

**LONDONDERRY TOWNSHIP BOARD OF SUPERVISOR'S REGULAR  
MEETING  
Tuesday, March 11, 2008**

The meeting of the Londonderry Township (LDT) Board of Supervisors (BOS) was called to order at 7:38pm by Supervisor-Chairman Richard Brown. Supervisors Wayne Grover and Midge Leitch were present.

**COMMENTS FROM THE PUBLIC:** John Carnes was recognized. Mr. Carnes expressed concern regarding the hearings for the Ordinances adopted at the last BOS II meeting and it was explained that upon advice from the LDT Solicitor, the Ordinances were being re-advertised so that the public hearing could be specifically documented by an official interpretation of the BOS meeting. The public hearing and adoption of the Ordinances will be held at the BOS II Meeting on March 24, 2008. All Ordinances are available in the municipal office for review by residents for 30 days prior to the hearing and adoption.

**CLOSE OF REGULAR MEETING:** At 7:46 PM, Richard Brown called for adjournment of the regular meeting to hold a public hearing on Ordinance #04-2008. Wayne Grover made a motion to adjourn the regular meeting of the BOS. Midge Leitch seconded the motion. The vote was unanimous.

**PUBLIC HEARING FOR ORDINANCE #04-2008:** Richard Brown called the public hearing to order at 7:48 PM.

**AN ORDINANCE OF LONDONDERRY TOWNSHIP, CHESTER COUNTY, PENNSYLVANIA, PERMITTING THE ENTERING INTO OF A CABLE FRANCHISE AGREEMENT GRANTING A NONEXCLUSIVE FRANCHIS TO VERIZON PENNSYLVANIA, INC., TO CONSTRUCT, INSTALL, MAINTAIN, EXTEND, AND OPERATE A CABLE COMMUNICATIONS SYSTEM IN LONDONDERRY TOWNSHIP.**

Richard Brown read the title of Ordinance #04-2008 as above and presented a synopsis of the Ordinance. He read a section of the agreement (on Pages 3 & 4) which described franchise fees and services. The agreement is not exclusive and gives LDT residents access to alternative cable services. He noted the Proposed Ordinance has been available for public review since February, 2008 when Solicitor Stacey Fuller sent it to the Chester County Law Library, Daily Local News and the Township. The Ordinance has been reviewed by the Solicitor and the BOS.

Richard Brown noted the following exhibits were attached to Ordinance #04-2008:

1. B-1 Copy of the Board of Supervisors Minutes dated 01-28-2008 in which the Board authorized the advertisement for the public hearing on 03-11-2008.

2. B-2 Copy of the letter dated 02-29-2008 by Christel Barton to the Daily Local News enclosing the Public Notice of and the full text of the proposed Ordinance and requested publication.
3. B-3 Notice
4. B-4 Proof of Publication of Notice from the Daily Local News.

The Verizon External Affairs Manager, Todd Darlington, and Verizon Franchise Manager, Tiffany Schoen, responded to questions from the public regarding the length of time expected before TV service would be available since phone and internet service are currently available. Ms. Schoen responded that service availability would likely depend on a resident's address and that further information was available on the Verizon website or by phone from Verizon Customer Service. As there were no further public comments or questions Richard Brown closed the hearing.

**Regular Meeting Resumed:** The regular meeting was reopened at 8:03 PM by Chairman Brown. Wayne Grover made a motion to approve Ordinance #04-2008. Midge Leitch seconded the motion. The vote was unanimous.

**MINUTES OF February 25, 2008 BOS II:** As the Minutes had previously been emailed to the BOS, read, and found to be satisfactory, Wayne Grover made a motion to approve the Minutes of 02-25-2008. Richard Brown seconded the motion. The vote was unanimous.

**TREASURER'S REPORT:** Howard Benner presented and read excerpts from the final Treasurer's Reports of January, 2008 and February, 2008. Richard Brown made a motion to approve both January and February, 2008 Treasurer's Reports. Wayne Grover seconded the motion. The vote was unanimous.

**TOWNSHIP REPORTS:**

- A. Zoning Officer/Building Inspector Reports:** The Supervisors reviewed the report and Richard Brown read aloud excerpts from the Report. Four (4) building permits were issued with three (3) permits pending plan submission reviewed. Two (2) Road Occupancy Permits were issued. Total fees collected for all permits totaled \$4,246.00 and \$1,540.00 in construction inspection fees were collected. Five (5) Use & Occupancy Permits were issued and eleven (11) various construction inspections were conducted. There was no discussion.
- B. Roadmaster:** Allen Reynolds gave an update on the Faggs Manor repairs and requested permission to attend the Spring Road Maintenance Seminar on 04-10-2008 at a cost of \$50.00. Richard Brown made a motion to approve the Seminar expenditure of \$50.00. Wayne Grover seconded the motion. The vote was unanimous.
- C. Emergency Management:** Secretary Janice Hearne announced a new laptop computer was received by Emergency Management

Coordinator, Chuck Freese, from the Chester County Dept. of Emergency Services.

- D. Planning Commission (PC):** Rich Henryson said there was nothing new from the PC since the BOS II meeting.
- E. Parks & Recreation (P&R) Committee:** Eileen Koenig reported that on Sunday, February 10, 2008, from 2:00 PM - 4:00 PM there was a P&R sponsored program for 31 children and adults held at the Elk Creek Nature Preserve. Mark Mummert, a LDT resident/naturalist, discussed animal habitat, the children looked for footprints, and identified the animals that left the footprints.  
An Easter Egg Hunt has been planned for March 15, 2008 at 1:00 PM at the LDT Municipal Field. The rain date will be March 16, 2008. The field will be divided into an area for 5 year olds and under and another area for 6 to 10 year olds. The event will be advertised in the Community Courier and signs will be posted at various corners within the Township.
- F. Open Space Committee:** No Report
- G. Historical Committee (HC):** Diane Henryson reported work has begun on the LDT 275<sup>th</sup> Anniversary to be celebrated in 2009. The HC will be planning a special presentation each month and the speaker for April will be Nancy Foulk. Mrs. Foulk will talk about Faggs Manor Cemetery on April 29, 2008 at 7:00 PM. Diane Henryson will submit an announcement to Secretary Hearne for posting on the LDT website.
- H. Newsletter/Website:** Midge Leitch reported that she and LDT website administrator, Bill Wuhrman, met and she concluded that managing the website was beyond the capabilities of both herself and Janice Hearne. Bill will continue to manage the website for now, but will look for a computer software program to assist with updates.

#### **OLD BUSINESS:**

- A. New Daleville – Additional Open Space:** Arcadia has asked for a letter in which the Township requests appropriate legal descriptions and plans for the open spaces. The tot-lot and walking path will remain the responsibility of the HOA, consistent with HOA documents. Secretary Hearne was charged with writing this letter. There was discussion regarding future use and maintenance of the open space which currently consists of grassy areas. A portion of the area could be developed as a recreational site, but no other development of the land is permitted.
- B. Londonderry Meadows (Dambro) & Honeycroft:** Bob Johnston reported that after the recent rains the runoff onto Rt. 926 and Rt. 796 had been significantly diminished as a result of the newly created drainage. He reported there were a few minor tasks relating to the Conservation District report that needed to be completed in regard to the Honeycroft project.

- C. Failed Septic System in LDT:** Bob Johnston stated he was in receipt of a letter from Mr. Richard Pullin's attorney. Mr. Pullin owns the garage formerly known as "Al's Garage" and is in need of a holding tank. Bob Johnston and Wayne Grover will make a site visit prior to further discussion.
- D. Official Map:** LDT is in favor of the creation of roundabouts, in compliance with the LDT Comprehensive Plan, as a means of producing traffic calming on Rt. 41. Midge Leitch made a motion to grant permission to Solicitor Fuller to send the Official Map to the Chester County Planning Commission (CCPC) for a 247 Review. Wayne Grover seconded the motion. The vote was 3-0 in favor.
- E. Zoning Amendment Ordinance:** Wayne Grover made a motion to authorize Stacey Fuller to send the Zoning Amendment Ordinance to the CCPC for the 247 Review. Midge Leitch seconded the motion. The vote was unanimous.
- F. Act 537 Plan:** A letter from the PA Dept. of Environment (PA DEP) has been received which increases reimbursement for preparation of the 537 Plan. Diane Henryson has begun a review of the 2002 – 2007 pump outs of septic systems. David Sweet has 537 Plan information already done for LDT and has given Julia Lacy of Gilmore Associates a binder which Julia is currently reviewing. LDT will need a pumping schedule, a baseline for new and repaired pumping systems, and a system for record keeping.
- G. Gilmore & Associates (G&A) Fee Schedule:** Richard Brown stated the G&A fee schedule was approved with the 2008 LDT budget. The G&A handout contained an error, but fees will remain the SAME as 2007.
- H. Cochranville Fire Company (CFC) Contract:** Following some discussion Midge Leitch suggested LDT pay the amount of the CFC contract in two installments for which Treasurer Howard Benner would issue a check for \$18,039 within the next week or so for ½ of the contract amount, with the second half to be paid in September.

#### **NEW BUSINESS:**

- A. 2008 Grant Application Invitation:** A grant invitation dated 02-19-2008 was received by LDT from the E. Kneale Dockstader Foundation. A request was made of Barbara Stewart, who was awarded a Dockstader Grant in 2007, to pursue this offer.
- B. LDT Spring Road Inspection Tour:** Roads will be inspected on Wednesday, 03-26-2008, at 1:00 PM and it will be determined which are in need of bituminous seal coat during 2008. There will be an update at the next BOS Meeting.

#### **Announcements:**

**Lancaster County Tax Collection Bureau (LCTCB):** Treasurer Benner stated LCTCB has a new Director, a significantly larger number of tax forms have been sent to residents, and, according to a newspaper article,

the Octorara School District expects an increase in revenues in excess of \$100,000. Since a significantly large number of new residents were unaware of the Earned Income Tax (EIT), an effort has been made by LCTCB to inform these new residents of their tax responsibility and to collect taxes owed from 2006 and earlier.

**Cindy Reyburn Update:** Richard Brown said Cindy was out of intensive care. LDT will send flowers along with our best wishes at the end of the week

**Permission for Secretary Hearne to Attend Two Seminars:** The two seminars Secretary Hearne would like to attend are: Chester County Secretaries in Government Association (CCSIGA) on 03-25-2008 and PSATS Open Records Act on 04-29-2008 at a cost of \$35.00. Permission was granted. Midge Leitch shared that the PSATS Seminar for New Supervisors was extremely informative.

The bills were reviewed and paid in the usual manner.

**ADJOURNMENT:** As there was no further business before the Board a motion was made by Richard Brown and seconded by Wayne Grover to adjourn the meeting at 9:15 PM. The vote was unanimous.

Respectfully submitted,

Janice H. Hearne  
Administrative Secretary