Attending: Roy Timpe, Robert Kopfer, Claude Beaver, Eugene Orlando, Jr. – Roland & Schlegel, Tom Unger – Systems Design Engineering, Inc., Keith Shuman – Public Works Foreman, Diane Hollenbach – Recording Secretary

Guest: J. Schoellkopf, Joe Rudderow III, Cindy Stump, Paul Martin, Dick Thren, Krista Timpe, Craig Momose, Kris Kipp, Vicki Kipp, Rebecca Bellville, Janice Weaver, Ronald Kemmerer, Gloria Kemmerer, Marty Buck, John Shigo, Robert Hanna, Michael Kaufmann, Fay Isamoyer, Peter Giorgi, Tina Poole, Larry Kunkel, Mark Moore, Paula Taylor, John Wetzel, Jim Levengood, Rick Verst, Jim Brady, Tim Krall, Bill Reff, Santo Marabella, John Fitzpatrick

Roy Timpe called the regular meeting of the Maidencreek Township Board of Supervisors to order at 7:00 p.m. at the Maidencreek Township Municipal Building and asked everyone to rise for the Pledge to the Flag.

#### POLICE REPORT

Officer Hobart presented the June 2005 Northern Berks Regional Police Report. There were 845.56 patrol hours in Maidencreek, covering 6879.68 miles with 287 assignments resulting in 90 citations for a total of \$3200.87 in fines.

Officer Hobart asked the public to report any suspicious activity, as there were two commercial burglaries in Northern Berks jurisdiction and 50 businesses burglarized in the county.

Receiving no other comment from the public or the Board, Mr. Timpe dismissed Officer Hobart to return to his duties.

### **PUBLIC COMMENT**

Kris Kipp, 305 Faith Drive, Blandon asked if the engineer had a price for fixing the stream bank behind his home. Roy Timpe indicated that this was on the engineer's agenda.

John Shigo, 14 Damascus Drive, Blandon asked who owns the Ontelaunee Heights Park because someone from the Board of Supervisors needs to let Lillian Przyjemski of 240 Longleaf Drive know that the public can use that park. Mr. Shigo stated that he and a group of parents and children were verbally accosted by Mrs. Przyjemski while having picnic in the park. Mr. Shigo also complained that it appears that she has put structures and is dumping in the Township park. Keith Shuman stated that he was out there this week and it appears that she has planted bushes and has a garden on Township property, but he was only able to find one property marker. Gene Orlando stated that defiant trespass, if proved, is a criminal offense and suggested that a letter be sent to Mrs. Przyjemski giving her a period of time to remove the plantings from Township property and also have the Township Engineer establish the physical location of the encroachment by completing a survey and taking photos.

A motion was made by Robert Kopfer, seconded by Claude Beaver, to authorize the Township Engineer to get evidence of encroachment on Township property by the owner of 240 Longleaf Drive, Blandon. All members voted, "Aye." Motion carried.

A motion was made by Claude Beaver, seconded by Robert Kopfer, authorizing the Township Solicitor to write a letter to the owners of 240 Longleaf Drive, Blandon detailing the

possible action that the Maidencreek Township Board of Supervisors may take. All members voted, "Aye." Motion carried.

Marty Buck, 64 Troxel Road, Shoemakersville asked if the road crew would trim the road side vegetation by hand this year because last year they used a brush hog and the road sides looked terrible. Keith Shuman stated that the brush hog was used because there were so many roads to do, but agreed that the road crew could do the trimming by hand in the future.

Janice Weaver, 238 Callery Drive, Blandon stated that her neighbor wants upgraded cable service and the cable company must run a new line under her driveway in order to provide it. Service Electric Cable has asked her to sign a paper giving permission for this work and she has refused. Service Electric has informed her that they will do the work with or without her permission, since the Board of Supervisors has granted them a permit for work in the right of way. Ms. Weaver asked how this is allowed and wanted to know what happens if there is a future problem with her driveway or lawn from this work. Gene Orlando answered that if the cable company has an easement, they have a right to do the work and an obligation to restore the property. Mr. Orlando stated that he would have to check if they have an easement. Kris Kipp stated that he is going through the same thing, and the subcontractor doing the work will keep coming back to fix any problems until you are pleased because they want to keep their job with the cable company.

### **MINUTES**

A motion was made by Robert Kopfer, seconded by Claude Beaver, to approve the June 2, 2005 meeting minutes as presented. All members voted, "Aye." Motion carried.

A motion was made by Robert Kopfer, seconded by Claude Beaver, to approve the June 30, 2005 meeting minutes as presented. All members voted, "Aye." Motion carried.

#### FISH AND BOAT PRESENTATION

Mike Kaufmann of the PA Fish and Boat Commission requested permission from the Board of Supervisors to make 1.5 miles of the Willow Creek, from Route 73 to East Wesner Road, a temporary Spring stocked trout stream. Mr. Kaufmann stated that in his experience streams like this were basically only used by local residents but would be open to the general public. Fish and Boat would stock 500 to 700 trout between March 1st and April 15<sup>th</sup> and probably another 300 trout later in the spring. The trout are paid for by the purchase of annual fishing licenses. The private landowners along the stream have all given permission to allow access to the stream through their properties. Chris Kipp asked if the flooding was a problem. Mr. Kaufmann stated that it was not an issue. Roy Timpe asked if this will cause a rerating of the stream. Mr. Kauffman stated that the stream was already rated for cold water fish, which includes trout and the current discharge permits already meet the criteria for cold water fish. Tom Unger asked if any improvements will be made to the stream. Mr. Kaufmann stated that Fish and Boat would not make improvements but there is grant money available through the Adopt a Stream Program for streamside planting, shading, engineering design for mitigation or erosion problems. Fish and Boat will not do the work but would coordinate volunteers and help secure the permits. The contact for this program is Carl Lutz 814-359-5100.

A motion was made by Robert Kopfer, seconded by Claude Beaver, to approve the use of Township open space and the tributary of the Willow Creek from Route 73 to Schaeffer Road as a stocked trout stream through the Pennsylvania Fish and Boat Commission. All members voted, "Aye." Motion carried.

A motion was made by Robert Kopfer, seconded by Claude Beaver, to correct the spelling of Mr. Beaver's last name in the June 30, 2005 minutes. All members voted, "Aye." Motion carried.

#### **ENGINEER REPORT**

#### **SUBDIVISIONS**

<u>Farm 4</u> – Tom Unger stated that the Farm 4 Land Development Plan received conditional final plan approval on April 14, 2005. The conditions have been met and the plan should be reapproved. Peter Giorgi stated that the way he reads the statute is that the 90 days allowed for recording of plans begins after the approval conditions are met. Upon contacting the Berks County Planning Commission and the Recorder of Deeds, Mr. Giorgi was told that they would accept a note in the signature block stating that the conditions for approval were met on 7-13-05. Tom Unger felt that there would be difficulty recording the plan if the note was hand written on it.

A motion was made by Claude Beaver, seconded by Robert Kopfer, to reapprove the Farm 4 Land Development plan conditional upon dimensions being placed on the encroachment easement, plan endorsements, improvements agreement, the terms of the access easement and encroachment easement agreements being acceptable to the Township, simultaneous recording of the access easement and encroachment easement agreements, a minor note change and posting of financial security in a form acceptable to the Township. All members voted, "Aye." Motion carried.

<u>Letters of Credit</u> – Mr. Unger stated that all letters of credit were current.

#### Melrose Place Final Plan Waivers

A motion was made by Claude Beaver, seconded by Robert Kopfer, to grant a waiver to the Melrose Place Subdivision and Land Development Plan for Section 508.A.3 of the Maidencreek Township Subdivision and Land Development Ordinance allowing lots 40, 41, 42, 47, 48, 49 to have a lot depth to width ratio greater than 2:5:1. All members voted, "Aye." Motion carried.

A motion was made by Robert Kopfer, seconded by Claude Beaver, to grant a waiver to the Melrose Place Subdivision and Land Development Plan for Section 503.A.6, 503.J.3, 503.J.5 of the Maidencreek Township Subdivision and Land Development Ordinance allowing a dead end, single access street conditional upon the driveway for Lot 9 being located on the east end of the property. All members voted, "Aye." Motion carried.

A motion was made by Claude Beaver, seconded by Robert Kopfer, to grant a waiver to the Melrose Place Subdivision and Land Development Plan for Section 513.F.1.e of the

Maidencreek Township Subdivision and Land Development Ordinance allowing installation of an impermeable liner in the detention basin in lieu of a geological study. Roy Timpe asked why this waiver would be granted when the Township is trying to recharge the groundwater. Tom Unger stated that in this geology it is certain that there will be sinkhole activity and the liner is needed. All members voted, "Aye." Motion carried.

### Rajah Shrine Final Plan – tabled

#### Lords and Ladies

A motion was made by Robert Kopfer, seconded by Claude Beaver, to grant final plan approval to the Lords and Ladies Land Development Plan conditional upon the items in Systems Design Engineering, Inc.'s July 7, 2005 review letter: approval of the lighting plan, locations of the sidewalks being placed on the plans, review and approval of a Township maintenance access easement, MTA approval, plan endorsements and certificates, Improvements Agreement for storm water, erosion and sedimentation and landscaping and financial security in a form acceptable to the Township. All members voted, "Aye." Motion carried.

Mr. Wetzel asked who would prepare the easement agreement. Mr. Unger agreed that the Township would prepare something and submit it to the property owner.

<u>James Hardie</u> – Tom Unger stated that the Planning Commission held a special meeting on Monday, July 12<sup>th</sup> and recommended conditional plan approval of the James Hardie Expansion. Jim Brady of Spotts, Stevens and McCoy, stated that the project is a 120,000 square foot expansion with the demolition of the existing office building. The two driveways will be removed and a new driveway will be installed off of June Avenue. 126 parking spaces will be provided and the expansion will generate 25 new jobs. James Hardie is requesting waivers from the Maidencreek Township Subdivision and Land Development Ordinance for Sections 503.J Water Resource Study, 505 sidewalks and 503.M.5 streetlights.

Robert Hanna representing Can Corporation stated that since James Hardie expanded the last time, Can Corporation has had problems and will appeal any decision that the Board of Supervisors makes that incurs more storm water on the Can Corp. property. Mr. Hanna asked if the parking requirements have been met. Tom Unger stated that the building was broken down by areas of use and each area meets the parking requirement for the use. Mr. Hanna asked how many trucks there will be and where they will park. Rick Verst of James Hardie stated that the new driveway will eliminate the issue of trucks parking on June Avenue. Mr. Hanna stated that he would like the Township to control this.

A motion was made by Robert Kopfer, seconded by Claude Beaver, to grant to the James Hardie Land Development Plan waivers from sections 503.J Water Resource Study, 505 sidewalks and 503.M.5 streetlights of the Maidencreek Township Subdivision and Land Development Ordinance. All members voted, "Aye." Motion carried.

Tom Unger stated that the Planning Commission had initially tabled action on the James Hardie Plan due to complaints from Can Corp. There were two areas of concern: onsite water and off site water going through the James Hardie site. This off site water begins on the opposite side of Park Road. Storm water enters the system on the James Hardie site and goes through two

36" pipes to two 24" pipes and then to two 27" pipe that empty into the stream. Prior to the first expansion, the area was open swale. James Hardie is proposing that all water generated on site will be captured and diverted to two ponds, which will be increased in size. It is easier to capture the onsite water because it is coming off the roof. Mr. Unger theorized that before the expansion, the two 24" pipes may have been acting as a natural restriction and the installation of the 36" pipes may have changed the characteristic of the storm water. James Hardie has agreed to analyze the prior conditions of the site and get the storm water back as close as possible to the prior condition. One solution being looked at is the installation of a cross pipe to bleed water out of the 36" pipes and divert it to the detention ponds. Additional items such as curbing are being proposed to decrease bypass water. Tim Krall of Spotts, Stevens and McCoy stated that James Hardie wants to be good neighbors and was surprised when they found out about the problems last month. Mr. Krall stated that they are dealing with quite a large drainage area and the benchmark is the pre 2003 conditions. The 36" pipes do not have full flow because they were built with a safety factor of 50 percent since the pipes go under the Hardie building. The detention ponds were upgraded to meet the new rigid standards of the storm water ordinance and go above and beyond the ordinance. Bob Hanna asked what the maximum impervious surface is on the James Hardie site. Tom Unger responded that they are well below the 75 percent allowed in the ordinance.

Mr. Hanna stated that James Hardie must fully study the preexisting condition and Can Corporation's land is not for condemnation and they will appeal any decision that harms their property. Mr. Hanna added that they can not operate in these conditions. They have an obligation to their customers. James Hardie should take care of the situation as soon as possible or we will be in court.

Tim Krall invited Can Corporation's engineers to sit in on the meetings and work with Spotts, Stevens and McCoy on the storm water calculations. Mr. Hanna stated that Can Corp. will watch Spotts, Stevens and McCoy come up with the solution to the problem that they created.

Tom Unger stated that the Planning Commission has recommended conditional preliminary plan approval to the James Hardie Land Development Plan. Tim Krall stated that they would like to begin moving earth this month and follow in August with a final plan. A building permit would be applied for in 2 weeks and they are asking that the plan reviewer issue a permit for the grading at this time. Tom Unger stated that the Township does not issue grading permits and grading is allowed if Erosion and Sedimentation Plan approval is received from the County. Mr. Unger cautioned that James Hardie can not put any physical improvement in the ground before the conditions of approval, if granted, are resolved.

Roy Timpe asked if there would be any point during construction where the storm water will be worse then it is now. Tim Krall stated that the Conservation District in their review of the plan would not approve something that would make the storm water worse. Tom Unger reiterated that no impervious surface may be put down until the conditions of the preliminary plan are met. Diane Hollenbach reminded the Board that if the plan is built in the preliminary plan stage, an escrow will need to be set up to cover the costs of inspections.

Craig Momose of Stackhouse Bensinger, engineer for Can Corporation, asked if the temporary riser elevation will be lower then the existing pond. Tim Krall responded that the pond height won't change at all. There will be traps with a stone berm in the existing basin. Mr.

Momose asked if the existing outlets will be blocked during construction. Mr. Krall stated that there will be no obstruction.

Robert Hanna stated that Can Corp. will object to issuance of any building permit prior to solution of the problem being created by James Hardie. Gene Orlando asked when the Township knew that there was a problem at Can Corp. Tom Unger stated that he was verbally told three weeks prior to June 14, 2005 when the Township received an official letter. Mr. Orlando asked when the James Hardie addition was built. Mr. Unger stated that it was built in 2003.

A motion was made by Robert Kopfer, seconded by Claude Beaver, to grant preliminary plan approval to the James Hardie Land Development Plan conditional upon the Systems Design Engineering July 11, 2005 review letter and the storm water control plan, completed to the satisfaction of the Township Engineer, that results in returning storm water conditions on the site prior to 2003 condition.

Robert Hanna asked to have a copy of all plans and calculations, since they will be public record when received by the Township.

All members voted, "Aye." Motion carried.

<u>St. Matthews Greek Orthodox Church</u> – Tom Unger stated that the Planning Commission recommended conditional final plan approval of the St. Matthews Subdivision and Land Development Plan in May of 2005. Tom Unger stated that the only items remaining are Improvements Agreements, posting of financial security in a form acceptable to the Township and the storm water easement must be recorded with the plan.

A motion was made by Claude Beaver, seconded by Robert Kopfer, to grant final plan approval to St. Matthews Greek Orthodox Church conditional upon the developer entering into Improvements Agreements with the Township, posting of financial security in a form acceptable to the Township and the storm water easement being recorded with the plan. All members voted, "Aye." Motion carried.

### **PROJECTS**

<u>Willow Creek Bank Stabilization</u> – Tom Unger asked based on what was discussed in the meeting previously with Fish and Boat, that the Board authorize him to contact PA Fish and Boat Commission for help with the stream bank stabilization. The estimated cost for the Township applying for the needed permits without actually doing the work is \$8,400.00 to \$9,400.00.

A motion was made by Robert Kopfer, seconded by Claude Beaver, to authorize the engineer to work with the PA Fish and Boat Commission for restoration of the Willow Creek Tributary stream bank. All members voted, "Aye." Motion carried.

<u>Treetops Tot Lot</u> – Tom Unger stated that the Township is holding 5 percent retainage on the tot lot project in TreeTops. The contractor has not completed the final punch list items. Mr. Unger suggested writing the contractor a letter explaining they are in default and the Township is keeping the retainage.

A motion was made by Claude Beaver, seconded by Robert Kopfer, authorizing the solicitor to notify Smith and Smith that they are in default of the contract for the Treetops Tot Lot, and the Township intends to keep the outstanding money due. All members voted, "Aye." Motion carried.

Act 537 Plan – Tom Unger reported that the PA DEP sent back comments on the Township's Act 537 Plan. The Board of Supervisors had taken a lot of the restrictions out of the PA DEP Model Sewage Enforcement Ordinance. The DEP commented on the Township not requiring residents to pump every 2 to 3 years and showing receipts as proof of pumping. Roy Timpe stated that several residents had told the board that septic systems can go longer then three years without pumping. Mr. Unger will have an outlined response to the DEP letter for the next meeting. The Board indicated that they want to avoid having residents submit receipts for pumping.

<u>2005 Roadwork</u> – Tom Unger reported that the Rolumac portion of the road work is completed.

<u>Master Plan</u> – Connection of the Township Building to public sewer and repair of the parking lot is on hold for coordination with the Master Plan.

## Subdivision Improvements Agreements and Letter of Credit Reductions

A motion was made by Robert Kopfer, seconded by Claude Beaver, to authorize the Chairman to sign the Subdivision Improvements Agreements and Letter of Credit reduction letters in the amount of \$475,608.50. All members voted, "Aye." Motion carried.

<u>Parking on Walnut Tree Drive</u> – Tom Unger stated that a resident has requested the Board prohibit parking on the curve of Walnut Tree Drive near the townhouses.

A motion was made by Claude Beaver, seconded by Robert Kopfer, authorizing the engineer to look at the curve on Walnut Tree Drive and report if the traffic ordinance should be amended to prohibit parking in that area. All members voted, "Aye." Motion carried.

### **OPERATION'S REPORT**

<u>Painting of Yellow Lines on Faith Drive and Cornerstone Drive</u> – Keith Shuman asked if the Board wants to repaint the double yellow lines on Faith Drive and Cornerstone Drive. Kris Kipp of Faith Drive stated that the lines help slow traffic down by defining a boundary.

A motion was made by Claude Beaver, seconded by Robert Kopfer, to authorize the double yellow lines be repainted on Faith Drive and Cornerstone Drive. All members voted, "Aye." Motion carried.

### SOLICITOR'S REPORT

<u>Tighe Holdings</u> – Mr. Orlando reported that there is some activity on this law suit and he is working with counsel.

Park Place Homeowners – Mr. Orlando reported that the litigation has been filed and served.

<u>West Walnut Tree Drive Condemned Home</u> – Mr. Orlando reported that he provided the name of the current homeowner to the Township. Tom Unger stated that the air conditioner unit has been deactivated. The road crew has mowed the lawn.

<u>Items Needed by Solicitor</u> – Mr. Orlando asked the secretary to provide him with the name and address of the property owner beside the Ontelaunee Heights Ball Field and a copy of the Tree Tops Tot Lot contract.

Act 537 Plan – Mr. Orlando stated that he will review the PA Code on the Act 537 Plan.

### 2<sup>nd</sup> Ballot Position for November Election

A motion was made by Robert Kopfer, seconded by Claude Beaver, to authorize the solicitor to take whatever steps are needed to request a ballot position for special election to fill the unexpired term of Supervisor due to the resignation of Gloria Kemmerer. All members voted, "Aye." Motion carried.

### TREASURER'S REPORT

A motion was made by Robert Kopfer, seconded by Claude Beaver, to approve the June 2005 Treasurer's Report and the June 2005 Prepaid Bill List. All members voted, "Aye." Motion carried.

A motion was made by Claude Beaver, seconded by Robert Kopfer, to refund \$1,265.00 to the Village at Summit Crest Expansion to close their plan review fee account. All members voted, "Aye." Motion carried.

A motion was made by Claude Beaver, seconded by Robert Kopfer, authorizing the purchase of chairs for the meeting room. All members voted, "Aye." Motion carried.

### **EMERGENCY MANAGEMENT**

A motion was made by Claude Beaver, seconded by Robert Kopfer, to authorize Maidencreek Township to participate in the Countywide activation of the Emergency Management Center provided the cost does not exceed \$1,000.00. All members voted, "Aye." Motion carried.

Discussion on purchasing a shed and stocking it with supplies was tabled.

Mobile Command Center - Keith Shuman stated that he has found 4 or 5 grants to purchase a mobile command center. Mr. Shuman would like to talk with the Fire Chief and Chief of Police to find out what type of vehicle they want and what should be in it. Diane Hollenbach suggested that the Township would have a better chance at grants if multiple municipalities purchased and used the unit. Roy Timpe asked Keith Shuman to contact the chiefs for information. Mr. Timpe pondered if there was a way to encourage residents to keep food on hand in the case of an emergency.

#### **NEW BUSINESS**

### Blandon Road Street Index Sign

A motion was made by Claude Beaver, seconded by Robert Kopfer, to authorize the purchase of a street index sign to be placed at the intersection of Guldin Road and Route 73 that indicates with arrows the direction of Main Street and Blandon Road with "Route 73" placed on the sign. All members voted, "Aye." Motion carried.

## Agricultural Security Area

A motion was made by Robert Kopfer, seconded by Claude Beaver, authorizing the secretary to advertise opening the enrollment period for the Maidencreek Township Agricultural Security Area from August 1, 2005 to August 31, 2005. All members voted, "Aye." Motion carried.

A motion was made by Robert Kopfer, seconded by Claude Beaver, accepting Claude Beaver's resignation from the Agricultural Security Board and appointing Paul Martin as his replacement. All members voted, "Aye." Motion carried.

## **Heating Oil**

A motion was made by Claude Beaver, seconded by Robert Kopfer, to authorize the secretary to prepay heating oil for 2005-2006 with the cost not to exceed \$6,840.00 for 3800 gallons of heating oil. All members voted, "Aye." Motion carried.

<u>First National Bank In Fleetwood</u> – The Board agreed that they still wanted to close all accounts currently at the First National Bank in Fleetwood, and they remain concerned with the Bank's policy not to check for two signatures on checks. Even if the Bank made a special exception for the Township, the Board did not feel comfortable that every teller would remember to do this.

<u>Berks County Planning Commission Road and Bridge Projects</u> – Tom Unger will look at the roads in Maidencreek that should be considered for addition to the County's Twelve Year Program and report back in August.

<u>Norfolk Southern Sale of Property</u> – Norfolk Southern has offered to sell a portion of abandoned railroad to Maidencreek Township, other adjacent municipalities and the County of Berks. The property extends from Main Street to the train yard in Reading. Keith Shuman was instructed to ask Park and Recreation for input.

A motion was made by Claude Beaver, seconded by Robert Kopfer, to authorize the secretary to send a letter to Ontelaunee and Muhlenberg Townships to see if there was interest in jointly purchasing the property for recreation purposes. All members voted, "Aye." Motion carried.

#### Acer Drive Stop Sign

A motion was made by Claude Beaver, seconded by Robert Kopfer, to authorize the Engineer to investigate if a stop sign is needed at or allowed per Penn Dot regulations at the intersection of Acer Drive and Sycamore Drive. All members voted, "Aye." Motion carried.

<u>South View Road Street Light</u> – A petition and letter was received from residents of South View Road requesting a street light in the 100 block of South View Road.

A motion was made by Claude Beaver, seconded by Robert Kopfer, to authorize the Engineer to investigate the cost and feasibility of moving a street light from Blandon Meadows V, Phase II to the 100 block of South View Road. All members voted, "Aye." Motion carried. Santo Marabella stated that 19 residents in the block were in favor of the light, 2 were against it and 2 weren't home. Mr. Marabella stated that the light may help deter crime. Request to Regulate Basketball Nets on Private Property

A motion was made by Claude Beaver, seconded by Robert Kopfer, to authorize the secretary to write a letter, reviewed by the Supervisors, explaining that the Township will not regulate basketball nets on private property. All members voted, "Aye." Motion carried.

## Peddler's Permits

A motion was made authorizing the Solicitor to review the Peddlers Permit Ordinance in comparison to other Townships. All members voted, "Aye." Motion carried. Gene Orlando stated that he just revised Bethel Townships ordinance. The Board asked that local community non profit organizations be excluded from the peddler requirements.

White Birch Lane Parking – A letter was received regarding parking on White Birch Lane. Mr. Unger stated that the townhouses are being built per the recorded plan as is the parking.

### Township Audit

A motion was made by Robert Kopfer, seconded by Claude Beaver, to accept the 2004 audit of the Township finances by Kosmerl and Company. All members voted, "Aye." Motion carried.

An executive session was called from 10:05 p.m. to 10:35 p.m. to discuss personnel issues and litigation.

#### Litigation

A motion was made by Robert Kopfer, seconded by Claude Beaver, to authorize the Solicitor to work with the Blandon Fire Company's Solicitor on an affidavit and authorize the Maidencreek Township Board of Supervisor's Chairman to sign the affidavit. All members voted, "Aye." Motion carried.

<u>Blandon Ambulance Building Permit</u> – Tom Unger asked the Board if they wish to make the plans for an addition to the Blandon Ambulance Building go through land development or waive land development and allow a building permit to be issued. The only issue Mr. Unger saw was that it appeared that the Fire Company would be losing parking spaces. Gene Orlando advised the Board to get all the facts on the parking. The Board asked Mr. Unger to contact Watkins Architects and ask them to demonstrate that there will be no net loss of parking spaces by doing the addition and to make sure that the building lighting will not be glaring.

Since there was no further business, a motion was made by Robert Kopfer to adjourn the July 14, 2005 meeting of the Maidencreek Township Board of Supervisors. All members voted, "Aye." Motion carried. Meeting adjourned at 10:42 PM.

# Transcribing Secretary

Cc: Board of Supervisors

Eugene Orlando, Roland & Schlegel, Solicitor

Thomas Unger, Systems Design Engineering, Inc., Township Engineer

Ed Kopicki, Systems Design Engineering, Inc., Planning Commission Engineer

**Planning Commission** 

Park & Recreation Board

Zoning Hearing Board and Alternates

Paul Herbein, Zoning Hearing Board Solicitor

Maidencreek Township Authority

Patrick Donovan, Maidencreek Township Authority General Manager

JoAnn Schaeffer, Maidencreek Township Authority Secretary

Robert Hobaugh, Jr. Esq., Stevens & Lee, Maidencreek Township Authority Solicitor

Greg Unger, Systems Design Engineering, Inc., Maidencreek Twp Authority Engineer

Barbara Hassler, Tax Collector

Daniel Miller, Blandon Fire Company Chief

Chief Scott W. Eaken, Northern Berks Regional Police