

**RYE TOWNSHIP
SUPERVISORS' MEETING
May 20, 2019**

PAGE 1 OF 4

PRESENT: Chairman Jim Sabo, Vice-Chairman John F. Stahl, Supervisor John Schulze, Daisy Lightner, Secretary/ Treasurer, Sean Fedder, and Michael Rugh, Assistant Emergency Management Coordinator.

FORMER SUPERVISORS PRESENT: Charles Kunkle, Robert Lightner, and Ken Quigley

The meeting was held at the municipal building and called to order at 7:00 PM. Chairman Sabo convened the meeting with the pledge of allegiance to the flag. The meeting was recorded to aid with the preparation of the minutes.

CITIZEN PARTICIPATION: Chairman Sabo welcomed everyone and asked if there was any citizen participation at this time. No response was received.

APPROVAL OF THE MINUTES: Vice-Chairman Stahl made a motion and Supervisor Schulze seconded to approve the minutes of the April 22, 2019 supervisors' meeting as submitted. Motion carried unanimously.

MONTHLY MUNICIPAL REPORTS: No Zoning Report was received from recently appointed Zoning Officer, Brian Gilbert, of Wilson Consulting Group, although he has been busy with permits, enforcement, and inspections at the Barlup construction site in the 2700 block of Valley Road. Total fees due for the period of April 23 to May 10 are \$1,431.00.

A Sewage Enforcement Report was submitted by SEO Lenny Sizer of Frederick Seibert Associates listing five (5) activities for May, which included five required annual inspections for Small Flow Treatment Facilities, (SFTF) for a total due of \$500.00. The Secretary/Treasurer noted that the owners of each SFTF agreed and are responsible to reimburse the Township for all expenses associated with the annual inspection.

The Road Report was provided by Road Foreman, Brad Sloop and read by Co-Road Superintendent, John Stahl. The road crew was busy with Spring Bulk Clean-up; delivering tires collected to Mahantango's in Liverpool, marked Lambs Gap Road and Mountain Road for shoulder work and cross pipe repairs, and filled in shoulder areas on both roads; repaired the cut-off saw; chipped brush, and mowed the yards at the Township building.

Vice-Chairman Stahl noted that the School Bus Stop Ahead on New Valley Road east of Heisley Road is faded and in need of replacement. The Secretary indicated she would have the road crew check the type of sign and order necessary replacements.

Robert Lightner of the Recreation Board was present and provided the following update for upcoming events:

June 16- Strawberries in the Park; 6:00 – 7:00 PM; held rain or shine

June 29- Annual Fishing Derby postponed and rescheduled due to recent rains & high water; 9 AM to 10:30 AM; rain date June 30; 1-2:30 PM at the Marysville Sportsmen's Association; Ages 3-15 years old; hotdogs and snacks. Please arrive early before the start time to register.

No Emergency Management Report was presented. Assistant EMC Michael Rugh was in attendance and reported that both Marysville Fire Company and Shermans Dale Fire Company recently purchased new rescue trucks, which cost over \$600,000 each.

The April Treasurer's Report was submitted and read by the Secretary/Treasurer and placed on the front table for review. The reports are submitted and approved by the Board pending the 2019 Financial Audit.

RESOLUTION: Vice-Chairman Stahl made a motion with a second from Chairman Sabo to adopt **Resolution 19-14**, which rescinds Resolution 19-13 previously authorizing the Secretary/Treasurer to take an early withdrawal penalty for a General 66 month CD at Pennian Bank and transfer the funds to the Bank of Landisburg at 3.03%. The Bank of Landisburg no longer offers the 3.03% rate. **Resolution 19-14** further authorizes the Secretary/Treasurer to transfer the General 66 month CD into a 27 month CD at Pennian Bank earning 2.78%, with no early withdrawal penalty. Motion carried unanimously. The Secretary/Treasurer expressed appreciation to Pennian Bank for their generosity in waiving the early withdrawal penalty.

Chairman Sabo made a motion with a second from Vice-Chairman Stahl to **adopt Resolution 19-15**, which authorizes the Secretary/Treasurer to transfer a matured Certificate of deposit entitled "General Checking CD2" at the Bank of Landisburg into a 20 month Easy access CD at 1.45% and change the designation to "2019 Road Projects". Motion carried unanimously.

Supervisor Schulze made a motion with a second from Vice-Chairman Stahl to adopt **Resolution 19-16**, which authorizes a transfer from a 15 month matured Stormwater/MS4 CD earning 1.71% at the Bank of Landisburg, the addition of \$10,000.00 from the General Fund per the 2019 Budget Capital Reserve Schedule, transferred in entirety into a 25 month CD at the Bank of Landisburg at 2.75% for a better rate of investment return. Motion carried unanimously.

The Secretary/Treasurer announced that Rye Township recently received notice that approval was granted from the Department of Environmental Protection, (DEP), for a waiver for NPDES MS4 permitting regulations for the next five years or until April 30, 2024. Acquiring this waiver was very important. If Rye did not acquire a waiver, an engineering firm would have to be hired to comply with the required testing and regulations, the development of a Pollutant Reduction Plan, (PRP), all of which are very costly.

ORDINANCES: Ordinance 19-01 was advertised and proof of publication is on file. Vice-Chairman Stahl made a motion and Supervisor Schulze seconded to **adopt Ordinance 19-01**, which authorizes the closing of Grier Point Road on Saturday, June 8, 2019 from 9:00 AM to approximately 8:00 PM for the Bethel United Methodist Church to safely hold a strawberry/bluegrass festival. Motion carried unanimously.

Chairman Sabo noted that a duly advertised public hearing as required by the Pennsylvania Municipalities Planning Code (MPC), was held immediately prior to this regular meeting at 6:30 PM to accept comments on the proposed revision to the Code of Ordinances of Rye Township, Article XX, Floodplain Overlay Regulations of the Zoning Ordinance. No comments for or against the revision were voiced. Proof of Publication of the intent to adopt the revision to the Floodplain regulations, Article XX is also on file.

Upon due consideration and at the recommendation of the Perry County Planning Commission and the Rye Township Planning Commission, Supervisor Schulze made a motion with a second from Vice-Chairman Stahl to **adopt Ordinance 19-02**, which revises the Code of Ordinances of Rye Township, Zoning, Article XX, Floodplain Overlay Regulations, Ordinance 19-02 repealing Article XX and establishing new provisions in compliance with all State and Federal laws. Motion carried unanimously.

NEW BUSINESS: Upon due consideration and in consultation with Solicitor Altland, Vice-Chairman Stahl made a motion with a second from Supervisor Schulze to approve and execute an Installation and Maintenance Agreement for a Small Flow Treatment Facility between Curtis and Cynthia Whitmer of C & C Enterprises, owners of rental properties at 3523 Valley Road so as to insure the proper installation and safe and orderly operation of the System contingent upon the following:

1. Receipt of a bond equal to 50% of the cost of the equipment and installation
2. Payment in full of all fees

Motion carried unanimously.

The Zoning Officer conducted a follow-up inspection of 2105 Sites Circle property and found basically nothing has been cleaned up. The violation remains. The Zoning Officer advised it was time to contact the Solicitor to proceed with further enforcement actions. Solicitor Altland advised a civil citation be filed with the District Magistrate's office by the Zoning Officer.

Chairman Sabo noted a concern that was brought to his attention with a lack of yard maintenance at 21 Willow Street in Bellview Acres. It was the consensus of the Board to send a courtesy notice to the owner of record.

Chairman Sabo also noted an ongoing concern with the property at 21 Bellview Road. Piles of wood are strewn along the property in the Township road right of way. The yard is not regularly mowed. Weeds and debris are accumulated in the yards. This has been and is a generally unkept property. The Secretary noted that she also received a similar complaint. The Zoning Officer will be contacted to conduct an on-site inspection and begin enforcement measures.

Supervisor John Schulze provided the following summary of the Spring Bulk Clean Up:

Friday, May 3 -	155 residents participated
Saturday, May 4 -	<u>124</u> residents participated
Total -	279

Several residents also came on Thursday afternoon and Monday morning. An estimated 285 households participated. The total number of dumpsters filled was estimated at sixteen, (16), in addition to three dumpsters used exclusively for collecting scrap metal.

Supervisor Schulze advised that next year, severely delinquent accounts will not be permitted to participate in the event. This new policy, along with a summary of the event, will be included in an article in the Summer Newsletter.

Former Supervisor Bob Lightner recommended the Board consider assessing a separate fee for disposal of tires. The cost of disposal to the Township has increased and residents continue to bring more than the permitted four (4) regular size vehicle tires.

Discussion ensued on concerns noted with the annual clean up.

Chairman Sabo announced the following:

- ◆ May 27 - The office will be closed for the Memorial Day Holiday with weekly trash collection rescheduled to Wednesday, May 29.
- ◆ June 16 - Strawberry Festival - Free event; 6:00 PM to 7:00 PM at the New Valley Road Park; held rain or shine.
- ◆ June 29 - Annual Fishing Derby rescheduled; 9 AM to 10:30 AM; rain date June 30; 1-2:30 PM at the Marysville Sportsmen's Association on Kings Highway in Marysville Borough; Ages 3-15 years old; hotdogs and snacks will be provided.
- ◆ May 21 - Election Day - Tomorrow. Polls open at 7:00 AM and close at 8:00 PM.

APPROVAL AND PAYMENT OF THE BILLS: The Secretary/Treasurer provided a May expense check register and submitted the following checks for approval and payment: General Fund Check's #s 16288-16306 in the amount of \$8,753.68.

Payroll checks #s 7558--7568 in the amount of \$4,585.15. No payroll checks void.

Payroll checks #s 7569-7579 in the amount of \$4,435.24. No payroll checks void.

With no further discussion on the bills presented, Vice-Chairman Stahl made a motion and Supervisor Schulze seconded to approve all the expense checks and payroll checks presented for payment and to pay the bills. Motion carried unanimously.

CITIZEN PARTICIPATION: Chairman Sabo asked if there was any citizen participation.

Sean Fedder asked the status of the earth moving activity at 650 Pine Hill Road. He offered that it appears fill was added and a large area of earth moved, which is partially covering an area where a cross pipe drains along Pine Hill Road.

Supervisor Schulze noted that the Zoning Officer conducted an on-site inspection, took pictures, and found erosion measures were in place. While on-site the Zoning Officer spoke with the contractor, who offered that nothing further would be completed until a land development plan is completed and submitted for approval. Supervisor Schulze noted that the Perry County Conservation District, (PCCD), was contacted and granted approval of the E & S measures. Supervisor Schulze noted that he is pursuing a Memorandum of Understanding with the PCCD to mutually agree to better communicate and coordinate earthmoving activities, erosion and sedimentation activities, and related complaints with the local municipality.

The Board will continue to monitor this activity and anticipates the submission of a revised land development plan in the near future.

ADJOURNMENT OF THE MEETING: With no further discussion or business before the Board, Chairman Sabo adjourned the meeting at 7:56 PM. Motion carried.

Respectfully submitted,

Daisy Lightner, Secretary/Treasurer