

Minutes of the Spring Garden Township Board of Commissioners
6:30 p.m. – October 11, 2023

Persons Present:

Daniel E. Rooney, President Commissioner	Marcy L. Krüm-Tinsley, Township Manager
David Detwiler, Vice President Commissioner	George Swartz, Police Chief
Andrew Herrold, Commissioner	Dawn Hansen, Zoning Officer
Brian Ports, Commissioner	Craig Ruhl, Public Works Superintendent
Thomas Gwilt, Commissioner	Steve Hovis, Solicitor (Stock & Leader)
David Davidson, Engineer (C.S. Davidson)	B. J. Treglia, Engineer (C.S. Davidson)
Dan Hoff, YAUFRR Fire Chief	

I. Call to Order / Pledge of Allegiance

A. Presentations

- Randy Meyerhoff of 1369 Fieldbrook Circle: There have been ongoing issues with explosions, debris, and dust from J&K Salvage. There have been several significant explosions recently and a projectile with excessive dust was witnessed along with a recent chemical smell. Mr. Meyerhoff expressed concern with projectiles, contaminated dust, leaching, and runoff from the property. He wants to see changes that protect the residents and the area.

B. Public Comment

President Commissioner Rooney presented the guidelines for public comment.

- Sandra Benedict of 310 Old Orchard Lane wanted to know when the utility digging will be finished in the Old Orchard Lane-Lambeth Walk-Clover Lane area. There have been poor road repairs, yard repairs were made with stone, concerned that fire hydrants may not be working. A block party is planned in 2024 and wants the construction projects completed before then.
Public Works indicated the cold patch should be repaired by winter, the roads should be milled and paved next year, the water company has not energized the water lines due to the water shortage, and the GloFiber line installation is in two phases.
- Frank Wilkin of 369 Lambeth Walk is irritated with the ongoing utility construction and the inferior repairs. He would like the opportunity to question the utility companies.
Township Solicitor advised that the Township does not regulate utility work and residents may file complaints to the Pennsylvania Public Utility Commission.
- Mary Hawkins of 340 Lambeth Walk indicated a schedule of the road repairs would be appreciated and that there is a significant pothole at the Queen Street intersection.
Commissioner Detwiler indicated there was a map of the construction plan sent out with the water bill from The York Water Company.
- Lynne Huddleston of 808 Clearmont Road suggested the use of Savvy Citizen to communicate utility road construction plans.
- Georgia Valero of 1349 Hillcroft Lane indicated there were times when she was unable to get out due to closed roads. The water company left a large hole in the road. Blocking streets and driveways creates a safety issue.
- Donna LaCesa of 340 Old Orchard lane stated that cold patch was plowed into her yard during a previous snow event last year.
- Amy Mitten of 653 Mulberry Street asked if there was a process to require Inch & Co. to repost surety for 711 Olive Street since it has not been maintained and asked about property maintenance ordinance limitations and enforcement. There was an 18-wheeler parker on Mulberry Street and the driver was napping, and the police addressed it. Asked that truck weight limitation signage be reviewed. She suggested the creation of an organization chart to direct residents to the to the appropriate contact and continuing education for staff and board members. Extended a thank you to Chief Swartz and Officer Rivera. Commissioner Rooney asked the resident to forward her remaining comments by email due to time constraints.
- Raeann Waltersdorf of 1558 Hollywood Parkway suggested making the meetings viewable online.
- Lynne Huddleston of 808 Clearmont Road presented handouts regarding her review of the 2016 Comprehensive Recreation, Parks, and Open Spaces Plan. Stated there is concern by nature-lovers that the Mount Rose property will be developed. Asked if there was a master Mount Rose property plan. Questioned what happened to the implementation of the 2016 Plan, if that plan would be considered in

the upcoming comprehensive plan, and what role recreation will play in the new plan. Questioned why the Township is completing a comprehensive plan with York Township instead of Springettsbury Township. Indicated she would like to see representation of one resident from each ward in the formation of the comprehensive plan committee.

Commissioner Rooney stated they are looking to implement a plan that considers the land use for the entirety of the Township and wants a process that reflects the wants and needs of the Township.

- Roberta Boffo of 1080 Grandview Road questioned how to acquire a copy of the topographical map from the 2016 Comprehensive Recreation, Parks, and Open Spaces Plan.

C. Approval of Minutes

- **Motion** (Herrold/Detwiler) to approve the September 13, 2023 Workshop and Business Meeting minutes. Discussion: none. Public comment: none. Carries 5/0.

D. Treasurer's Transactions

- **Motion** (Herrold/Parks) to accept the September 2023 Treasurer's Report / Bank Transactions. Discussion: none. Public comment: none. Carries 5/0.

G. Subdivision/Land Development

1. Spring Garden Township Planning Commission minutes from September 2023 acknowledged.
2. **Motion** (Detwiler/Herrold) to approve a 45-day time extension for Moove-in Partners, from October 29, 2023 to December 13, 2023 to meet conditions on the final plan for recording. Discussion: none. Public comment: Amy Mitten of 653 Mulberry Street asked if there was a limit of extensions. Carries 5/0.
3. **Motion** (Detwiler/Gwilt) to approve a 45-day time extension request for DPIF3 Boundary Ave., LLC., from October 19, 2023 to December 3, 2023 to meet conditions on the final plan for recording. Discussion: none. Public comment: none. Carries 4/0 with Commissioner Herrold abstained noting conflict of interest.
4. 350 N. Sherman St release of surety request
 - **Motion** (Herrold/Detwiler) to ratify Township Manager's authorization for Township engineer to inspect improvements for the request for surety release for 350 N. Sherman St. received on September 20, 2023. Discussion: none. Public comment: none. Carries 5/0.
 - **Motion** (Gwilt/Ports) to approve the surety release in the amount of \$115,665.44 for 350 N. Sherman St. pursuant to engineer's site inspection report dated September 25, 2023 provided that a maintenance bond in the amount of \$75,653.85 be furnished to the Township and remain in place for a period of 18 months. Discussion: none. Public comment: none. Carries 5/0.
5. White Oaks Final Land Development Plan – FYI
 - Lot 91 (21.05 acres) created from the subdivision of lot 86 (lot 86 will be residual) is proposing to develop the property with 130 multi-family/townhouse/villa units.
 - SGT Planning Commission at the Sept. 5, 2023 meeting recommended approval with conditions.
 - To-date, the publicly accessible recreation component has not been satisfied.
 - 90-day review period ends December 4, 2023.

H. Old Business

1. Rathton Road Bridge– Bid opening on PennBid on November 1, 2023. Bid Award at November Board of Commissioners Meeting.
2. Public hearing for the following zoning amendments tentatively scheduled for November 2023: §310-12.C – fences, §310-12.E(9)- Home Occupation, §310-12.G(4) & (5)-Family day-care homes, and 310-13(H)- Garage and yard sales. For the purpose of the amendment is to establish fencing height and setback provisions for recreation courts and to provide clarification for family childcare home uses and permits for yard sales.
3. Green Light Go – Richland Avenue/Country Club Road - No update.
4. Regional Law Enforcement - Status
Department of Community and Economic Development has been commissioned to prepare a police management, staffing and department assessment study.
5. Draft Comprehensive Plan Member-at-Large application process
 - Possible Comprehensive Plan Committee make-up discussed. Consider one representative from each ward representing residents and businesspeople.
Anne Gray of 1471 Sleepyhollo Road asked about a timeline. Commissioners Rooney and Detwiler indicated the process takes about a year to a year and a half. Will post to Savvy Citizen.
6. Public Safety Concern – Reminder, due to safety concerns, the Mount Rose property is not open to the public currently. It is for township use only.

I. New Business

1. Resolution 2023-26 Police Policies - General orders update for emergency vehicle operations and response
Motion (Herrold/Gwilt) to approve Resolution 2023-26 Police Policies. Discussion: none. Public comment: none. Carries 5/0.
2. Resolution 2023-27 Job Description Updates – Updates reporting structure and creates finance assistant position.
Motion to approve Resolution 2023-27 Job Description Updates. Discussion: none. Public comment: none. Carries 5/0.

J. Commissioners Constituent Representation

1. Commissioner Detwiler, Ward 1
2. Commissioner Rooney, Ward 2 – Welcomed Commissioner Ports, thanked Vice President Commissioner Detwiler for filling in for him.
3. Commissioner Ports, Ward 3
4. Commissioner Herrold, Ward 4
5. Commissioner Gwilt, Ward 5 – Has been working with Chief Swartz to address bus stop traffic issues.

K. Township Consultant and Departments

1. **Engineer** (David Davidson, P.E./C.S. Davidson, Inc.)
2. **Solicitor** (Attorney David Jones/Stock and Leader)
3. **York Area United Fire & Rescue** (Chief Daniel Hoff)
4. **Township Administration**
 - **Motion** (Ports/Herrold) to authorize the allocation of \$370,000 from General Fund Reserve to Capital Reserve to facilitate the ordering and purchase of replacements for H9 (2008 F550 dump truck) and B4 (2000 International Large dump truck). Discussion: none. Public comment: none. Carries 5/0.
 - **Motion** (Rooney/Ports) to authorize the ordering and purchase of replacements for H9 (2008 F550 dump truck) and B4 (2000 International Large dump truck). Discussion: none. Public comment: none. Carries 5/0.
 - **Motion** (Gwilt/Ports) to accept resignation of Bradley Wright, Code Enforcement Officer, effective September 25, 2023. Discussion: none. Public comment: none. Carries 5/0.
 - **Motion** (Herrold/Detwiler) to endorse hiring of Trey Goodwin, Code Enforcement Officer, retroactively effective October 9, 2024 at a rate of \$23/hr. for provisional term and \$24/hr. following provisional term. Discussion: none. Public comment: Anne Gray of 1471 Sleepyhollow Road inquired about Township provisional terms. Carries 5/0.

L. Public Comment

1. Lynne Huddleston of 808 Clearmont Road inquired about the Green Light Go Grant. She is going to reach out to Commissioner Gwilt for information.
2. Sandra Benedict of 310 Old Orchard Lane asked if the school district is informed when a development expands such as White Oaks. She was advised that they are per the MPC.
3. Amy Mitten of 653 Mulberry Street Thanked Commissioner Herrold for the update on the Windsor Park flies. Commissioner Herrold indicated that the Township reached out to York College and is working with their PhD entomologist. Commissioner Ports indicated RG Group agreed to provide the township access to the property.
4. Roberta Boffo of 1080 Grandview Road inquired about how to get questions answered.

II. Adjourn

Motion (Detwiler/Gwilt) adjourn the meeting (7:55 PM). Discussion: none. Public comment: none. Carries 5/0.

Respectfully submitted,

Marcy L. Krüm-Tinsley
Township Manager/Secretary
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