

Butler Township Board of Supervisors  
Meeting Minutes  
April 8, 2019

**Present:** Doug Whitworth, Russel Wertz, Todd King, Danielle Helwig & Jon Holmes, Shawn O'Brien, Larry Bushey, Ed Wilkinson & Carly Marshall.

**Absent:** Doug Bower, Chairman

Vice - Chairman, Whitworth called the meeting to order at 7:00 p.m.

**Public Comment:**

Shawn O'Brien commented on the On Lot Septic Pumping Ordinance letter he received. Mr. O'Brien is concerned that not enough communication was done to notify the residents of the township of the proposed ordinance before it was adopted. He understand that it was advertised in the paper, but he does not get the paper. Mentioned that a letter may be suitable. He was also concerned about the first time offense fines. Whitworth responded that we definitely don't want to offend anyone, and we went into this with leniency and the advertisement is per the law. Solicitor King responded that we follow what the law required and that sending a letter every time the township needs to vote on something would be costly. Jon Holmes commented that we wrote the ordinance to be in compliance with DEP.

Supervisor Wertz attended the Heidlersburg Fire Department banquet. The Fire Company presented Wertz with a certificate recognizing the Townships continued support.

**Regular Business:**

**On a motion made by Wertz, 2<sup>nd</sup> by Whitworth the minutes from the March 2019 board meeting are approved. Motion carried 2-0**

Zoning and Rec Plan: Carly Marshall Office of Planning and Development – She remembered from the last meeting that the Planning Office would work with the Planning Commission on the Rec Plan. Carly suggests we have someone from Oakside on the committee as well. We could have a committee that works outside of the Planning Commission meetings or just invite them to the meetings. Jon Holmes asked about the SALDO updates. She does not feel it needs to go along with the SALDO. Carly would like to do the rec plan in tandem with everything.

Carly took all the changes and put them into a track changes draft. The biggest addition was solar farm and banquet hall language and parking. She changed parking to be more consistent with some other uses. Allowed for reduced parking as a special exception. She asks that we review it and shoot her an email prior to the next meeting.

**2520 Biglerville Rd: SWM:** Jon mentioned that Rusty Ryan is always concerned that the property is .9 acres and the property contains hydraulic soils. Jon's comments have

been addressed. **On a motion made by Wertz 2<sup>nd</sup> by Whitworth the SWP plan is approved. Motion carried 2-0.**

**On a motion made by Wertz 2<sup>nd</sup> by Whitworth the Privy Ordinance 2019-5 is adopted. Motion carried 2-0**

**On a motion made by Wertz 2<sup>nd</sup> by Whitworth the Nuisance Ordinance 2019-6 is adopted. Motion carried 2-0**

**Complaints:**

3021 Biglerville Rd Dirt Bikes – Chapter 61 of the code is talks about noise.  
Whitworth would like to read up on information before taking action. Solicitor King will create a noise ordinance that is agriculturally friendly.  
95 Clear Springs Rd & Neighbors – junk and trash  
130 Guernsey Rd – junk  
417/420 Oak Hill Rd – Anonymous letter siting Junk Yard language.  
Property at corner of Table Rock and Shrivvers Corner- open in back and water Filled basement.

**No Actions Taken on the above complaints.**

**Comcast:** The COG is helping to lead the groups that will be starting negotiations for the Comcast contracts. The next meeting will be April 10, 2019. The secretary is directed to attend this meeting.

**Crop Productions:** No information

**BIDS:** On a motion made by Whitworth 2<sup>nd</sup> by Wertz the secretary is directed to send the bids for Low Sulfur Fuel, #1-4, #2A-SRC, #3-#3A, #4rip rap, #8-1B, #67-#2, Anti-Skid, CRS –S60 and CRS-SPM60 as approved by Doug Bower and Danielle. Motion carried 2-0.

**Auditors Recommendation:** The Auditors have recommended we move the MMA to PA Invest. The secretary will be looking into this further. COG may have a speaker on investing. They also recommend that all bills get paid as they arrive. Doug Bower had the secretary contact PSATS regarding the legalities. PSATS says that bills can be paid right away if they will incur a penalty or get a discount, such as utilities. Danielle will write a brief policy for adoption at the next meeting.

**HB 349:** UCC Inspectors- This bill would require the Township to have two UCC inspectors. If the bill passes, Wilbur from Land & Sea wants to meet with the Supervisors. No Action needed.

**New Truck:** Tabled until next meeting

**ACATO:** Adams County Association of Township Officials- The secretary position is held by each Township for two years on a rotating schedule. Menallen Township is scheduled for 2020 through 2021. Nancy does not want to do it and asked If Butler

would fill the position. Danielle has no issue with this. The ACATO board would like to have a letter from the Chairman verifying that Butler has approved. Danielle has drafted a letter for Doug Bower to sign.

**Septic Pumping fee and forms:** A document needs to be drafted for the Haulers to complete after they have pumped and inspected a septic system. After researching it appears that a fee of \$10.00 is being charged by other Municipalities for the owner to cover admin costs to the Township. Some Townships charge a registration fee for the Hauler. Jon & Danielle will draft a form. Jon forwarded a printing cost from Penny Press and Danielle received a quote from Brems Print Shop. Brems is the cheaper of the two. Approval of forms and fees will be tabled until next meeting.

**Well Ordinance:** The Township needs to determine the fee for a Well Permit. Land & Sea has agreed to oversee these permits. They are thinking their fee would be around 60.00 for the whole process per an email from Janelle. This will be tabled until next meeting.

A new fee resolution should be done after the above additional fees are determined.

**Flood Plain Ordinance Review:** FEMA rep was concerned about some things in the new flood plain ordinance. Jon made a few revisions and sent them to Todd for review. It will be sent to the person at FEMA who has the final say on compliance. Jon reminded Danielle about the Flood Plain reimbursement forms and the Act 537 reimbursement forms.

**Sewer Reserve Capacity:** Todd King is developing a Sewer Reserve Capacity ordinance. Resident would pay a fee and enter into an agreement. A tapping fee would be collected. A reserve fee would be charged to those residents who pay a tapping fee but don't connect right away. Typically this fee would be 60% of the quarterly sewer fee.

**On a motion made by Wertz 2<sup>nd</sup> by Whitworth the bills dated March 13, 2019 through April 8, 2019 are approved. Motion carried 2-0**

**On a motion made by Wertz 2<sup>nd</sup> by Whitworth the March payroll is approved. Motion carried 2-0**

**With no further business a motion was made by Wertz 2<sup>nd</sup> by Whitworth to adjourn the meeting at 8:25 p.m. Motion carried 2-0**

Respectfully submitted,

Danielle Helwig  
Secretary

