

The Peach Bottom Township **Board of Supervisors** met on **May 1, 2019** at 7:00 p.m. in the Municipal Office Building. Members present David Gemmill (Chair), Michael Kahl (Vice Chair), and Andrew Jarvis.

- **Motion** to accept the minutes as presented was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Public Comment

Chip Diamond, resident at 141 Ailes Road, questioned the road debris dumped on the Residentially Zoned Delta Borough property located on Quarry Road. Mr. Diamond was informed that the debris is to be relocated.

New Business

Meredith Robinson-Yakelis, Treasurer for the Old Line Museum, addressed the Board. The museum would like to hold a fund raising Festival at the Recreation Center. The festival would provide Irish music, food and alcoholic drink tastings. A one day liquor license and insurance will be submitted to the Township. The Festival, if approved, would be held on September 21st between 2 and 8 pm.

- **Motion** to approve the proposed Festival to be held on September 21st was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Ruth Ann Robinson, curator of the Old Line Museum, asked for a letter of approval from the Supervisors to hold small games of chance at the concerts and festival.

- **Motion** to provide an approval letter for small games of chance at the Recreation Center Events was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Installation of a Port-a-pot at the Recreation Center was discussed. Concerns of misuse were noted. The Township would need to build a barrier around the structure. The Supervisors stated that this can be installed on a trial basis. The use of the port a pot can be added to the pavilion or stage rental contract.

Homeless Shelter - Faith Community Chapel Inc., 424 Broad Street Extd.

Richard Magnifico owner of 306 Broad Street Extended requested information from the board.

- What information does the Township have about this project to date?
- Have prior facilities been evaluated for positive benefits and shortcomings in your review?
- Who will be the primary liaison with the Township on the facility operation?

The Board of Supervisors has only received general information; no definite proposal has been submitted.

Pastor Beth Holtz addressed the questions by informing the board and attendees that they have been meeting once a month to look at policies and procedures. They are reviewing Harford County Homeless Alliance for sheltering during cold months. This process started almost 2 years ago, it grew out of need. The committee has researched and visited other

shelters. A cold weather shelter is provided for approximately 10-12 weeks during the coldest months. The applicant would be required to go through the Mason Dixon Community Services to be provided space at the shelter. The facility will have security and food will be provided.

Tom Connaghan, owner of 616 Broad Street Extd., noted that you can basically look into the elementary school from the back of the proposed shelter location.

Cynthia Connaghan also of 616 Broad Street Extd., does not want the children exposed to people with bad intensions. We already have a drug problem in the area, we need positive things.

Planning Member Diamond informed that the Township Zoning does not address homeless shelter.

Bill Tenney, 332 Ailes Road asked if there was a difference between an Emergency Center and a Homeless Shelter.

Ruth Ann Robinson, 1037 Atom Road stated that we have needy people, but does not know what the answer is.

The attorney recommended they start with the Zoning Officer, South Penn Code Consultants. A homeless shelter is a separate use from a House of Worship. They will probably need zoning relief or a variance.

Ray Plummer, owner of 307 Broad Street Extd., informed that he volunteered at St. Mary's Church in Pylesville when they offered their facility for a similar overnight housing for the homeless. They provided food and a place to put sleeping bags for the night, they did not have problems, in the morning the people went on their way, they had rides to get to where they needed to be during the day, he in favor of this.

Ordinances

SECTION 307 Keeping of Animals – amendment advertised for enactment.

(3) All outdoor areas shall be enclosed with fencing to prevent the escape of livestock; such fencing must be set back at least ~~ten (10)~~ one hundred (100) feet from any road right of way line. Livestock may not be kept within 100 feet of a neighboring dwelling or within 100 feet of a road right of way.

➤ **Motion** to close the Board of Supervisors Meeting and open a Public Hearing was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Sharon Kahl - 5618 Delta Road, stated that the agricultural zone should be exempt from the ordinance.

Deborah Boylard, questioned the setback on private roads. She was informed that the ordinance only references public roads.

Janet Fulcher, 553 Lay Road, noted that this could be a hardship for smaller lot owners where they only have a few animals.

Planning Member Diamond explained that the reasoning for going from 10 feet to 100 feet is that you buy a house and expect a certain quality of living. We want to keep the livestock out of the front yards on small lots.

Supervisor Gemmill noted that there have been prior issues; we need to be good neighbors.

Alena Cox, 118 Gemmill Road, informed that she has a fence all the way around her property and her chicken coop is right next to the road.

She was informed that right now her property is grandfathered. And fence replacement can be done as long as you do not encroach any further into the road setback

Sammy McConnell noted that the animals need to be fenced; this is not the Wild West.

Ruth Ann Robinson, 1037 Atom Road, questioned if this will impact the Amish?

Clarification, yes if they live on 5 acres or less, then it will impact them.

Dave Thompson, 5713 Delta Road, added that the Township has an ordinance about putting sheds in your front yard. It is consideration of neighbors and property values, in a residential setting; what happens to the neighbors and their property values when the front yard becomes a barn yard.

Mike Kurek, 560 Orchard Road, asked the board to consider how this will affect the Amish Community.

- **Motion** to close the Public Hearing and open the Board of Supervisors Meeting was made by Supervisor Kahl and 2nd By Supervisor Jarvis, vote 3/0.
- **Motion** not to adopt the proposed amendment to Section 307 Keeping of Animals in its present language and return to the Planning Commission for adjustment was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

SALDO – Section 407 Completion of Improvements

Section 804 Cartway Paving

- **Motion** to advertise the amendments for adoption at the June Supervisors Meeting was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Reports

Solicitor –

Ellis and Hodges - 239 Sycamore Trail, Map 1 Parcel 182

Violations under the Uniform Construction Code and Sewage Permit Ordinance.

Mr. Hodges was served via publication; Mr. Ellis is in the process of petitioning the court to get the property sold. Attorney Sharnetzka recommended the Township wait until the property sells since the Township has a large lien against the property to recover costs.

An appraisal has been ordered by South Eastern School District for the Exelon Plant on Lay Road.

Amy Kreutzer, owner of 9 September Lane, Map AP Parcel 11T, is now in compliance of the Sewage On-Lot Management Ordinance and will make fine payments to the Township.

Edwin Grimmel, owner of Greenwood Forest, Madelyn Drive, Resubdivision Map 10, consisting of 12 dwelling lots. The plan has been recorded and bonding is in place.

Municipal Night at the Revolution will be held on May 31st.

The Township was contacted by Two Farms Inc., owner of the Royal Farms convenience store located at 933 Broad Street Extd. They are requesting the Township hold a public hearing for the transfer of a Restaurant Liquor License, from York Township to the Broad Street location.

- **Motion** to advertise a public hearing to be held on June 5th for the intermunicipal transfer of a Restaurant Liquor License was made by Supervisor Jarvis and 2nd by Supervisor, vote 3/0.

2018 Audit Report

In response to issues raised by a Township Auditor, the contractors have been made W2 employees and have also been added to the Townships CDL testing consortium even though they are also tested in their full time jobs.

A written response was not provided to the auditor since the Township attorney feels that employment issues are considered client privileges.

Treasurer Report

- General Fund - \$1,709,355.59
- Liquid Fuels Fund - \$305,629.37
- Sewage Fund - \$21,758.88
- Recreation Fund - \$5,284.57

- **Motion** approving the payment of bills was made by Supervisor Kahl and 2nd By Supervisor Jarvis, vote 3/0.
- **Motion** authorizing payment for road projects from the Liquid Fuels Fund when bills have been presented was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Supervisors

During the month of April the road crew has replaced pipes and pulled shoulders in anticipation of yearly paving. Paving has commenced and almost completed on Cook, Wise, Hushon, Cold Cabin and Ailes Roads.

The seniors would like permission to put markings on the Recreation Center parking lot to play Pickle Ball outside.

- **Motion** to allow markings on the parking lot for Pickle Ball was made by Supervisor Gemmill and 2nd by Supervisor Kahl, vote 3/0.
- **Motion** to adjourn at 8:25 p.m. was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.