

MINUTES
PUBLIC WORKS COMMITTEE
FEBRUARY 6, 2023

The Penn Township Public Works Committee convened on Monday, February 6, 2023, meeting at 7:22 p.m., following the Public Safety Committee Meeting. Present were Chairman Heiland, Commissioners Allison, Brown, and Elksnis. Also present were Township Manager Rodgers, Township Engineer Bortner, Zoning Officer Smith, and Township Secretary Sweeney. Commissioner Berlingo was present via cellphone. The following items were discussed:

ANNOUNCEMENTS: There were none.

APPROVAL OF THE MINUTES: The minutes of the January 3, 2023, Public Works Committee meeting were approved as submitted.

CITIZEN'S COMMENTS: There were none.

AQUAPHOENIX SCIENTIFIC BOND: Engineer Bortner suggested reducing the bond amount for AquaPhoenix Scientific from \$535,769.05 to \$105,752.65. The Committee recommended approving the reduction.

OAK HILL DRIVE (BERWICK TOWNSHIP): Engineer Bortner reported letters notifying residents of paving work on Oak Hill Drive were mailed, and notification was also sent to Berwick Township. Mr. Bill Scott, 85 Municipal Road, and Mr. Gavin Zeigler, 143 Carlisle Street, Gettysburg, representing Berwick Township were in attendance to request extending the paving of Oak Hill Drive into Berwick Township approximately 275 feet, finishing the road. They stated Berwick Township would do all the prep work on the additional footage and will reimburse the Township for any cost incurred for the paving. Engineer Bortner had no issues with the request. The Committee requested to see the cost involved prior to making any commitment.

HERSHEY HEIGHTS ROAD: Engineer Bortner reported that a resident reached out after receiving the paving notification letter and expressed concern that the Township was encouraging more traffic along the road that acts as a connection from SR 94 to SR 194. Engineer Bortner reported that he assured the resident that the paving of Hershey Heights is just a part of the sewer installation project.

PENN DOT BRIDGE INSPECTION SCHEDULE: Engineer Bortner reported he received notification from PennDOT that 4 of the Township owned bridges will be inspected sometime in September through November, and 2 privately owned bridges will be inspected in November.

RIDGE AVENUE PRELIMINARY SUBDIVISION AND LAND DEVELOPMENT PLAN: Attorney Jeremy Frey, Barley Snyder, Paul Fish, Rettew Associates, and Pete Shovlin, Conewago Enterprises were in attendance representing the plan. Attorney Frey

stated that they are requesting preliminary plan approval on the condition of DEP and York County Conservation District review and approval of the NPDES permit be obtained. He reported that there is case law going back to 2004, stating that when there are only third-party agency approvals necessary, that the plans should be approved conditionally. The applicant has complied with all the other requirements in the ordinance and is waiting for the third-party approval. The Plan is held up at DEP and they have contacted Representatives Dan Moul and Kate Klunk, as well as Senator Kristin Phillips for assistance. Commissioner Elksnis expressed concern and stated that conditional approval has not been given in the past. Commission Brown asked what assurances that the plan would not change if conditional approval is given. Attorney Frey stated that the plan has to comply with the ordinance for approval. Mr. Fish added that the plan will also need to go to final plan approval. Attorney Frey stated the Planning Commission recommended approval of the plan and if the Board would grant conditional preliminary plan approval, once the NPDES permit is received this would save the step of coming back before the Board for the preliminary plan approval, then waiting until the following month to return for final plan approval. The Committee requested the issue be added to the Board of Commissioners meeting agenda.

MUSTANG POINTE: Engineer Bortner reported the only requirement that was not met for the plan was for the Emergency Access Drive. The plan was submitted with a width of 14 feet not meeting the 20 foot requirement. His concern is the wheels of the fire ladder truck would be on the curb of the pavement. He recommended that the curves be made 20 feet to accommodate the wheels and the overhang of the ladder truck. Chairman Heiland asked if the Township would be responsible for the maintenance of the access drive. Engineer Bortner reported he along with Fire Chief Clouser sent a letter stipulating that the HOA would be responsible for the maintenance. Commissioner Elksnis requested that this be sent to the solicitor for review.

SUBDIVISION AND LAND DEVELOPMENT PLANS: Engineer Bortner provided the Committee with a review of the current Subdivision and Land Development Plans. Current Plans are:

- SL17-10 – Mustang Pointe
- SL21-05 – Elsner Engineering Works
- SL22-01 – Water Street Four, LLC
- SL22-03 – Panther Cat, LLC
- SL22-07 – Carroll County Christian Center
- SL22-09 – York Road Investments, LLC
- SL22-10 - 934 Baltimore Street – Cody Bentzel
- SL22-11 – Liberty Restoration & Construction, LLC
- SL22-12 – Holland Construction-100 Blettner Avenue
- SL22-13 – Stonewicke IV – 1025 Baltimore Street
- SL22-14 – High Pointe at ROJEN Farms, Penn South S4
- SL22-15 – WAWA Food Market & Fueling Station

Engineer Bortner reported there are no new plans and he has all the plans this evening if anyone has any questions or concerns.

MS4 UPDATE: Manager Rodgers reported a requirement of our MS4 permit is to host a public meeting. The Committee recommended holding the meeting in May and the suggestion was made to hold the meeting prior to the Public Works Committee meeting. Manager Rogers reported that an additional requirement of the MS4 permit is to participate in an event. She suggested a sponsorship to the York County Envirothon. The Committee agreed.

EXTENSION REQUESTS: Zoning Officer Smith submitted extension requests for SL17-10 Mustang Pointe, SL21-05 Elsner Engineering Works, Inc., SL22-01 Water Street Four, LLC., SL22-03 Panther Cat, LLC., SL22-09 York Road Investments, LLC., SL22-14 High Pointe @ Rojen Farms, Penn South S4. The Committee recommended approving the requests.

RECREATION: Manager Rodgers reported she is purchasing items to stuff the easter eggs, and the Township will be ready for the Annual Easter Egg Hunt on April 8th.

OTHER MATTERS: Engineer Bortner reported he received the agreement from C.S. Davidson for engineering services for the Barnhart Drive Culvert Replacement-Phase 2 project. The Committee recommended approving the agreement.

Manager Rodgers reported that she has had no response from a resident for an easement for the Blettner Avenue project. The Committee recommended sending the agreement via certified mail, and if no response is received then she is to contact the solicitor.

CITIZEN'S COMMENTS REGARDING THE DISCUSSION ITEMS: There were none.

The meeting was adjourned at 8:03 p.m.

Respectfully submitted,

Donna M. Sweeney,
Township Secretary