BUSINESS:**

### **Discussion - DARA Compensation to Members:**

This item was briefly discussed but tabled at the last meeting. Mr. Hanley reported that along with other townships, West Whiteland has recently voted against the compensation and DARA has dropped it from their agenda.

### **Request - Chester County Craft Guild - Meeting House: Banner**

The Township has received a letter from Debby O'Keefe, President of the non-profit organization, requesting permission to display their 3' x 10' banner along with a 30" x 36" free-standing sign during their craft show at the Uwchlan Meeting House on April 23-24 and November 17-20, 2005.

Mr. Bozarth made a motion to approve the request for the signs and Mr. Gaines seconded the motion. Mr. Toner asked for public comment. There being none, the motion was carried.

### **Pickering Valley Feed - Bill Cracas: Annual Flower Sale**

This is Mr. Cracas' annual request for permission to sell flowers from the parking lot at the Lionville Business Center during the Spring/Summer until July 31, 2005.

Mr. Gaines made a motion to approve the request and Mr. Bozarth seconded the motion. Mr. Toner asked for public comment. There being none, the motion was carried.

### **Eagleview Farmers Market: Annual Request to Have Open Air Market**

The Township has received a letter from Louise Smith requesting permission to hold the open air Farmers Market in the upper parking lot of the Eagleview Town Center on Wednesdays from June through November. Although Ms. Smith was not in attendance, the Board members discussed sign constraints and the possibility of assessing fees.

The Board agreed that they did not see the need to charge each individual merchant but felt that a \$150 fee billed to the organization was acceptable. Also, signage should be limited to one at each end of the Town Center on the day of the market.

Mr. Hanley will contact Ms. Smith for her feedback to the Board's suggestions.

### **Resolution No. 2005-14: Appointment of Electrical Inspection Agency**

The Board approved Code Inspections Inc. to do the electrical inspections for the Township during their February 14, 2005 meeting. This Resolution formally lists them as the Inspection Agency. A separate contract with Code Inspections will be executed shortly.

Mr. Gaines made a motion to adopt Resolution No. 2005-14 and Mr. Bozarth seconded the motion. Mr. Toner asked for public comment. There being none, the motion was carried.

### **Resignation - Rudy Ducharme: Zoning Hearing Board**

Mr. Ducharme has sent a letter of resignation from the Zoning Hearing Board, effective immediately.

Mr. Gaines made a motion to accept the resignation and Mr. Bozarth seconded. Mr. Toner asked for public comment. There being none, the motion was carried.

## **ANNOUNCEMENTS:**

1. 4/06 - Planning Commission - 7:30 p.m.
2. 4/11 - Board of Supervisors - 7:30 p.m.
3. 4/14 - Historical Commission @ Cadwalader House - 7:30 p.m.

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

There being no other business, Mr. Gaines made a motion to adjourn the meeting at 7:44 p.m. Mr. Bozarth seconded and the motion was carried.

