

Wayne Township,

1418 Wampum Road
Ellwood City, PA 16117

Lawrence County, Pennsylvania

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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 6, 2011 @ 7:00 p.m.

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

Motion was made by Hutchison to "Approve the Minutes" of the previous meeting minutes; 2nd by Badger. All in favor.

Motion was made by Hutchison to approve **Ordinance 2 of 2011 – Building Permit**, repealing the old Ordinance of 1979 and any other ordinances relating to the same subject; 2nd by Hall. All in favor. The advertised Ordinance was tabled the previous month, but since there were no changes, not necessary to re-advertise, motion was carried.

Motion made by Hall to approve **Volunteer Fire Relief Fund** in the amount of \$24,020.57; 2nd by Hutchison. All in favor. The State Government reported there is a one-year boost to the Volunteer Relief Fund. Supervisors said that it was up to the VFD's to decide the monetary breakdown.

Motion to approve the **Financial Report** was made by Hall; 2nd by Badger. All in favor

Badger made a motion to "Pay the Bills" from the ledger; Hutchison 2nd it. All in favor.

Solicitors Report: Long mentioned the Perry Township Ordinance Regulating Gas and Oil Development. Said it might be a good idea to review it along with the Excessive Road Use Maintenance Agreement. Long stated that the Gas Companies bond with the township because of the excessive usage of the road. Legally it is a good idea.

Two separate issues in the agreement: (1) for a surcharge tax for gas; (2) State pre-empts what the township does. Long didn't think what Gov. Corbett signed into law necessarily affects Wayne Township.

Township has a well and the County does not. Hutchison wanted Long to compose a letter to the County stating, this is our main revenue source and we, as a township, do not want to relinquish 20% to the County, Ellwood, or to Perry.

Roger Stramba suggested a 10-ton delivery sign. Hutchison said the township cannot deny access to the roadway. It was also stated the State only gives \$12,000 per mile.

Tootie Welsh stated there are 7 wells this year, one on Shaffer Road, and 40 next year. 50+ permits in Butler County.

Badger Supervisor Report –

33 reported Supervisor's phone calls: Resident reported garbage being dumped near Canal Street; ParkGate resident called about more signs being installed, not in compliance with ordinance; Clean-up signs purchased, ready for pickup; Fire Extinguisher Maintenance called for servicing & checking extinguishers; Sewer problems from lateral line on Ellwood Rd, referred to Cornell Jerome; High grass and complaint form filed for property on Aetna Dr; Penn Power called in response to a tree problem on Volpes Way; Road Bond for VanGorder Mill Road requested; E.C. Trick or Treat, October 26th from 6 to 8; Setback info requested and access to the Codification Book approved to two different residents; Zona Tours

responded to the township's request for a bus list – will be sent; PennDot, Jon Johnson, called about the status of the \$7000 County Aide received. Youngblood will be doing the work on Sunset; AED is "rescue ready"; Resident from Line Ave reported damage to his vehicle, 9/21, as he moved to the side to pass township dozer; hit a tree that was down. Wanted to know why flares were not out; S.A. Cornell Jerome called advise residents the drop box for sewage payments was removed & they must use the drop-slot at building; GEO Environmental will be at township on 9/27 for the agreement & bond for VanGorder Mill Road; Resident called about an on-going water running problem on his driveway; Water leak from roof in office. Lutz & Myers responded; Two Hollow Rd residents called about a clogged grate which caused flooding on property & road to be cleaned of debris from storm; Resident called for a copy of Building Permit issued more than 10 years ago; Smiley Stop resident reported 5" of rain & flooding from storm; Rep Gibbon's office called for an update on the water problems on 14th Street; Caller wanted the garage being built on Route 65 be investigated; Signature for last invoice for CDBG was sent to Morrie's office; will be taken out of the General Fund; Sunset Blvd resident called to let the township supervisors know it was okay to blend the paving work with his driveway.

Old Business: Sunset Blvd milled & ready for blacktopped; Aetna Dr. material purchased and ready to be paved; Downed tree removal, caused by storm, has been completed on Jockey Moore, Line Ave, Smiley St, Greenhouse Rd, Vinegar Valley and Gashouse Rd; Ditches cleaned after storm at the following locations: Gashouse Rd, Vinegar Valley, Smiley Stop, Hollow Rd, Kate Houk and Friday Hill; Winter materials in for the winter road treatment including sale & anti-skid material; Mowing on 14th Street completed.

Future Plans: Mowing will be finished in Park Gate Canal St.; Meeting with Rep. Gibbon's office regarding the 14th St road repair; Catch basin will be installed on Smiley Stop; Water problem will be fixed on Henry St; Equipment will be prepared for winter, which consists of installing snowplows and salt spreaders; Township Cleanup will be Saturday, October 8th from 8 to noon; October 26th from 6 – 8:00 pm. is the township Trick or Treat night. Supervisors will be on Safety Patrol from 5 to 9:00 p.m.

PUBLIC INPUT:

Resident Ann Graham said she didn't hear about her complaint on the list from the Badger Report. She said it was from her lawyer giving the township 90 days to comply. She requested a year ago for the township to repair her driveway which goes 12" deep. They have never complied. She said she has been fighting for 8 years+ about the same thing. She stated she would file a lawsuit. Hutchison said they stopped paving approx. 20 – 30" before her driveway. An engineer was out to look at the situation and it is not an easy fix, nor an inexpensive one. She said putting approx. 6" of blacktop would help but the supervisors said there is no money.

Mr. & Mrs. McCandless of 4355 Ellwood Road complained about their neighbor, Don Frelin. They completed a written "complaint form" which they said got lost somehow from the S.A. to the township. Mrs. McCandless said she as tired of living next to a junkyard, that her neighbor has 3 trucks, 2 cars, a mobile home that has not been moved in 4 years; mentioned there's no license or tags on vehicle. They have 11 dogs during the summer (now 5 dogs and 2 puppies). Dog catcher came out & said something should be done. She was asked if the dogs were licensed and the answer was yes. She said the dogs bark all night long. She said the people throw bottles with gas that sounds like a bomb. She said they "share a driveway". Fed-X won't deliver anymore because of the dogs. Can anybody do anything?

Hutchison said the police was out there 2 times already. It was said Ryan Long, along with Mourice Waltz, will start the formal paperwork. Ellport resident Foley asked if there was a Property Maintenance Ordinance. Legally you could approach it that way.

Jay Ruckert – Commented about nothing more has done about the Frank Ottaviani work. Long said he would be sending Jordan an email letter within the next few days.

Lenore Bazzichi talked about the ParkGate drainage problem. There's a ditch that comes down from Hillside Avenue to 351. Mud stops traffic and the Fire Dept. has to come down. Pipe under the road at Church Street, so filled in, 7 – 8" deep, very built up, across from Ralph's driveway, 1st house on RR Avenue –that is where the pipe is located.

Secondly, signage on 351, ParkGate, how was it handled. Was permits issued? Why do people continue to put up signs? Long said an individual can buy a piece of property and post a sign. As far as Land Development, it pertains to a particular business and it is more comprehensive. Is there an Ordinance or can we come up with an Ordinance about signs? Can you limit the signs?

Long, under SALDO, if someone files an application for land development and puts a business in, it has to pertain to the business. But if a person is not developing land, simply owns property on 351, you could put a sign about anything/anyone's sign.

The signs that are up there now do not necessarily affect the current signs. Maybe for others, give 30-days to take down their signs.

DiBuono got a permit. Pounds has a J&L Construction sign on their property. Hutchison said he has a problem forcing people not to make money if they wanted to put a sign on their property.

Bazzichi said ParkGate is a gateway to the city and she'd like to make it beautiful.

Tootie Welsh – Japanese Knotweed talked about the very invasive weed taking over. Said it is worse than bamboo. Said to spray it with Roundup and it would take approximately 3 years to get rid of it.

Ellen Ruckert –Do you have an electronic copy of the Ordinances? Who is the keeper of the ordinances? What comes first the ordinances or land development? Land Development is an ordinance; you still have to comply with the SALDO. Land Development only goes after land developing; ordinances would take over if there were no others.

Long said someone (GenCod) tried to codify every single ordinance at a healthy cost to us. Bazzichi asked Long if he would be willing to go to a class like that in order to categorize them. Long said the township really had a good list of ordinances.

Foley – wanted clarification on Ellport Sewage mechanism and how it works. Bill Hepler said there is a reading and we go through their pump stations. Foley said Wayne Township pays portionally higher than what Perry Township does, based on the flow. Hutchison, "does that mean Wayne Township is paying more for a gallon of gas than Perry"? The bill is sent out as one bill and then it is split. Foley reiterated it seems the Wayne Township residents are paying an unfair portion versus the Perry Township. It is all based on flow readings. And it was said it was an internal issue.

Hall said the Wayne Township **Budget Workshop** will be held October 27th at 2:01 p.m. This must be advertised. Badger 2nd the motion. All in favor.

Hall made a motion to "**Close the Meeting**". Badger 2nd it. All in favor. Meeting adjourned at 8:07 p.m.

Submitted by Shari D. Baney
Secretary/Treasurer