

**UPPER OXFORD TOWNSHIP
MAY 9, 2016**

Upper Oxford Township Board of Supervisors held their regular monthly meeting at the township building, 1185 Limestone Road, Russellville, PA on Monday, May 9, 2016 at 7:00 P.M.

PRESENT: Scott A. Rugen
Howard S. Reyburn
Charles Fleischmann

Jane Daggett, Secretary

OTHERS: Ronald Ragan, Township Engineer Gary Calibey
Frances Reyburn, Historic Ed Thornton
Tracy Keller John Hoopes

The meeting was called to order by the Chairman, Scott Rugen.

After the Salute to the Flag, Scott Rugen led in prayer.

PUBLIC COMMENTS – There were no public comments at this time.

TOWNSHIP ENGINEER – Ron Ragan, township engineer, presented the Supervisors with a plan to control or divert the water problem at the Heavlow property in the Grist Mill Development. Ron met with the Home Owners Association engineer previously. The plan calls for a series of inlets which would go across Grist Mill Lane, turn and go along to a 36” pipe. This would handle the majority. (4 boxes would drop in the old line). This work would be done in the right of way and not on the Heavlow property. Ron estimated the cost would be approximately \$15,000.00 to \$20,000.00 which would need three telephone quotes. The Supervisors would like a response from the HOA Engineer by our next work session which is May 23, 2016. Ron was instructed to send a copy of the plan to our Solicitor also.

COMPONENT 2M – Ron discussed the on lot disposal maintenance plan which would need to be an ordinance. Ron presented the Supervisors with a draft which he tweaked from DEP. This draft was previously reviewed by DEP and Ron has responded to their comments in this document. Residents would need to do a system pump out or inspection every three years. Ron sectioned the township in three parts. Area one would be done in 2017, Area 2 in 2018 and Area 3 in 2019. Then we would start over with Area 1 and so forth. Additionally a Holding Tank Ordinance and Agreement would need to be adopted also. Ron will bring a draft to the work session. The Supervisors will review the materials presented by Ron and discuss this at the work session.

RATTLESNAKE RUN – Ron was instructed to exam the pipe at Rattlesnake Run and report back to the Supervisors.

MINUTES – Motion was made by Howard Reyburn, seconded by Charles Fleischmann and carried to approve the April 25, 2016 Work Session Minutes and the April 22, 2016 Regular Minutes with the following corrections on the April 11th Minutes:

CLAIR KING – “for purchase of an agricultural easement from Clair King with Chester County
And Upper Oxford Township.

“to adjourn at 10:00 P.M.”

Reyburn – Yea

Rugen – Yea

Fleischmann – Yea

DANIEL TOPP/RICHARD RETTIG SUBDIVISION – The Township received correspondence from their Solicitor regarding Note #8 that was placed on the Rettig Subdivision preventing further subdivision. However, in his opinion Note #8 can be interpreted as prohibiting a subdivision that will create a new lot. Since Parcel A is to be

joined with Mr. Topp’s parcel #57-3-19.2, no new lot will be created and the intent of the subdivision prohibition is met. Attorney Oeste also suggest placing conditions on this subdivision. Charlie will contact Attorney Oeste requesting him to put the conditions in a letter to be sent to the applicant, Daniel Topp and his engineer, Jim Fritsch and also to Mr. Rettig.

SNOW STORM – Howard Reyburn was previously designated as agent for the township in order to execute forms and applications for reimbursement to FEMA for the January 23, 2016 snowstorm.

E & L CONVEYOR – ZONING HEARING – Applicants are requesting a variance from Section 1428.B.1 – minimum lot size for Tax parcel #57-4-23.2. This property was previously a cinder block/concrete block plant. The applicants will store compost to distribute to farmers.

Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to have the township solicitor, Thomas Oeste represent the township and ask questions so that the zoning hearing board can make informed decision and protect the townships interests.

Reyburn – Yea

Rugen – Yea

Fleischmann – Yea

AWARD ROAD CONTRACTS – Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to award the following road contracts:

Seal Coat – In Place

Martins Paving, Inc

Superpave (blacktop)

Allen Myers, LP

Stone

Allen Myers Materials PA Inc.

Heating Oil/Diesel Fuel

Alger Oil, Inc.

Reyburn – Yea

Rugen – Yea

Fleischmann – Yea

ZONING – Scott Rugen read the zoning officer’s report for the month.

HISTORIC – Frances Reyburn reported that a member of the historic commission saw a neighbor of the cemetery picking up sticks and informed him that it was not his job to do so; that the township is responsible for the cleaning-up of the cemetery. Frances also reported on the lack of communication of the zoning officer to the historic commission when a demolition permit is issued. She stated that the commission only has 15 days to review the demolition permit and the zoning officer, Mr. Beers informed the commission that he is required by law to issue a permit within 10 days. The Supervisors will ask Mr. Beers about this state law and also request him to work with the historic commission.

ROADS – The Supervisors have received 10 applicants for the road master position. It was also agreed upon that Rattlesnake Run will need to be paved.

EMERGENCY – a table top exercise will be held May 26th.

MONOPOLE – Charlie reported that the initial group are no longer in charge and that the new company trying to erect a tower at Newark Road and Collamer Road is Tri-Leaf. The township will send a letter to Tri-Leaf requesting party status. The letter should be copied to Chester County Historic Commission also.

BEILER ZONING HEARING – A decision was handed down and the Supervisors see no reason to appeal the decision.

ROAD MASTER APPLICANTS – The Supervisors will pick their favorite four applicants and then have a conference call regarding the top four and then schedule interviews.

ADJOURNMENT – Motion was made by Charles Fleischmann, seconded by Howard Reyburn and carried to adjourn at 8:34 P.M.

Respectfully submitted,

Jane Daggett
Secretary