

**UPPER OXFORD TOWNSHIP
AUGUST 9, 2010**

The Upper Oxford Township Board of Supervisors held their regular monthly meeting at the township building, 1185 Limestone Road, Russellville, PA on Monday, August 9, 2010 at 7:00 P.M.

PRESENT: Betsy E. Huber
 Scott A. Rugen
 Charles Fleischmann

 Jane Daggett, Secretary
 Ricky Railing, Road Master
 Frances Reyburn, Historic Commission
 William Beers, Zoning Officer

OTHERS: Lt. Tracy Brown, PA. State Police
 Marcella Peyre-Ferry
 John Good
 Fran Sharon
 John Gilbert
 Joe Sexton
 Karl Herr
 Robert Furnanek
 Lisa Graybeal, Chester County Press

 Geoff Henry
 James Lees
 Samuel Reyburn
 Alice Fling
 John Jackson
 Gary Calibey
 Tom Alldridge
 Katie Moran

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

PUBLIC COMMENTS – There were no comments from the public at this time.

MINUTES – Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to approve the July 12, 2010 Minutes.

Huber – Yea

Rugen – Yea

Fleischmann – Yea

PA. STATE POLICE – Lt. Tracy Brown, station commander was present to introduce himself to the Board of Supervisors and the public. Lt. Brown stressed “open communication” between the public and the troopers and also highlighted several concerns that local residents should be aware of and offered some advice. He suggested keeping vehicles locked; residences locked; personal identification should be kept in a safe place; get a free credit report and never give out personal information.

FORESTVILLE BUSINESS CENTER /JIM LEES – John Good representing Jim Lees, property owner of Lot 4, Forestville Business Center. In the late 90’s, a land development plan was prepared which showed the tower and existing shed in the industrial district. At that time, the applicant was seeking approval to place another building on Lot 4. The Plan was turned down and the township was taken to Court who ruled in favor of the Township. Since the ordinances have been changed this past year, John Good, on behalf of Jim Lees is petitioning the township to amend the ordinance stating that only one principal use is allowed. Attorney Good thanked the Supervisors for their time and hoped that they would consider amending the ordinance. Mr. Lees stated that it is just “speculation” on what the new building would be used for.

OXFORD AREA RECREATION AUTHORITY – Mr. Geoff Henry, Chairman of the authority and Marcella Peyre-Ferry, Secretary of the authority were present to discuss with the township their option of joining the authority at this time. The authority was formed approximately in 2003 at which time Upper Oxford Township had planned to join. However, the township did not at that time. Mr. Henry reported on the progress that has been made at the site and the plans for the future projects. Phase I hopefully will be completed by October 2010. The township’s fees would be \$1.00/per capita to join at this time plus legal

expenses. and the authority sincerely hopes that Upper Oxford Township will consider becoming a part of the Oxford Area Recreational Authority. The authority meets the 2nd Thursday of each month at East Nottingham Township.

TOM ALLDRIDGE - BIKE RACE – Mr. Alldridge voiced his displeasure with the bike race that took place on township roads July 17, 2010. Mr. Alldridge is concerned if a rider is hurt is the property owner responsible. Also, he said that the roads were shut down for hours and he was prevented from using the roads. Last year, he was late for an appointment because of the bike race and road closure. Charlie informed Mr. Alldridge that proof of insurance was presented to the township. The Supervisors assured Alldridge that they would voice their concerns with the event manager before next year’s race.

PAUL KAVANAGH – 4 Lot Subdivision on Webb Road. Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to accept and grant an extension for the Paul Kavanagh 4 Lot Subdivision on Webb Road until November 8, 2010.

Huber – Yea

Rugen – Yea

Fleischmann – Yea

LINCOLN UNIVERSITY – Land Development Plan was presented for review. At the time of submission, the township agreed to have Lower Oxford Township complete the technical reviews of the plan and to keep us informed of all matters pertinent to the land development plan. This plan was approved by Lower Oxford Township on June 9, 2010. The Supervisors did not have any questions regarding this matter.

ZONING – Bill Beers read his report for the month. Bill reported that he prepared a civil complaint for the property on Village Road and sent it to the Solicitor for review. He continues to work on properties with weed issues. Bill responded to complaints about groundhogs on Pusey Mill Road. Bill also reported that he issued a demolition permit. Charlie reminded him that the Historic Commission must review all demolition permits. Bill stated that it was a mobile home. Joe Sexton questioned the progress on the property at 209 Old Limestone Road. Joe mentioned that it has been 7 years since the township has been trying to get Mr. Poole to clean up the property. Bill stated that his letter gave Mr. Poole thirty (30) days to comply. Mr. Poole has requested an extension of time 3 times. The Supervisors instructed Bill to file a complaint.

ROADS – Ricky read his report for the month. He also checked on generator prices and informed the Board that a brand new generator would be approximately \$18,000.00. Ricky said the oil and chipping would probably be done in early September.

HISTORIC COMMISSION – Frances reported that they are still waiting for articles for the newsletters from members of the Historic Commission.

PAYMENT OF BILLS – Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to approve the payment of bills in the amount of \$8,200.15 from the State Fund, \$327.89 from the Open Space Fund and \$24,376.64 from the General Fund.

Huber – Yea

Rugen – Yea

Fleischmann – Yea

TRAFFIC LIGHT/ROUTE 896 AND BALTIMORE PIKE – Signal Service, Inc. recommended to the Supervisors that the obsolete flasher cabinet be replaced with a new cabinet, surge protector and nema flasher. The cost will be \$1,395.97. The Supervisors will consider this in next year’s budget.

AT&T/CINGULAR – have applied for a zoning hearing to request a variance from the township ordinance to construct a cell tower on the property owned by David Bartram, 4826 Homeville Road. Notices were sent to the Zoning Hearing Board, their Attorney and the township’s Attorney. The Supervisors will take a position on this next month.

HOUSE BILL 2431 and SENATE BILL 1357 –Scott reported that he researched both of these bills. House Bill 2431 suggests consolidating municipalities and establishes the County as the basis of jurisdiction of municipalities. Senate Bill 1357 is designed to create a boundary review board and to eliminate townships that they deemed non-reliable. PSATS is requesting support of all townships to show their opposition of these two bills.

Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to adopt Resolution No. 2010-9, Opposition to Forced Local Government Mergers and Consolidations.

Huber – Yea

Rugen – Yea

Fleischmann – Yea

HERITAGE PROPERTY – Resident Katie Moran was present and voiced her concern with the weeds and thistle growing on the Heritage/Hickman/Bartels property. The property is agricultural, therefore a weed violation letter will not be sent. However, Charlie will try to contact the farmer who is farming the property and request a courtesy only, that they mow the weeds.

ROUTE 10 AND ROUTE 896 – Resident Frances Reyburn questioned if the rumble strips will be replaced at the intersection of Route 10 and Route 896. Charlie responded that Penn Dot plans to put them back, hopefully before school starts.

ADJOURNMENT – There being no further business, motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to adjourn at 8:30 P.M.

Respectfully submitted,

Jane Daggett
Secretary