

**HILLTOWN TOWNSHIP BOARD OF SUPERVISORS  
REGULARY SCHEDULED MEETING  
MONDAY, AUGUST 28, 2017**

The regularly scheduled meeting of the Hilltown Township Board of Supervisors was called to order by Chairman John B. McIlhinney at 7:05 PM and opened with the Pledge of Allegiance. Also in attendance were Vice-Chairman Kenneth Bennington, Supervisor James Groff, Township Manager Lorraine Leslie, Township Solicitor Steve Harris, Township Engineer C. Robert Wynn, and Chief of Police Christopher Engelhart.

1. ANNOUNCEMENTS: Chairman McIlhinney stated an executive session was held prior to the meeting in regards to personnel and real estate. No decisions were made.
2. PUBLIC COMMENT ON AGENDA ITEMS ONLY: None.
3. CONSENT AGENDA:
  - a) Minutes of the July 24, 2017 BOS Meeting
  - b) Financial Report July 31, 2017
  - c) Bills List August 15, 2017
  - d) Bills List August 29, 2017
  - e) Notification for 2018 Minimum Municipal Obligation (MMO)

Motion was made by Supervisor Bennington, seconded by Supervisor Groff and carried unanimously to accept and approve items a) through e) on the Consent Agenda. There was no public comment.

4. CONFIRMED APPOINTMENT: None.
5. LEGAL: Solicitor's Report:
  - a) ZHB Hearings: 2017-11 Richter & 2017-12 Joseph Paoletti – Solicitor Harris reviewed the two Zoning Hearing Board hearings scheduled for September 14, 2017. Al and Kim Richter 740 Route 113, requests variances and a special exception to alter the use of a non-conforming residential/commercial property in the Planned Commercial District. Joseph Paoletti, 925 Callowhill Road, requests a variance from side yard setback and maximum impervious surface requirements. The Board of Supervisors elected not to send Solicitor Harris to either hearing.

pg 8392  
Page 2

Board of Supervisors

August 28, 2017

b) Coyne ZHB Appeal – Discuss Settlement Proposal – Solicitor Harris reviewed the Coyne ZHB appeal and the Judge’s recommendation that the matter be settled by removing the first row of rocks so that the pile would be five feet from the property line and plant and maintain a dense buffer of arborvitaes or some similar planting material the length of the rock pile to buffer the adjoining use. Supervisor Bennington stated the inconsistency has been rectified so this is the one sole incident. Motion was made by Supervisor Bennington, seconded by Supervisor Groff and carried unanimously to accept the Judge’s recommendation for the Coyne’s to remove the first row of rocks so there is a five foot setback from the property line and plant and maintain a dense buffer the length of the rock pile. There was no comment.

c) Inter-Municipal Agreement (Recycling) – Authorize Advertisement – Township Solicitor Steve Harris stated DEP requires an Intergovernmental Agreement for the reporting of residential and commercial recycling between Dublin Borough, Plumstead Township, Hilltown Township, and East Rockhill Township using Hough Associates. Solicitor Harris stated he has prepared Ordinance 2017-004 authorizing the appropriate officers of Hilltown Township to enter into the Intergovernmental Agreement with other Bucks County municipalities for Hough Associates to collect 2017-2021 residential and commercial recycling data and prepare a multi-municipal Pennsylvania Department of Environmental Protection 904 Recycling Performance Grant Application and recommends the Board of Supervisors authorize it for advertisement for adoption at the September meeting. Motion was made by Supervisor Bennington and seconded by Supervisor Groff to authorize advertisement of Ordinance 2017-004, the Intergovernmental Agreement between Dublin Borough, Plumstead Township, Hilltown Township, and East Rockhill Township using Hough Associates for the reporting of residential and commercial recycling.

Public Comment: Jim Hoffman, 217 Chandler Way, questioned if the ordinance pertains to the recycling area. Chairman McIlhinney stated the recycling area was moved across the street. Solicitor Harris clarified the ordinance is in regards to paper, plastics, aluminum, etc. as opposed to yard waste.

The motion carried unanimously.

d) MedExpress – This item was removed from the agenda.

e) Acceptance of the Deed of Dedication & Commencement of the Maintenance Period for Coventry Meadows I & II – This item was removed from the agenda.

Page 3  
Board of Supervisors  
August 28, 2017

6. PLANNING: None.

7. ENGINEERING:

a) MS4/Pollution Reduction Plan – Mr. Wynn reviewed the MS4/Pollution Reduction Plan which is currently advertised for public comment until August 30, 2017 and available at the Township building. The plan must be submitted to the Department of Environmental Protection no later than September 16, 2017. The Pollution Reduction Plan is for sediment removal in both the East Branch Perkiomen Creek and the West Branch Neshaminy Creek. The calculations require a reduction of 49,792 pounds per year of which 39,460 pounds per year are in the East Branch and a little over 10,000 in the West Branch. The plan identifies various projects being three projects in the East Branch Perkiomen Creek involving installing level spreaders at existing Township stormwater management basins. Along with also being addressed in the sediment plan, the West Branch also has a TMDL that must be addressed for sediment and has two projects that will address both of the issues. One is the installation of the riparian forest buffer on Township owned land and has a cost between \$37,000.00 and \$40,000.00 which the Township has received funding by way of a grant. The other project would be in the same location restoring the stream banks of perennial stream and has a construction cost between \$42,000.00 and \$48,000.00. The Township has been permitted under a General Permit for the last two permit periods that started in 2003. The issuance of a General Permit by DEP was an error. The Township should have received a Pennsylvania Individual Permit. Mr. Wynn's office will be submitting the Notice of Intent as an Individual Permittee. The main difference is the name of the permit and the cost. The General Permit is the \$500.00 application and the Individual Permit is \$2,500.00 which will be required for submission. Also, for the first time, there is a \$500.00 fee each year that is has to be submitted to DEP. The Board will need to authorize the submission of the NOI Notice of Intent and the Pollution Reduction Plan so that it can be forwarded to DEP before September 16, 2017. This will be authorized at the September 11, 2017 Board of Supervisors meeting.

b) Fairhill School Road Culvert Replacement – Mr. Wynn stated the Fairhill School Road Culvert is still on hold due to the fabrication of the culvert.

At 7:20 PM, Supervisor Groff stepped out of the meeting to receive emergency text.

Mr. Wynn continued to state the manufacturer is backed up with too many orders. It may take a month or longer before the project starts but it will be done before winter.

pg. 8394  
Page 4

Board of Supervisors

August 28, 2017

c) BGHS-Tank Removal Issues – Mr. Wynn stated the underground tank has a real severe ground water issue. The contractor who was hired to remove the tank attempted to remove the water and it took two 2,000 gallon tank trucks off and didn't budge the water. The surface water was tested verifying that it did not contain hydrocarbons. Mr. Wynn suggested having the road department dig a sump pit further away from the tank in the parking area to draw down the water that is under the stone. Once the water is removed from under the stone, then the contractor can come back in and pump the water out from around the tank and pull the tank. The project will be monitored to make sure they are not drawing hydrocarbon into the water that they are pumping.

Chairman McIlhinney stated over the weekend there was an accident that occurred at the Mill Road Bridge where some of the structure was damaged. Mr. Wynn stated the Mill Road Bridge will be one lane with barriers on both sides to protect the vehicles from the guiderail which is very damaged. There will be stop signs on both edges of the bridge and stop ahead warning signs. The bridge will operate like that until it can be replaced which will not be until next summer.

8. UNFINISHED BUSINESS: None.

9. NEW BUSINESS:

a) Lease Agreement for the Broad Street Municipal Field – Solicitor Harris stated the lease agreement for the Broad Street Municipal Field is a lease between the Township and Our Lady of Sacred Heart Church for a piece of property H&K improved. The Church would be leasing it for athletic use, and, when they are not using it, it would be available for the Township residents to use. Solicitor Harris stated Our Lady of Sacred Heart Church has agreed to all of the revisions and it has been executed and returned to the Township for execution by the Board of Supervisors.

At 7:25 PM, Supervisor Groff returned to the meeting.

Solicitor Harris recommends the Board of Supervisors approve the lease agreement for the Broad Street Municipal Field. Motion was made by Supervisor Bennington, seconded by Supervisor Groff and carried unanimously to execute the lease agreement for the Broad Street Municipal Field. There was no public comment.

b) Jessica Jackson – 419 Edgewood Drive – Requesting to have a Block Party – Ms. Jessica Jackson was present to request to have a block party on September 9, 2017 with a rain date of September 10, 2017. Last year’s block party was a great success. Ms. Jackson noted that the barricades were not put up in a timely manner last year. Chief Engelhart stated no complaints were received from last year’s event. Ms. Jackson stated the police officer who came to the event last year was amazing and brought helmets and stickers for the kids. The children enjoyed having the police there for the support. Motion was made by Supervisor Bennington, seconded by Supervisor Groff and carried unanimously to approve the block party on Edgewood Drive on September 9, 2017 with a rain date of September 10, 2017. There was no public comment.

c) Scott Drumbore – H&K – Requesting for extension of hours for September of the Concrete and Asphalt Plant at the Skunkhollow Quarry – Chairman McIlhinney stated H&K has requested to operate the concrete batch plant, asphalt batch plant, and the crushing plant between the hours of 6:30 pm to 6:30 am, Monday through Saturday, between September 1, 2017 and September 30, 2017, excluding holidays, for the PennDOT projects per their letter dated August 21, 2017. Motion was made by Supervisor Groff, and seconded by Chairman McIlhinney, to grant the extension of hours for the month of September for the Concrete and Asphalt Plant at the Skunkhollow Quarry per their letter dated August 21, 2017 with the exception of striking the part in the letter in regards to "and/or private customers." The motion passed 2-1 with Supervisor Bennington having the opposing vote. There was no public comment.

d) Rickert Road Speed Limit Reduction Request – This item was removed from the agenda.

10. SUPERVISOR’S COMMENTS: Supervisor Bennington questioned Chief Engelhart on the various scams that are going around. Chief Engelhart stated there have been a number of scams currently going around for a while. One of them was a phone call stating there was a warrant out for their arrest if they didn’t show up for jury duty and they would have to turn themselves in or bring the cash to a stated location. Chief Engelhart stated he tells everyone that the IRS will notify people in writing and if you miss jury duty, you will also be notified in writing.

Page 6  
Board of Supervisors  
August 28, 2017

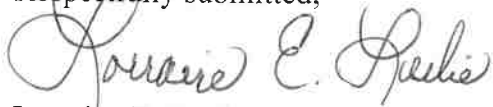
11. PUBLIC COMMENT: Jessica Jackson, 419, Edgewood Drive, asked if there is a mowing ordinance. She stated there are mice and ticks in the two foot high grass in her development. Solicitor Harris stated if there are rodents, people should call the Department of Health and continued to state the Township does not have an ordinance requiring people to mow their lawn. Chairman McIlhinney stated the Township does have an ordinance of that nature during the development process.

Wally Rosenthal, 530 Rosey Lane, asked if there is a littering ordinance because people are littering on Swartley Road, or if there are "no littering" signs available. It was noted by Chief Engelhart that littering is a state law. Mr. Rosenthal asked if the bridge that was damaged on Swartley Road is going to be made wider. Ms. Leslie stated it will not be made wider. Mr. Rosenthal stated billboard signs are permitted to change every fifteen seconds and digital signs are only permitted to change three times a day. He asked what process should be taken to change the timing of the digital signs. Solicitor Harris stated it would be a petition to amend the zoning ordinance.

12. PRESS CONFERENCE: None.

13. ADJOURNMENT: Upon motion by Supervisor Groff, seconded by Supervisor Bennington and carried unanimously, the August 28, 2017 Hilltown Township Board of Supervisors meeting was adjourned at 7:35 PM.

Respectfully submitted,



Lorraine E. Leslie  
Township Manager

(\*NOTE: These minutes were transcribed from notes and recordings and should not be considered official until approved by the Board of Supervisors at a public meeting).