

Wayne Township,

Lawrence County, Pennsylvania

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Ellwood City, PA 16117

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Dennis E. Hall, Chairman/Supervisor
Bruce Badger, Supervisor
Charles Hutchison, Supervisor
Shari D. Baney, Secretary/Treasurer

The Wayne Township Supervisors, 1418 Wampum Road, Ellwood City, PA 16117 held its regular monthly Supervisor Board Meeting on Thursday, October 7, 2010 @ 7:00 p.m.

Meeting opened with the "Pledge of Allegiance" lead by Chairman, Dennis Hall and a word of prayer by Supervisor, Bruce Badger. Also in attendance were Township Solicitor, Ryan Long; and Secretary/Treasurer, Shari D. Baney; Supervisor, Charles Hutchison.

Motion was made by Hutchison to "Approve the Minutes" of the last two meetings; 2nd by Badger. All in favor.

New Business:

- Badger made a motion to accept the Weingartner subdivision as proposed, 2nd by Hutchison. All in favor.
- Sprint Subdivision – motion made by Badger to accept the subdivision; 2nd by Hutchison. All in favor.
- Volunteer Fire Relief check in the amount of \$14,663.26 was turned over to the Volunteer Fire Dept; motion was made by Hutchison; 2nd by Badger. All in favor.
- Budget for 2011 – Discussion on at least one work session (minimum), must be advertised. Motion was made by Hutchison; 2nd by Hall. All in favor.
- Sewer Lateral Approval per Waltz Consultants recommendations for 4348 Ellwood Road in the amount of \$2,400. Hall made a motion to accept the recommendation; Hutchison, 2nd it.
- Fall Clean-up: October 16, 8:00 a.m. to noon. \$5.00/pickup truckload full. Proof of driver's license required for Wayne Township members only. We will take batteries; no Freon items, etc.
- On the 9th, Clean-way was offering a household hazardous waste at the Fairgrounds, from 10 to 1:00 p.m.
- Appointment of Planning, Adhoc, and Animal Control members, as follows:
 1. **ADHOC** -- Jay Ruckert, Robert McMillan, Douglas Cosgrove, Terry Stramba, Heather Metheny, David Benn, Ronald Aiken, Tootie Welsh, Frank Stefura, Sandy Busin. Motion to approve made by Hutchison; 2nd by Badger. All in favor.
 2. **PLANNING** – Ellen Ruckert (filling a 2 month vacancy-term) Motion to approve made by Badger; 2nd by Hall. All in favor.
 3. **ANIMAL CONTROL** – Motion made by Hall; 2nd by Hutchison to hire Robert Karenbauer as animal control. Wayne Township would like to meet with Karenbauer to go over stipulations on raccoons, etc. All in favor. Charge will be \$25.00/service call plus mileage.
- Halloween: October 28th from 6:00 p.m. – 8:00 p.m.
 - Richardson, Wayne Township Inspection Service, Cell #724-992-0401, gave an IRC update on Code Changes (2006 Code to the 2009 Code)
 - Supplied Code Enforcement Handout.
 - Update: commercial/residential will be put on website for residents to view.
 - Big Issue, # 16 on update, sprinklers will be mandatory in single family new homes (only new construction) Must be put in a heated space. What drives this? A pump. If your electric goes out, you have to have a backup generator. Question: What about the Amish? They will have to have a tank that is pre-charged. 2 Tanks that can last at 10/gallons/minute for 15 minutes. It will have to be huge, to generate a pressure like that for that long. Huge obstacle for the Amish.
 - UCC nationwide code and it all depends on whether the state uses the code. We will be forced to do this.
 - He mentioned #14 – electrical changes need to be tamper-proof. Now \$3.00/piece; used to be 33 cents/piece.
 - Question to Richardson on 61 Portersville Road. They have all been in due-process and have followed the "letter-of-the-law" and can go before the judge. All Richardson's case laws were going to be copied and turned over to the solicitor.

- Disclosure notice: On the violation orders, you must disclose you have a leaky roof.
- On a sheriff sale, it is the buyer's responsibility to do the research. If there was a demolition in place on that home, do not buy that.

Old Business:

- Hutchison, as a 2nd month request, requested the cupboard cleaned-out for the township usage. The township refers to 2-3 years past receipts, no access. Figuerl was making arrangements to do the cleanup this weekend. Acceptable.
- Hall made a motion to pay Youngblood Paving for the IFB #02-2010 in the amount of: \$136,452.73 with \$70,000 coming out of Liquid Fuel Funds. Hutchison 2nd the motion. All in favor.
- Hall made a motion to accept Mayberry' Anti-skid quote @ \$4.50/ton - township picks up; \$7.50/ton if delivered. Hutchison 2nd the motion. All in favor.
- A motion, made by Hall, to approve the Financial Report from the following Ledgers: General, Light, Water, Bldg/Equip, State. Hutchison 2nd the motion. All in favor.
- Bill to be approved was made by Hall; 2nd by Hutchison. All in favor.

Solicitors Report – Ryan Long, Solicitor, will update supervisors with regard to the Proposed Ordinance, in enforcing junk vehicles, condemned homes, etc.

- Public Hearing Subdivision/Land Ordinance Advertisement for the November meeting.
- Auditor Advertisement for a Resolution Charles Loll, CPA – township auditor.
- Reviewing the Storm Water Plan. Every municipality has to go through the same review.
- Prepared a letter for the Schumacher Home with respect to the damage of Jockey Moore Road (Byler's Home)

Motion from Hutchison to go into Executive Session to discuss a fine the township received from DEP for the sewer project. 2nd by Badger. All in favor. 7:20 p.m. – 7:35 p.m.

Long, shared with the visitors: (1) Two matters with respect to a DEP violation; assessment of a small civil penalty and the solicitor's strategy as to how we were going to handle it. He was going to forward a letter to S. A. Attorney Fox.

(2) Wayne Township was approached by a gasoline company as far as its 22 acres and Marcellus Shale.

Badger Administrative-Road Update: Bruce discussed the road jobs/catch basins/road cut back and roads still needing to be patched.

- Supervisors attended a Penn Dot meeting on bonding roads & road studies connected with Marcellus Shale
- Had a Land Development Hearing Meeting, October 5, 2010.
- New F550 Ford truck with hitch added
- COG meeting on 10/10 with the discussion on Marcellus Shale
- Township is looking into the process of bonding the roads for Marcellus Shale.
- Anti-skid project and winter maintenance, getting ready for winter
- Phone log: 31 administrative, some needing action. One of which was a neighbor was burning material that had a smell (like tires, etc.)
- Over-flooding recycled bins. Township is not responsible for the bins. Township is responsible for the AREA only.
- Mowing needs re-mowed, one of which was a request: ball-field.
- Water leak at the Yansens resident. Found out that it was a "water company" issue.
- House in Burnstowns used for storage. Referred to Ryan Long and Jeff Richardson.
- Halloween: Township Supervisor will be working from 5 to 10 but Trick-o-treat will be from 6 – 8 p.m.

Public Input – 3-minute rule implementation.

Ron Aiken – Referencing Reinstating Adhoc Zoning Committee -- Adhoc will work off the work that has already been accomplished.

Tootie Welsh – discussion about maps: Ron Lutz's driveway was marked agriculture, needs to be residential. Township bought maps for Tootie to share because of that and other areas in question.

Ann Graham – Questioned why her driveway was still being flooded? The supervisors have put cold patch several times. Hutchison said the road is tipped the wrong way and it can't be helped the way the water flows. Graham said tilt the road the other way. There's almost a foot drop. Hutchison said there is already a culvert in there. It was stated by the supervisors that the cost of what they would have to do to raise the road and then raise the driveway is a major problem. It is a bad design on the road; the road should have been

tipped the other way. Mrs. Graham asked if Badger would look at the road. He agreed to look at it @ 10:00 a.m. on Monday. Graham said it would be cheaper to fix it than a lawsuit.

Jay Ruckert – had a questions about Frank Ottaviani and what Frank is doing as far as opening up a road behind. We said we would look into it.

Tootie: FEMA and the Floodplain. We are still working on it. This is happening to benefit the Marcellus Shale. They are forcing the township to do this and there's big money behind the shale. Other countries are big into buying into this shale.

Township has to be careful. They go under the water and gas and they become “exempt”, because they are going UNDER.

Adhoc meeting date, when? We will notify the people. It was mentioned if they hold the meeting before the Planning meeting, then that could possibly cut into the Planning time for its meeting.

Hutchison made a motion to “**Adjourn the Meeting**” at 8:22 p.m. Badger 2nd it. All in favor.

Submitted by Shari D. Baney
Secretary/Treasurer