

September 13, 2021

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The North Annville Township Board of Supervisors met at the Water Works Fire Hall at 7:30 p.m. on September 13, 2021 for the purpose of a regular monthly meeting. All members were present. Also present was: see attached attendance sheet in minute book.

Randy Leisure, Chairman, called the meeting to order at 7:30 p.m. Clyde Meyer, Vice-Chairman, made a motion to approve the August 9, 2021 meeting minutes as presented in printed form. Randy 2<sup>nd</sup> the motion, motion carried. Randy then made a motion to adopt the August 9 Treasurer's Report as presented in printed form. Clyde 2<sup>nd</sup> the motion, motion carried. Adam Wolfe, Secretary-Treasurer, read all the bills for the month. Adam made a motion to pay all bills as read. Clyde 2<sup>nd</sup> the motion, motion carried.

Next, Andrew Race, substitute for Paul Bametzreider, Township Solicitor, stated that a revised draft of the proposed commercial solar use ordinance has been prepared. A public hearing on the proposed ordinance has now been scheduled and advertised for Thursday September 23, 2021 at 6:30 p.m. at the Union Water Works Fire Hall. Randy stated that the proposed ordinance was sent on August 18<sup>th</sup> to the Lebanon County Planning Department and the Planning Commission for their respective review and comment periods. Mark Bachman questioned the status of his proposed revisions to the ordinance, to which Randy replied that the ordinance can be revised per his proposed revisions since the intent of the ordinance language is evident. Bekah Sanders questioned whether or not the supervisors will be able to vote on the proposed ordinance at the September 23 hearing, to which Randy replied "yes"; however, it will depend on the outcome of the hearing. Andrew stated that the supervisors will be able to either vote on it at the September 23 hearing or table it for a vote at the October 11 regular meeting.

For the status of the Lebanon Solar Conditional Use Hearing, Andrew stated that the hearing was continued beyond the scheduled date of September 9 due to a citizen's group attorney having suffered a medical emergency. The hearing has been tentatively rescheduled for October 7, with the costs of readvertising the hearing to be borne by the citizen's group. Randy stated that the Township has not received any updated plans from Lebanon Solar. Brian Keck questioned the timeline for submission of revised plans, to which Andrew replied that ideally plans should be submitted in advance of the hearing; however, that is not a requirement. Brian proceeded to question whether or not the Planning Commission will be able to review Lebanon Solar's updated plans, to which Randy replied "yes," provided that Lebanon Solar does indeed submit updated plans. An unidentified resident questioned whether or not DEP is part of the process, to which Andrew replied that DEP will be a part of the process if the conditional use is granted. Julie Kaylor questioned the need for Lebanon Solar to submit any revised plans prior to the hearing, to which Bekah Sanders replied that it will be difficult during the hearing to be able to look at previously unseen plans and ask questions regarding those plans. Aaron Miller stated that the supervisors will have the ability to impose reasonable safeguards to protect the Township. Julie Kaylor questioned whether or not there will be an ending time for the hearing, to which Andrew replied "no." Brent Kaylor questioned the COVID safety protocols to be put in place during the hearing, to which Adam replied that the meeting will be held in the truck bay area of the Water Works Fire Hall, which is more spacious than the social hall area. The meeting will also be made available online using the Zoom meeting platform. Andrew advised that anyone planning to participate in the meeting via Zoom should make the Township aware of his/her intentions prior to the hearing. Julie then questioned who will be responsible for

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moderating the hearing, to which Randy replied that he and Paul will be responsible for moderating the hearing. Julie then questioned the ramifications of someone rambling during the hearing about unrelated topics, to which Randy replied that statements should be kept short and concise. Julie proceeded to question the consequences of rowdiness at the hearing, to which Andrew replied that law enforcement, who will have the ability to remove and charge individuals in attendance at the hearing, can be called. Randy stated that brief recesses can also be taken as a result of rowdiness. Sue Forney questioned the format of the hearing, to which Andrew replied that the applicant will present evidence and can then be cross-examined in a question and answer format. An unidentified resident questioned whether or not the news media will be permitted to attend the hearing, to which Andrew replied that we cannot exclude anyone. Randy stated that state legislators and/or representatives of the legislators plan to attend the hearing. Julie questioned whether or not there will be a microphone as well as a projector and screen at the hearing. Adam replied that there will be a microphone and Andrew stated that anyone requiring the use of a projector and screen will be responsible for furnishing any and all of the necessary equipment. Jeff Bohn questioned the criteria for the supervisors' decision, to which Andrew replied that the supervisors will meet with Paul at the conclusion of the hearing in order to review the conditions and impose additional safeguards. Larry Buffenmeyer questioned whether or not residents will have the ability to ask questions of the solar company, to which Andrew replied "yes." Mark Bachman questioned the procedure if the solar company's response to a question is that they're still in the engineering phase, to which Andrew replied that the supervisors would then have the ability to reject the petition.

For the Planning Commission report, Brian Keck stated that the Planning Commission approved the revised commercial solar use ordinance and recommended that the supervisors reject the Lebanon Solar petition for conditional use as submitted in May, due to areas exceeding the 50% maximum lot coverage requirement.

For the road report, Randy stated that a total of four new warehouses are being proposed for construction in South Annville Township. Three of the warehouses will be located near Rutter's, while the fourth warehouse will be located farther to the west. Traffic from all four of the warehouses will have access onto Killinger Road. As a result of projected increases in truck traffic on Clear Spring Road, a roundabout is being proposed for construction at the intersection of Clear Spring Road and North State Route 934. Julie Kaylor stated that it will need to be a large roundabout in order to accommodate truck traffic. Randy stated that PennDOT has indicated that current and projected traffic counts at the intersection do not warrant the installation of a conventional traffic signal. Randy proceeded to state that the warehouse developer intends to apply for a multi-modal PennDOT grant in order to offset the cost of the roundabout. Dalinda Bohr questioned whether or not traffic will need to be rerouted in order for the roundabout to be constructed, to which Randy replied that we do not know. Randy proceeded to state that the Roadway Safety Audit (RSA) will be forthcoming in the near future, after an 18 month delay due to COVID restrictions. The RSA will cover the Route 934 corridor leading from Royal Road in South Annville Township to Harrison Drive in North Annville Township. Randy also stated that the warehouse developer would prefer that the roundabout be completed before warehouse-related traffic begins to flow. A resident questioned whether or not the warehouses will be occupied, to which Randy replied that we don't know. Larry Buffenmeyer

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stated that he does not like the location of the Route 934 speed limit change on the north side of Bellegrove and has tried to get it changed in the past. Aaron Miller stated that Clear Spring Road is not very conducive to heavy truck traffic. Randy stated that there will be a large meeting for the RSA. Julie questioned whether or not the adjoining landowners have been notified of the pending roundabout project, to which Randy replied that the exact location of the proposed roundabout has not yet been determined. At this point, the supervisors are sharing limited knowledge of the project for transparency purposes. Randy proceeded to state that Travis Starmer is concerned about prolonged winter snow removal equipment downtime due to the current replacement parts shortage. As a result, Travis contacted North Londonderry Township, who indicated that they would be willing to assist with snow removal during the 2021-2022 winter season, on an as-needed, dire emergency basis. North Londonderry's rates are as follows: (1) 10 ton truck with plow & operator \$150.00/hr. (2) Loader with plow & operator \$125.00/hr. (3) Loader with snow blower & operator \$175.00/hr. Randy made a motion to approve North Londonderry's winter snow removal rates, to be applied only in the event that North Annville is facing a snow removal crisis due to equipment failure resulting from a shortage of replacement parts. Adam 2<sup>nd</sup> the motion, motion carried. Randy went on to state that Travis is in the process of repairing washout along the edge of Kauffman Rd. and will soon be replacing a culvert pipe near the intersection of Kauffman Rd. and Ono Rd. Nolt Paving is scheduled to perform hot mix patching later this week. Randy also stated that Travis recently completed repairs to the concrete headwall located along Valley Glen Rd. adjacent to the former Frank Hetrick property. Julie Kaylor questioned the status of the Yordy's Bridge closure, to which Randy replied that it is closed due to debris pileup against one of the bridge piers. The supervisors do not know Lebanon County's intentions for the future of Yordy's Bridge.

No police report was given, nor were any fire company or Zoning Hearing Board reports.

For public comment, Brenda Wolfe questioned whether or not the Township received any funding from the American Rescue Plan, to which Adam replied that we are approved for approx. \$263,000, with half being received this year and the remaining half being received next year. Gaye DeShong stated that an orange placard sign located beneath an existing road sign at the intersection of Route 934 & Blacks Bridge Rd. is making it difficult for drivers on Blacks Bridge Road to see southbound traffic on Route 934. Adam will contact PennDOT to make them aware of the issue. Sue Forney stated that a Steelstown Rd. speed limit sign was recently knocked over. Adam will make PennDOT aware of this issue as well. Next, Wayne Kauffman questioned whether or not North Annville has a nuisance ordinance which addresses noise levels, to which Andrew replied "yes" and then went on to say that noise restrictions are hard to enforce. Wayne proceeded to state that he has an issue with the Lebanon County Police Combat Pistol Club, as shooting has recently been continuing until 10:00 p.m. He would like for the direction of shooting to be changed and for nighttime shooting to be stopped. He proceeded to state that only active police should be permitted to shoot at night. Sue Forney questioned whether or not the noise provisions in the proposed commercial solar use ordinance are enforceable, to which Andrew replied that noise restrictions on a fixed, stationary object are easier to enforce than noise restrictions dealing with things such as parties and shooting. John Reigel stated that the 35 mph Route 934 speed limit sign in front of his house is missing and Steve Bowman stated that the speed limit in the entire 55 mph zone on Route 934 should be lowered. Steve proceeded to state

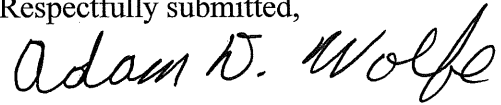
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that the property located at the intersection of Route 934 & Yordy's Bridge Rd. is in an overgrown state. Randy stated that the previous occupant has moved and neighbors have been mowing the grass. The supervisors will review the abandoned property language in the Zoning Ordinance. Larry Buffenmeyer questioned what can be done about the sewage smell emanating from biosolids, to which Randy replied that there is not much the Township can do at this point in time due to the fact that biosolids are regulated by DEP. Randy then suggested that residents contact senators and legislators to inform them of the issues being created by the storage and spreading of biosolids. Julie Kaylor questioned whether or not we could invite the senators and legislators to attend a Township meeting. Aaron Miller suggested that it could be called a "Save the Bay" meeting.

There being no further business, Adam made a motion to adjourn the meeting. Clyde 2<sup>nd</sup> the motion, motion carried.

Respectfully submitted,

A handwritten signature in cursive script that reads "Adam D. Wolfe". The signature is written in black ink and is positioned above the printed name.

Adam D. Wolfe, Secretary

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Treasurer's Report:

Balance in State Fund August 9, 2021 \$537,091.47

Receipts: Fulton Bank (FB) MMA Interest	\$4.42	
FB GIC Interest	0.06	
PLGIT Interest	0.03	
PLGIT Reserve Interest	<u>0.13</u>	<u>\$4.64</u>

Balance after receipts: \$537,096.11

Disbursements: none

Balance in State Fund September 13, 2021 \$537,096.11

Balance in General Fund August 9, 2021 \$795,151.72

Receipts: Recorder of Deeds	\$1,323.00	
District Court	42.33	
FB MMA Interest	4.89	
FB GIC Interest	1.93	
PLGIT Interest	0.17	
PLGIT Reserve Interest	0.03	
Cleona Borough	191.72	
Keystone Municipal Collections	<u>17,166.38</u>	<u>\$18,730.45</u>

Balance after receipts: \$813,882.17

Disbursements:

CK#: 5692 Miller & Bixler Auto Parts	\$145.48	
5693 Leffler Energy	284.52	
5694 Stephenson Equipment, Inc.	120.66	
5695 Pennsylvania American Water	39.38	
5696 Binkley & Hurst	188.97	
5697 Highway Materials	1,742.85	
5698 Daniel B. Krieg	349.50	
5699 North Londonderry Township	997.04	
5700 Reilly, Wolfson Law Offices	4,039.22	
5701 Nolt Paving, LLC	200.00	
5702 Becker Engineering	65.00	
5703 Borough of Cleona	6,425.66	
5704 Pennsy Supply	409.84	
5705 Union Water Works Auxiliary	70.00	
5706 Starner Excavating	10,626.00	
5707 Randall Leisure	43.93	
5708 Clyde Meyer	43.93	
5709 Adam Wolfe	1,239.58	
5710 Calvin Hostetter	1,278.92	
EFT Comcast Cable	139.61	
EFT IRS	<u>649.20</u>	<u>\$29,099.29</u>

Balance in General Fund September 13, 2021 \$784,782.88

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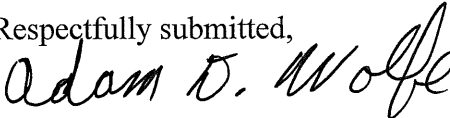
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Balance in Public Sewer Fund August 9, 2021		\$11,854.30
Receipts: FB SMIC Interest	<u>0.11</u>	<u>\$0.11</u>
Balance after receipts:		\$11,854.41
Disbursements:		
CK#: 171 Annville Township Authority	<u>\$1,555.15</u>	<u>\$1,555.15</u>
Balance in Public Sewer Fund September 13, 2021		\$10,299.26

Summary:

State Fund	\$537,096.11
General Fund	784,782.88
Escrow Acct.	3,402.65
Public Sewer Fund	<u>10,299.26</u>
Total all Funds:	\$1,335,580.90

Respectfully submitted,



Adam D. Wolfe, Treasurer