

**UPPER OXFORD TOWNSHIP
JULY 8, 2024**

Upper Oxford Township Board of Supervisors held their regular monthly meeting at the township building, 1185 Limestone Road, Russellville on Monday, July 8, 2024 at 6:45 P.M.

PRESENT: Scott A. Rugen
Howard Reyburn
Charles Fleischmann
Jane Daggett, Secretary

OTHERS: Carey Bresler, Oxford Public Library Matthew McKeon
Brad Parker Samuel Esch
Levi Miller Samuel Fisher
Chris Fisher

HEARING

AGRICULTURAL SECURITY AREA 7-YEAR REVIEW –A hearing regarding this was held by the Board of Supervisors at 6:45 P.M. Letters were sent to all property owners who are in the Ag Security Area and to the Chester County Planning Commission, UOT Planning Commission and UOT Ag Advisory Committee. Additionally, notices were posted at five locations in the Township and a legal notice was placed in the Daily Local News advertising that UOT would do a review and also when the hearing would be held. Comments were received from Chester County Planning Commission, UOT Planning Commission and UOT Agricultural Areas Advisory Committee after the 45-day review period. The tax parcels were reviewed by the Board of Supervisors. There were no comments. The hearing was adjourned at 6:57 P.M.

REGULAR MEETING

The meeting was called to order by the Chairman, Scott Rugen AT 7:00 P.M. After the Salute to the Flag, Howard Reyburn led in prayer.

AMEND AGENDA – Motion was made and carried unanimously to amend the agenda to add the Basin Retrofit and how to move the project forward.

PUBLIC COMMENTS – There were no comments from the audience.

MINUTES – Motion was made by Howard Reyburn, seconded by Charles Fleischmann and carried to approve the June 10, 2024 Regular Minutes and the June 24, 2024 Work Session Minutes.

Reyburn – Yea

Rugen – Yea

Fleischmann – Yea

CAREY BRESLER – OXFORD PUBLIC LIBRARY – Carey thanked the Supervisors for their continued support to the library. Carey mentioned the programs and services which are offered to the community, both adult and children services. Carey stated that the library would not be able to validate parking at any of the downtown meters. The library will be holding their annual fishing tournament at the Octoraro Lake.

JENNERSVILLE HOSPITAL – Scott stated that an update regarding the opening of the hospital was given at the last Oxford Regional Planning meeting. The hospital hopes to reopen in the Spring of 2025.

ZONING MAP CHANGE – Matthew McKeon from MacElree Harvey was present along with Brad Parker, of Donnelly Enterprises to discuss this with the Supervisor again. Attorney McKeon along with Mr. Parker were here last month and also presented their request to the UOT Planning Commission on July 1st. The Planning Commission recommended that the Board of Supervisors change Tax Parcel #57-8-23.1 from R-2 to C-2. Discussion was held regarding the parking and using up prime agriculture land. Attorney McKeon stated that this was not a typical situation but that the three parcels purchased were a package deal. Supervisor Rugen informed them that the Board

would have a conference call with the Township Solicitor to receive his legal advice and opinion. This will be on the agenda at the August meeting.

SARAH FISHER SUBDIVISION – These two parcels were reviewed by the UOT Planning Commission who recommended that the Board of Supervisors approve the subdivision plans with conditions.

Tax Parcel #57-5-19 – Motion was made by Charles Fleischmann, seconded by Scott Rugen and carried to grant waivers from Section 501.k, physical features be identified on the plan and Section 617, survey monuments be shown on the right-of-way.

Reyburn – Yea Rugen – Yea Fleischmann - Yea

Motion was made by Charles Fleischmann, seconded by Scott Rugen and carried to approve the Sarah Fisher Subdivision Plan contingent upon the Notary dating her acknowledgement of Sarah Fisher and contingent that a restrictive covenant be place on the deed that no further subdivision be allowed.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

Tax Parcel #57-5-7 – Motion was made by Charles Fleischmann, seconded by Scott Rugen and carried to approve the Sarah Fisher Subdivision Plan granting waivers from Section 501.k and Section 617 and contingent upon the Notary dating her acknowledgment of Sarah Fisher and contingent that a restrictive covenant be placed on the deed that no further subdivision be allowed.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

DANIEL STOLTZFUS – Zoning Hearing to be held July 16, 2024. Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried that the township solicitor Thomas Oeste, enforce the Upper Oxford Township Zoning Ordinance.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

THOMAS AND SHIRLEY HERR – Motion was made by Scott Rugen, seconded by Howard Reyburn and carried to approve the Stormwater Best Management Practices and Conveyances Operation and Maintenance Agreement dated April 18, 2024 between Thomas A. Herr and Shirley F. Herr and Upper Oxford Township based upon recommendation of the township engineer.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

HIGHWAY OCCUPANCY APPLICATION BY THE RESERVE AT UPPER OXFORD – application was made to Penn Dot by The Reserve at Upper Oxford for a highway permit. There are outstanding issues that need addressed by The Reserve

RESOLUTION #2024-7 - Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to adopt Resolution #2024-7 authorizing the Secretary to file a description of the properties of the Agricultural Security Area established in Upper Oxford Township at the Recorder of Deeds Office.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

ROUTE 896 and WEBB ROAD – Site Distance – a resident contacted the Township with concerns regarding the site distance at Route 896 and Webb Road. The Road Crew did mow the road banks but there is still a problem with the overhanging branches. Howard will send an email to the Road Master seeing if he could trim the branches.

BASIN RETROFIT PROJECT – Motion was made by Charles Fleischmann, seconded by Scott Rugen and carried authorizing the township engineer, Ron Ragan, to move forward as expediently as possible in this project. Charlie will contact the engineer.

Reyburn – Yea

Rugen – Yea

Fleischmann – Yea

ZONING – Supervisor Rugen read the zoning report.

ENGINEER – Supervisor Rugen read the engineer’s report

ROADS – The road report was reviewed by the Supervisors.

HISTORIC COMMISSION – The latest draft was sent to our Solicitor

PAYMENT OF BILLS – Motion was made by Howard Reyburn, seconded by Charles Fleischmann and carried to approve the payment of bills in the amount of \$67,774.95 from the State Fund and the payment of \$66,974.92 from the General Fund.

Reyburn – Yea

Rugen – Yea

Fleischmann – Yea

PARK PAVILION – The Secretary was instructed to check with the road crew to see if cages were placed over the lights in the park pavilion.

OLD BUSINESS

Comcast Cable TV – The Supervisors will review the Solicitor’s comments

Armstrong Cable TV – Solicitor is working on this

Act 537 – Engineer is working on this

Zoning Fees Schedule – will discuss this at a later date

Retrofit Basin – email will be sent to township engineer

Revised Zoning Map – will email township engineer to hold off on this for now

American Rescue Funds – we can use the funds for Grist Mill

Butler waivers – Solicitor was instructed to send letter to their attorney and engineer

Amish School House – send letter re: construction

Septic Pumping and Records – Charlie is working on this

Old Limestone Road – Scott will contact the owners of this property again

Lecture - Alliance for the Chesapeake Bay will be here 7/16 re: tree maintenance (this was cancelled)

Semi-quincentennial (America 250 PA) Charlie attended the kick-off meeting trying to promote agricultural and ag tourism

ADJOURNMENT – There being no further business, motion was made by Scott Rugen, seconded by Charles Fleischmann and carried unanimously to adjourn at 9:05 PM.

Respectfully submitted,

Jane Daggett
Secretary

