

UPPER OXFORD TOWNSHIP
JUNE 12, 2017

Upper Oxford Township Board of Supervisors held their regular monthly meeting at the township Building, 1185 Limestone Road, Russellville, PA on Monday, June 12, 2017 at 7:00 P.M.

PRESENT: Scott A. Rugen
 Howard S. Reyburn
 Charles Fleischmann

 Jane Daggett, Secretary
 Frances Reyburn, Historic Commission

OTHERS: Bill and Karen Hovis Denise Rugen
 Carey Bresler, Oxford Public Library Susan Hancock
 Franny and Fran Sharon Judy and Mike DeGeiso
 Ed Thornton Gary Calibey
 Austin Carter Margaret and William Rosen

The meeting was called to order by the Chairman, Scott Rugen.

After the Salute to the Flag, Scott Rugen led in prayer.

PUBLIC COMMENTS – Fran Sharon discussed a letter that Supervisor Rugen has sent out prior to the election stating development was proposed for Route 10 and Route 896. Fran had previously emailed Scott regarding this comment. Since Scott had not responded to Fran’s email, she questioned him again regarding who the people were that said development was proposed. Scott told Fran that he heard this from “ lots of people”.

MINUTES – Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to approve the May 8, 2017 Minutes.

Reyburn – Yea Rugen – Yea Fleischmann – yea

CAREY BRESLER/OXFORD PUBLIC LIBRARY – Ms. Bresler thanked the township for their continued support of the library and gave an updated report on the activities and programs of the library. Scott and Ms. Bresler discussed the benefits of signing up for the Ready ChesCo program which is offered by the County and notifies residents by smart phones of emergencies and weather.

TWIST BACK ART SOCIETY – Margaret Jayne Rosen and William Rosen were present to discuss with the Supervisors their property on Muddy Run Road. Mrs. Rosen stated that this property has been in her family for years and is an art gallery and her father always did art restoration work. Once per year they put on an art, wine and music festival for the public and invite vendors to attend. The Township’s Zoning Officer, William Beers informed them that they needed a special permit to do this and to come talk to the Board of Supervisors to seek permission. Additionally, a Haunted House is held the weekends leading up to Halloween. A fire marshal checks the property before any event. An insurance policy is also applied for. All other guide lines are followed. Supervisor Fleischmann stated that this would be classified as “non-conforming use of property”. The Supervisors instructed them to contact their lawyer and also provide a business plan to the Township so that the Township can work with them to find a solution to this.

AUSTIN CARTER – of Boy Scout Troop #13 was present and questioned the Supervisors on the possibility of performing an Eagle Scout Project within the Township. Austin would like to restore and replace the fencing at the Upper Oxford Township Park. He estimated that the project would require approximately 10 posts and 10 rails. He thinks he can get some donations for the posts and rails and will have other scouts help with this project. He was instructed to get some numbers together and forward to the Township Secretary and meet with the Road Master.

BEN FISHER – Motion was made by Charles Fleischmann, seconded by Howard Reyburn and carried to grant and accept a 90 day extension (September 10, 2017) for review of the Land Development Plan and the Supervisors will reject the plan if another extension is not acted upon at the August 2017 meeting.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

BEN FISHER – Motion was made by Charles Fleischmann, seconded by Howard Reyburn and carried to accept the recommended amount as set forth by Ragan Engineering for the Performance Guaranteed and refer to the Solicitor for approval and have the agreement drawn up for the Ben Fisher Dairy Operation Land Development Plan.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

LEVI GLICK – Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to grant and accept the extension until July 15, 2018 for review of the subdivision and that there will have to be material changes in the plan or they will need to provide another extension by July 15, 2018.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

WPM HOLDING/PAUL SATTERFIELD – Motion was made by Charles Fleischmann, seconded by Howard Reyburn to accept the letter withdrawing the Land Development Plan of WPM Holding, No. 7 and No. 9 Dalin Drive (Lots 5 and 6) of the Forestville Business Center.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

BIDDLE LANE – Gary Calibey presented a letter to the Board of Supervisors requesting that Biddle Lane be accepted for dedication. Motion was made by Scott Rugen, seconded by Howard Reyburn and carried to accept the Letter and have Ragan Engineering move forward with a check list of items that need to be completed before dedication can be accepted by the Township.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

AGREEMENT FOR SALE AND PURCHASE OF AGRICULTURAL EASEMENT FOR WILLIAM AND LOUISE CLARK. – Motion was made by Charles Fleischmann, seconded by Scott Rugen and carried to sign the Agreement for Sale and Purchase of Agricultural Easement for William and Louise Clark and to use Open Space Funds for this purchase.

Reyburn – Yea Rugen – Yea Fleischmann – Yea

ZONING HEARING BOARD – The member’s responsibilities were discussed by the Board of Supervisors and the Secretary. It was decided that the Zoning Hearing Board Members would gather the information for the Solicitor to send out to the surrounding properties of the property in question. Supervisor Rugen will forward an email to the members following with a letter.

ISLAMIC SOCIETY OF DELAWARE – A settlement regarding the cemetery will be held June 20, 2017 at 6:00 P.M. The Supervisors have not agreed to the new proposal and could challenge this in Court if so desired. Supervisor Fleischmann will schedule a conference call with all three Supervisors and the Solicitor for the Township.

SCOTT AND DENISE RUGEN – Zoning Hearing to be held July 13, 2017. Scott informed the others that he is applying for a variance for a 50 foot set back from the road for a proposed pole barn. Scott then recused himself from any further discussion. Motion was made by Charles Fleischmann, seconded by Howard Reyburn and carried to take no position for or against the application of the zoning hearing.

Reyburn – Yea

Rugen – Abstained

Fleischmann – Yea

ZONING – Scott Rugen read the Zoning Officer’s report for the month.

ENGINEER – Scott Rugen read the Engineer’s report for the month.

ROADS – Scott Rugen read the Road Master’s report for the month. Supervisor Fleischmann won a drawing at the PSATS Convention that gives the Township a free evaluation on one horizontal curve. The Road Master has suggested that we do the area where Penns Grove and Forest Manor Roads meet.

HISTORIC COMMISSION – Frances Reyburn reported that the Commission has decided not to do any further research on the historic eligibility of Russellville and Homeville. They are satisfied with the report they received from Sally McMurry of Penn State University. Denise Rugen reported that the Commission is working on some other ideas such as a self, guided historic property tour, a Christmas Open House Tour and purchasing historic markers.

PARK COMMITTEE – Fran Sharon reported that they met with Brandywine Conservancy, Seung Ah Byun and Greeweaver who will correct and replace the items in the rain garden that had died.

PAYMENT OF BILLS – Motion was made by Howard Reyburn, seconded by Charles Fleischmann and carried to approve the payment of bills in the amount of \$52,565.82 from the General Fund.

Reyburn – Yea

Rugen – Yea

Fleischmann – Yea

WEED ORDINANCE – A draft was received from the Planning Commission Members. We will discuss this further at a work session.

FLOOD PLAIN ORDINANCE – The draft will need to be reviewed by next month.

BRAD HOLLOWAY – has concerns about Jake Brakes on Street Road – We will have Andy contact him regarding this and forward his request to the District Supervisors of Penn Dot.

RESOLUTION #2017-2 – ROAD WORK USING LIQUID FUELS – Motion was made by Charles Fleischmann, seconded by Howard Reyburn and carried to adopt Resolution #2017-2 using Liquid Fuels to do Road Work in the estimated amount of \$125,000.00.

Reyburn – Yea

Rugen – Yea

Fleischmann – Yea

CHESTER COUNTY LEDGER – Is celebrating their 20th Anniversary. The Supervisors have no interest in advertising in this.

ALTERNATE ZONING HEARING BOARD MEMBER – The Supervisors asked Mike DeGeiso if he would be interested in filling the position of Alternate Zoning Hearing Board Member. This appointment can be made next month.

CELL TOWER – The Township is expecting a packet in the mail regarding the placement of a cell tower on the township property.

REGIONAL PLANNING COMMISSION – Scott reported that at the last Regional Planning Commission meeting, the use of opiates was discussed. Eight people in the 19363 zip code died from overdoses. Speakers will be invited to future meetings to see what role townships might have in this problem.

ADJOURNMENT – There being no further business, motion was made by Charles Fleischmann, seconded by Howard Reyburn and carried to adjourn at 9:15 P.M.

Respectfully submitted,

Jane Daggett
Secretary