

MINUTES OF THE  
EAST COVENTRY TOWNSHIP BOARD OF SUPERVISORS  
MEETING HELD ON JANUARY 14, 2013  
(Approved February 11, 2013)

The Board of Supervisors held their regular monthly meeting on Monday, January 14, 2013. Present for the meeting were supervisors Ray Kolb, W. Atlee Rinehart, Michael Albert Moyer, and Karen Nocella. Also present were Bernard A. Rodgers, Township Manager, Mark A Hosterman, Township Solicitor, and Brady L. Flaharty, Township Engineer. Mariea Geho was not present.

Mr. Kolb called the meeting to order at 7:02 p.m. and the pledge of allegiance was recited and then a moment of silence was held in memory of Jane Davidson and Andy Paravis.

**Hearings and Adoptions**

Ordinance No. 193

Mr. Hosterman opened the public hearing for consideration and adoption of Ordinance No. 193 at 7:03 p.m. This proposed ordinance adds a Chapter 20 and the ordinance is entitled "Municipal Waste Collection and Recycling Ordinance".

Mr. Hosterman provided an overview of proposed Ordinance No. 193 as follows:

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE TOWNSHIP OF EAST COVENTRY TO ADD A NEW CHAPTER 20 ENTITLED "MUNICIPAL WASTE COLLECTION AND RECYCLING" SETTING FORTH DEFINITIONS; LEGISLATIVE INTENT; RECYCLING PROGRAM; RESPONSIBILITIES OF GENERATOR; MATERIALS TO BE RECYCLED; RESPONSIBILITIES OF MUNICIPAL WASTE COLLECTORS; OWNERSHIP OF RECYCLABLE MATERIALS AND MUNICIPAL WASTE; ALTERNATE RECYCLING ACTIVITIES; HANDLING OF LEAF WASTE; AND ENFORCEMENT AND PENALTIES.**

Mr. Hosterman asked if the Board of Supervisors had any comments or questions regarding proposed Ordinance No. 193.

Considering the Board's comments regarding proposed Ordinance No. 193, the Board agreed to make the following amendments to the proposed ordinance.

- Section 107.2.H. This section shall not apply to collection on Routes 23 and 724
- Section 110.4. Remove the requirement that leaf waste shall not be left at curbside more than twenty-four (24) hours prior to collection
- Section IV. The ordinance effective date shall be March 1, 2013

Mr. Moyer stated that he is voting no because he did not feel that the levels of government should be requiring recycling and noted concern that the DEP is worried about burning but not Limerick dumping 15,000 gallon of radioactive water/material into the Schuylkill River.

Mr. Moyer did note that he supports recycling but he doesn't support higher levels of government pushing unfunded mandates onto lower levels of government.

Gail Brown of 500 Sanatoga Road asked where the grant monies go and are there any restrictions on that money. Mr. Hosterman stated that the grant monies are placed in the General Fund.

Gary Black of 1139 Ebelhare Road asked if small twigs could be burned and Mr. Hosterman stated that the ordinance prohibits all burning.

Walter Woessner of 164 Schoolhouse Road asked how is leaf waste to be packaged and Mr. Hosterman stated that would be determined by the trash hauler.

Barry Faust of 34 Fulmer Road noted the difficulty of placing twigs in paper bags. Mr. Hosterman did state that recreational fires are permitted.

Gary Black of 1139 Ebelhare Road asked if the township would consider a chipping facility and Mr. Rinehart noted that the township would have to have a waste accepted area. Mr. Kolb stated that the township is working with Arborganics in North Coventry.

Zena Gavin of 1112 Kulp Road asked where the facility is that the township is working with and also suggested the township talk to the haulers regarding determining how to bag leaves and Mr. Hosterman stated that once the ordinance is adopted further details will be provided. Ms. Gavin suggested the township communicate recycling and composting details to the residents.

Lou Schrack of 373 Ellis Woods Road stated that he has his own chipper and asked if he could use that and it was noted that was acceptable.

Beverly Black of 1139 Ebelhare Road asked what would happen if the township did not adopt the recycling ordinance and Mr. Hosterman stated that if the township did not adopt the ordinance then the township would not receive grant monies under Act 104 and Mr. Rodgers stated that the liquid fuels monies could be withheld.

Mr. Hosterman closed the hearing at 7:35 p.m.

Mrs. Nocella moved to approve Ordinance No. 193 entitled "Municipal Waste Collection and Recycling". Mr. Kolb seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 3-1-0 vote with Mr. Moyer voting no.

## 1. MINUTES

### Minutes of December 10, 2012

Mrs. Nocella moved to approve the minutes of the December 10, 2012 monthly meeting as corrected. Mr. Rinehart seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

Corrections being:

- Change 'Mr. Nocella' to 'Mrs. Nocella' and 'Mrs. Rinehart' to 'Mr. Rinehart'.

#### Minutes of January 7, 2013

Mrs. Nocella moved to approve the minutes of the January 7, 2013 reorganizational meeting as presented. Mr. Rinehart seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote. Mr. Rinehart requested that his letter to the Board of Auditors be attached the official minutes of January 7, 2013.

## 2. PUBLIC COMMENTS

- Lance Parson of 79 Brownstone Drive noted that he would like the residents to know what a treasure the township has in Fricks Lock Village.
- Gary Black of 1139 Ebelhare Road noted that he purchased the Strutynski property behind his property and noted concern regarding young men on quads riding on his property and doing damage to his property. Chief Theobald noted that the township will be getting a donated 4-wheeler so it will be easier for the police department to enforce.

## 3. REPORTS

### Township Manager's Report

There was no business under the Township Manager's Report.

### Township Engineer's Report

#### **Consideration of approval of Phase II Stormwater Management Program (MS4) Year 10 Public Education Plan and Public Involvement and Participation Plan**

Mr. Kolb moved to approve the Phase II Stormwater Management Program (MS4) Year 10 Public Education Plan and Public Involvement and Participation Plan. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 3-1-0 vote with Mr. Moyer voting no.

Mr. Moyer moved to approve the 6<sup>th</sup> Annual Stream Cleanup dates and location. The date will be April 20, 2013 with a rain date of April 27, 2013 at 10:00 a.m. at Pigeon Creek from Route 724 to the Schuylkill River and if time allows go to the Towpath Park area. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

Mr. Rinehart moved to approve the Township Engineer's report. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

Mrs. Nocella noted the document received by Eric Hughes that was distributed to the Board of Supervisors.

### Historical Commission

Mr. Kolb moved to appoint Scott Fitzgerald to the Historical Commission for a 2-year term to expire on December 31, 2014. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

Reports from Various Departments and Committees

Mr. Rinehart moved to approve the reports from the various departments and committees. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

**4. SUBDIVISION AND LAND DEVELOPMENTS**

279 and 287 Kulp Road

Applicant: Glen Kuszyk

Mrs. Nocella moved to approve Resolution No. 2013-05 for the acceptance of deeds of dedication of ultimate right-of-ways along Kulp Road as it relates to the 279 and 287 Kulp Road ling adjustment. Mr. Kolb seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

**5. ZONING HEARING BOARD APPLICATIONS**

**6. OTHER BUSINESS**

Exonerations and Exemptions

Mr. Moyer read the exonerations as presented by the Tax Collector.

Mr. Kolb moved to approve the exonerations as presented. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

Resolution No. 2013-04 – Records Disposal

Mr. Rinehart moved to approve Resolution No. 2013-04 for the disposal of records. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

Open Space Committee

Mr. Moyer moved to appoint Roland Kolb to the Open Space Committee for a 4-year term to expire December 31, 2016. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

Auditors

Mr. Rinehart moved to approve the Audit Arrangement Letter with Reinsel Kuntz Leshner. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

Farm Leases

Mr. Kolb moved to authorize advertising for bids for lease of the Heyser Tract and the Creekview Property for farming for five (5) year terms. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

PSATS

Mr. Kolb moved to authorize Mr. Rinehart and Mrs. Geho to attend the 2013 Annual PSATS Convention. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

PELRAS

Mr. Kolb moved to authorize Mr. Rodgers and Chief Theobald to attend the 2013 Annual PELRAS Convention. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

**7. PAYMENT OF THE BILLS**

Mr. Rinehart moved to pay bills as presented:

General Fund	\$193,703.74
Fire Hydrant Fund	\$473.23
Sewer Operating Fund	\$195,203.27
Traffic Impact Fee Fund	\$122.00
<u>Highway State Aid Fund</u>	<u>\$2,826.37</u>
	\$392,328.61

Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

**8. ADDITIONAL ITEMS BROUGHT TO THE BOARD**

723 Saylor's Mill Road

Mr. Hosterman noted that the township has received fully executed agreements from the owner of Green Street Animal Rescue and the property owner of 723 Saylor's Mill Road.

**9. ADJOURNMENT**

Mrs. Nocella moved to adjourn the monthly meeting at 8:30 p.m. Mr. Kolb seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-0 vote.

Respectfully submitted,

Bernard A. Rodgers  
Township Secretary