

**MIDDLESEX TOWNSHIP
SUPERVISORS MEETING
August 6, 2014**

OFFICIALS PRESENT: **SUPERVISORS:** Chairman Donald S. Geistwhite, Jr.
 Vice-Chairman Steven Larson
SOLICITOR: Keith O. Brenneman
POLICE: Chief Barry L. Sherman
ZONING OFFICER: Mark Carpenter
MANAGER: Eileen M. Gault
FIRE CHIEF: Ed Beam
ENGINEER: Bud Grove

OFFICIALS ABSENT: **SUPERVISOR:** William H. Goodhart

CALL TO ORDER AND PLEDGE TO THE FLAG: Chairman Donald S. Geistwhite, Jr. called the meeting to order at 7:00 p.m. in the Middlesex Township Building, with Fire Chief Ed Beam leading the pledge to the flag.

PUBLIC COMMENT: Mr. Carroll Biff Healy of 1243 Claremont Road thanked the Board of Supervisors and particularly the Chief of Police for the efforts of patrolling speeders and traffic on Claremont Road.

APPROVAL OF MINUTES: On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to approve the minutes of July 2, 2014.

AUTHORIZE PAYMENT OF BILLS: On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to authorize the payments of the July 2014 bills.

REPORTS:

Solicitor – No report.

Engineer – Mr. Grove reported that he had just completed his second inspection report on Toigo Farms. Everything is going okay thus far.

Police – Chief Sherman submitted the monthly Police Report. Report was entered into record.

Zoning – Mr. Carpenter submitted the monthly Zoning Report. Report was entered into record.

Recreation/Recycling Coordinator – Mrs. Jumper submitted the monthly Recreation Report. Report entered into record. There were approximately seventy (70) people in attendance at the summer concert. Playground went well and was full all eight (8) weeks.

Fire/EMC – Fire Chief Ed Beam submitted the monthly Fire Report. Report was entered into record. Chief Beam reported that he completed the ISO review and received new rating which improved a little bit due to the change in rating classifications.

Municipal Authority – Chairman Geistwhite reported that the Authority has no issues at the time and the turbidity at the well is good despite all the rain. Chairman Geistwhite also mentioned that

the remodeling going on at the old township building is being done by the Authority Staff, mainly Jerry Byrd.

Manager – Mrs. Gault reported that in comparison to the previous trash hauler, recycling has increased in volume by 22% and trash has decreased by 66%. These figures are through July 18, 2014. So far the residents have been pleased with the new recycling totes.

Mrs. Gault reported that as of today, the total revenue collected was at 67% of the anticipated budget and 57% for expenses. There has been 94% of the real estate taxes collected and approximately 53% of local taxes with EIT making up 65% and LST making up 56%.

Mrs. Gault then informed the Supervisors that the staff picture for the Cumberland County Association of Township Officials convention booklet will be taken prior to the Workshop Meeting at 7:15 a.m. on August 29, 2014. A reminder to the staff will be sent.

OLD BUSINESS:

Keystone Arms parts of Lot 106 and Lot 107 request for waiver of Subdivision/Land Development and Stormwater Management Ordinance requirements: Mr. Scott Akens of Akens Engineering Associates, Inc. was present to seek approval of a Land Development and Lot Addition Plan to construct a 2 bay automated car wash facility on the resized 1.00 acre parcel known as Lot #106 of the Keystone Arms Development. Lot #106 is currently 1.58 acres, of which 0.58 acres will be added to the neighboring Lot #107. Lot #106 is located within the Commercial/Light Industrial Zone, fully within North Middleton Township. Lot #107 lies mostly within North Middleton Township with a small, 0.07 acres portion falling within Middlesex Township. On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to approve to the extent necessary, since no development is proposed by the Final Land Development and Lot Addition Plan for Keystone Arms Associates, LLC on the 0.07 acre portion of Keystone Arms lot #107 located in Middlesex Township, the waivers of all requirements of township ordinances, including Ordinance No. 8-90 the Middlesex Township Subdivision and Land Development Ordinance and Ordinance No. 6-2011 the Middlesex Township Stormwater Management Ordinance for this plan.

Cumberland Range Estates Preliminary Major Subdivision Plan and Stormwater Management Plan: Dave Weihbrecht, Advantage Engineering Services, LLC and Elizabeth Knouse Foote were present for the following: On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to approve submission of the revised DEP Sewage Facilities Planning Application Mailer for Public Sewer Planning Exemption for the Preliminary Major Subdivision Plan for Cumberland Range Estates.

On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to approve the following eight (8) waivers of township ordinances for the Preliminary Major Subdivision Plan for Cumberland Range Estates and the Stormwater Management Plan for Cumberland Range Estates, subject to listing all waivers on the plans.

Waivers of Middlesex Township Subdivision and Land Development Ordinance (No. 8-90, as amended).

1. [503.d] – Submission of an Erosion and Sediment Pollution Control Plan with the Preliminary Plan.

2. [703.c.(6), 703.c.(10)(c)] - Intersections shall be approached on all sides by leveling areas not exceeding 1%.
3. [703.c.(10)(b)] – Clear Sight Triangle for intersection with North Middlesex Road and East Pine View Drive, with condition that partial Clear Sight Triangles should be provided where property is owned / controlled by the applicant.
4. [709.a.] Construction of Sidewalks. With required note on plan.
5. [1202.e(4)] Finished slopes of all cuts and fills shall not exceed 25% (4:1), with condition that finished slopes of all cuts and fills shall not exceed 30% (3:1).
6. [1204.b(11)] Required minimum 75 feet width for Open Space, with condition that minimum width for Open Space shall be 50 feet.
7. [703.c.(2)] Required widening of North Middlesex Road shoulders to five feet (5’).

Waivers of Middlesex Township Stormwater Management Ordinance (No. 6-2011, as amended).

8. [303.J.11] – Hardened bottom of Detention Pond Sediment forebays.

On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to approve the Preliminary Major Subdivision Plan for Cumberland Range Estates and the Stormwater Management Plan for Cumberland Range Estates, subject to the following conditions:

1. That the applicant satisfies all comments of the Cumberland County Planning Department, in written report dated May 16, 2013 for plat number 13-053.
2. That, with the exception of item number 1. under ordinance review comments, the applicant satisfies all comments of the Township Engineer, Bud Grove of Skelly & Loy, Inc. in written review dated July 8, 2014 in a manner acceptable to the Township Engineer, subject to his final review; with the condition that the following comment be revised as shown below:
 13. An access easement agreement with the Potteiger’s must be recorded as a condition of preliminary plan approval.
3. That the applicant satisfies all comments of Rory Morrison, Middlesex Township Municipal Authority Manager in written review dated May 16, 2014, subject to his final review.
4. That the Preliminary Open Space Ownership and Management Plan be in a form acceptable to the Township Solicitor, subject to his final review.
5. That, on Phase 1 of the Final Plan, the existing road embankments along the property frontage on the west side of North Middlesex Road is cut back to the approximate elevation of the road surface.

All conditions are acceptable to the applicant/developer.

Request for release of Improvement Security LNG Fueling station at Flying J Travel Center #708 Preliminary/Final Major Land Development Plan: On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to on the recommendation

of the Township Engineer, Mr. Bud Grove, to release the Improvement Security being held for the Preliminary/Final Major Land Development Plan for LNG Fuel Station at Flying J #708 for Clean Energy, subject to the applicant posting Maintenance Security in the amount of \$25,920.00 and in a form acceptable to the Township Solicitor.

Cummings Brothers Carlisle Property LLC Preliminary/Final Minor Land Development Plan request for extension of review time until 11-5-2014: On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to accept the request for extension of review time for the Cummings Brothers Carlisle Property, LLC Final Minor Subdivision Plan until November 5, 2014.

NEW BUSINESS:

Temporary appointment of Hubert X. Gilroy, Esq., as interim Zoning Hearing Board Solicitor at the August 13, 2014 Zoning Hearing: On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to authorize the temporary appointment of Hubert X. Gilroy, Esquire, as interim Zoning Hearing Board Solicitor to substitute for Jennifer Hipp at the August 13, 2014 Zoning Hearing and continuances of or appeals from the same at the same hourly rate as Ms. Hipp.

Authorize submission of DEP 902 Recycling Grant application for the compost site loader bucket grapple attachment: Mrs. Gault reported that Mrs. Jumper Recreation Director/Recycling Coordinator has been working on this grant to request reimbursement of the cost of the grapple attachment. The total cost for the attachment was \$11,250, the grant is for 90% reimbursement, so Middlesex Township is requesting \$10,125.00. On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to authorize the submission of the DEP 902 Recycling Grant application requesting reimbursement for the grapple bucket attachment.

Authorization to obtain bids for line painting: On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to authorize the Highway Superintendent to obtain bids for line painting.

The Highway Superintendent reported that he will be paving Bernheisel Bridge Road from Country Manor to the Middlesex Township line, but would like authorization to pave the whole section to Silver Spring Township. On the motion of Chairman Geistwhite, seconded by Vice-Chairman Larson, it was unanimously agreed to authorize the Highway Superintendent to pave the entire section of Bernheisel Bridge Road from Country Manor to Silver Spring Township.

EXECUTIVE SESSION: There being no further business, on the motion of Chairman Geistwhite, seconded by Mr. Goodhart, it was unanimously agreed to adjourn the meeting at 8:45 p.m. to Executive Session on pending litigation, with no action being taken by the Board as a result of the Executive Session.