

EAST MARLBOROUGH TOWNSHIP

BOARD OF SUPERVISORS

Meeting of the Board – August 1, 2011

Chairman Cuyler H. Walker called the public meeting to order at 7:30 p.m. in the Township Building, by leading the group in the Pledge of allegiance. Board members Richard P.S. Hannum, Robert F. Weer, Eddie G. Caudill, and Richard E. Hicks were also present, as were Engineer James A. Hatfield and Solicitor Fronefield Crawford, Jr.

Public Comment Period.

Thomas Kellerher of Anvil Drive said he was concerned about door-to-door solicitations in his neighborhood; he requested that the Township adopt a policy prohibiting solicitation, similar to that of Kennett Township.

Karen Halsted, an East Marlborough resident, said that she was disappointed in the Zoning Hearing Board's handling of the School District's application for a variance regarding the height of the High School auditorium. She also asked whether the Township has a whistleblower policy.

Minutes of July 11, 2011. By unanimous vote (5-0), the minutes were approved as prepared.

Escrow Releases:

Whitewing Farm North – E.J. DeSeta was present to represent the application. By unanimous vote (5-0), the Supervisors approved the release of \$185,272 of funds held in escrow, retaining a balance of \$30,725, to serve as an eighteen-month performance guarantee.

Traditions. Bill Creeger of Pulte was present for the request to close out the final construction bond for the original construction, amounting to the release of \$407,083.45; the Board approved the release by unanimous vote, (5-0).

Chester County Historic Preservation Network. Karen Marshall of the County Preservation Network, presented a 2011 Certificate of Achievement to the East Marlborough Township Historic Commission, for its work in compiling an atlas of historic resources in the Township and for assisting with the Brandywine Battlefield Landmark Atlas. Chairman Walker introduced members of the Township Historic Commission who were present: John Rosecrans, Mary Dugan, Frank McGrail, Susan Beach, Phoebe Turner, and Martha Walls-Brown; Chairman

Meeting of the Board – August 1, 2011

Page 2 of 3

Charles Patton was unable to be present. Mr. Walker thanked the members of the Commission for their work and dedication to the Township.

WSFS Bank – Conditional Use Order – Postponed at the request of the applicant’s attorney, Marc Kaplin.

School District – Amended Landscape Plan – Postponed until September meeting, by mutual agreement.

New Bolton Center – Storm Water Management Plan. Postponed until September, at request of New Bolton.

Longwood Gardens Access Road. Greg Rishel of Pennoni Associates presented a draft drawing of the interior road to be constructed from the Longwood Maintenance Building, to access the former Whitewing Farm site on the south side of Valley Road. Also representing the plan were Kate Donnelly of Longwood Gardens and Michael Petka of Bancroft Construction. By unanimous vote (5-0), the Board approved the removal of 38 trees in the path of the proposed roadway. According to Mr. Rishel, four of the trees are dead or dying; one tree is a large Tulip Poplar tree. Longwood now needs only to submit drawings to Van Demark and Lynch to get a land disturbance permit prior to constructing the access road.

Sewer Report – Route 82 South. There remain 32 properties which have not connected to the system; connection is mandatory. Solicitor Crawford will investigate the options for the Township in imposing penalties for failure to connect within a specific time period.

Bills. By unanimous vote, with each supervisor abstaining on a single item with a perceived conflict of interest, the Board approved the attached list of invoices for payment, with the following totals:

General Fund	\$87,033.99
Payroll	\$49,850.58
Sewer Fund	\$31,169.58

Meeting of the Board – August 1, 2011

Page 3 of 3

Treasurer's Report. By unanimous vote (5-0), the Supervisors accepted the attached report, as prepared.

Wawa – Proposed Changes in Products and Site Plan. Wawa proposed to convert some additional pumps to provide for diesel fuel dispensing. They also propose to install a 15,000 gallon-underground diesel storage tank. The Supervisors would like to see a recordable revised Land Development Plan, showing the site changes.

Proposed Ordinances:

2011-03- Nuisance Ordinance

2011-04- Alternative Energy Ordinance

The Supervisors were given drafts of the two ordinances for review; no further action taken.

The meeting was adjourned at 9:10 p.m., at which point, the supervisors went into executive session with Solicitor Crawford to discuss a pending legal matter.

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Jane R. Laslo, Manager/Secretary