

# London Britain Township Board of Supervisors Meeting

April 8, 2019 approved 5/13/19 at BOS mtg

Chairman of the Board of Supervisors, Chris Whetham, opened the Board of Supervisors meeting at 7:07 PM. In attendance were Supervisors Aileen Parrish and Glenn Frederick, Secretary Carolyn Matalon, Zoning Officer Dave Gargula, Roadmaster Joe Ferguson, Township Engineer Ron Ragan, Planning Commission members Brian Sachs, Stephanie and Les Town, Park and Recreation member Bill Maslanka and several residents.

Executive Session held tonight to discuss personnel and real estate matters.

## Road Report

Joe Ferguson read the March 2019 Road Report (report attached).

### Snow Policy for Mailboxes

Carolyn Matalon presented a possible Mailbox damage procedure for the Township. The Supervisors agreed there should be procedure in place and ask the Planning Commission to research a potential draft Ordinance for a Snow policy.

### London Tract Rd @ New Peltier Rd

This winter the road flooded and froze and created a dangerous condition on the road in this area. Township Engineer Ron Ragan will go look at the area with Roadmaster Joe Ferguson.

Good Hope and Ridgewood Rd- Roadmaster Joe Ferguson asked the Board to consider placing the drainage problem at the intersection on next year's road budget consideration.

Township vehicles- London Britain Township acknowledges that 3 Township vehicles have been advertised for an auction that will be held on 4/13/19 @ Hills Auction located @1465 New London Rd., Landenberg.

## Park Report

Joe Ferguson read the February 2019 Park Report (report attached).

## Old Business

### London Tract Rd

Township Engineer Ron Ragan read the structural investigative report from Structures Unlimited LLC and visited the site of the bridge on London Tract Rd. It is the opinion of the Township Engineer that it is not the responsibility of the Township to repair the driveway bridge that the property owners at 143, 147 & 149 London Tract Rd share.

Roadmaster Joe Ferguson and Township Engineer Ron Ragan will revisit the site and discuss the visit with the property owners. A General Permit 11 Stream Crossing from DEP may be needed by the property owners to proceed with their repair.

### MS4 Update

Ron Ragan discussed the Fall MS4 2017 Township application to renew. He also handled the MS4 renewal application for New London and London Grove. DEP agreed to Ron Ragan's request to wait on submitting the Township renewal application until a review letter is received for the 2 Townships he already submitted. A review letter was received from DEP and there are many comments. There is a new MS4 policy in which every road is an MS4 and follow flows to the streams and wherever it lands is now a MS4. The Township would be required to remove 60% of loads from those areas. Most areas added are not developed areas and should be excluded. If the Township were required to remove the 60+% of loads it would cost the Township hundreds of thousands of dollars.

Ron Ragan is advocating to DEP on behalf of the Township's MS4 renewal to only require the Township to pay its fair share and nothing more.

### New Garden Cell Tower

On 3/28/19 New Garden Twp. had a Zoning Hearing Board hearing and rendered a decision on the proposed cell tower. There were multiple hearings held. The farm located on Yeatmans Station Rd. in New Garden Twp. where the cell tower was proposed abuts a London Britain Township neighborhood. The London Britain Township neighborhood residents approached the London Britain Township Board of Supervisors requesting assistance with their concerns. The Board of Supervisors requested party status to the hearings to gain a better understanding of the impact to the residential properties as well as the White Clay Creek Preserve in London Britain Township. The applicant's attorney presented to London Britain Township's attorney a Stipulation Agreement which the Township signed. This created less impact to the residential properties and the White Clay Creek preserve by moving the proposed tower site closer to the

barn and placing it in a silo type structure. Following the signing of the Stipulation Agreement London Britain Township stepped back from further hearings before the New Garden Zoning Hearing Board. London Britain Township is continuing to look into potential cell tower sites within the Township in areas allowed by the Cell Tower Ordinance. In addition, Supervisor Aileen Parrish has asked Senator Dinniman for his help with the state and a possible collaboration with a cell tower company or carrier on the existing emergency tower located in the White Clay Creek Preserve.

## **New Business**

### Resolution #19-11 Zoning Hearing Board appointments

Chris Whetham read Resolution #19-11 which appoints Theresa Swift as a member to a three (3) year unexpired term which will end 12/31/20 and Kathy Bishop as an Alternate to a three (3) year term which will end 12/31/21. Chris Whetham made a motion to adopt Resolution #19-11 as read. Glenn Frederick seconded and the motion carried unanimously.

### Potential National Historic Status for Welsh Baptist Meeting House in the Preserve

Aileen Parrish noted that years ago a Bi-State Advisory Council established to govern the White Clay Creek Preserve which included representatives from both states was disbanded. In its place, 2 individual state groups were created. The PA group, PA Friends of the White Clay Preserve and CC Historical Commission representative Karen Marshall are excited to apply for National Historic Status for the Welsh Baptist Meeting house in the preserve. The Township Historical Commission will be reactivated to help in this effort. Anyone who is interested in volunteering in this effort should contact the Township office.

Country Walk- Country Walk entrance erosion was discussed by Township Engineer Ron Ragan. Stream restoration at Country Walk as a credit for MS4 is being discussed with Shane Morgan. Ron Ragan will draft a letter to present to the Country Walk HOA. The entrance is the responsibility of the Country Walk HOA.

There being no further business Joe Ferguson left the meeting at 8:23pm.

There being no further business Ron Ragan left the meeting at 8:33pm.

## **Zoning Report**

Zoning Officer Dave Gargula noted there were 5 Building Permits issued for March 2019.

19-2	Morris	4 Old Post Rd	Batting cage/storage
19-9	Moldovan	7 Treetops	Basemt alteration
19-16	Sanders	215 Fern Ridge	HVAC
19-18	DiGiaconio	116 Shadestone	HVAC
19-19	Gordon	401 S Bank	HVAC

## **Other Zoning Matters**

3/18- 18 Joshs Way- food truck

3/14- 5 Crestview Rd- Property Maintenance Code Notice

## **Subdivision and Land Development**

### **Minutes**

3/11/19- Chris Whetham made a motion to adopt the minutes of 3/11/19 as corrected. Glenn Frederick seconded and the motion carried unanimously.

3/25/19- Chris Whetham made a motion to adopt the minutes of 3/25/19 as written. Glenn Frederick seconded and the motion carried unanimously.

### **Business from the Floor**

**Adjournment** Chairman Whetham made a motion to adjourn the meeting at 9:00PM.

Supervisor Frederick seconded and the motion carried unanimously.