

MT. PLEASANT TWP. BOARD OF SUPERVISORS' MEETING OF MAY 25, 2011

The meeting of May 25, 2011, was called to order at 6:34 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), Arden B. McCartney, Supervisor (AM), William A. Johnson, Solicitor (WJ), Larry Chome, Zoning Officer (LC), Mary Ann Stevenson, Manager/Secretary (MS), and those citizens listed on the attached sheet.

Public Comments:

Mike Pascuzzi, 39 Grandview Ave., Hickory stated that at the last meeting he expressed concerns with the speeding in the Township and it was stated that the Magistrate will only enforce a speeding violation if it is 14 mph over the legal limit so he met with the Magistrate and she stated that was not the case and that she does enforce the rules with speeding violations. Mr. Pascuzzi went on to say that she (the Magistrate) provided reports him from Oct. 2010 – April 2011 and that Mt. Pleasant Township wrote 111 tickets in 7 months whereas McDonald wrote 3 times that amount and Cecil wrote 10 times that amount. Mr. Pascuzzi added that what he found most discomfoting is that Mt. Pleasant Township's Chief of Police in 7 months time wrote 7 tickets. He added that the Police are not out there and are not writing tickets, they are not enforcing the law and not protecting the public and that the facts back it up. There was no further discussion.

Assistant District Attorney Gene Vittone addressed the board and audience and stated he is currently running for the position of District Attorney for Washington County and stated if anyone has any comments for his department or concerns to feel free to contact him at any time. WJ stated that he has worked with Mr. Vittone for many years and he does an excellent job.

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 – 4/27/11 – 5/25/11
- Public Works Report – 4/28/11 – 5/25/11
- Planning Commission Minutes – 5/2/11
- Parks & Recreation Minutes – Board Inactive
- Municipal Authority Minutes – 3/9/11
- Midway Sewage Minutes – 4/5/11
- Cross Creek Valley Region Minutes – None
- Washington County Sewage Council Report - None
- MPT Volunteer Fire Dept. Report - April, 2011
- Treasurer's Report - April, 2011
- Correspondence for the period of - 4/27/11 – 5/24/11

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

Action Items:

1. **Bills:** WD motioned to authorize the payment of the invoices for the period of 4/27/11 – 5/24/11 as presented and LG seconded the motion. The motion carried unanimously.
2. **Minutes:** LG motioned to adopt the minutes of the April 27, 2011 regular board meeting and AM seconded the motion. The motion carried unanimously.
3. **Dangerous / Nuisance Structure:** LC stated that he was notified via the Fire Chief concerning the safety of a house located at 194 Dogwood Street, Westland that had recently had a fire in the garage. After a visual site inspection LC stated the house is in a dangerous condition and that there are 2 options, either to bring it up to code or have it demolished. AM motioned to declare the uninhabited home located at 194

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Dogwood Street, Westland a dangerous structure and a nuisance to the community as recommended by the Zoning Officer and LG seconded the motion. The motion carried unanimously.

4. **Dangerous / Nuisance Structure:** LC stated that he investigated the mobile home located at 13 Chapman Lane, Washington and that the owner was to remove this one and replace it with another one but that not happened. LC stated the home is in a dangerous condition. LG motioned to declare the uninhabited home located at 13 Chapman Lane, Washington a dangerous structure and a nuisance to the community as recommended by the Zoning Officer and AM seconded the motion. The motion carried unanimously.
5. **Resolution 2011-N:** WD motioned to adopt Resolution 2011-N; a Resolution amending the fee schedule to incorporate fees for stormwater management, seismic testing and road maintenance agreements. LG seconded the motion. The motion carried unanimously.
6. **Auditor Appointment:** LG motioned to appoint Robert Hanes, 107 Washington Ave., Hickory as an auditor effective immediately until the next municipal election and WD seconded the motion. The motion carried unanimously.
7. **Marcellus Municipal Co-op. (MMC) Delegate Change:** WD motioned to make a change to one of the delegates to the MMC from Bill Dinsmore to Larry Grimm effective immediately and AM seconded the motion. The motion carried unanimously.
8. **Lease Agreement w/ Tri-State Mgmt:** There was a brief discussion between the board and Solicitor regarding the language for the LED sign content. LG stated he would like to have the authority to have something removed from the sign display if it was inappropriate. WJ stated the board would like some editorial oversight. WJ added that he would draft some language to be added to the agreement. There were no other comments on the lease agreement. LG motioned to enter into a lease agreement with Tri-State Management contingent upon approved wording to the LED sign content and AM seconded the motion. The motion carried unanimously.

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

WD asked LC what was going on with the Turk Property. *(There is currently a company operating a pipe storage business there that has not adhered to the Zoning Ordinance)*. LC responded that after a phone conversation today with the owner that they were moving off of the property and should be gone by Monday.

LG made a motion to approve the proposed Oil & Gas Zoning Amendment. WJ stated that the Township can not adopt this ordinance because it has not been advertised for tonight's meeting. LG stated it was advertised previously in April and WJ responded that the ordinance was not adopted in April after that advertisement and as such, per the MPC, Section 610, it has to be advertised again no less than 7 days before passage and it has to state the time and place for such adoption. If the Township does not follow this requirement it would open the ordinance up for a procedural challenge and if lost the whole ordinance would be tossed out and you would have to start all over again. LG stated that he stood by his motion. WD stated that a motion was made and asked if there was a second. There was not and therefore the motion died for lack of a second.

LG motioned to advertise for adoption of the Oil & Gas Zoning Amendment Ordinance at the next regularly scheduled meeting of the Board of Supervisors and AM seconded the motion. The motion carried unanimously. WD stated that meeting would be June 22, 2011.

AM asked if there has been any legal action filed against the Township regarding the Township property located at the Primrose Honor Roll. MS stated there has not been. There was a brief discussion with respect to the property lines. AM stated that the Township is putting up a fence and that the neighbors dispute where the property lines are. LG stated the Township paid for a professional survey and the property lines were staked and that is what we are going by to erect the fence. AM agreed.

Unfinished Business:

1. Main Street Project – Project ideas are being considered by Rep. White's office and Penn DOT.
2. Municipal Authority Vacancy – One position is available.

Adjournment: LG motioned to adjourn the meeting at 6:54 pm and AM seconded the motion. The motion carried unanimously.

Respectfully submitted,

Mary Ann Stevenson
Township Secretary
Mount Pleasant Township
Board of Supervisors