

**MIDDLESEX TOWNSHIP
SUPERVISORS MEETING
6 AUGUST 1997**

OFFICIALS PRESENT:	SUPERVISORS:	Robert Eppley Joe Capuano Chuck Shughart
	SOLICITOR:	Keith Brenneman
	POLICE:	Det. Sergeant Bill Goodhart
	ZONING OFFICER	Mark Carpenter
	SECRETARY:	Gail Jensik
	RECREATION:	Bob Snyder, Greg Coon
	FIRE CHIEF:	Ed Beam
	PLANNING	
	COMMISSION:	Bruce Bistline Ed Kessler Tracy Gleim

CALL TO ORDER AND PLEDGE TO THE FLAG

The meeting was called to order at 7:00 PM in the new Municipal Building by Chairman Robert Eppley. Mr. Tracy Gleim then led the assembly in the pledge to the flag.

APPROVAL OF MINUTES

On a motion by Mr. Capuano which was seconded by Mr. Shughart, the Board voted unanimously to approve the minutes of 2 and 25 July as submitted.

AUTHORIZE PAYMENT OF BILLS

On a motion by Mr. Shughart, seconded by Mr. Capuano and passed unanimously, the Board approved payment of bills represented by the bill list for July, summarized as follows:

General Fund: checks #6192 through #6269, inclusive, for a total of \$87,084.80
Escrow Fund: checks #275 & #276, for a total of \$1,501.95
Capital Reserve for Recreation: checks #131 through #133, inclusive, for \$72,284.76
Sewer Fund: check #260 for \$473.66
General Capital Reserve: checks #532 through #534, inclusive, for \$8,616.31

CITIZEN PARTICIPATION

None

REPORTS

SOLICITOR: Mr. Brenneman submitted a written report to the Board, covering the following: TV Cable of Carlisle Franchising Agreement, Antenna / Telecommunications Ordinance (draft submitted), On-lot Septic System Management Ordinance, Mass Gathering Ordinance, Street Light Ordinance and a Municipal Authority issue.

ENGINEER Mr. Grove was absent due to a death in his family. Ms. Jensik indicated that she had spoken with Mr. Grove and would present his comments on several issues as the issues came in the meeting.

POLICE. Presented by Detective-Sergeant Goodhart and ordered to file. On a motion by Mr. Shughart which was seconded by Mr. Capuano and passed unanimously, the Board directed the Solicitor to prepare an Ordinance establishing a 35 MPH speed limit on Hickorytown Road, using the speed study prepared by TRG, Inc., and submitted by Pheasant Development Corporation. On a motion by Mr. Capuano which was seconded by Mr. Shughart and passed unanimously, the Board authorized Grove Associates to prepare a speed study on Ridge Road to determine an appropriate limit for that road.

ZONING: Presented by Mr. Carpenter and ordered to file. Mr. Capuano initiated a discussion of the Mountain View Trailer Park sewage malfunction situation. Messrs. Capuano and Shughart indicated that they felt that Mr. Costopoulos had not responded adequately. The Board directed Mr. Brenneman to communicate to Mr. Costopoulos that the tank installation must commence by 12 August. If, for any reason, installation does not start by the 12th, the trench is to be pumped out, the contents transported to a suitable treatment facility and the trench backfilled.

RECREATION: Mr. Snyder reported that the new ballfields were coming up well but that some 4-wheelers had been tearing up the newly seeded fields. Mr. Coon reported on the Theatre Camp sponsored jointly by Silver Spring and Middlesex Townships. Twenty-three children attended the camp last week, putting on an original production on Friday evening.

FIRE/EMC: Presented by Chief Beam and ordered to file. Chief Beam reported on the Haz-mat incidents that have occurred over the last month, in particular, the incident which occurred at Consolidated Freight on 2 August, in which a container leaked Titanium tetrachloride. Although the incident occurred on a Saturday evening, it was not reported until Sunday morning, at which time I-81 had to be closed for 45 minutes due to the potential formation of a vapor cloud of hydrochloric acid. There was discussion over regulations the Township could enact to require prompt reporting of incidents.

SECRETARY: Ms. Jensik mentioned that both she and Mr. Eppley would be unable to attend the 3 September meeting and asked the Board whether they might consider rescheduling that meeting. On a motion by Mr. Capuano which was seconded by Mr. Shughart, the meeting was rescheduled for 10 September 1997.

SUBDIVISION AND LAND DEVELOPMENT

Crystal Lakes Estates Request for Time Extension - Mr. Capuano moved to grant a 60-day extension for review of the subdivision plan. The motion was seconded by Mr. Shughart and passed unanimously.

The Ridings, Wearing Course Paving Request - After discussion, the Board directed Mr. Brenneman to first contact Mr. Grove for bonding information and then draft a suitable agreement covering the situation.

OLD BUSINESS

Equilibrium Equities, Petition for Allowance of Appeal to Supreme Court - Mr. Shughart moved to direct the Solicitor to proceed with the petition to the Supreme Court. Motion seconded by Mr. Capuano and passed with Messrs. Shughart and Eppley voting in favor and Mr. Capuano against.

NEW BUSINESS

Resolution #97-15, Recycling Referendum - Contingent on the approval of Recycling Committee chairman, Jay Layman, the Board approved Resolution #97-15, providing for the submission of a non-binding referendum to the Board of Elections of Cumberland County for the November 1997 General Elections. Resolution #97-15 was introduced by Mr. Capuano, seconded by Mr. Shughart and approved unanimously.

Ordinance Amending LI and IG Zoning Districts - Mr. Eppley recognized John Mumma, who owns an electrical supply business in the Township. Mr. Mumma expressed his feeling that the Township should not infringe on the right of Equilibrium Equities to use their property as they see fit. He further stated that he feels that people do not want their tax money used to oppose warehousing in the LI District. Planning Commission member Ed Kessler responded, informing Mr. Mumma that, when the Crossroads Commerce warehousing plan was up for discussion, a large number of township residents had attended the meetings to voice their opposition to the type of warehousing proposed by Equilibrium Equities. Mr. Capuano moved to schedule a Public Hearing to consider the proposed amendments to the LI and IG zoning districts, Articles XI and XII of the Zoning Ordinance, for 10 September 1997 at 7:30 PM. The motion was seconded by Mr. Shughart and passed unanimously.

Discussion on a Burning Ordinance Amendment - Mr. Eppley suggested amending Ordinance #91-4, the Burning Ordinance, to allow burning of paper products. Messrs. Mumma and Gleim suggested that one could get around the ban on burning certain substances by calling the fire a bonfire and roasting hot dogs and marshmallows. The Supervisors indicated that they would review the matter further and discuss it at their next workshop meeting.

Complaint regarding Trespass by Four-wheelers - Mr. John Peffer reported that there have been numerous occasions recently when four-wheelers have cut across his property going from North Middleton to the John Walters property.

At 9:07 PM, the Board adjourned the regular meeting and went into executive session to consider matters in litigation.