

**MT. PLEASANT TWP. BOARD OF SUPERVISORS' MEETING OF NOVEMBER 18, 2009**

The meeting of November 18, 2009, was called to order at 6:30 p.m. by Chairman Dinsmore with the Pledge of Allegiance to the Flag. Those present were: William L. Dinsmore, Chairman (WD), Larry H. Grimm, Vice-Chairman (LG), Shane D. Maga, Supervisor (SM), William A. Johnson, Solicitor (WJ), Larry Chome, Zoning Officer (LC), Mary Ann Stevenson, Secretary (MS), and those citizens listed on the attached sheet.

**Public Comments:** None

**Reports**

The following reports, if any, were submitted for the Board's review and are on file at the Municipal Office:

- Zoning Officer's Report – Since last meeting
- Public Safety Report – 10/27/09 – 11/17/09
- Public Works Report – Since last meeting
- Planning Commission Minutes – 11/2/09
- Parks & Recreation Report – None
- Municipal Authority Minutes – None
- Midway Sewage Minutes – 10/6/09
- Cross Creek Valley Region Minutes - None
- Washington County Sewage Council Report - None
- MPT Volunteer Fire Dept. Report - Sept. & Oct. 2009
- Wilbur Smith – Revitalize Main Street Project Minutes – None
- Treasurer's Report - October, 2009
- Correspondence for the period of - 10/28/09 – 11/17/09

► SM motioned to accept the reports as given and LG seconded the motion. The motion carried unanimously.

**Action Items:**

1. **Bills:** LG motioned to authorize payment of the invoices for the period of 10/28/09 - 11/17/09 as presented and SM seconded the motion. The motion carried unanimously.
2. **Minutes:** SM motioned to approve the minutes of the October 28, 2009 regular board meeting and LG seconded the motion. The motion carried unanimously.
3. **Herriott Subdivision:** LC presented the subdivision for L. David and Sarah M. Herriott, 40 Herriott Lane, McDonald as subdividing 15.64 acres for a single family dwelling. There were minor changes that were corrected and the MPT Planning Commission recommends approval. SM motioned to approve the Herriott Subdivision and LG seconded the motion. The motion carried unanimously.
4. **Nancy Stewart Subdivision:** LC presented the subdivision for Nancy Stewart, 131 Caldwell Rd., Hickory, subdividing 3 lots with the intention to transfer building lots to her children. LC stated that there were changes that needed done but the revised drawings have not been submitted and he recommended tabling approval until the corrected drawings are received. SM motioned to take no action on the subdivision request until revised drawings are presented and LG seconded the motion. The motion carried unanimously.
5. **Tentative Budget Adoption:** LG motioned to adopt the 2010 budget with no tax increase as 14 mills General Fund; 2.5 mills Fire Protection and ½ mill Paramedic Fund and SM seconded the motion. The motion carried unanimously.
6. **Ordinance #117:** WD motioned to adopt Ordinance #117, an Ordinance authorizing participation in the Municipal Risk Management Workers' Compensation Pooled Trust Program and LG seconded the motion. The motion carried unanimously.
7. **Resolution 2009 – Y:** LG motioned to adopt Resolution 2009 – Y, a Resolution amending the fee schedule to include hearing cost changes and adding curative amendment fees and SM seconded the motion. The motion carried unanimously.

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8. **Resolution 2009 – Z:** WD motioned to adopt Resolution 2009 – Z, a Resolution providing support for the application by the Revitalize Main Street Hickory Organization for financial assistance through the 2010 Washington County Local Share Account in the amount of \$23,500 for revising the initial plans (engineered drawings) to address resident and Township safety issues which also includes a letter of support, and SM seconded the motion. LG opposed the motion. The motion carried.
9. **LSA order of projects:** SM motioned to assign a number to the projects that the Township is supporting for the 2010 LSA as the Primrose School & Museum for the Primrose School Restoration for \$95,000 being number 1 and the Revitalize Main Street Organization for \$23,500 for revised engineered drawings being number 2 and WD seconded the motion. The motion carried unanimously.
10. **Part Time Police Officer:** LG motioned to hire Richard France as a part time Police Officer effective 11/19/09 at \$11.00 per hour with no benefits and SM seconded the motion. The motion carried unanimously.

**Discussion Items:** *(board members may elect to discuss items presented to them since the last meeting)*

None.

WD stated that any residents having suggestions for the up coming hearings on Tuesday to put them in writing and submit them to the Township. SM concurs that the Supervisors will take into consideration all comments and concerns. WJ explained the process of the 2 hearings. The first one being a zoning ordinance amendment to recognize the Williams facility as a legal non-conforming use in the A-1 area if constructed before Oct. 1, 2009, and all future facilities (Dew Point Control) of this type would be permitted only in the M-1 area. WJ added that if that amendment were to be adopted the second hearing would be a conditional use hearing in which the BOS have the right to impose conditions upon the applicant which in this case is Williams. This is 2 separate hearings per WJ.

Linda Carnevali, Lakeside Dr. wanted the board to consider the definition of a Dew Point Control Facility (DPCF). Per her investigation, Williams facility as currently built is less than what the definition states and she wants the board to consider that if the amendment is adopted as is, they (Williams) could be able to expand to fit the current written definition of a DPCF. Ms. Carnevali added that her research points to the fact that the definition as written is what Mark West currently has built off of Rt. 519 and we don't want that in an A-1 district.

Dencil Backus, Walnut Road had back and forth discussions on the Gas & Oil Well Act with WJ with respect to legal issues and laws. WJ stated that this law is a constantly evolving process.

A lot of unidentified people / residents were asking WJ questions regarding this process and talking at the same time. The synopsis of this dialogue was the same issues that have been brought up at the last 2 meetings regarding zoning amendments, health and environmental issues, safety concerns, noise and legal issues procedural and otherwise, with respect to this facility and the upcoming hearings.

Bob Hanes, 107 Washington Ave. asked if the proposed amendment was just for a DPCF or if it included compressor stations. WJ stated it is only for DPCF at this time. There was continued discussion by unidentified people.

There was continued discussion amongst unidentified residents on the same topics including the possible need for experts to help the Supervisors. Someone else asked if someone else can come in and build one of these facilities since we haven't officially adopted anything. WJ added that there is a law called the Pending Ordinance Doctrine which precludes anyone else from coming in and building another such facility until the current ordinance up for adoption is acted on in a reasonable amount of time.

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**Unfinished Business:**

1. Range Resources Meter Pad Subdivision on Lynn Portal Rd. that was tabled from the 9/23/09 BOS meeting and rejected at the 10/28/09 BOS until corrections are made and re-submitted. A rejection letter was sent to Range Resources by the ZO. There have not been any re-submitted drawings submitted as of today's meeting.

**Adjournment:** WD motioned to adjourn the meeting at 8:35 pm and LG seconded the motion. The motion carried unanimously.

Respectfully submitted,

Mary Ann Stevenson  
Township Manager  
Mount Pleasant Township  
Board of Supervisors

*Please note that the sign in sheet along with the clip board was taken from the meeting room and never returned, therefore, I do not have a record of who was in attendance at this meeting.*