UPPER OXFORD TOWNSHIP OCTOBER 9, 2017

Upper Oxford Township Board of Supervisors held their regular monthly meeting at the township building, 1185 Limestone Road, Russellville, PA on Monday, October 9, 2017 at 7:00 P.M.

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

Jane Daggett, Secretary

OTHERS: Ed Jefferis Karen and Bill Hovis Frances Reyburn Denise Rugen Judy and Mike DeGeiso Bill Beers Margaret and Bruce Rosen

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

PUBLIC COMMENTS - There were no comments from the public at this time.

MINUTES – Motion was made by Charles Fleischmann, seconded by Howard Reyburn and carried to approve the September 11, 2017 Minutes as amended:

Howard Reyburn Land Development Plan – The escrow amount has been "computed" instead of suggested by the Township Engineer.

Approve the Howard Reyburn Land Development "condition upon the administrative" items being completed.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

EXECUTIVE SESSION – The Board of Supervisors held an executive session via telephone conference with their attorney September 21, 2017 to discuss three items; namely, Twistback Society, Rechenberg Zoning and Eco Site Antenna issue.

LEVI GLICK – 2 Lot Subdivision on Draper Lane. This was approved by the Planning Commission October 2, 2017. Motion was made by Charles Fleischmann, seconded by Howard Reyburn and carried to approve the Levi Glick 2 Lot Subdivision Plan, per Project #1402 as revised September 12, 2017 by Concord Land Planners.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

MIKE DEGEISO – Would like permission to meet with the Township Engineer, Ron Ragan. Mike has three different options for a landscape plan to modify and stabilize the walls of the basin. The Supervisors agreed that Mike can contact Ron Ragan and their permission was not needed.

At this time, Howard Reyburn recused himself from the following discussion.

HOWARD REYBURN – STORMWATER BEST MANAGEMENT O & M AGREEMENT – Scott and Charlie reviewed the O & M Agreement and on Line 7 of BMP changed the wording from "low impact design" to "low impact development". Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to approve the amended Stormwater Best Management Practices Conveyances and Operation and Maintenance Agreement.

Rugen – Yea Fleischmann – Yea

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KURT RECHENBERG – The applicant, Kurt Rechenberg is purchasing property on Newark Road and intends to operate a refrigeration design and consulting business. The property is a non-conforming use. A Zoning Hearing has been scheduled for November 9, 2017. The Board of Supervisor will not take a position on the application of Kurt Rechenberg.

Zoning Hearing Alternate, Mike DeGeiso was asked to attend this hearing.

FARMLAND APPLICATION – Motion was made by Scott Rugen, seconded by Howard Reyburn and carried to participate in the 2018 Challenge Grant Program with Chester County and pay yearly installments to the County for farms put in place in the program.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

FIRE PROTECTION CONTRACT FOR 2018 /UNION FIRE COMPANY – Scott informed the others that Union Fire Company has hired a consultant to do a long range study for the fire company.

2018 AMBULANCE CONTRACT WITH UNION FIRE COMPANY AMBULANCE – No action will be taken on either the Fire Company Contract or the Ambulance Contract until we get a copy of the studies from Union Fire Company and also until we get a copy of the contract from Cochranville Fire Company

RIPARIAN BUFFERS – The Township has received a proposal from Brandywine Conservancy to assist with the drafting and adoption of an ordinance to increase riparian buffer protection. Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to accept the Brandywine Conservancy proposal to work on an ordinance for Riparian Buffers

Reyburn – Yea Rugen – Yea Fleischmann - Yea

ZONING – Scott Rugen read the Zoning Officer's report for the month.

ROADS – Scott Rugen read the Road Master's report for the month

HISTORIC COMMISSION – reported that the newsletters will be coming out shortly. The Commission also reported that they are gathering prices and information for historic markers and discussing the criteria for application.

ENGINEER – Ron Ragan attended a meeting regarding the new Floodplain Ordinance. Ron suggested drafting a permit application for the township to use and also educating the public.

PAYMENT OF BILLS – Motion was made by Charles Fleischmann, seconded by Howard Reyburn and carried to approve the payment of bills in the amount of \$66,036.79 from the Open Space Fund and the amount of \$52,099.70 from the General Fund.

Reyburn – Yea Rugen – Abstained Fleischmann – Yea

TWISTBACK ART SOCIETY – Margaret and Bruce Rosen were present to discuss with the Board the letter which they received from the township's attorney regarding their plans to have a "haunted attraction" on their property located on Muddy Run Road. Scott explained that the problem is that the proposed use does not appear to fit with our zoning ordinances. Mrs. Rosen stated that the Twistback Center for the Arts has been an established business since 1969 and that this is considered "Agritainment/Agritourism" and should be allowed. The attraction would only admit 50 people per night. Mrs. Rosen stated that they will have two parking attendants each evening, insurance and also a food vendor on sight that has the approval of Chester County Health Department. Mrs. Rosen also stated that this is a theatrical performance. The Supervisors advised Mr. and Mrs. Rosen to contact our Solicitor regarding this.

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COMMUNITY AWARENESS BULLETIN – We received a bulletin from the Pennsylvania State Police regarding Criminal Scams. We will post this on our website.

HEAT FOR THE HOLIDAYS – The Township received a letter from Oliver Heating, Cooling, Plumbing & Electrical that they are launching their 19th Annual Heat for the Holidays Program. Scott will draft a brief notice for Gail to post on our website.

PARK – Austin Carter will be doing an Eagle Scout Program replacing the fencing at our township park. The Supervisors have agreed to purchase the rails for this project.

GRIST MILL – The Road Master is planning on doing repairs in the Grist Mill development and would like to send letters to the five residents whose properties will be affected by this work and also to the Home Owners Association. They will be repairing a pipe and end wall.

C.C.A.T.O. – Charlie received some information from C.C.A.T.O. looking to address the pipe lines. Presently, there is no ordinance. Charlie will follow up on this.

ADJOURNMENT - There being no further business, motion was made unanimously to adjourn.

Respectfully submitted,

Jane Daggett Secretary