

## **West Sadsbury Township Board of Supervisors meeting June 13, 2023 postponed until June 19, 2023**

Chairman Darren DeVoe called the meeting to order at 7:30 P.M.

Those in attendance: Chairman DeVoe, Vice Chairman Edward Haas, Member John Keeseey, Solicitor Helen Esbenshade, Police Chief Edward Moore, Roadmaster Jason Chapman, Engineer Casey Kerschner and Sec/Treas. Patti Piersol.

Mr. DeVoe asked for comments on agenda items. Mrs. Hosier asked if she could say something. She asked how they are supposed to make a comment on some of the items listed when we do not know what it is. Mr. DeVoe said that to make a comment on them as they talk about the item. Mrs. Hosier said that is what she will do.

Mr. DeVoe stated that the minutes from the May meeting were posted, and asked if there were any questions or comments. There were none. He made a motion to approve the minutes, seconded by Mr. Keeseey, motion carried.

### **Treasurer's Report** given by Mrs. Piersol:

Income for May 2023	\$201,903.04
Expenses for May 2023	\$ 95,361.21
Net Income for May 2023	\$106,541.83
Year to date Net Loss	\$196,849.05

Invoices to be paid: There were 2 bills to be added to the list: Earthways (\$600.00 services plus \$164.03) \$764.03 and Ed Snyder \$2,125.00. Mr. DeVoe made a motion to approve payment of the bills, seconded by Mr. Keeseey, motion carried. Report on file.

### **Police Report:**

Chief Moore gave the May, 2023 Police report. Motion by Mr. DeVoe, seconded by Mr. Keeseey to accept the report, motion carried. Report on file.

### **Zoning Officers Report:**

Mr. DeVoe read Zoning Officer Bill Beers report for May 2023. Mr. DeVoe made a motion to accept the report, seconded by Mr. Keeseey, motion carried. Report on file.

### **Fire Company Report:**

The Fire and EMS report for May 2023 was read by Mr. DeVoe. Mr. DeVoe made a motion to accept the report, seconded by Mr. Keeseey, motion carried. Report on file.

**Roadmaster's Report:**

Mr. Chapman gave his report for May 2023. Mr. DeVoe made a motion to accept the report, seconded by Mr. Keeseey, motion carried. Report on file.

**Tax Collector's report:**

Mr. DeVoe read Mr. Fuga's Tax Collector's report for May 2023. Mr. DeVoe made a motion to accept the report, seconded by Mr. Keeseey, motion carried. Report on file.

**Engineers report:**

Mr. Kerschner reviewed the motion document given to the Board.

Mr. Kerschner said the Engineer's report was sent June 12<sup>th</sup>, but due to the postponement, based on a question he issued an updated motion document this morning. First is an extension request for New Hope Properties. This is a written time extension offer as submitted by the applicant's consultant dated June 9, 2023, which will extend the deadline for action on preliminary land development until September 18, 2023. A motion was made by Mr. DeVoe, seconded by Mr. Keeseey, motion carried.

Mr. Kerschner then presented the stormwater management plans for 3200 North Limestone Road, the Keystone Valley Amish School's plan. The school requests a waiver for the requirement to submit the plan to the Chester County Conservation District for review. Mr. DeVoe made a motion to approve the waiver, seconded by Mr. Keeseey, motion carried.

Mr. DeVoe made three motions that were seconded by Mr. Keeseey to approve the following:

- The required financial security to be established with the Township is \$30,199.00;
- To conditionally approve the plan, on the condition that applicant's consultant addresses the comments in the Becker Engineering's review letter dated June 5, 2023;
- and to authorize signatures of the Operation, Maintenance, and the Inspection Plan (O&M) Agreement, Financial Security Agreement, and the plan when executed by the applicant and upon meeting all conditions of the Becker Engineering Review Letter No.2 to the satisfaction of the Township and the Township Engineer.

All three motions carried.

Mr. DeVoe made motion to authorize a \$142,174.23 reduction in the current financial security, resulting in remaining financial security of \$137,385.37 for King's Swings, seconded by Mr. Keeseey, motion carried.

Mr. DeVoe made a motion to authorize Township signatures and execution of the two maintenance agreements associated with the Limeville Road culvert replacement project, seconded by Mr. Keeseey, motion carried.

Since Mr. Flinton of Clayton Homes was not at the meeting, the Board tabled the discussion on 3852 Upper Valley Road until next meeting.

**Old business:**

Police Chief Ed Moore requested the Supervisors appoint two new full-time police officers: Nicole Delikat and Paul McCullough. Mr. Haas made a motion to approve the two officers, seconded by Mr. Keeseey, motion carried.

Mr. Haas made a motion to accept Resolution number 7-2023, be it resolved by authority of the Board of Supervisors, West Sadsbury Township, Chester County, Pennsylvania, it is hereby resolved by authority of the same that the Vice or Chairman of the Board of Supervisors of West Sadsbury Township be authorized and directed to submit the attached traffic signal maintenance agreement, to submit future modifications to the attached traffic signal maintenance agreement, and to submit future applications for traffic signal approval either in writing or via electronic signature, to the Pennsylvania Department of Transportation. Adopted by the West Sadsbury Township this 19th day of June 2023, seconded by Mr. Keeseey, motion carried.

Mrs. Piersol said that she uploaded the Liquid Fuels report, it was submitted by March 31, but the Department wanted additional information. She used the memo area to increase the explanation. She has submitted the revised report to our Penn Dot Rep., who then he sent it on to the next person. She has not heard if there are any further issues. So, we should be getting our 2023 liquid fuels money. Mrs. Piersol stated we have already received the turnback money.

The Limeville Road project was discussed under the Engineers report. It is in process.

**New business:**

Extension and scheduling a public hearing on transfer of liquor license. Township Solicitor Esbenshade stated the Township received a letter dated May 12 2023 from counsel for Wawa indicating a desire to have an existing liquor license from Exton transferred to West Sadsbury Township for the purpose of serving beer and wine at the Wawa. This transfer would be done by regulations contained in the Pennsylvania Liquor Code, which requires that a public hearing be held. There must be a notice prepared and advertised, and a public hearing held. Initially the period that applies is 45 days, so Solicitor Esbenshade will schedule the hearing. Mr. Haas made a motion to approve scheduling the public hearing on Wednesday, July 19 at 7:00 P.M., seconded by Mr. Keeseey, motion carried.

Mr. DeVoe made a motion seconded by Mr. Keeseey to hold the Conditional Use Hearing for Stevie and Sarah Stoltzfus on Tuesday, July 11 at 7 PM, motion carried.

Mr. DePew of 626 Gap Newport Road came to speak to the Superiors about his situation. Solicitor Esbenshade said "My recommendation would be not to get into much discussion at all, if any, because this matter is the subject of an enforcement proceeding." Mr. DePew said that he does not even know what he needs to do. Solicitor Esbenshade said that it would be okay to give him a copy of the letter. His main concern is his dogs. He said that he has done a lot of work on the property. He also mentioned a kennel license.

Mr. DeVoe told him "the Board cannot tell him anything. You must go through the zoning enforcement proceeding process, and this meeting is not the forum for that. That should be a start for you. The Township is governed by ordinances that were adopted by the Board of Supervisors, and ordinances are available on the Township website. You should be able to look there to learn you know what the do's and don'ts are."

Signet Dr. has a dog waste problem. Mrs. Piersol said that the Township got a complaint that one resident walks his dog on the road, the dog does his business but the resident does not clean it up. Mr. Haas will look for an ordinance.

The request for a lot add-on at 107 and 117 Noble Road will be deferred to Sadsbury Township, as the Board said that they would need more information.

Mrs. Piersol gave the dates and times the office would be closed or closed early.

Mrs. Piersol stated that she and Mr. Chapman have set up mail boxes for the Supervisors to improve meeting readiness on the filing cabinets inside the rear office door.

**Public Comments on non-agenda items:**


A gentleman asked about Granny Flats and setbacks, general information. The Board told him to check the website. Mrs. Piersol took his phone number to forward to Bill Beers.

Mr. King has some questions on timing of paperwork for the Amish School, they were discussed and resolved.

Mr. Kurt Shenk of Upper Valley Road said that he thought that the Board should support the Police. Also, they should talk to the Police to see what they think about Wawa getting a liquor license.

Mr. DeVoe made a motion to adjourn the meeting at 8:22 PM, motion carried.

Respectfully submitted,



Patti Piersol  
Sec/Treas.