

## MINUTES OF THE MARTIC TOWNSHIP BOARD OF SUPERVISORS

**DATE:** May 6, 2024

**PLACE:** Township Building, 370 Steinman Farm Road, Pequea, Pa. 17565

### **SUPERVISORS ATTENDANCE:**

Beth Birchall, Jay Kreider, Charles Stouff, Kevin Boyer, and Ryan Fisher were present.

### **CALL TO ORDER:**

Jay Kreider called the meeting to order at 7:00 PM and led with the Pledge to the Flag and a prayer was said.

### **MINUTES & TREASURER'S REPORT**

Ryan Fisher made a motion, which was seconded by Kevin Boyer, to approve the minutes of the April 1, 2024, Supervisors Meeting. The motion passed 5-0.

Beth Birchall presented the Treasurer's Report for the period ending April 30, 2024. A motion was made by Ryan Fisher and seconded by Jay Kreider, to approve the Treasurer's Report. The motion passed 5-0. Comment was heard from Shelli McWilliams 170 Magnolia Drive.

Charles Stouff made a motion, which was seconded by Kevin Boyer, to approve the bills for payment totaling \$83,986.31. The motion passed 5-0.

### **Lancaster Conservancy:**

Fritz Schroeder, current President of the Lancaster Conservancy gave some background history on how they began. They have a number of nature preserves in Martic Township. Their goal is to preserve natural resources. They restore the forests and have begun to create an inventory of all their nature preserves. They seek funding through state grants and private donors. Beth Birchall asked exactly how many acres the Lancaster Conservancy currently owns in Martic. He was not sure. Jay Kreider asked as the largest landholder in Martic, do they support the fire company? Mr. Schroeder stated they annually give RVFC \$2,500. Jay stated that whenever emergency services are called for a rescue on their properties, they are typically very strenuous. Jay Kreider asked if the Conservancy would be willing to sit down with Township representatives and Rawlinsville FC representatives to discuss the challenges the emergency services face. Kevin Boyer asked if they intend to acquire more acres in the near future and the answer was yes, 40 acres. Ryan Fisher asked if the Conservancy has a total of acres they would like to obtain in Martic and the answer was no specific goal. Beth Birchall asked if the Conservancy is aware that every time the Conservancy obtains more ground in Martic, Martic loses tax funding. Comment was heard from Carl Drexel, 725 Martic Heights Drive that the Conservancy needs to better educate the general public. Tucquan Glen Nature Preserve is an example of horrible land management. That preserve, after being closed to the public during the pandemic, is slowly recovering.

### **SUPERVISORS REVIEWS:**

334 Steinman Farm Road – DEP Sewage Module for a sewage repair, owner Nicole Keemer: Beth Birchall made a motion, which was seconded by Jay Kreider, to approve and sign the DEP Sewage Module for 334 Steinman Farm Road for the repair of a malfunctioning sewage system, conditioned on all items, including the Small Flow Agreement, be completed by the property owner and any other items from the Township's Sewage Enforcement office and attorney have been met. The motion passed 5-0.

451 Frogtown Road – Release of remaining Letter of Credit for Storm Water Management, owner Sherman & Walton, Inc. Brian Gilbert w/ Solanco, after a successful final stormwater management inspection, recommends releasing \$4,468.47 of the remaining posted financial security which is in the form of a Letter of Credit at Fulton Bank being held for 451 Frogtown Road and owned by Sherman & Walton, Inc. A motion was made by Beth Birchall and seconded by Charles Stouff, to release the remaining Letter of Credit. The motion passed 5-0.

421 Drytown Road – Storm Water Management Plan, owner Donald Wissler, and plan design by Nye Consulting Services / Matt Kadwell. Beth Birchall made a motion, which was seconded by Ryan Fisher, to approve the Storm Water Management Plan for 421 Drytown Rd – Donald Wissler, subject to the following conditions:

1. That the applicant posts financial security, for \$31,191.49 which was approved by Rettew Associates, and completes the Financial Security Agreement (Escrow Agreement) with the Township.
2. That the applicant, if they have not done so already, addresses all comments from the Township engineer, and solicitor. Along with the Lanc County Conservation District approval.
3. That the Agreement Providing for the Storm Water Management Agreement is executed and along with the Storm Water Plan, are recorded at the Lancaster County Recorder of Deeds Office within 30 days after the release of the plan by the Township and that proof of said recordings are provided to the Township.

The motion passed 5-0.

### **PUBLIC COMMENT**

None was heard

### **DEPARTMENT REPORTS:**

**Road Department:** Dave Williams read the report for April.

Week of March 31<sup>st</sup>

Serviced backhoe. Service T-05. Road check due to heavy rain and high wind. Opened pipes and drains. Cut trees off Pinnacle, Bradys Hill, and Pencroft N.

Week of April 7<sup>th</sup>

Grade, seed, and mulch house and barn lot. Clean loose stone off of Tucquan Glen, Hilldale, and Pencroft N. Placed stone in gutters on Hilldale. Pressure wash, oil, and put spreaders from T-84 and T-91 in storage. Placed wood chips at signs, benches, and picnic areas on Rail Trail for upcoming cleanup day. Dig soil probe and perc holes on the township building lot. Pressure-washed the John Deere tractor and removed tire chains and the snowplow lift arm. Grease and touch up paint on the John Deere tractor. Pressure wash and grease skid steer. Cleaned gutters on Tucquan Glen.

Week of April 14<sup>th</sup>

Road check after high wind. Service 6610 mowing tractor. Get a used tire for the 6610 mowing tractor and take it to the shop for mounting. Repair tire on T-90. Fix washout on Steinman Farm. Repair the dirt section of Westview. Spread 2A on Clearview. Inspection of air compressor. Install the repaired Township Park sign. Open pipe at Rail Trail. Dig to try to locate the underground phone line on Bethesda W. Relocate the mower control handle on the new mowing tractor. Milled a section of Bethesda W. to be repaired. Placed large stones in inlet and outlet areas on new pipe on Creamery. Pick up spray material.

Week of April 21

Excavate and repave damaged section of Bethesda W. Pick up stump grinder and grind stumps in mowing areas along multiple roads. Take delivery of and install parking curbs for Rail Trail parking lot expansion. Pressure wash, oil, and put the spreader from T-90 in storage. Met with the paving contractor. Clean gutters on Clark Hill and Sellers.

Week of April 28<sup>th</sup>

Paving Project. Repair driveshaft on backhoe. Mowing on multiple roads. Placed fill in a sinkhole on House Rock. Replaced fuel filter on township car. Make and install low-shoulder signs. Raked seed and mulched the front yard of the rental property.

Talen – Holtwood Basin 2 – Stormwater Discharge Pipe repair/replacement. Dave Williams noticed a hole was cut in the top of a pipe owned by Talen. This was done many years ago.

Talen has contacted Dave about fixing the pipe. Talen has offered to pay for the materials if the Township will install it. Comment was heard from Duane Sellers that this is a win-win for everyone. Bill Birchall, 303 Tucquan Glen Road commented on when the Holtwood Dam expansion took place, and the contractor fixed the roads. After further discussion, a motion was made by Jay Kreider and seconded by Beth Birchall to have Dave Williams contact Jim Caldwell and have Talen provide something in writing that they are willing to purchase the materials for the project. The motion passed 5-0.

Ryan Fisher asked for an update on the truck that was ordered. Dave Williams was told it should be any time between July and September.

Jay Kreider asked about Camelia Lane cul-de-sac. Dave Williams stated that we need to determine if the cul-de-sac was ever dedicated. He suggested that since the homeowner has indicated that he thinks the Township should be maintaining the cul-de-sac, such as winter maintenance, he will ask the homeowner to provide proof that it was dedicated, and then we can have it added to our Liquid Fuels. It would only add approximately \$30 to our liquid fuels payment.

Jay Kreider commented on the proposed Dry Hydrant on McKelvey Lane. He met with the fire company and was schooled on how dry hydrants work. He would like to schedule a meeting with Dave Williams, and the fire company representative, to discuss what still needs to be done to get it installed.

Dave Williams let the Board know that there is a severely leaning tree that is in the road right-of-way on Clark Hill Road. The owner does not want it taken down. Second Class Township code requires that the Township notify the owner that we intend to remove it. Comment was heard from Duane Sellers who reminded the Board that in the past, Martic has had two different trees fall, which resulted in the deaths of 3 individuals. The Township's insurance had to pay the victims' families, and the Township lost its insurance. We have now got our insurance back, but the policy since then has been to remove all trees that have the potential to be a problem. After further discussion, a motion was made by Jay Kreider and seconded by Ryan Fisher to send the property owner a certified letter that the Township would be taking down the tree and then take it down. The motion passed 5-0.

Beth Birchall stated that the paving job on Tucquan Glen looks good.

**Zoning Officer Report:** 5 building permits, and 4 zoning permits were issued in April.

#### **RAIL TRAIL:**

Cleanup Day – Jim Hearn could not make the meeting; however, he did submit an email requesting that the Penn Manor Honor Society students and their teachers be recognized for a job well done. They had over 30 students participate on a Saturday morning, where they cleaned up graffiti and placed mulch. Jay Kreider stated on behalf of the Board of Supervisors he wanted to express our gratitude for a job well done.

Parking Lot Expansion – Jim Heard also submitted an email to the Board giving a status update on the project to expand the parking at the rail trail. The expansion installed 19 additional spots with parking bumpers. Still to be done; would be to pave the handicapped parking spot adjacent to the kiosk on the near side of the parking lot and add some new signage.

#### **UNFINISHED BUSINESS:**

Shellie McWilliams, 170 Magnolia Dr – requests that Martic consider becoming a Non-Sanctuary

Township. Mrs. McWilliams read a prepared statement. Her concerns are the influx of illegal immigrants and possible trespassers on private property. She stated that several townships and boroughs passed similar resolutions that the County has passed. It was noted that they all have their own police force. Martic is covered by the PA State Police, and they do not enforce resolutions. Duane Sellers stated that if someone is illegally on your property, you call the PA State Police, and they will prosecute trespassers. Beth Birchall stated that Lancaster County has passed a Resolution stating the County is non-sanctuary, therefore we fall under their resolution. Charles Stouff stated that all those resolutions are just symbolic. Jay Kreider stated that he agrees with Charles that the resolution has no teeth in it and that typically the cities are where you will find free handouts. The best thing people can do to curtail illegals is to vote in the next election.

### **NEW BUSINESS:**

Quarryville Library – Peggy Gordon presented to the Board their 2023 Statistical Report. There are 1,050 cardholders in Martic Township which equates to about 20%. Martic's residents checked out 22,856 in 2023 which includes books, DVDs, magazines, audiobooks/CDs, and technology usage. The library was able to offer 699 different programs throughout the year. Martic Township is the 2<sup>nd</sup> highest municipality doner. The library has in place a policy to review books and material, however, they encourage parents to preview everything before borrowing and if it is not what you think is appropriate, then do not let your children check out the material. Charles Stouff asked about the budget and volunteers. Beth Birchall stated that parents should be responsible for their kids. Comments were heard from Kay Lahr, 699 Martic Heights Drive, who currently volunteers at the library. Shelli McWilliams read a statement, which included that the Township should restrict funding to the library. Duane Sellers stated that parents should be parenting their kids and should know what they are reading. He feels that kids have access to worse things on their phones and electronic devices than you will find in a library. Carl Drexel commented that just because someone didn't like a book at the library, they should not be ruining it for everyone else.

4 Trolley Rd – has provided documentation that they have filed an Appeal notice of the Zoning Hearing Board's decision. A motion was made by Ryan Fisher and seconded by Kevin Boyer to authorize the Township's attorney to intervene on behalf of the Township. The motion passed 5-0.

1177 Marticville Road – Holding Tank Agreement. A motion was made by Beth Birchall and seconded by Charles Stouff, to approve the Holding Tank Agreement for 1177 Marticville Road, Pequea, with Thomas Taglieri, III owner. The motion passed 5-0.

### **RAWLINSVILLE FIRE POLICE:**

Providence Township Supervisors have requested the assistance of the RVFC Police on June 8, 2024, for a Suicide Awareness Benefit Motorcycle Ride. Beth Birchall made a motion, which was seconded by Kevin Boyer to recognize the request from Providence Township for the RVFC Police. The motion passed 5-0.

The next meeting of the Martic Township Board of Supervisors is scheduled for June 3, 2024, at 7:00 p.m. at the Municipal Building.

There being no further business the meeting was adjourned by Ryan Fisher and seconded by Charles Stouff at 9:35 pm.

Respectfully submitted,

Karen D. Sellers  
Martic Township Manager