

**MAIDENCREEK TOWNSHIP BOARD OF SUPERVISORS**

**JUNE 19, 2003**

**7:00 PM**

**PRESENT:** Roy Timpe - Supervisor, Gloria Kemmerer - Supervisor, Eugene Orlando – Township Solicitor, Ruth Manmiller – Recording Secretary, Terry Manmiller – Operations Director.

**GUESTS:** Daniel Miller- Blandon Fire Chief, Hether Quillman, Gloria Kline, Tina Poole, Michael Delong, James Schoellkopf, Claude Beaver, Ronald Kemmerer.

Roy Timpe called the continued Board of Supervisors meeting to order at 7:00 PM and asked everyone to rise for the pledge to the flag.

**PUBLIC COMMENT**

**Hether Quillman, Park and Recreation Board President,** asked the Board to consider purchasing additional land to be utilized for parking at the Community Park.

The Board agreed to discuss this matter in executive session because it was a real estate issue.

**OLD BUSINESS**

**RECYCLING**

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Township Secretary to sign the Berks County Intermediate Unit (BCIU) agreement to process the recycling invoices at a cost of \$1,800.00. All Board members present voted, “Aye.” Motion carried.

**SOLICITOR’S REPORT**

**RAJAH LAND DEVELOPMENT, Final Plan**

Gloria Kemmerer made a motion, and seconded by Roy Timpe, to re-approve the Rajah Land Development Plan. All Board members present voted, “Aye.” Motion carried. Board members were instructed to sign the plan.

Ronald Kemmerer asked the Board about the design of the intersection at Orchard Road and Rt. 73 that is being installed by the developer for Rajah. Terry Manmiller informed Ronald Kemmerer that the intersection would be completed when the revised Penn Dot Permit is approved.

**ORDINANCES**

1. Recreation Ordinance – Draft provided for Board to review until the July Board meeting.
2. Tape Recording of Meetings-Draft provided for Board to review until the July Board meeting.
3. Peddler's Permit - Solicitor authorized 4/17/03 to revise – still in process.

**WEST NILE VIRUS**

The Board received information about precautions to be taken to prevent the spread of West Nile Virus in Maiden creek. Gloria Kemmerer asked if there are guidelines in place to prevent the spread of West Nile Virus in Maiden creek Township. Terry Manmiller stated that there is no ordinance in place however; precautions to be taken to prevent the spread of West Nile Virus in Maiden creek will appear in the next newsletter.

**MAIDENCREEK TOWNSHIP BOARD OF SUPERVISORS**

**JUNE 19, 2003**

**7:00 PM**

**BUILDING PERMIT RESOLUTION**

The Solicitor and Terry Manmiller, Zoning Officer for Maidencreek Township discussed items that must be addressed to complete and be in compliance for the State mandated International Construction Code. They are planning to present their information at the July 2003 Board of Supervisors meeting. The Solicitor asked the Board members to review the State mandated International Construction Code information that was provided by Terry Manmiller. Terry Manmiller stated that Labor and Industry must know what direction the Board will take for inspections by 10/2003 and that the Township must be in compliance by 1/2004.

**WALNUT MANOR I, Lot 55**

The Solicitor reported that contact with the developer has not been accomplished. Terry Manmiller, Zoning Officer commented that he sent Berks Construction a denial letter attached to the Building Permit for Lot 55 in Walnut Manor I. The Building Permit denial letter included instructions to cease all construction and/or activity on Lot 55 in Walnut Manor I.

**WILLOW GARDENS, LOT 133**

No news, no action.

**INTERNET POLICY**

Roy Timpe would like to adopt an Internet policy. This would be considered an amendment to the Maidencreek Township Employee Rules and Regulations. Roy Timpe agreed to research regulations for the use of the Internet in the work place.

**OPERATIONS DIRECTOR'S REPORT**

The Operations Directors report for May 2003 is available for review.

Terry Manmiller reported that the Road Crew delivered 1400 recycling bins in two days.

**CODE ENFORCEMENT OFFICER**

**RUSCOMBMANOR/MAIDENCREEK TOWNSHIP BOUNDARY LINE**

Terry Manmiller reported that the Ruscombmanor/Maidencreek Township boundary line has been determined by LTL Consultants, Ltd. (Ruscombmanor Township Engineer) He stated that the trailers located in this area are in Ruscombmanor Township. Ruscombmanor Township Board of Supervisors must address the on-lot sewage problems with the property owner located near the Ruscombmanor/Maidencreek Township boundary line. Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Township Solicitor to contact the Ruscombmanor Township Solicitor to discuss the Ruscombmanor/Maidencreek Township boundary line and the on-lot sewage problems in this area. All Board members present voted, "Aye." Motion carried

**ONTELAUNEE HEIGHTS, Open Space/Property Owners Boundary Lines**

Robert Kopfer made a motion, and seconded by Gloria Kemmerer authorizing the Operations Manager to prepare a general notification letter for all property owners along the open space in Ontelaunee Heights advising them to remove any personal property that might be located in the Township Open Space. All Board members voted, "Aye." Motion carried.

**MAIDENCREEK TOWNSHIP BOARD OF SUPERVISORS**

**JUNE 19, 2003**

**7:00 PM**

**MELENDA/JAKOBSEN COMPLAINT**

The Solicitor instructed the Code Enforcement Officer to return Mr. & Mrs. Melenda's photos that were included with their complaint letter.

**OLD BUSINESS**

Roy Timpe made a motion, and seconded by Gloria Kemmerer, authorizing the Township Secretary to send a letter to Penn Dot requesting a timing study for the traffic light at the intersection of Rt. 73 & Rt. 222 with data being collected on a Thursday and a Friday and request their comment on the benefit of synchronizing the timing (platooning) of the traffic lights at Rt. 73 & Rt. 222 and Rt. 222 & Tamarack Blvd, Genesis Drive. All Board members present voted, "Aye." Motion carried.

**Michael Delong, 772 Hill Road, Blandon, PA**, asked the Board if the traffic light timing at the intersection of Rt.73 and Park Road be included in the letter. The Board felt they should deal with one traffic light issue at a time.

**TAX COLLECTOR CERTIFICATION FEE**

The Board reviewed information collected from several other tax collectors in an attempt to consider a change in the Tax Collector's Certification Fee. The Board did not approve an increase for the Tax Collector's Certification Fee.

**NEW BUSINESS**

**DEP PERMIT**

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Township Secretary to send an invitation to Mr. Zwicky to attend a Supervisors meeting to explain his mulch operation and his pending DEP Permit. All Board members present voted, "Aye." Motion carried.

**EAGLE SCOUT PROJECT**

Gloria Kemmerer made a motion, and seconded by Roy Timpe, to allow Michael Archer to design the landscaping near the Maiden creek Township Municipal Building sign and rock area for his Eagle Scout project. All Board members present voted, "Aye." Motion carried

**BERKS TRANSFER EXPANSION**

Terry Manmiller reported that opposition pertaining to the expansion of Berks Transfer was obvious at a recent Ontelaunee Township Board of Supervisors meeting. Berks Transfer is located in Ontelaunee Township however; it is adjacent to the Maiden creek Township Sewage Treatment Plant. There is concern that the expansion of this operation could be detrimental to the sewage plant. Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Township Solicitor to contact Robert Hobough, Maiden creek Township Authority Solicitor to obtain information relative to the Berks Transfer expansion project so he may prepare and forward a letter of protest to DEP pertaining to the expansion. All Board members present voted, "Aye." Motion carried.

**MAIDENCREEK TOWNSHIP BOARD OF SUPERVISORS**

**JUNE 19, 2003**

**7:00 PM**

**MAIDENCREEK TOWNSHIP SEWAGE PLANT AVAILABILITY – EDU’s**

Because of a concern that too many EDU’s are being given to Ontelaunee Township for their future growth, Gloria Kemmerer made a motion, and seconded by Roy Timpe, requesting a recommendation from the Maiden Creek Township Planning Commission for an estimated number of EDU’s that will be necessary to support growth in Maiden Creek Township. All Board members present voted, “Aye.” Motion carried.

**ZONING OFFICER**

Terry Manmiller informed the Board that the State mandated International Construction Code would require a code administrator and several inspectors. He suggested that the Board consider Systems Design Engineering, Inc. for the building inspector and himself as the code administrator.

**SIA - DRY LOT LIVESTOCK**

Gloria Kemmerer made a motion, and seconded by Roy Timpe, to request that the Planning Commission continue and complete their investigation into SIA – Dry Lot Farming as soon as possible so regulations can be established. All Board members present voted, “Aye.” Motion carried.

***8:16 PM –The Board of Supervisors Meeting was recessed to conduct a public hearing***

A public hearing was conducted to hear testimony and accept comment on the Maiden Creek Township Subdivision and Land Development Ordinance amendment.

***8:25 PM – Public hearing was completed and the Board of Supervisors Meeting was reopened***

**ORDINANCE 193 – MAIDENCREEK TOWNSHIP SUBDIVISION AND LAND DEVELOPMENT AMENDMENT**

Gloria Kemmerer made a motion, and seconded by Roy Timpe, to adopt Ordinance 193 to amend the Maiden Creek Township Subdivision and Land Development Ordinance definitions, plan requirements, approvals and other provisions. All Board members present voted, “Aye.” Motion carried.

**PARK AND RECREATION**

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing Courtmasters to resurface the basketball court on Faith Drive for a cost of \$3,800.00. All Board members present voted, “Aye.” Motion carried.

Roy Timpe made a motion, and seconded by Gloria Kemmerer, authorizing the Operations Manager to obtain estimates not to exceed \$1,800.00 to install 6’ fencing on two sides of the Cornerstone Hockey Court to keep hockey pucks from hitting children and pedestrians. All Board members present voted, “Aye.” Motion carried.

Roy Timpe made a motion, and seconded by Gloria Kemmerer, authorizing the Township Secretary to prepare a letter to be sent to Congressman Tim Holden and Senator Michael O’Pake that will reflect the Board’s commitment to provide space in the Community Park to construct a Veterans Memorial. All Board members present voted, “Aye.” Motion carried.

**MAIDENCREEK TOWNSHIP BOARD OF SUPERVISORS**

**JUNE 19, 2003**

**7:00 PM**

**VETERAN'S MEMORIAL**

The efforts of Blandon Fire Chief Daniel Miller to construct a Veteran's Memorial at the Community Park have resulted in a gratifying community project. He explained that the Board's letter to the Congressman and Senator would help obtain military equipment and assistance from the Army Corp of Engineers to install the memorial. He informed the Board that several businesses in the Township have been notified of the project and plan to make a donation toward the project.

A resident at 129 Spirit Court asked the Board to purchase 20' along the open space to enlarge his property. The Park and Recreation Board will investigate the request.

Terry Manmiller informed Hether Quillman of the Park and Recreation Board that the pedestrian walkways have been staked out and he must clear the brush in certain areas so the paths can be dug out, stoned and macadam. He reported that a nearby resident destroyed surveyor stakes by driving over them with his four-wheeler.

**EXECUTIVE SESSION 8:47 PM – 10:15 PM**

The following subjects were discussed during executive session that resulted in no action:

1. Bedrock Stone & Stuff - update
2. Martin Retirement Village –update on SEO Violations, Outstanding fees, Injunction filed
3. Park Place Homeowners Association-update Weed Violation
4. Spirit Court – removing structures from within 50' of the creek bank.
5. Personnel

**TIRE RECYCLING**

Gloria Kemmerer made a motion, and seconded by Roy Timpe, designating 8/2/03 as tire recycling day in Maidencreek Township. All Board members present voted, "Aye." Motion carried. Terry Manmiller informed the Board that additional information about the Tire Recycling Day will appear in the next newsletter.

**WORKSHOP FOR CONSTRUCTION CODE**

Tentative dates to be considered to conduct a workshop for the new construction codes are 7/15/03 and 7/22/03.

**COMMUNITY MAP**

Terry Manmiller thanked Diane Hollenbach for the great job in completing the Community Map. He commented that through questioning residents from different areas of the Township it is discovered that not all residents received the Community Map. It is disappointing that the Community Map, the Township Newsletter, and/or the recycling magnets did not get delivered to all residents.

Tina Poole asked the following questions pertaining to Martin Retirement Village relative to the Board's executive session:

1. What about the violations filed in December? – Solicitor stated, "The DJ is on vacation."
2. Has the complaint for the \$10,000.00 been filed? – Solicitor stated "Yes"
3. Is the injunction been filed? – Solicitor stated "Yes"

**MAIDENCREEK TOWNSHIP BOARD OF SUPERVISORS**  
**JUNE 19, 2003** **7:00 PM**

The Board of Supervisors meeting was adjourned at 10:26 PM.

Respectfully submitted,

Ruth M. Manmiller

CC: Board of Supervisors

Diane Hollenbach, Maiden creek Township Board of Supervisors, Secretary

Terry Manmiller, Operations Director

Eugene Orlando, Orlando and Strahn Law Firm, Solicitor

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

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

Park and Recreation Board

Zoning Hearing Board and Alternates

Paul Herbein, Zoning Hearing Board Solicitor

Maiden creek Township Authority

Robert Hobaugh, Esq., Maiden creek Township Authority Solicitor

Joann Schaeffer, Maiden creek Township Authority Secretary

Barbara Hassler, Tax Collector

Daniel Miller, Blandon Fire Co. Chief

Chief Scott W. Eaken, Northern Berks Regional Police