

**MINUTES OF THE ANNVILLE TOWNSHIP  
BOARD OF COMMISSIONERS  
March 6, 2017**

The March Regular Monthly Meeting of the Annville Township Board of Commissioners was held starting at 7:30 PM on March 6, 2017 in the Commissioners' Room of Annville Town Hall, 36 North Lancaster Street, Annville, PA with the following members present: Rex A. Moore, President; James W. Scott, Vice President; Thomas R. Embich, Treasurer; Henri B. Lively; and Joann F. Zimmerman. Also in attendance were Nicholas T. Yingst, Township Administrator and Secretary to the Board of Commissioners; Bernard Dugan, Chief of Police; Timothy D. Sheffey and Corey Lamoureux, office of the Township Solicitor; Aaron Hanley, Chief of the Union Hose Fire Company; Anthony Deaven, Church Street; Conrad "Mike" Liles, North Railroad Street; and Matthew Duvall, Nevin Hoover, and Dean Wolfe, West Main Street.

President Moore called the meeting to order and led those present in the Pledge of Allegiance to the flag of the United States of America.

**RECOGNITION OF VISITORS AND OPPORTUNITY FOR PUBLIC COMMENT:**

President Moore provided an opportunity for public comment and no comments were noted.

**APPROVAL OF MINUTES:** **MOTION** by Mr. Scott, second by Mr. Embich to approve the minutes of the Regular Meeting held February 6, 2017 as presented. Motion carried unanimously.

**REPORTS OF STANDING COMMITTEES:**

**Public Works:** The Public Works Report for February 2017 was reviewed, a copy of which is attached hereto and made a part of these minutes.

**Public Safety:** The Police Statistical Report for February 2017 was reviewed, a copy of which is attached hereto and made a part of these minutes. The following items were then addressed:

**Noise Ordinance Enforcement for Rental Properties:** Ms. Zimmerman asked if a letter is sent to the owner of a rental property if that property is cited multiple times for violations of the Township noise ordinance. Mr. Yingst indicated he was not aware that such letters had ever been issued by the Township Office. Ms. Zimmerman stated this was a Township policy and Mr. Yingst indicated he was unaware of such a policy. Ms. Zimmerman stated she believed this was required by either the Township Noise Ordinance or Residential Rental License Ordinance. Mr. Yingst indicated he was quite sure the former did not contain this policy and did not believe the latter did, but he would research this and report back to the Board. Chief Dugan noted that the Police Department has been contacting landlords when recurring complaints have been associated with a rental property. Ms. Zimmerman asked if this is being done by letter; when Chief Dugan indicated it has been done by telephone, she stated her belief that communication by letter was required. The Board discussed this matter and concluded with Mr. Yingst indicating he would research the applicable ordinances to provide some clarity on these questions.

**Closure of East Sheridan Avenue for Harrisburg Symphony Orchestra (HSO) Concert:** Noting a request was received for same from Lebanon Valley College (LVC), **MOTION** by Ms. Zimmerman, second by Mr. Scott to (1) authorize the closure of East Sheridan Avenue from North White Oak Street Extension to North College Avenue from 5:00 PM to 11:00 PM on June 30, 2017 for the 10<sup>th</sup> annual HSO Independence Day Concert on the LVC academic quad and (2) grant a

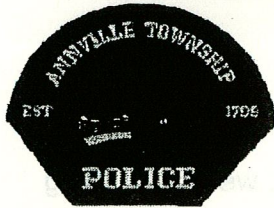
# **ANNVILLE TOWNSHIP PUBLIC WORKS DEPT.**

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## **WORK DONE FOR FEBRUARY 2017**

- (1) **BOLLARD REPAIRS** All poles are removed in square; we will be filling holes with concrete
- (2) **POTHOLES** We repaired two potholes this month; we will be going through the town to make a list up so when the plant opens up we can get these repaired
- (3) **STORM DRAINS** We started the annually inspections of the storm drains; these should be completed by the end of March
- (4) **LIGHTS** Repaired two street lights and one flag pole light





ANNVILLE TOWNSHIP POLICE  
MONTHLY REPORT  
FEBRUARY 2017



- CALL FOR SERVICE 235
- ORDINANCE VIOLATIONS
  - 1. PARKING 6
  - 2. NOISE 3
  - 3. DOG 1
  - 4. SOLICITING 1
  - 5. SKATEBOARDING 1
  - 6. DISORDERLY PRACTICES 2
  - 7. DUMPING 1
  - 8. OPEN CONTAINER 1
  - 9. DRUG VIOLATION 1
- CRIMINAL ARRESTS 11
  - ADULT 11
  - JUVENILE 0
- OTHER
  - ASSEMBLY/DEMONSTRATION 3

.....

- |                               |    | <u>Accident Locations</u>                      |
|-------------------------------|----|--|
| • TOTAL TRAFFIC CITATIONS     | 30 |  |
| • TOTAL TRAFFIC WARNINGS      | 23 | - 100 East Main Street                         |
| • TOTAL NON-TRAFFIC CITATIONS | 4  | - 100 Block South 1st Street                   |
| • TOTAL VEHICLE ACCIDENTS     | 8  | - 1315 East Main Street                        |
| ○ REPORTABLE                  | 3  | - 1 <sup>st</sup> Block North White Oak Street |
| ○ NON-REPORTABLE              | 4  | - 200 Block West Lebanon Street                |
| ○ HIT & RUN                   | 1  | - 245 West Main Street                         |
|                               |    | - 500 Block East Main Street                   |
|                               |    | - 1 st Block East Main Street                  |
| • PARKING TICKETS ISSUED      | 8  |  |

**ANNVILLE TOWNSHIP POLICE**  
**MONTHLY REPORT FEBRUARY 2017**  
**2/01/2017 To: 2/28/2017**

**Total Calls by Call Type From: 2/01/2017 To: 2/28/2017**

<u>Call Type</u>	<u>Total Calls</u>
AMBULANCE CALL	30
TRAFFIC ENFORCEMENT - CITATION	30
TRAFFIC ENFORCEMENT - WARNING	23
BACKGROUND INVESTIGATION	19
ASSIST OTHER POLICE	12
PARKING ENFORCEMENT	8
CRIMINAL MISCHIEF	6
PARKING COMPLAINT	6
SUSPICIOUS ACTIVITY	6
ACCIDENT, NON-REPORTABLE	4
ASSIST MOTORIST	4
DOMESTIC DISPUTE	4
DUI	4
JUVENILE COMPLAINT	4
THEFT - UNLAWFUL TAKING	4
ACCIDENT, REPORTABLE	3
ASSEMBLY/DEMONSTRATION	3
CHECK ON WELL BEING	3
FIRE CALL	3
LOST & FOUND	3
NOISE COMPLAINT	3
ORDINANCE - OTHER VIOLATIONS	3
POLICE INFORMATION	3
ALARMS	2
ANIMAL COMPLAINT	2
DISORDERLY CONDUCT	2
NOISE ORDINANCE	2
PFA ORDER VIOLATION	2
PHONE SCAM	2
TRAFFIC HAZARD	2
UNDERAGE DRINKING	2
WIRES DOWN	2
ACCESS DEVICE FRAUD	1
ACCIDENT, HIT & RUN	1
ADMINISTRATIVE FINGERPRINTING	1
COMMUNITY RELATIONS	1
DOG COMPLAINT	1
DRIVING COMPLAINT	1
DRUG VIOLATION	1



DUMPING COMPLAINT	1
FOOT PATROL - POLICE	1
FORGERY	1
FRAUD	1
HOUSE CHECK REQUEST	1
MENTAL HEALTH	1
MISCELLANEOUS	1
NEIGHBORHOOD DISPUTE	1
NOISE WARNING ISSUED	1
OPEN CONTAINER - ORDINANCE	1
PFA ORDER	1
PUBLIC DRUNKENNESS	1
ROAD CLOSURE	1
RUNAWAY	1
SKATEBOARDING - ORDINANCE	1
SOLICITING - ORDINANCE	1
THEFT - DECEPTION	1
TRAFFIC COMPLAINT	1
TRAFFIC CONTROL - FUNERAL	1
TRAFFIC DEVICE COMPLAINT	1
TRESPASS, CRIMINAL	1
WARRANT	1

Total Calls: 235

special waiver to the Township Noise Ordinance specific to this event from 10:00 PM to 11:00 PM. Motion carried unanimously.

Proposed Ordinance for Public Assemblies: Mr. Yingst reported that he, the Chief of Police, and the Township Solicitor were continuing to work on drafting this proposed ordinance.

Parking on East Sheridan Avenue: Ms. Zimmerman indicated there were fifteen minute parking signs along East Sheridan Avenue between North White Oak Street and North College Avenue and indicated she was unaware there was timed parking along that street. Mr. Yingst indicated he was unaware of those signs and noted that timed parking was not permitted along East Sheridan Avenue. Chief Dugan noted that parking is prohibited on the median of that street and is enforced by the Police Department. He also indicated he did not believe parking along the sides of that stretch of East Sheridan Avenue was negatively impacting regular traffic flow or accessibility by emergency vehicles along that street, while noting he would review the pertinent section of the Code of Ordinances in regards to parking there. Ms. Zimmerman noted she heard from someone that a police officer had been ticketing vehicles along East Sheridan Avenue and had been instructed by the Police Chief to withdraw those tickets. Chief Dugan indicated that was inaccurate and noted the Police Department enforces the Township Ordinances to the best of its ability. He also suggested that perhaps the incident Ms. Zimmerman was referring to was the "move-in/move out" times at the beginning and end of a semester when temporary parking is allowed along East Sheridan Avenue to accommodate the large number of students and families loading and unloading vehicles. There was then a discussion between Ms. Zimmerman and Mr. Lively providing different perspectives regarding the impact of college parking on Township streets and the practical issues involving enforcement of same.

**Property:** The following item was addressed:

Public Auction of Property at 25-33 and 35 Rear East Main Street: Noting that the winning bidder from the November 30, 2016 auction of the property at 25-33 and 35 Rear East Main Street did not settle within the required timeframe and forfeited the 10% deposit, Mr. Yingst reported the property is scheduled to be re-auctioned at 6 PM on Wednesday, April 12, 2017. **MOTION** by Ms. Zimmerman, second by Mr. Scott to ratify entering into a contract with Fortna Auctioneers & Marketing Group for the public auction of the Township property at 25-33 and 35 Rear East Main Street with a reserve price and its execution by the appropriate Township officials. Motion carried unanimously.

**Parks & Recreation and Hazard Mitigation Grant Program (HMGP) Project:** Mr. Scott reviewed the Parks & Recreation and HMGP Report for February 2017, a copy of which is attached hereto and made a part of these minutes. The following item was then addressed:

Wetlands Delineation for Handicapped-Accessible Fishing Area: **MOTION** by Mr. Scott, second by Mr. Lively to authorize Vortex Environmental to perform a wetlands delineation on the site of the proposed handicapped-accessible fishing area at an estimated cost of \$500 to \$600. Motion carried unanimously.



**ANNVILLE TOWNSHIP BOARD OF COMMISSIONERS**  
**STANDING COMMITTEE: PARKS AND RECREATION / HMGP (J. Scott)**

March 6, 2017

**QUITTIE CREEK NATURE PARK**

The Quittie Park Committee of Friends of Old Annaville met on Sunday, February 19, in the Old Train Station.

The Committee continues to consider options to purchase Paul Graham's streamside property between Bachman Road and East High Street.

The committee requested that ATPW pile trail mulch at both the east and west end of both trails. They hope to be able to use Mr. Graham's mulch spreader and two front loaders on the main trail and Day of Caring volunteers with rakes and barrows on the eastern extension. Public Works has already purchased 32 cubic yards of mulch, however, and delivered half to the Bachman Road trailhead and half to the Quittie Park East Spruce Street trailhead.

Contacts with the Lebanon County Conservation District, the Pennsylvania Fish and Boat Commission and the Pennsylvania Department of Environmental Protection have made it clear that as our site is in the floodway, an official wetlands delineation study is the necessary first step for any permit application. A finding that no wetlands will be involved would open the way for us to qualify for a "Small Project" permit, which dispenses with detailed studies and engineering calculations. After investigating local options and upon the recommendation of Karl Kerchner of the Lebanon County Conservation District and Mike O'Donnell of Steckbeck Engineers we contacted Brad Gochbauer of Vortex Environmental, Inc. and arranged for him to conduct the investigation later this week. He quoted an estimated cost of between \$500 and \$600 for this work.

**MOTION: To ratify the agreement to hire Vortex Environmental to perform a wetlands delineation on the site of the proposed ADA fishing hole.**

On the funding front, we investigated a grant program supporting recreational development of the Quittapahilla and Tulpehocken Creeks and learned that it has already committed its available resources for the next two years.

The Parks Committee asked to participate in the dead wood project by identifying trees available for removal. Some areas have been planted with wildflowers and should not be disturbed. Supervisor Powell has supplied spray paint and Administrator Yingst has contacted Park Committee members about marking the trees to be cleared soon as the Town Crier announcing the program is about to appear.

Warren Sellers has repaired vandalism of the large stairway in the park--one section of the railing torn off and thrown into the woods, individual steps pulled up and similarly given the toss. The Committee noted that the entire stairway has begun to show its age (20 + years) and may need complete reconstruction in the near future.

The Township was challenged to enforce park regulations--specifically the rule that dogs must remain on the leash. The individual cited several incidents when free-roaming dogs had set upon him and his leashed dog on the trail. The individual was urged to report such incidents to the police when they happen. The police do patrol Bachman Road and the public parking areas located there. Whether they should also walk the trails--as some suggested--is another matter. More effective would surely be for park users to speak up to remind others to keep their dogs on the leash when they encounter owners whose animals are only under voice control.

**HAZARD MITIGATION GRANT PROGRAM**

Administrator Yingst recently contacted PEMA asking for an update on the status of their review of his late-December submission of HMGP closeout paperwork. No response to date.

Public Works determined that the tire swing reported as a safety concern was indeed located on the former Kyle Smith property and removed it.



**Finance:** Mr. Embich reviewed the Financial Report for February, highlighting the total income and expenses for the second month of 2017. A copy of the report is attached hereto and made a part of these minutes.

**Permits:** The Permits Report for February 2017 was reviewed, a copy of which is attached hereto and made a part of these minutes. Mr. Scott suggested that a section of the Permits Report indicate the amount of fees collected from street cut permits and Mr. Yingst agreed to revise the report accordingly. It was also noted there were a significant number of permits issued to Pennsylvania American Water Company. Mr. Yingst indicated this represented several months of previously uncollected fees for street cuts and the measures his office has taken to improve its identification of said cuts and procedures for collection, which ultimately came to fruition the previous month. Dean Wolfe of West Main Street asked to address the Board and asked about the surveys being performed along Route 422. Mr. Yingst indicated he was not specifically aware of such surveys, but surmised they were related to the Route 422 milling and overlay project scheduled for 2017. President Moore concurred, noting he had observed surveys along Route 422 in other municipalities where this project will be done.

**Annville Activities:** Mr. Scott reviewed the Annville Activities Report for February 2017, a copy of which is attached hereto and made a part of these minutes. The following item was addressed:

Destination Annville Spring Fling: Noting a request was received for same from Destination Annville, **MOTION** by Mr. Scott, second by Mr. Lively to authorize the use of Quittie Creek Nature Park from 1 PM to 3 PM on April 8, 2017 by Destination Annville for its Spring Fling event. Motion carried unanimously.

**MOTION** by Mr. Embich, second by Mr. Scott to approve the reports of the Standing Committees as presented. Motion carried unanimously.

#### **REPORTS OF SPECIAL COMMITTEES:**

**Executive Sessions:** Mr. Yingst reported that no Executive Sessions were held since the adjournment of the February 6, 2017 Regular Meeting. An Executive Session was requested to be held prior to the adjournment of the March Regular Meeting to discuss personnel matters.

**Planning Commission:** Mr. Yingst reported the Planning Commission did not meet in February but would be meeting in March to review letters of interest for appointment to the vacancy on the Planning Commission. He also reported the Zoning Hearing Board was scheduled to meet on April 6, 2017 to consider a variance request for 7 West Sheridan Avenue.

**Economic Development:** Nothing to report this month.

**Historic Architectural Review Board (HARB):** Mr. Embich reviewed the HARB Report for February 2017, a copy of which is attached hereto and made a part of these minutes, and he noted that the tentatively scheduled HARB meeting for March 13, 2017 had been cancelled due to a lack of business to conduct.



## Permits Report

Month of February 2017

Plumbing Permits issued	3	\$ 75.00
Plumbing Licenses issued		
Excavator Licenses issued	1	\$ 25.00
Total Tapping Fees Collected		

### Tapping Fees

Landmark Builders	Liberty Station	N/C
Landmark Builders	Liberty Station	N/C
Landmark Builders	Liberty Station	N/C

### Building Permits

#1-17	Zou Inc.	Other
#2-17	Daniel Grodzinski	Add to a structure
#3-17	Tabeal Limited Partnertship	Erect/Replace a sign

### Curb/Sidewalk Permits

#### Street-Cut Permits

#17-02	100 N. Weaber St.	PA American Water Co.	Repair leaking service
#17-03	400 E. Maple St.	PA American Water Co.	Repair leaking main
#17-04	108 Lincoln Drive	PA American Water Co.	Repair leaking main
#17-05	W. Queen / S. Cherry St.	PA American Water Co.	Repair leaking main
#17-06	343-345 E. Maple St.	PA American Water Co.	Repair leaking service
#17-07	337-337 E. Maple St.	PA American Water Co.	Repair leaking service
#17-08	200 S. Lancaster St.	PA American Water Co.	Repair leaking service
#17-09	E. Maple St.	PA American Water Co.	Repair broken hydrant
#17-10	E. Main St. /Bachman Rd.	UGI Utilities, Inc.	Install new main

### Burn Permit



**ANNVILLE TOWNSHIP BOARD OF COMMISSIONERS**  
**STANDING COMMITTEE: ANNVILLE ACTIVITIES (J. Scott)**  
 March 6, 2017

**ANNVILLE ACTIVITIES COMMITTEE**

*28<sup>th</sup> Annual Memorial Day Parade: Saturday, May 27, 9:00 AM.*

The committee held its first meeting on Wednesday, February 22. The committee reviewed the financial report from last year's event and discussed several issues that had emerged. One of these involved a horse that had become unruly among the crowds and other entrants and had to be asked to withdraw. The members decided to admit only experienced parade horses in the future. Another involved the resignation of a committee member who has moved from the area. The committee seeks to replace this individual who will be responsible for securing the more than 60 convertibles needed for the day. The committee noted the need for more help with street closures on parade day: cars were able to enter Maple Street from the east after the parade had started. The committee learned that the Township Police Department has received permission from PennDOT to close US 422 from 8:00 AM to 12:00 PM. They will ask that it close to traffic by 8:15 AM. The 5K race to benefit Wounded Warriors and the Memorial Day Parade raised several thousand dollars for each of these beneficiaries. The annual golf tournament in support of the parade will be held this year on May 5<sup>th</sup>. The price per round will increase to \$70. Sponsorship for a foursome will remain at \$500.

**FRIENDS OF OLD ANNVILLE, HOAD COMMITTEE**

*Historic Old Annnville Day: Saturday, June 10, 2017*

The HOAD committee of FOOA continues to meet under the direction of its chairman, Doug Nyce, to discuss reports by the various subcommittees. Chief Dugan has received PennDOT's permission to close 422 from Cherry Street to 934 between the hours of 6:00 AM and 4:00 PM. The ATPD has again requested individuals performing community service from the Lebanon Juvenile Probation office. They will assist and be under the direction of ATPW Supervisor Powell.

**ANNVILLE FREE LIBRARY**

*BOOK IT! 5K family walk/run: Saturday, June 10, 2017, 8:00 AM.*

The library board continues to recruit sponsors for the race; space on the T-shirt may be had for as little as \$100. They are also planning a Margaritaville-themed dance with live music, a silent auction and a raffle for Friday, April 28. Individual tickets are \$30 and a reserved table for eight is \$240 at this fundraising event.

**DESTINATION ANNVILLE**

The group plans an Annville Spring Fling to take place in Quittie Creek Nature Park on Saturday, April 8, from 1:00-3:00 PM. The event is to include a flotilla of rubber ducks racing for the pedestrian bridge. First duck into the stream-spanning net wins!

**MOTION: Approve Destination Annville's use of Quittie Creek Nature Park for their Spring Fling on Saturday, April 8, from 1:00-3:00 PM.**



T. Embich reports: 03-06-2017

Thomas Embich

Agenda Items: VI – D, G, H & I

Date: March 02, 2017 report for March 06, 2017 Meeting

## **Item VI- D HISTORIC ARCHITECTURAL REVIEW BOARD**

1. No business in February 2017.
2. Next meeting is scheduled for March 13, 2017, if there is business.

## **Item VI -G SPRUCE STREET BRIDGE**

1. There was no activity specific to Annville Township on the South Spruce Street bridge project during February.

## **Item VI -H Stormwater management**

1. Progress is temporarily on hold for the Chesapeake Bay Pollution Reduction Plan by SSM for Annville Township pending the cooperative effort toward compliance within the Quittapahilla corridor. The LCCWA met February 15 to follow-up on key issues of Lebanon County Redevelopment Authority coordinated program for a joint compliance and project approach to MS4.
2. Discussion of the "Steckbeck Consortium" to develop a regional (Quittapahilla Creek drainage) compliance plan for the September 16 and beyond compliance dates for MS4 was aired at the Redevelopment Authority coordinated meeting of February 10. Subsequent to this meeting the LCCWA met as noted above. A draft "Agreement Between Lebanon Area Stormwater Consortium and SESI (Steckbeck)" is in circulation and a joint meeting to refine the agreement is slated for March 6. Based on preliminary estimates, Annville (should we join the Consortium) will be assessed about \$83,000 per year for five (5) years to fund projects that will comply with the required Pollution Reduction Plan estimated load (primarily sediment and attendant phosphorus). Based upon review of the compliance proposals, SSM (Annville Engineers) have estimated that for Annville to do the needed projects on its own would run closer \$100,000 per year. In addition, as a member of the consortium Annville would not be subject to individual exposure for inspections, and all members will share the joint effort toward compliance. Therefore individual municipality exposures to violations will be lower.

**RECOMMENDATION:** I move we appoint Mr. Yingst as our liaison for the financial and Agreement negotiations, with whatever support he deems appropriate; and that if the agreement is satisfactory to him and Counsel, that we (Annville) become a member of the Consortium, look at using our Municipal Authority as our collection agent, and work with both engineering firms (Steckbeck & SSM) to complete the NOI and next application phase by August-September, 2017 and 2018.



**Wage & Salary:** Nothing to report this month.

**Information Technology:** Nothing to report this month.

**Spruce Street Bridge:** Mr. Embich reviewed the Spruce Street Bridge Report for February 2017, a copy of which is attached hereto and made a part of these minutes.

**Stormwater Management:** Mr. Embich reviewed the Stormwater Management Report for February 2017, a copy of which is attached hereto and made a part of these minutes. The following items were then addressed:

**Regional MS4 Consortium:** Mr. Embich provided an update on the Township's continuing efforts to comply with MS4 regulations during the upcoming permit period for same. In particular, he shared a comparison of the Township's anticipated costs if it should seek to achieve compliance alone or if it should join a developing regional MS4 consortium. Noting that the costs were anticipated to be lower for the latter alternative and such regional mechanisms were encouraged by the Pennsylvania Department of Environmental Protection (DEP), **MOTION** by Mr. Embich, second by Mr. Scott to (1) appoint the Township Administrator as the liaison to the developing regional MS4 consortium for negotiations pertaining to matters both financial and relating to the crafting of an agreement, (2) authorize the necessary steps be taken to become a member of the consortium if the agreement is determined to be satisfactory by the Township Administrator and Township Solicitor, (3) begin to evaluate the possibility of using the Annville Township Authority as the collection mechanism for fees to fund the costs of participating in the consortium, and (4) authorize both the Township Engineer (SSM Group, Inc.) and the engineer utilized by the consortium to complete and submit the Notice of Intent (NOI) for the next MS4 permit application phase within the mandated timeframes. The motion was then opened for discussion. Mr. Lively asked how many municipalities were likely to join the regional consortium and Mr. Yingst indicated he expected it would be between eight and 12. Mr. Embich also shared a recent article from *The Lebanon Daily News* describing the costs other municipalities were expected to incur to meet their MS4 permit requirements and how many were opting into the consortium in the belief it would be less expensive than seeking to meet the permit requirements individually. He asked that the article be made a part of the record and a copy is attached hereto and made a part of these minutes. With no further discussion noted the motion was voted upon and carried unanimously.

**Mapping of Storm Sewer System:** Noting it was a requirement of the Township's MS4 permit, **MOTION** by Mr. Scott, second by Mr. Embich to ratify the mapping of the storm sewer system by Lebanon County Geographical Information Systems (GIS) at an estimated cost of \$400. Motion carried unanimously.

**Greater Lebanon Refuse Authority (GLRA):** Mr. Embich reviewed the GLRA Report for February 2017, a copy of which is attached hereto and made a part of these minutes.

**Fire Department:** The Board noted the receipt of the February 2017 Monthly Statistical Report for the Union Hose Fire Company. Chief Hanley informed the Board that the location of the annual Fire Company banquet had been moved to St. Paul's Catholic Church. He also noted that a lieutenant had recently been diagnosed with leukemia and the Fire Department would be doing



# Lebanon Daily News

Thursday, March 2, 2017

\$1.00

FACEBOOK.COM/LDNEWS

PART OF THE USA TODAY NETWORK

ldnews.com

## Municipalities join forces to satisfy EPA watershed plan

JOHN LATIMER

JOHN.LATIMER@LDNEWS.COM

Department of Environmental Protection regulations designed to reduce pollution in the Chesapeake Bay will cost Lebanon property owners \$1.7 million over the next five years.

Other county municipalities are experiencing similar impacts from DEP's regulations, which are a condition of the U.S. Environmental Protection Agency's Chesapeake Bay plan. Started four decades ago to restore the bay, the plan calls for states in the Chesapeake Bay Watershed to reduce the amount of nutrients and sediment from the tributaries that flow into it.

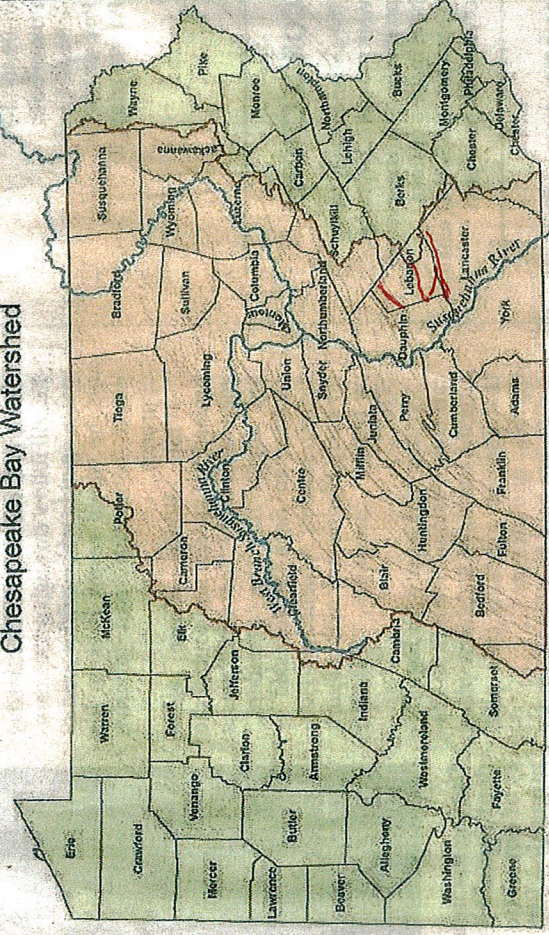
Pennsylvania is a key part of EPA's plan because it makes up 35 percent of the Chesapeake Bay Watershed, with the Susquehanna River providing half of the total freshwater flow into the bay, according to the DEP website, [pa.dep.gov](http://pa.dep.gov).

To mitigate costs and make compliance with DEP's regulations easier, Lebanon City Council on Monday night voted to enter into an inter-municipal agreement with a handful of its neighboring municipalities to create the Lebanon Area Regional Pollutant Reduction Plan. Council had discussed the possibility at its January meeting.

All municipalities with sewer systems must develop a plan by September in order for their Municipal Separate Storm Sewer System permits to be renewed by DEP for another five years. Failure to comply could result in fines and other sanctions.

The pollutant reduction plans must include projects that will meet DEP's requirement of reducing erosion and sediment flow by 10 percent in the next five years. A component of meeting EPA's ultimate goal of restoring the Chesapeake

Chesapeake Bay Watershed



See PLAN, Page 4A

Water from about 50 percent of Pennsylvania's land mass drains into the Chesapeake Bay.

DEPPA.GOV



by 2025.

The idea of taking a regional approach was discussed at a January meeting in North Lebanon Township in which representatives from all municipalities were invited.

Most opted out early, including Jackson Township, which elected to develop its own five-year pollution reduction plan at an estimated annual cost of \$180,000. Others, like Richland Borough, have received or are anticipating receiving waivers because of factors that reduce their environmental impact on local waterways.

After the meeting, Lebanon and seven other municipalities agreed to develop a draft plan to determine the cost to each if they were to join forces.

That plan included erosion and sediment reduction projects in those municipalities totaling \$5 million over the next five years. The cost for each of the eight municipalities was determined using a formula that included their population, total acreage, impervious acreage and miles of impaired streams.

With a population of nearly 25,000, Lebanon's share of the cost was the largest, representing about one-third of the \$5 million total. That translates to \$1.7 million or \$340,000 a year in the next five years.

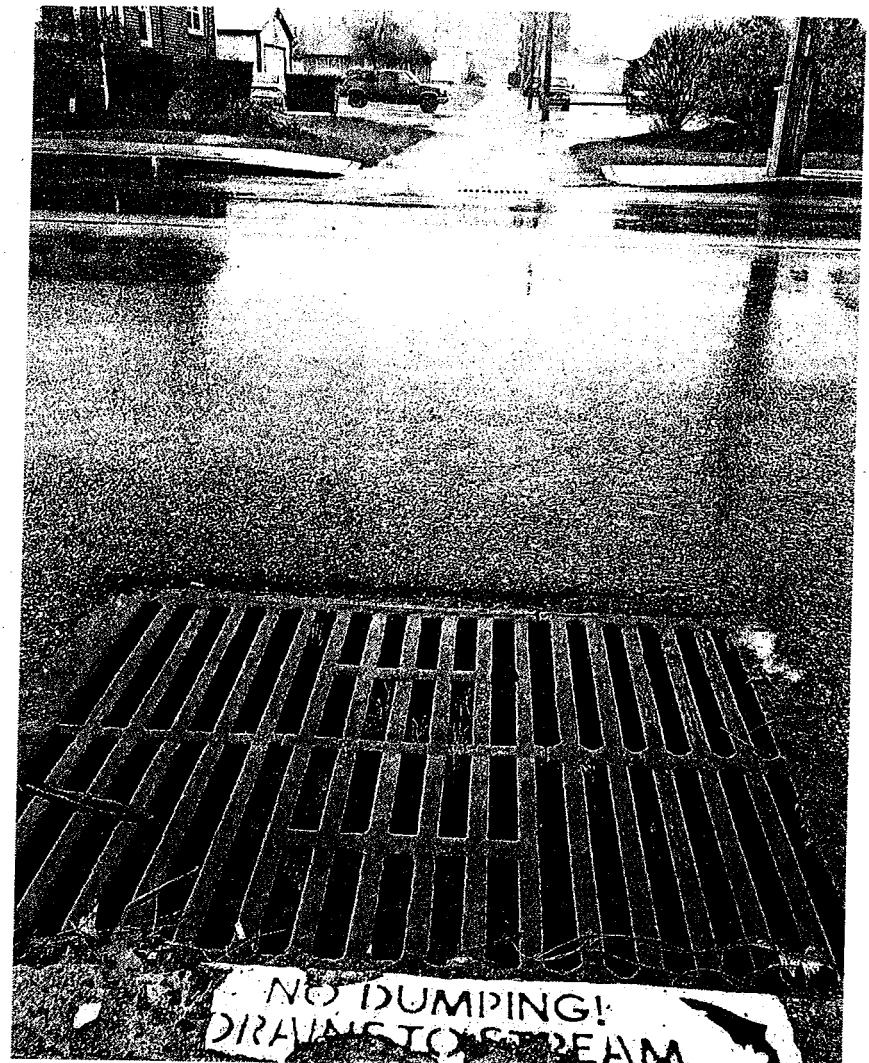
To pay for it, Lebanon Mayor Sherry Capello said she is considering instituting a Stormwater Impact Fee that would be assessed to all property owners, including non-profits and churches. Details must be worked out, but the fee would be based on the amount of pavement and other impervious land on a property. On average, it would cost \$100, the mayor said.

"What is standard for something like this is looking at the amount of impervious area on a property, so a residential property that doesn't have as much impervious area would pay, of course, a lesser fee compared to a large commercial or industrial property that has a lot of pavement or a large building area," she said.

Recognizing the city had little choice, Council Chairman Wiley Parker voted to join the consortium but only after voicing his opinion that the financial demands on the city were unfair.

"I think that this is something that is necessary. But I think it's, quite frankly, making the best of a difficult situation," he said.

The four other municipalities with the highest expense have already voted to join the consortium or are expected to soon.



JOHN LATIMER/LEBANON DAILY NEWS

Words stamped on a curb remind passersby that stormwater running into this drain in the 500 block of South Eighth Street in Lebanon flows into a stream that will eventually lead to the Chesapeake Bay.

\$291,000, are expected to join when they hold their board meetings later this month, representatives from each said.

The three other municipalities -- Cleona Borough, Union Township and West Cornwall Township -- are still weighing their options or hoping for waivers. Their costs would be \$137,000 for Cleona over five years, \$107,000 for Union Township and \$100,000 for West Cornwall Township.

Working together could have advantages other than reducing the cost, engineer Jeff Steckbeck said when speaking to West Cornwall Township supervisors Monday night.

"They reward you for going regional because the economy is scale," he explained. "Everybody benefits. There is cost-savings. It's easier for them to monitor and control one big project that encompasses a large land area of 50,000 to 60,000 people then it is for DEP to have to go after all 26 individual municipalities. So they're pushing consortiums and partnerships, and if you do one, they reward you, at least initially, they give you a grant."

the same page," he said.

If Lebanon is to meet the 10 percent sediment reduction goals, joining with other municipalities is essential, said Mayor Sherry Capello.

"It would be extremely difficult after the first couple of years for us to come up with projects that would reduce this (pollution) by the necessary amount," she said. "So, it would benefit us greatly to join with others that have more natural stream beds. You can get a very high credit for restoring stream banks and things like that."

A DEP decision to minimize the credit for street sweeping, severely and unjustly hampers the city, she said.

"I do not agree with that because there is a lot of grit and little stones and sediment that comes off of parking lots and roofs and things like that," she said.

The impact of DEP's regulations is not just being felt by municipalities, water treatment plants and farmers also have had to take steps to reduce the flow of pollution into the Chesapeake Bay in an effort to meet EPA's targets.

In recent years, the EPA has



nave as much impervious area would pay, of course, a lesser fee compared to a large commercial or industrial property that has a lot of pavement or a large building area," she said.

Recognizing the city had little choice, Council Chairman Wiley Parker voted to join the consortium but only after voicing his opinion that the financial demands on the city were unfair.

"I think that this is something that is necessary. But I think it's, quite frankly, making the best of a difficult situation," he said.

The four other municipalities with the highest expense have already voted to join the consortium or are expected to soon.

Supervisors in North Cornwall Township, which will pay about \$780,000 over five years, voted to join the consortium in February. And on Monday night, supervisors in South Lebanon Township, which would pay about \$855,000, voted to join.

North Lebanon Township, which has the second highest cost of \$1 million over five years, and Cornwall Borough, with a cost of

Township.

Working together could have advantages other than reducing the cost, engineer Jeff Steckbeck said when speaking to West Cornwall Township supervisors Monday night.

"They reward you for going regional because the economy is scale," he explained. "Everybody benefits. There is cost-savings. It's easier for them to monitor and control one big project that encompasses a large land area of 50,000 to 60,000 people then it is for DEP to have to go after all 26 individual municipalities. So they're pushing consortiums and partnerships, and if you do one, they reward you, at least initially, they give you a grant."

The regional approach also makes sense from an environmental standpoint, said Tom Long, manager for North Cornwall, where the Quittapahilla Creek receives debris and other pollution from water flowing through Lebanon's cement flood-control dikes.

"With everyone working together to solve problems down stream that we get from upstream, it will be a collective and everyone will be on

beds. You can get a very high credit for restoring stream banks and things like that."

A DEP decision to minimize the credit for street sweeping, severely and unjustly hampers the city, she said.

"I do not agree with that because there is a lot of grit and little stones and sediment that comes off of parking lots and roofs and things like that," she said.

The impact of DEP's regulations is not just being felt by municipalities, water treatment plants and farmers also have had to take steps to reduce the flow of pollution into the Chesapeake Bay in an effort to meet EPA's targets.

In recent years, the EPA has been critical of Pennsylvania, saying it is not doing enough to reduce its Total Maximum Daily Load of agricultural nutrients.

Last year, that prompted DEP to enlist conservation districts to oversee that farmers are meeting their requirements to reduce nutrient runoff.

Freelance reporter Lisa Chenoweth contributed to this article.

## **ITEM VI-1 GLRA (GREATER LEBANON REFUSE AUTHORITY)**

1. All minutes and reports are available at  
<http://www.goglra.org/DocumentCenter/Home/View/> .
2. Several compliance letters regarding improper waste handling were issued during February, and waste disposal and tire collection is being provided to at least 2 cleanup programs in April and May.
3. The next meeting is slated for March 7, 2017.



fundraisers to assist with costs for his treatment, in particular noting the proceeds from the boot drive conducted during ValleyFest would be for this purpose.

**MOTION** by Mr. Scott, second by Mr. Lively to approve the reports of the Special Committees as presented. Motion carried unanimously.

**OLD BUSINESS:**

**Resolution No. 20170306-1 – Authorizing the President of the Board of Commissioners to Execute Contribution Agreement No. 08A606:** Noting the Pennsylvania Department of Transportation (PennDOT) requires the adoption of a resolution authorizing a municipal official to execute a contribution agreement between a municipality and PennDOT for work done by the latter, Mr. Yingst presented proposed Resolution No. 20170306-1 authorizing the President of the Board of Commissioners to execute agreement No. 08A606 on behalf of Annville Township regarding the installation of stamped bituminous crosswalks at the intersection of Routes 422 and 934. **MOTION** by Mr. Scott, second by Mr. Embich to adopt Resolution No. 20170306-1 as presented. Motion carried unanimously and a copy of this Resolution is attached hereto and made a part of these minutes.

**NEW BUSINESS:**

**Municipal Solid Waste and Recycling Contract Extension:** Mr. Yingst reported that on March 1, 2017 he formally notified Lebanon Farms Disposal, Inc. the Township wishes to exercise the third year option of its residential solid waste and recyclable materials contract. **MOTION** by President Moore, second by Ms. Zimmerman to ratify the exercising of the third year of the contract with Lebanon Farms Disposal, Inc. for the collection, removal, and disposal of municipal solid waste and recyclable materials, covering the period of September 1, 2017 through August 31, 2018, at a cost of \$136,480.80. Motion carried unanimously.

**CORRESPONDENCE:** The Board was informed of the following item of correspondence received since its February Regular Meeting:

**2017 Liquid Fuels Tax Payment:** Mr. Yingst reported the Township has received notification from PennDOT that the Township's annual Liquid Fuels Tax Fund payment for 2017 is \$122,894.82. Based on previous years' annual payments \$120,000 was budgeted for this revenue source in 2017, so the actual 2017 payment amount is nearly \$3,000 above the budgeted amount and is also more than \$5,000 above the actual 2016 payment amount.

**PAY BILLS:** **MOTION** by Mr. Scott, second by Ms. Zimmerman to ratify the actions of the Township Administrator regarding payment of debts shown on the Finance Report (Cash Disbursement Journals of the various funds). Motion carried unanimously.

**RECESS FOR EXECUTIVE SESSION:** President Moore called a recess for an Executive Session and the room was cleared of the public at 8:22 PM. The Regular Meeting was reconvened at 9:37 PM with the five Commissioners, Mr. Yingst, Mr. Sheffey, and Mr. Lamoureux present.



**RESOLUTION NO. 20170306-1**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF  
ANNVILLE TOWNSHIP, LEBANON COUNTY, PENNSYLVANIA,  
AUTHORIZING THE PRESIDENT OF THE BOARD OF COMMISSIONERS TO  
EXECUTE CONTRIBUTION AGREEMENT NO. 08A606  
ON BEHALF OF ANNVILLE TOWNSHIP  
WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION (PENNDOT)**

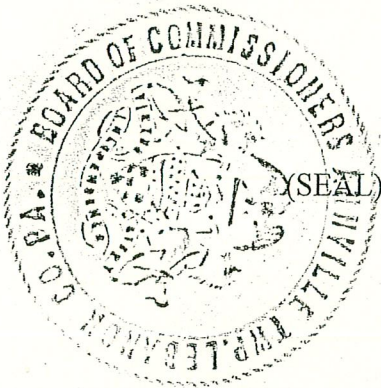
**WHEREAS**, Annville Township desires to have PennDOT install stamped bituminous crosswalks at the intersection of Route 422 and Route 934 ("Project");

**WHEREAS**, PennDOT requires the execution of Contribution Agreement No. 08A606 for this Project;

**WHEREAS**, PennDOT requires a municipality entering into such an agreement to adopt a resolution stating who may execute the agreement with PennDOT on behalf of the municipality.

**NOW, THEREFORE, BE IT RESOLVED** that the Annville Township Board of Commissioners authorizes Rex A. Moore, the President of the Board of Commissioners, to execute Agreement No. 08A606 with PennDOT on behalf of Annville Township.

**ADOPTED** this sixth day of March, 2017.



Rex A. Moore, President


Attest:

Nicholas T. Yingst, Secretary



**Sharrows:** Mr. Scott indicated a recent study commissioned by the Lebanon County Bicycle Coalition recommended that sharrows (pavement markings indicating a travel lane is to be shared by motor vehicles and bicycles) be placed along Route 422 in the downtown area where the traffic lanes narrow due to the pedestrian bumpouts. Mr. Yingst noted he has inquired with PennDOT if this might be eligible for inclusion as part of the Route 422 milling and overlay project; he has since learned it may be considered and he is waiting to hear further from PennDOT whether the Township would need to make a formal recommendation regarding same. He also asked Mr. Scott to provide him with information from the study pertaining to the size and placement of the sharrows so the Public Works Director could assess whether he believes they would be practical to maintain, as that responsibility would fall to the Township even if the markings should initially be placed by PennDOT. Ms. Zimmerman expressed her concern that sharrows—both their initial placement and the municipal responsibility to maintain them—could end up being a liability issue for the Township.

**ADJOURNMENT:** There being no further business to come before the Board, **MOTION** by Mr. Scott, second by Mr. Embich to adjourn the Regular Meeting. Motion carried unanimously and the meeting was adjourned at 9:43 PM.

  
Nicholas T. Yingst, Secretary  
Rex A. Moore, President