

**West Penn Township Board of Supervisors
27 Municipal Road
New Ringgold, PA 17960**

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**Regular Meeting
Tuesday, September 6, 2022**

Present at the Meeting

**Anthony Prudenti
Timothy Houser
Glenn Hummel**

**Karen Wittig – Treasurer
Katie Orlick – Secretary
Mike Begis – ARRO Consulting
Paul Datte – Solicitor**

I. General

A. Tony Prudenti called the meeting to order at 6:40PM with the Pledge of Allegiance & Introduction.

B. Public Comments on Agenda Items Only - None

C. Review of the Minutes – August 1st & 15th, 2022.

Chairman called for a motion to accept the meeting minutes from August 1st & 15th, 2022. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

D. Treasurer’s Report – August 2022

Chairman called for a motion to accept the Treasurer’s Report. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

E. Approval of Bills – August 2022

Chairman called for a motion to pay the bills and approve the bills for August. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

F. Solicitor’s Report – August 2022

Attorney Datte said the primary thing since the last meeting is finalizing the procedural requirements for the Zoning Hearing. He also said that he was reviewing emails from the Mill Dr. /Lane issue as well. Attorney Datte said he will follow up with the Engineers in regards to the Atlas Park so we can have the property transferred into our name. Chairman called for a motion to approve the Solicitors report. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

II. Land Use

Chairman asked Mike Begis from ARRO Consulting, Inc. to discuss the Agenda items under Land Use. Mike Begis said the Planning Commission reviewed two plans.

A. John M. Sarge Annexation Subdivision Plan

This plan proposes the subdivision of an existing 1.86 acre parcel and annex a .44982 acre to the adjoining .7693 acre parcel. The new lot will contain 1.2675 acre and contains an existing residential structure and out building. The lot is served by an on lot sanitary sewage and an on lot water supply. The residual lot will contain 1.3624 acre and is proposed to remain vacant land. The property is located along Golf Rd. and SR309 and is in the HC District.

Chairman called for a motion to accept the recommendation from the Planning Commission and approve the applicant’s modification request from Article 9, Section 902 of the SALDOs the requirement

of the Mylar being made. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

Chairman called for a motion to accept the Planning Commissions' recommendation to approve the applicant's request for modification of section 1019, requirements for concrete monuments. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

Chairman called for a motion to accept the Planning Commissions' recommendation and to Conditional Approval of the John Sarge Annexation Subdivision Plan contingent of all comments being satisfied from ARRO Consulting, Inc., Bill Brior and the Schuylkill Planning Commission. Motion to adopt Resolution #23 of 2022 Conditional Approval of John Sarge Annexation Subdivision. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

B. D'Angelo School Drive 3-Lot Subdivision

The plan proposes a subdivision of two existing parcels 42.88 acre & 19.87 acre into four new parcels. Lot 1 will contain 2 acres, Lot 2 is proposed to contain 10 acres, Lot 3 will contain 24.682 acres and the residual lot is proposed to contain 26.071 acres. The property is in the rural residential district. Chairman called for a motion to accept the Planning Commission's recommendation to approve the applicant's request for modification of Section 1019, requirements of concrete monuments. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0 Chairman called for a motion to accept the Planning Commission's recommendation to approve the applicant's request for modification from Section 302.C requirements to submit a Preliminary Plan. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0 Chairman called for a motion to accept the Planning Commission's recommendation to Conditionally Approve the D'Angelo School Drive 3-Lot Subdivision Plan contingent of all comments being satisfied from ARRO Consulting, Inc., Bill Brior, Schuylkill County Planning Commission and the satisfaction of the Township Solicitor. Motion to adopt Resolution # 24 of 2022. Tim Houser asked if he put money into the open space/recreation fund because of how many lots were being subdivided. Karen Wittig, Treasurer said he did pay and it reflects on the Treasurer's Report as D'Angelo School Dr. for \$1200. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0 Attorney Datte said there ends up being four lots created that are on either side of the School Dr. The question was for Clean & Green purposes, and joining them as single lots for Clean & Green purposes. Attorney Datte said he needs to talk to the Surveyor and asking him about how they want to accomplish that. The lot themselves come to the North and South Right-a-way of that road. The road is really not included in those lots. Attorney Datte feels that won't defeat their intended purpose treating two lots and two lots as adjoining lots for clean & green purposes because they both meet the 10 acre requirements. Chairman recognized Rob Lilly, new pt. police officer that attended the meeting. Chairman also, thanked Karen Wittig and Katie Orlick for doing an outstanding job preparing and having organized records for the yearly audit. Chairman commented them on being team players and working together to get the job done.

III. Operations

A. Engineer's Monthly Report – August 2022

Mike Begis discussed his report with the Board of Supervisors. He said he is continuing giving assistance with the DCNR project as needed. He provided a draft sketch and estimate for ADA Improvements to be funded through the CDBG program. Chairman explained CDBG program and what the funds can be used for. Chairman asked the secretary what CDBG funds are available. Secretary said we have 2018 funds of

\$67,005, 2019 of \$77,668, and 2020 of \$79,935. We also have 2021 & 2022 which the secretary didn't have those amounts at that time. Chairman stated that we are using some of those funds for our parks to add more ADA accommodations at our parks. Chairman calls for a motion to accept the Engineer's monthly report. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

B. Code Enforcement Monthly Report – August 2022

Mike Begis from ARRO Consulting said he submitted the Code Enforcement Report to the Board for review. He asked the Board if they had any questions. Chairman said he would like to talk about fines for not acquiring a permit. Chairman said right now the fine for not getting a permit is double the application fee. Chairman feels we should go with the highest fine we can for building without a permit. Attorney Datte said it is something we need to look at in regards with the new zoning ordinance, under the remedy section. Attorney Datte said in the new Ordinance it could be up to a \$500 fine given by the magistrate. Chairman called for a motion to accept the Code Enforcement Monthly Report. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

C. Sewage Enforcement Officer's Monthly Report – August 2022

Chairman read the sewage enforcement officer's report. The report consisted of 1 new permit application, 1 Test Probe, 3 site evaluations, and 8 Interim Inspections 3 General Field Inspections, 1 Malfunction Inspection, 3 Subdivision reviews and 1 Residual Tract Inspection. Chairman called for a motion to accept the Sewage Enforcement Officer's monthly Report. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

D. Road Department's Monthly Report – August 2022

Chairman read the Road Department's Monthly report. The report consisted of General Maintenance to the Township Building & Equipment, Fixed potholes along various Township roads with cold patch, Installed Septic Tanks at J.E. Morgan Park, Replaced pipes on Ridge Cup Rd., St. Peter's Rd and Shady Lane, Installed drainage & Culvert boxes on Mill Dr., Hauled Dirt to J. E. Morgan Park, Mowing Shoulders along Twp. Roads and Fixed Signs along Twp. Roads. Road Master also met with Soil Conservation to approve and finalize paperwork for Mantzville Road Grant Project. He also applied for a Dirt & Gravel Road Grant for Rabbit Run Rd. and a Low Volume Grant for High Drive. Chairman read the Maintenance Report.

Chairman called for a motion to accept the Road Department's Monthly Report. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

1. Fort Franklin Speed Limit Signs – Chairman asked the Board of Supervisors, if we are allowed, can we install speed limit sign on Fort Franklin. It would be at no cost to the Township because someone would like to buy the signs. Attorney Datte said we would have to adopt a Resolution establishing Fort Franklin a residence district. Board agreed to have Attorney Datte work on it.

2. Municibids

Chairman said the winning bid for the 1979 Owens Classic Trailer was from Heriberto Severino, Philadelphia, PA. The starting bid was \$700 and the final bid was \$4,050. Chairman said winning bid for the Kuhn TB18 6ft Flail Mower was from David Leinbach, Mohnton, PA. The starting bid was \$500 and the final bid was \$2,800. Chairman called for a motion to accept the winning bids. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

E. Police Department Report – August 2022

Chairman read the Police Report. The Police Dept. had 8,302 miles patrolled 195 total citations & warnings, 11 motor vehicle accidents & 127 total calls. Chairman read the Police Dept. Topic. Chairman thanked Delroy Haas for his donation that purchased Stop Sticks for the Police Dept. Chairman also thanked Frank Niedespol for re-applying the 911 decal to the police truck, which he did not charge for his services. Chairman also said the Police Chief would like to address a letter dated August 22, 2022 from Signal Service and the Chief would like to discuss a Traffic Service Project Agreement. The discussions were postponed due to a police call. Chairman called for a motion to accept the police report. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

F. Fire Company Monthly Report – August 2022

Chairman read the Fire Company's report. 25 Total calls for the month of August. The report consisted of 7 motor vehicle accidents, 5 wire/tree down, 2 automatic fire alarm, 1 medical assist, 3 brush fires, 1 structure fire, 2 landing zones, 1 Fire Police and 2 Chief Requests. The department had their monthly meeting. No other events happened due to mechanical failure of the AC unit. The Department had Pumping Training, Pump Operations, Truck & Building Maintenance, Rural Water Movement Class and Med Evac Seminar. Chairman called for a motion to accept the Fire Department's Monthly Report. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0
Chairman announced September 11th is the next Fire Company Breakfast.

G. Ambulance Monthly Report – August 2022

Chairman read the Ambulance Report. The report consisted of 16 Call for the Month of August, and 209 Year to Date. The calls included Breathing Problems, Chest Pains, Falls, Sick, Stroke, Traffic Accident, Abdominal Pain and Allergies. The calls were from 1 New Ringgold, 2 Tamaqua and 13 West Penn. There were 6 BLS Transports, 1 Canceled, 1 Refusals, and 4 ALS Transports. Receiving Hospitals were Lehigh Valley Carbon & Cedar Crest, St. Luke's Miners, Geisinger St. Luke's and St. Luke's Carbon. 30 calls for the month of August. Truck 935 had 14 calls and truck 937 had 2 calls. Chairman called for a motion to accept the Ambulance Report. Glenn Hummel made the motion to accept the signed report. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0. Jody Bachert signed the Ambulance Report. Treasurer, Karen Wittig asked Jody Bachert from the Ambulance to supply BK Auto with their tax exempt form.

IV. Old Business - NONE

V. New Business:

A. Repository Bid for 0 Atlas Dr. – Chairman said Parcel No: 37-12-0006.000, 0 Atlas Dr. is being sold at the repository sale \$1,385.54. The purchase Price was \$1400.00. The bidder was Terry Lee Werley. It is a quarter acre and it is vacant land. Chairman called for a motion to approve. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. 3-0

B. Chairman read the Fair Housing Resolution aloud. Chairman called for a motion to adopt The Fair Housing Resolution # 25 of 2022. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

VI. Correspondence:

A. WP Lions will be having a “Picnic at the Park” on Saturday, September 10, 2022 from 12PM-5PM.

B. ESRC Donation – Chairman said the ESRC increased their dues by 20%. They are asking the Township for \$3600 instead of \$3000. Chairman called for a motion to pay the dues with the increase. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

C. 2022 Fall Clean up and Recycling Event will be at Tamaqua Transfer the week of Sept. 12th from 7:00AM-4:30PM.

VII. Business from Anyone on the Board

A. Tim Houser asked the status of Chestnut Circle. Tim Houser asked about a property on Mush Dahl Rd. close to Clamtown Rd. someone has a bunch of trailers stuffed with refrigerators and other scrapes. Tim Houser’s concern is if the person is running a scraping business.

B. Reminder Budget Workshops begin September 19, 2022, following the Morning BOS Meeting.

Chairman asked Pt. Police Officer Rob Lilly to remind the Chief about the Budget meeting. Chairman asked the Secretary to remind the Road Master.

C. Glenn Hummel asked Attorney Datte, when will the Township be able to get ownership of the Atlas Park? Attorney Datte said he has to prepare the deed, get a hold of the owner and he will take care of it.

VIII. Public Comments on General Items

Brian McQuillen – Penn Dr. – said that he has been exchanging correspondence with Shannon Darker from ARRO Consulting, Inc., the Township Zoning Officer, about the Mill Lane Property. He shared the correspondence with Attorney Datte, Bill McMullen and Katie Orlick so everyone would have copies. Brian McQuillen said Shannon Darker implied that the property was Agriculture. Mr. McQuillen said it is Zoned Highway Commercial. He feels that the Tuscarora Grain Co. has been conducting operations illegally without the proper permits. He referred to his letter dated 8/22/22, outlining his position. Shannon Darker feels the existing activities under Agricultural Industries conducted on this Parcel with in the HC is pre-existing non-conforming use on the parcel.

Attorney Datte addressed Mr. McQuillen’s concerns. The issue of abandonment of the use is not as clear cut as Mr. McQuillen thinks, because there is a provision. Attorney Datte gave Mr. McQuillen a citation of a Supreme Court Case about similar circumstances. Attorney Datte said on the issue of abandonment of a use, the provision in the Ordinance, based on the decision of the Supreme Court creates a presumption of abandonment that can be rebutted. Attorney Datte said he would like Mr. McQuillen to read the Supreme Court Decision about abandonment in this case because it is a similar situation and understand that is how we will be guided and how we are going to deal with this situation.

Mr. McQuillen said in that regard and the understanding that the current zone of the Township indicates if the use is not continued from 740 days consecutively then that use is considered abandoned. Mr. McQuillen feels once it has been abandoned it has to comply with the existing requirements of the district. Mr. McQuillen referred to his second part of his letter to Ms. Darker, indicated that if there is a non-conforming use, and they want to continue the use, then they have to come to the Township and register as a non-conforming use. Attorney Datte gave Mr. McQuillen the case to read which addresses all of his issues he has been talking about. The case is Latrobe Speedway Inc. vs. Zoning Hearing Board of Unity Township. Mr. McQuillen would like the Board to consider a case in East Brunswick Twp. about the Bio-Solids and the fight they did for their Twp. Mr. McQuillen wants support of the Township. Attorney Datte addressed the issue by stating that this Board of Supervisors, has done nothing for your group

from day 1, other than support you in this situation. Attorney Date stated it has to be done right. Attorney Datte stated that this Board represents all the folks in the Township and not just his residents. Attorney Datte stressed we are supporting you but we will do what is right not what you think needs to be done. Chairman said we are creating an Ordinance that we can defend. If we didn't we would be throwing Township money in the garbage.

Brian McQuillen asked if there were any permits issued to this company. Secretary said they applied for a permit for Agricultural Farm Operation emailed on August 19th to Shannon Darker. Secretary said roasting of the soy beans was denied on August 24th.

Brian McQuillen reiterated what he stated at the Zoning Hearing. Mr. McQuillen questioned why a permit wasn't applied for by Tuscarora Grain Co. for the modification of the Grain Silos or for concrete pad or driveway. Secretary stated they were issued a driveway permit. Mr. McQuillen feels it is not a farming operation. He believes it is an Industrial Agricultural Business that should not be permitted to operate there. He feels that the Tuscarora Grain Company should know they need to get the proper permits. Brian McQuillen feels they should be required to do a Land Development.

Brian McQuillen feels there has been three or four owners of that property and all of them did something different on that property. None of those owners stored manure or did that kind of operation. Attorney Datte said that may be a good analysis of that thing and the fact there has been multiple property owners. Brian McQuillen's intent to fight this under those terms because there has been multiple owners and multiple uses on that land.

Kevin Hoppes – Mill Dr. - claims he had a polluted well already and it cost him over \$2000 to fix. Kevin Hoppes said do I know if it is from that farm, no but it cost him a lot of money. His wife has asthma. Mr. Hoppes said whatever happens he wants to make sure the Board will make sure we have safety from problems like this that are destroying the value of their property.

Andrew Smyre - Mill Lane – he owns Lazy Dog Farms and is part owner of Tuscarora Grain Co.

He wanted to point out that he does know about Agriculture and seeking out to follow regulations. He said prior to purchasing the property and prior to building anything they called the Township about permits. He said the Township said no that he is Agricultural and he is farming.

Mr. Smyre made it clear that if he needs permits, he will apply for permits. He does not want to break rules that is not his intent at all. Mr. Smyre wanted to clarify somethings. The property is operated by Lazy Dogs Farms, they are the renters of the property. They are in a lease with Tuscarora Land Company. Mr. Smyre stated he is a farm, they do farm and they have been farming here since 2015. He follows all the Nutrient Management Regulations set up by the SCC and DEP and they run Nutrient Balance Sheets, which dictate all manure use on all properties. Every lease that they sign with every landlord has a specific provision in the lease that does not permit the use of BiOSolids on a single parcel of land they use. Mr. Smyre said as an Organic Farmer we are never allowed to use BiOSolids. They will never be spreading human waste ever. The majority of the manure is delivered right to the field. The storage they are using on the property is a temporary storage for the manure. There are times when the fields are too snowy or wet to spread the manure and it is not appropriate to drive a dump truck onto the fields. When they would dump the manure on their pads which are approved sites by the manure management plan & the SCC. It is a sealed concrete surface and has a berm around it. He referenced the DEP report he submitted to the Township. He took the crop land out of production so there is not any manure being spread over any of the four fields that are on that farm. They put it all on permanent grass

to protect the water and prevent any soil erosion. As far as storage they only upgraded the facilities. They didn't increase size. They upgraded the fans to a quieter version of what was there originally. The Propane tanks that were sighted on the property have been there, we just painted them and had them recommissioned by a propane company to make sure they were professionally installed. That was done under the guide that they were improving what was already there for their Agricultural Operation. Tuscarora Grain was started to market Organic Grain from our farms in West Penn Township. It is very challenging to move grain and find markets for niche products across country. For example wheat that we grow here for Wegmans gets sent up to NY to get milled to get shipped out and distributed. They grow very high end custom grains in this area, specifically for food and backyard feed to support our community. When they wanted to have more storage they found that the Mill was for sale. It already had existing bins, it was an existing site use and call the Twp. and said they didn't need anything, they felt it was a go. Chairman said when the Township was called, we felt it was Agricultural but what Mr. McQuillen pointed out it sounds like an Industrial Agricultural Use. Tuscarora Grain was started as a farm base operation to support their actual operations. Mr. Smyre said this year he did not have enough grain to fill the bins completely there so they had the opportunity to lease out the storage to Tuscarora Grains that was able to make some money on those bins. He is not saying that is what it would be forever a site where there is commercial grain coming in and out. It will always serve as a farm grain storage for our grains that are produced by our farms in West Penn Township.

Chairman said the problem some residents brought up are the smoke, smell and the possibility of contaminating wells and truck traffic. Mr. Smyre said Truck Traffic is easy to address, because they have GPS markers that they can prove that there is less than one semi / day that goes in to that facility. The farm hauls grain in and out of the field with the field dump trucks. They work later sometimes but not after dark. He stated that he wouldn't run trucks at abnormal hours out of that facility. Mills are not opened then. Tuscarora Grain owns one truck and has one driver. He said Tuscarora Grain has a secondary rail site that they use for storage. Mr. Smyre said as far as manure and nitrates, there is not much they can do. The grain isn't a contamination issue and they do everything they can on the manure side. He spoke to everyone including DEP and the SCC. DEP came on site to inspect their site and there were no issues. The Conservation District has copies of all the Plans, which are approved by the SCC Council. We will try to limit the impact but we are farmers and we are doing everything we can to comply.

Chairman said our Township deals with concerns, and when we received all the concerns, we contacted Brittney Moore, in the Conservation District who is the Agricultural Coordinator for the County, Tim craven from DEP, We spoke to the State Department of Agriculture, Shelly Dehoff, Stephanie Zimmerman, Walt Remmet and Amy Zerbe. We are trying to put as much information together from these different agencies to see if you are in violation of any rules. Mr. Smyre said you will not find any violations. We welcome the Township to do any investigations. They also welcomed DEP to come and inspect when they were roasting of the Soybeans. DEP inspected the machine and also did an air quality test, which we were in compliance.

Attorney Datte said the issue is from the Township perspective is, what is Agricultural Industry? Which is the term in our Zoning Ordinance, defined as the process, testing, treating, packing or storing of Agricultural products. We feel that the roasting of the soybeans was processing, treating of an Agricultural Product. We believe that aspect of it, the roasting is Agricultural Industrial. Agricultural

Industries are permitted by right in the Agricultural Zoning District and the Industrial Zoning District, it is not permitted in the Planned Highway Commercial Zoning District.

Attorney Datte said to the best of our knowledge the roasting of the soybeans never occurred on that property prior to you starting the operation. That would be a change of use. Attorney Datte said there is fact gathering that needs to be done. Mr. Smyre said he wanted to make clear that he is a farm, and he will always be a farm.

Chairman said he is impressed with the fact that the farmers want to conform. He also wants the farmers to understand the position the Township is in. The Township is obligated to protect everyone in the Township. The residence around the farm feels they are hurting their quality of life. Chairman said he hopes we can come up with some type of settlement to appease everyone. Whether you put scrubbers on, only roast at certain hours of the day, or cut truck traffic down. Mr. Smyre said we can limit the amount of manure stored on site, trucks limited to 8AM – 6PM coming in and out of the site and they will also investigate all technologies that is reasonable to put on that roaster to eliminate the concerns. Attorney Datte encouraged the farm and the neighbors to talk. Mr. Smyre said one final point he is on a continual improvement project for this property. Chairman thanked him for coming. Attorney Datte stressed Communication. Brian McQuillen feels it should be stated in public record that the farmers do not reside in the Township. Mr. McQuillen also asked Attorney Datte to look up Commercial Crop Storage definition because he said that is not allowed. He wants to make sure Agricultural Industries and Commercial Crop Storage is specifically not allowed on that property.

Chris Johnson – Mill Lane - thanked the Board. He said they will do whatever needs to be done. They are willing to look at different ways to resolve concerns. He said he would be glad to talk to anybody after the meeting.

Terri Knoedler - Fort Franklin – aske what was the Supreme Court Case Attorney Datte was referencing. Attorney Datte state it is the Latrobe Speedway Inc. vs. Zoning Hearing Board of Unity Township. Terri Knoedler expressed her feelings about proving when the trucks run with the GPS system that is on the trucks.

Ilisa Sackhoff Hoppes said she knows that there has been two or three trucks running between 2AM and 4AM because she takes a walk before 6AM. She said one of the truckers asked her for directions. Chairman feels that can be solved by hours of operation. She also commented on DEP and their approval. She said they were approved based on being Agricultural not Agricultural Industrial. Attorney Datte stated that you shouldn't get confused, we were trying to check what the regulatory requirements were for the operation. DEP or the Department of Agriculture doesn't have any impact on The Zoning issue. The issue is whether or not there were any permits or approvals that were required from those state agencies perhaps they didn't get. We contacted those agencies to better educate ourselves for this process and how they are regulated.

Chris Johnson and Andrew Smyre both stated that they do not roast oat. They roast soybeans and they are organic and no round up comes off their soybeans.

Chris Johnson said if anyone is seeing trucks in and out of the farm at crazy hours, like 2AM AM- 4AM, please call the cops. He said they are not operating then. They try to keep the operation from sun up to sun down. He will stop the 6AM schedule.

Delroy Haas – recycling tires. Chairman said the Schuylkill County Recycling Program does take tires for a cost.

Jamie Schellhammer – asked about the requirements for the 25MPH speed limit. Attorney Datte said don't quote me but there has to be at least 300ft. concentrated residential properties on the stretch of the road that you want to reduce the speed limit to 25MPH. It is called a resident district. He wasn't sure if Fort Franklin would qualify for that.

Ronald Wehr – Applejack Lane – feels that if we want to remain rural our Township Roads are not made to drive 55MPH. Why can't we have 35MPH speed on all of our Township roads? Attorney Datte said we would have to do a speed study in order to change the speed limit to 35MPH. Tim Houser said our Township is changing. He agreed with Mr. Wehr but we get Liquid Fuel Tax money and we have to go with what the state tells us.

Paul Driesbach – questioned why the County doesn't collect electronics anymore.

Todd Deem – asked the BOS if they can extend the 35MPH speed limit by Kneppers. Attorney Datte stated we could not extend that because it is on a State Highway. PennDOT would have to do that. Mr. Deem also requested to ask PennDOT to put in a 4 way Stop Sign at the intersection of SR309 & SR895. Chairman asked the secretary to reach out to PennDOT.

Glenn Hummel asked to amend the Agenda to include Police Traffic Service Project Conditions Agreement. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor, Motion was carried. 3-0

Chairman called for a motion to approve Police Traffic Service Project Conditions of Agreement of Grant Extensions for getting grants for DUI Check Points and Highway Safety. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

Glenn Hummel also talked about our signal service inspection. Chairman said Signal Service inspected the traffic signal at SR309 & SR443 at Leiby's Intersection. Signal Service recommends we repaint all lines at the intersection and they recommends all LEDs on all signals used at that intersection. Chairman asked the Chief to get a price on the items above.

IX. Executive Session - NONE

X. Adjournment

Chairman called for a motion to adjourn at 9:03PM. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

Transcribed By:

Katie Orlick

West Penn Township Secretary