

## MINUTES

### SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

FEBRUARY 9, 2000

PRESENT: Richard R. Buchanan, Eugene M. Livermore, Peter W. Schnabel and Eric W. Stoley

#### OTHERS

PRESENT: Jon C. Countess, Esq.; James R. Holley, P.E.; Brian L. Sweitzer, Supt. of Public Works; Jeff Keating, Zoning Officer; Ron Silbaugh; Richard Reisinger, David Murphy, Dave Claghorn of York Waste; Terri Reuter of The York Daily Record; Robert Sandmyer; Steve Wilson; John and Nancy Morrell; Robert Miller; George Smith; Sue Prince, Dir. of SRRB; interested citizens

The regular meeting of the Borough Council convened at 7:38 p.m. in the Borough Municipal Building, 35 W. Railroad Avenue with President Schnabel presiding.

#### CITIZEN'S COMMENTS

Ron Silbaugh was present to inform Council that he and Joe began the administrative work to go before the Zoning Hearing Board for the Deer Creek area. He again offered the services of their hydrogeologist at their expense. He was told we scheduled a start date with PA Rural Water for our wellhead protection plan which would be discussed later in the meeting. We are still adamant in our position about not paving over the springs.

Sue Prince and Dave Holland were present to discuss turning the "dump" on Whitcraft Lane into a peewee soccer field. The road would need to be widened and donated topsoil would be brought in. Parking would be available

in the rear and Sue said scheduling would be done so that two games don't overlap.

Council was concerned about noise. The Public Lands, Buildings and Finance Committee will be asked to look at the property with Brian for a report at the next meeting.

Bob Miller was present regarding the garage in the rear of 46-48 N. Main Street in that it exceeds the height limitations, lot area and width and possibly violates other zoning requirements. The garage was started in 1993 and has, over time, become what looks like a two unit dwelling which includes five dormers.

The owner has been informed that no occupancy permit will be issued and he has asked for the return of the sewer tapping fee which was returned on January 18, 2000. Council is concerned this situation got as far as it did and they are going to investigate to see how it happened. Irvin has been informed an occupancy permit should not be issued. Brian stated Mr. Cresswell told him he still wants to connect water and sewer to the garage. No tapping fee will be charged if the use is strictly for Cresswell's own personal use of the garage such as his workshop. If the use becomes commercial such as a photography studio, then a fee would have to be paid. Sol. Countess was asked to send Cresswell a letter clarifying the conditions of connecting to the water and the sewer.

### **APPROVAL OF MINUTES**

E. Stoley moved to approve the minutes of the January 3, 2000 meeting.

R. Buchanan seconded. The motion carried with all in favor.

### **APPROVAL OF EXPENDITURES AND REPORT OF ACCOUNTS**

E. Stoley moved to approve the expenditures and report of accounts for December, 1999 and January, 2000.

R. Buchanan seconded. The motion carried with all in favor.

## **BILLS**

- James R. Holley & Assoc. authority meeting \$105.53; Deer Creek, Proportionate sharing report, Lacy EDU study \$422.10; general engineering \$386.93; reservoir rehabilitation \$236.85; Trout Run emergency generator \$330.85; update sewer plan \$442.50; general engineering from December \$719.28; wellhead protection and nitrate removal \$370.42
- Velda Nickell bookkeeping services for January 20 hours \$600.00
- SRRB concert contribution \$250.00

E. Livermore moved to approve the above bills.

E. Stoley seconded. The motion carried with all in favor.

## **SUBDIVISION AND LAND DEVELOPMENT BUSINESS**

- Market Square – Preliminary/Final Land Development Plan

The plan is to enlarge the Eckerd Drug to include a drive through and to increase or decrease some of the stores in the middle. A special exception and variance are required regarding the front yard encroachment, maximum impervious surface coverage and less parking spaces, some of these problems the Borough created. The new owners plan to revitalize the shopping center to include more green areas.

Eng. Holley said his comments have been taken care of and he told Mr. Wilson and Mr. Sandmyer that grease traps will need to be installed at the restaurant(s) and food store.

R. Buchanan moved to approve the final land development plan contingent upon a favorable decision by the Zoning Hearing Board on the special exception and variance requests.

E. Stoley seconded. The motion carried with all in favor.

## **REPORTS**

Zoning Officer – Jeff Keating

The report for January is on file.

## **PROBLEMS WITH YORK WASTE DISPOSAL**

Dick Reisinger, Dave Claghorn and David Murphy were present to answer questions and to give explanations as to the quality of recent service. The regular thrower was promoted to driver and since the middle of December we have had fill-ins. There were also mechanical problems with their equipment and a lot of illness making the company short-staffed. A regular thrower will be in place now on both collection days. Mr. Claghorn stated he will be stopping in the office more frequently. It was also asked that York Waste Disposal contact the Borough office if there is a delayed schedule. The representatives were told that the cans should be placed up in the driveways or yards, not in the street. It was also made clear that the only time we are to be on a delayed scheduled is when it snows or if a holiday falls on our collection day.

**Water & Sewer** – Richard R. Buchanan

- Wellhead Protection

There will be a meeting on Wednesday, February 23 at 1:00 p.m. with PA Rural Water to discuss the plan and to tour the water system.

- 107 Raypaula Dr.

A backflow valve and meter were installed on January 13. A week later the homeowner discovered a leak at the check valve. The carpet was damp with little or no damage. Brian discussed with the homeowner that this was her responsibility. The homeowner should be told that in the past such claims as this were denied by the Borough's insurance carrier.

- Grease Traps

Brian is working on grease interceptor specifications for restaurants, car washes, and garages. There were some problems recently.

### **Public Roads & Lighting**

- 25 W. Clearview Dr.

The new owner of the former Score King property claims her access or driveway is a Borough alley and should be plowed.

There is a sewer right of way for the force main in this area but the proposed alley was never developed or adopted by the Borough is therefore not an area that we maintain.

- W. Railroad Ave. and Hill Street Intersection

Brian obtained a price on a concrete form for the street sign at the corner of Hill Street and W. Railroad Avenue. Sonatube is about \$10 and enables concrete to form around a signpost.

Brian was instructed to install the concrete form around the street sign with a height of four feet, six inches.

### **Public Lands & Buildings and Finance** – Michael W. Ridgely

### **Engineer's Report**

#### Hydrogeologist

Three proposals were received: Carlyle Gray Associates \$5,500.00; Geological Services, Inc. of Etters \$2,980.00; and Buchart-Horn, Inc. of York

\$5,000.00. Geological Services, Inc. authored two of the original seven DER pilot wellhead protection projects.

R. Buchanan moved to accept the proposal of Geological Services, Inc. in the amount of \$2,980.00.

E. Stoley seconded. The motion carried with all in favor.

#### Street Lights on Northbrook Lane

Jim said Kinsley will be installing four street lights on the residential side of Northbrook Lane.

#### School Drainage Pond

Jim met with Wayne McCullough and water is still ponding at the south end. The School asked for some time to see how the pond is draining in the spring.

#### Trout Run Emergency Generator

This generator will be fueled by natural gas and a right of way will be required from Dwight Summers.

#### Expansion of Borough Garage

Plans are to expand the garage 25 feet to the north and come out 12 to 15 feet on the west side for Brian's office.

#### Future Growth

Jim said the Borough may want to think about future development of the existing farmland and will the offices and public works buildings be large enough to handle the growth. Also, the older the sewer lines get the more maintenance will be required and the Borough may want to think about purchasing its own sewer vacuum truck and other maintenance equipment.

#### Main Street Repaving

PADOT stated milling will be done and the elevation may be raised at the area of Railroad Avenue. The municipalities still have to pay for the curbing.

### **Solicitor's Report**

#### **WaWa, Inc.**

Attorney Jeff Rehmeyer argued the case before Judge Kennedy. The Judge may uphold the Zoning Hearing Board's decision or he may send WaWa back to the Zoning Hearing Board for restrictions to be set.

#### **Hopewell Township Appeal**

Jon said it could take three to six months to hear anything.

### **Public Safety, Welfare and Personnel**

#### **Public Works Conference**

Brian would like to attend a conference sponsored by PA Rural Water from March 28 – 31 at State College.

E. Stoley moved to authorize Brian to attend the conference.  
E. Livermore seconded. The motion carried with all in favor.

### **Secretary's Report** – Cindy L. Bosley

- **Wellhead Protection Grant**

A grant application was completed and will be submitted by the February 11 postmark deadline.

- **E-mail/Internet Service**

Modems were installed on the two computers in the office but there is a problem with the connection with the internet company.

The Secretary was authorized to have a separate phone line installed.

#### 1999 Audit

The audit of the 1999 records will begin on February 15.

#### **York Area Earned Income Tax** – Eugene M. Livermore

#### **Recreation Board/Regional Recreation Board** – Eric Stoley

- By-laws amendments

E. Stoley moved to amend the bylaws to allow an audit committee to audit the records each year instead of a certified public accounting firm.

R. Buchanan seconded. The motion carried with all in favor.

#### **Planning Commission/Regional Planning Commission** – Eric Stoley

#### Regional Comprehensive Plan

Eric stated the York County Planning Commission reviewed the draft with comments and they have met with the reviewer and worked through the comments. A public meeting is set for March 9 at 7:00 pm. at the highschool.

#### Exit 1

The York County Planning Commission was asked to study the exit one interchange as a result of the proposed growth to the east.

#### **Southern Regional Police Department** – Richard R. Buchanan



Buck highlighted the January report. There has been a lot of vandalism in Southern Farms. Nothing is new with regard to the negotiations with Shrewsbury Township. The Borough is due approximately \$6,200.00 in return funds from 1999. Buck asked if the Borough wanted to pay for its share of the speed trailer from these funds. The Masonic Lodge is paying for approximately \$5,000 of the trailer cost.

E. Livermore moved to pay for our share of the speed trailer from the returned 1999 funds.

E. Stoley seconded. The motion carried with all in favor.

Buck said he and the Chief were asked to attend a Railroad Borough Council meeting.

### **UNFINISHED BUSINESS**

### **NEW BUSINESS**

### **COMMUNICATIONS**

A letter was received from Ned Green of 31 North Main Street inquiring if the Borough would take over plowing curb to curb on Main Street in the Village section.

A response will be that this is the responsibility of PADOT and the Borough cannot plow curb to curb just in this area, they would have to do all of the State roads in the Borough to be fair to all of the property owners and we do not want to take on that responsibility.

### **ADJOURNMENT**

E. Livermore moved to adjourn the meeting at 11:03 p.m.

E. Stoley seconded. The motion carried with all in favor.

Submitted by,

Cindy L. Bosley  
Borough Secretary