

# **EAST MARLBOROUGH TOWNSHIP BOARD OF SUPERVISORS**

## **Meeting of the Board – February 1, 2010**

---

Chairman Cuyler H. Walker called the public meeting to order at 7:30 p.m. in the Township Building by leading the attendees in the Pledge to the United States Flag. The public meeting was preceded by a work session with a lighting consultant, Stanley Stubbe and Solicitor Fronefield Crawford, Jr. to discuss possible adjustments to the lighting regulations of our Zoning Ordinance. Other Supervisors Richard E. Hicks, Eddie G. Caudill, Robert F. Weer, and Richard P.S. Hannum, Jr. were present, as were Solicitor Fronefield Crawford, Jr., and Engineer James A. Hatfield.

**Minutes of January 4, 2010.** By unanimous vote (5-0), the minutes were approved as prepared.

### **Public Comment Period.**

There were no comments from the public.

**Request for Public Sewers to Serve Properties on Pennock Avenue.** Mr. and Mrs. Gemmill of 510 Pennock Avenue explained that their property will not sell because of an inadequate sanitary system and no ability to replace on-site. They have received three proposals for cost of running the line down Pennock to the nearest manhole. They requested that the Township look at the cost of running the line and apportioning the cost to the residents accessing the line. The township will conduct a survey to determine how many properties are in need of or interested in accessing a public line.

**Bayard Taylor Library Report.** Susan McDonald, President of the Library Board; Donna Murray, Librarian; and East Marlborough Library representatives Heather Ramsey and Bill Landmesser all spoke about the current status of library funding. They thanked East Marlborough for the cooperation and funding over the years.

**Wal-Mart Conditional Use Decision.** The decision was postponed until the March 1, 2010 Board meeting, at the request of Wal-Mart.

**Candy – Building Permit for dwelling on Oak Tree Road.** The applicant, Chris Candy, described the type of sanitary system that has been permitted and the number and type of trees that must be removed to provide for the house location. By unanimous vote (5-0), the Board approved the tree removal. Frone Crawford asked that Mr. Candy submit the tri-party agreement for maintenance of the sanitary system to the Township for review. Additionally, the Board requested and Mr. Candy agreed to provide 25 feet from center of road, as dedicated right-of-way along the entire frontage of his property; existing right-of-way is 16.5 feet.

**Meeting of the Board – February 1, 2010**

**Page 2 of 2**

**Kennett Area Park and Recreation** –Director Claire Finrock gave a status report and summary of programs scheduled by the Association. Mr. Weer asked for participation numbers for East Marlborough residents.

**Eckman Revised Land Development Plan.** Tom Martin, Esq. represented the plan and the request for support from the Board of Supervisors in the application before the Zoning Hearing Board for relief from the on-site parking requirement, since there is a written agreement between Willowdale Chapel and Dr. Eckman, providing for the parking on the Chapel land. The supervisors voted 4-1, with Mr. Hicks opposed, to support the variance request before the Zoning Board.

**Resolution 2010-05- Membership on the Zoning Hearing Board.** By unanimous vote (5-0), the Board approved the resolution confirming membership on the Zoning Board.

**Resolution 2010-06 – Chester County Municipal Waste Plan.** By unanimous vote (5-0), the Board adopted the resolution in support of the County Plan.

**Bills.** By unanimous vote (5-0), with each supervisors abstaining on a single item with a perceived conflict of interest, the Board approved payment of invoices with the following totals:

General Fund	\$61,648.49
Payroll	\$55,308.58
State Fund	\$16,715.54
Sewer Fund	\$51,679.90
Development Fund	\$ 2,774.23

**Treasurer’s Report.** By unanimous vote (5-0), the Board accepted the attached report, as prepared.

**Status Report on Development Fund.** Mr. Weer requested a report on costs spent to date from the Development Fund, with particular interest in the Bikeways project.

The public meeting was adjourned at 9:26 p.m. at which point the supervisors went into executive session with Solicitor Crawford and Engineer Hatfield to discuss a pending legal issue.

EAST MARLBOROUGH TOWNSHIP

Jane R. Laslo, Manager/Secretary