

PROVIDENCE TOWNSHIP BOARD OF SUPERVISORS

John E. Schroeder • J. Pepper Goslin • Lori L. Crossen

Monday through Thursday, closed Friday | Hours: 6:30 a.m. – 4:30 p.m. | Meeting: First Monday, 7:00 p.m.



SUPERVISORS MEETING **July 6, 2020**

The regular meeting of the Providence Township Board of Supervisors was held in the Township Municipal Office on Monday, July 6, 2020 at 7:00 p.m. Present were Chairman John Schroeder, Vice Chairman J. Pepper Goslin, Member Lori Crossen, Solicitor Melvin Newcomer, Manager Vicki Eldridge and fifty-four (54) observers.

The meeting was called to order by Chairman Schroeder at 7:00 P.M followed by the Pledge of Allegiance and a moment of silence.

Mr. Schroeder explained that each Supervisor received a copy of the written minutes from the May 28, 2020 zoning workshop as presented. Mr. Goslin made a motion, seconded by Mrs. Crossen to approve the minutes. The motion was carried with two favorable votes. Mr. Schroeder abstained since he was not in attendance at this meeting.

Mr. Schroeder explained that each Supervisor received a copy of the written minutes from the June 1, 2020 board of supervisors meeting as presented. Mr. Schroeder made a motion, seconded by Mrs. Crossen to approve the minutes. The motion was carried unanimously.

Mr. Schroeder explained that each Supervisor received a copy of the written minutes from the June 22, 2020 zoning workshop as presented. Mr. Schroeder made a motion, seconded by Mrs. Crossen to approve the minutes. The motion was carried unanimously.

FINANCIAL REPORT

- Vicki Eldridge read the financial report.
- Mr. Schroeder made a motion, seconded by Mrs. Crossen to ratify the payment of June bills in the amount of \$56,285.14 from the general fund and \$51,766.79 from the state fund. This includes charitable contributions to the library and the fire companies serving the township. The motion carried unanimously.

REVIEW OF BUDGET

- Mr. Goslin commented that we are only about 3% behind in property taxes. Transfer tax, earned income tax, cable franchise fee and permit fees have all come in over budget this month. Mr. Goslin stated the budget looks healthy at this time.

PUBLIC COMMENT

- Korleen Calkins asked if a contribution was made to the library. She also asked if the supervisors planned to vote tonight regarding horse riding on the trail.
- Alice Hess asked if the "horses on the trail" is a done deal.

- Beth Ann Brown lauded Providence Township for being on the forefront of getting the trail completed to date. She asked who will maintain the trail when damage occurs. She is concerned who has the right-of-way on the trail when you encounter a horseback rider and where will everyone park.
- Gina LaRuffa would like to see horses on the side of the trail. She asked if it was possible to just allow horses to the east of the pedestrian bridge on Route 222.
- Verna King agreed with Mrs. LaRuffa.
- Darlene Buehler asked who is liable for accidents on the trail involving horses.
- Pete Mielnik had questions regarding the survey that was mentioned in the meeting minutes from last month. He questioned if the survey was at both polling places. He said it would be a crime to allow horses on the trail.
- Don Newcomer of the PA Equine Council was in attendance and gave reasons why horses should be allowed on the trail.
- Lori Walter questioned the supervisors about the survey that was mentioned at the previous supervisors meeting. She asked if any action was taken on any other items on the survey.
- Warren Walter lauded the parks/recreation committee for all the hours of volunteer work they have donated to the trail efforts. He told the supervisors he was disgusted how the supervisors condemned them because they have not had any fund raisers for the trail.
- Bill Musser asked if the virtual meeting held in April was legal. He asked if the supervisors were allowed to vote on such a controversial topic while in a virtual meeting.
- Carolyn Migliori rides the trail and does not want to see horses destroy the surface. She is concerned with horse waste as well.
- Carol Reitz is concerned with the safety of the children on the trail with horses. She said the horseback riders she sees are Amish and they are different from other riders.
- Julia Trout is on the trail every day. She does see manure on the trail. She lives right next to the trail and sees so many families with children enjoying the trail now. She is concerned for safety of families if horseback riding is allowed. She asked if the supervisors are making decisions for the public.
- Glen Morrison stated horses will destroy the trail.
- Margie Gascon stated she is in favor of horses on the trail. She stated dogs are just as dangerous.
- Dana Carville wants to see horses on the trail. She states ruts will heal. The worries and concerns of people over horses is blown out of proportion in her mind.
- Linda Voyner votes for no horses on the trail.
- Sis Conrad stated that if the supervisors are not voting with the people, don't vote to put them in office.
- Merv Conrad asked how many people were at the meeting last month. He told the supervisors to do the math, out of 51 people attending only 2 wanted horses.
- Cindy Harnish does not want to see horses on the trail.
- Tom Harnish does not want to see horses on the trail. He said the horses on the trail now leave marks.
- Sara Johnson has seen the effect of the horses on the trail.
- John Walton does not want to see horses on the trail. It is not a great idea. Will cause a lot of damage.
- Roy Musser votes no horses.
- Paul Kreider does not want to see horses on the trail. He is concerned with parking issues.
- Larry Brown lauded the township for advertising for the blood drive so soon. He does not want to see horses on the trail. He asked to know how many people approached the chairman about allowing horses on the trail.
- Sarah Roth is on the trail everyday and has safety concerns if horses are permitted on the trail.

- Herb Graybill would like to see horses on the trail. He said in his research there are no serious interactions between bikers and horses on other trails in PA. There are very few problems. He said there is not enough parking for big horse rigs so he feels only those living close to the trail will ride horses there.
- Sally Graybill is against horses. She has seen Amish racing horses on the trail. Where will the money come to repair the trail when the damage is done.
- Brian Longenecker shared a letter from the parks/rec committee on their wishes for a resolution to this issue.
- Chris Harnish thanked Brian Longenecker for this information and asked the board to consider those ideas.
- Jan Tanguy asked if Martic Township or Eden Township allow horses. How do stop the horses from entering your neighbor's trail to the east and west.
- Scott Tanguy stated he worked for PennDot and the known facts are horses damage roads. He stated that each horse places 1,600 pounds per square inch of force on a surface. How is that not going to ruin the trail surface?
- Carole Fryberger stated she was on the fence when she came to the meeting. She asked how many supervisors have horses. She said by the sounds of things, the supervisors have already made up their minds. It sounds like the supervisors have a personal agenda. She asked them to listen to their constituents.
- Sam Blank thinks horses should be allowed on the trail.
- David Beiler supports whatever decision the supervisors make.
- Kelly Sigjoules supports the supervisors in allowing horses on the trail. She rides horses and has never had problems on trails. She said some trails make horses stay off the trail for 24 hours so no damage occurs.
- Lillian Basom is President of the Susquehanna Equestrian Club and would love to be able to ride the trail with horses. She said signage goes along way when dealing with equestrians.
- James Findley stated bikes make tracks as much as horses would.
- Janice Kreider has only seen Amish riding on the trail and the Amish she witnessed riding do not respect the trail.

Mr. Schroeder invited everyone to attend the next Parks/Recreation Committee meeting on Thursday, July 9, 2020 at 7:00 p.m.

ZONING REPORT

- **New Providence Church of God, Stormwater escrow release, 269 Cinder Road:** The last reduction was approved on September 9, 2019. Mark Deimler, Solanco Engineering Associates, LLC performed a site inspection on June 9, 2020 and submitted a review letter. The recommendation per the review letter dated June 9, 2020 is to release the escrow of \$2,500.00. Mrs. Crossen made a motion, seconded by Mr. Goslin to to release the stormwater escrow in the amount of \$2,500.00 for New Providence Church of God, 269 Cinder Road. The motion was carried unanimously.
- **Laura and Mike Findley, Letter of Credit Reduction, 283 Hollow Road:** The original letter of credit was \$122,776.85. Mark Deimler, Solanco Engineering Associates, LLC performed a letter of credit reduction inspection on June 30, 2020 and submitted a review letter dated June 30, 2020. The recommendation per the review letter is to reduce the letter of credit by \$66,346.00 and establish the new amount of \$56,430.85. Mr. Goslin made a motion, seconded by Mrs. Crossen to reduce the Letter of Credit No. STB173 from Fulton Bank by \$66,346.00 and establish the new amount of \$56,430.85.

The Letter of Credit is in the name of Michael A and Laura L Findley, for the completion of storm water management and site improvements at 283 Hollow Road, PT-268SWM-19. The motion was carried unanimously.

- **Robert Weaver, Stormwater escrow release, 70 Truce Road:** The financial securities are in the amounts of \$28,406, PT-253FP-17, and \$16,677.00, PT-276SWM-19. Mark Deimler, Solanco Engineering Associates, LLC performed a site inspection and submitted a review letter dated June 29, 2020. The recommendation per the review letter is to release the escrow of \$45,083.00 upon resolution of the as-built plan review comments. Mr. Goslin made a motion, seconded by Mrs. Crossen to release the stormwater escrow in the amount of \$45,083.00 for Robert Weaver, 70 Truce Road, upon resolution of the as-built plan review comments. The motion was carried unanimously.
- **Frank Nolt, Lot Add-On Plan, PT-285LAO-20, 804 Lancaster Pike:** The plan is joining a 50' strip from the southern parcel. Following discussion, Mr. Goslin made a motion, seconded by Mrs. Crossen to grant waiver of Section 402.C.3, Existing Features within 200 ft., with the condition: The plan shall depict all required features within 200 feet of Parcel "A". The motion was carried unanimously. Mr. Goslin made a motion, seconded by Mrs. Crossen to conditionally approve the Lot Add-On Plan for Frank Nolt, PT-285LAO-20, 804 Lancaster Pike, subject to the review comments contained within the April 20, 2020 Solanco Engineering Associates review letter and any subsequent review letters. The motion was carried unanimously.
- **Elam J Esch, PT-283LAO-20, 112 Pennsy Road:** The plan is to subdivide into four lots. Following discussion, Mr. Schroeder made a motion, seconded by Mr. Goslin to grant waiver of Section 403.A.1, Plan Scale Requirements. The motion was carried unanimously. Mr. Schroeder made a motion, seconded by Mrs. Crossen to conditionally approve the Lot Add-On Plan for Elam J Esch, PT-283LAO-20, 112 Pennsy Road, subject to the review comments contained within the April 23, 2020 Solanco Engineering Associates review letter (excluding zoning comment #2) and any subsequent review letters. The motion was carried unanimously.
- **Elam J Esch, 112 Pennsy Road, Second Driveway Request:** Elam J Esch is requesting a second driveway (access drive) on what will become Lot #3 after the completion and recording of the plan. Solanco Engineering Associates recommends conditional approval of the request based on the justification provided by the applicant and the sketches submitted which verify compliance with the access drive requirements of the zoning ordinance and the subdivision and land development ordinance. Following discussion, Mr. Goslin made a motion, seconded by Mr. Schroeder to grant conditional approval of second driveway (access drive) with the following conditions: 1) the applicant shall obtain a driveway permit from Providence Township prior to improving the driveway and 2) the applicant shall obtain a stormwater management permit from Providence Township prior to commencing construction activities. The motion was carried unanimously.
- **Tamarack MHP Phase 3, Planning Module, Lancaster Pike:** The module for Tamarack MHP Phase 3 has been reviewed by the township engineer and may be adopted. Mr. Goslin made a motion, seconded by Mrs. Crossen to authorize the completion of the planning module, adopt the module with Resolution 20-05 and forward the module on to DEP for final approval. The motion was carried unanimously.

- **John Hutchinson, Well Isolation Request, 208 Mt. Hope School Road:** A request to locate a new drainfield within 100' from the existing well at 208 Mt. Hope School Road. Mr. Hutchinson was not in attendance so the supervisors chose not to act on this request.
- **Jorge Burgos, 7 Overlook Drive, Second Driveway Request:** Jorge Burgos is requesting a second driveway at 7 Overlook Drive. Following discussion, Mr. Goslin made a motion, seconded by Mr. Schroeder to grant permission for additional driveway under Section 303.1 at 7 Overlook Drive. The motion was carried unanimously.
- **Echo Valley Drive: Stone areas in right-of-way at 11 Echo Valley Drive-Kevin L &Michelle M Bunnell, 13 Echo Valley Drive-Jerome J Grabusky, 15 Echo Valley Drive-David A & Kelly B Miller, 18 Echo Valley Drive-Craig Eugene & Sandra A Dixon:** Following discussion Mr. Goslin made a motion seconded by Mrs. Crossen to allow the stone area at 11 Echo Valley Drive (Bunnell) to remain with the proper permitting obtained and executing an agreement with the township regarding the maintenance to the right-of-way. The cost of the legal agreement will be the responsibility of the property owner. The motion was carried unanimously. Following discussion Mr. Goslin made a motion seconded by Mr. Schroeder to allow the stone area at 18 Echo Valley Drive (Dixon) to remain after executing an agreement with the township regarding the maintenance to the right-of-way. No additional permitting is required. The cost of the legal agreement will be the responsibility of the property owner. The motion was carried unanimously. Mr. Goslin made a motion, seconded by Mr. Schroeder to allow the stones used for drainage on the property located at 15 Echo Valley Drive to remain. No permitting or agreements are required. The motion was carried unanimously.
- **Frederick W Steudler Jr. and Steven and Tabetha Voss, 405 Dogwood Lane:** An addition was installed to the manufactured home without a permit. *Compliance date: May 7, 2020.* No permit applications received. Mel sent letter May 22, 2020. Following discussion, Mr. Schroeder made a motion, seconded by Mrs. Crossen to file a civil complaint at the district magistrate. The motion was carried unanimously.

ROADMASTER REPORT

Vicki Eldridge, Township Manager, reported the following:

In June the road crew worked on the following projects:

- Finished Pennsy Road pipe project;
- Mowed road banks;
- Side gutter cleaning on Fairview, Hopkins Mill and Snyder Hollow Roads;
- Cleaned side gutters on the trail in several areas;
- Mowed trail and sprayed for growth control;
- Replaced pipe and inlet boxes on Hollow Road and
- Held a safety meeting on 6/29, topic was "Safety on the Job".

In July the road crew will or have worked on the following projects:

- Finish pipe project on Snyder Hollow Road; (This project is being done with Grant money from Lancaster Conservation District)
- Pipe and inlet project on Scheller Road, preparing for shoulder repair;
- Mowing road banks;
- Place millings in washout areas and
- 2 other pipe projects on Snyder Hollow Road with money from Lancaster Conservation District.

Following discussion, the Hollow Road leveling project was approved by the supervisors. The work may proceed.

PARKS/RECREATION REPORT

- Mrs. Eldridge stated the July parks/recreation committee meeting is scheduled for Thursday, July 9, 2020 at 7:00 p.m.
- Mrs. Eldridge explained that a stormwater easement is needed from Brad Groff at the East State Street Trailhead. This easement will allow us to maintain the swale that handles runoff from the trail. Mr. Groff is giving us the easement at no cost to the township. Mrs. Eldridge has approached Eden Township to pay half of the legal costs involved since the easement benefits both Providence and Eden.

SOUTHERN LANCASTER COUNTY INTERMUNICIPAL COUNCIL REPORT

- The next meeting will be held on Tuesday, July 21, 2020 at the East Drumore Township Office at 7:00 p.m..

OLD BUSINESS

- Following a brief discussion regarding the Northview Lane Road Dedication, Mr. Schroeder made a motion, seconded by Mr. Goslin to authorize the solicitor to prepare a Resolution to accept the dedication of the section of Northview Lane located within Providence Township. The motion was carried unanimously.

NEW BUSINESS

- Mr. Schroeder announced that LG Health will hold a blood drive at the township office on Tuesday, July 7, 2020 from 2:00 p.m. until 7:00 p.m.
- Mr. Schroeder announced the next zoning workshop will be held on Monday, July 27, 2020 at 7:00 p.m. to continue to review possible zoning changes to the zoning ordinance.
- Following a brief discussion regarding allowing Quarryville Borough to allow water level monitoring at the East State Street Trailhead, the supervisors were in agreement to allow this monitoring to occur. No water testing would be authorized.
- Mr. Goslin made a motion, seconded by Mrs. Crossen to advertise for the proposed adoption of the zoning ordinance amendments, subdivision and land development ordinance amendments and the new driveway ordinance at the September 14, 2020 board of supervisors meeting. The motion was carried unanimously.

SEWAGE OFFICER

- Marvin Stoner issued 2 sewage permits and completed 2 perc and probe tests with a total of \$600.00 remitted for the month of June.

MONTHLY REPORTS

Secretary:

- Receipts totaling \$69,742.67 were recorded in the month of June.

At this time, Mr. Goslin discussed the possibility of extending the expiration of all zoning permits issued by the township for an additional 6 months without having to ask the township for permission. Following a brief discussion, Mrs. Crossen made a motion, seconded by Mr. Schroeder to issue an automatic six month extension for all zoning permits issued from March 1, 2020 until May 31, 2020. These extensions will be automatically granted. The motion carried with two favorable votes. Mr. Goslin recused himself from voting since he was issued a zoning permit during that time period.

ADJOURNMENT

- With no further business, Mr. Goslin made a motion, seconded by Mrs. Crossen, to adjourn the meeting at 10:01 p.m. The motion was carried unanimously.

PROVIDENCE TOWNSHIP
BOARD OF SUPERVISORS

ATTEST: _____
Vicki L. Eldridge, Secretary

John E. Schroeder, Chairman

J. Pepper Goslin, Vice Chairman

Lori L. Crossen, Member