

**SPRING TOWNSHIP SUPERVISORS**  
**Regular Monthly Meeting**  
**May 4<sup>th</sup>, 2009**  
**7:00 P.M.**

The Spring Township Regular Monthly Meeting was called to order at 7:00 p.m. by Frank Royer, Chairman, followed by Pledge to the Flag.

**Supervisors:** Terry Perryman, David Capperella & Frank Royer  
**Solicitor:** Tracey Benson – Miller, Kistler, Campbell  
**Township Manager:** William MacMath  
**Zoning Officer:** Vaughn Zimmerman  
**Guests:** Attendance sheet attached to original minutes

**HEARING OF VISITORS:**

**Joan Dashner – Brockerhoff Heights** – Mrs. Dashner was present representing Brockerhoff Heights Development, and reported they had their first “Homeowners Association” meeting with Gary Wilt. Mrs. Dashner read the following questions their development would like answers to:

- Why is the development “now” being turned over to the homeowners?
- Is the radius up to code at entrance coming from Jacksonville Road?
- Are the fire hydrants up to code for water pressure and height?
- Why do two of the cul-de-sacs have a stoned circle that is a safety issue for children and the other one completely paved?
- Is Beach Hill Road a private road?
- Are the homes on Beach Hill Road part of the Homeowners Association?
- When is the pump house for the development going to be installed?
- When will the construction material around the sewer meter pit at entrance be removed (ductile iron pipe/culvert pipe)?
- Would like a list of what is dedicated responsibility of the township, homeowner or homeowners association: Roads, Street Lights, Right Away, Shoulder, Corrugated pipe under the driveways for drainage and swale, Back Lot Swales, Storm Sewers, Etc.
- Who owns the wetlands?
- Are the detention ponds at the correct slope to be able to maintain?
- Have all the storm sewers been inspected and working properly?

After questions were read, Frank Royer, Chairman, reported The Supervisors would like to accept the list of questions and prefer to respond in writing within the next few weeks, due to the fact some of the questions may be a Bellefonte Borough issue. Toby Dashner questioned if Gary Wilt is still responsible at this point. William MacMath, Manager, reported yes Mr. Wilt is still responsible at this point, until the association is organized.

Tracey Benson, Township Solicitor, reported the Brockerhoff Homeowners Association should go to the Recorder of Deeds Office and search records pertaining to the subdivision and

have it printed. Deeds should be read and title search completed. Mr. Benson explained the normal procedures of a development setup and homeowners issues.

A Resident remarked “roads are still washed out”, “who works with Mr. Wilt while he is doing the work?” William MacMath, Manager, reported The Township gave Mr. Wilt permission as an improved plan project. Another resident remarked “Shouldn’t residents be notified of any activities”? Mr. MacMath, Manager, reported it is not a requirement that residents be notified.

A Resident questioned David Capperella, Supervisor, if his driveway had to be paved as a requirement. David Capperella, Supervisor, reported no, he paved the driveway on his own just to have a nice drive into his place. Beach Hill Road is a private road and the homes on Beach Hill Road are not part of the Homeowner’s Association.

A Resident questioned if people can come to the Township Office to look at the plans for the development. Mr. MacMath, Manager, reported yes, however The Township office does not have the capabilities of copying plans, copies can be obtained at the Recorder of Deeds Office.

A Resident remarked “doesn’t the development have to be up to specs before turning over to the Homeowners”? Tracey Benson, Township Solicitor, reported The Township can not answer, that is between the property owners and the developers. The Association needs to find an attorney to look up and answer questions and to represent them.

A Resident remarked he has water laying at the end of his pipe and would like to know who is responsible, his deed says the Township is responsible. Mr. MacMath, Manager, reported he will check on it.

A Resident questioned if it is a requirement the developer has to have meetings? Also questioned if any more homes will be built up by David Capperella? And what are the next steps? Frank Royer, Chaiman, reported the Association needs to get copies, get an attorney and get a response from the Township then go from there.

A Resident reported he has water pressure issues. Mr. MacMath, Manager, reported Bellefonte Borough has pressure issues and this would need to be addressed to them. A resident also questioned if the grass needs to be kept cut in non-developed lots. Mr. MacMath reported no, non-developed lots are exempt.

With no further questions Frank Royer reported the questions will be reviewed and responded to in writing within the next few weeks prior to the next Board Meeting scheduled for June 1<sup>st</sup>, 2009.

**ACTION ON MINUTES OF APRIL 6<sup>TH</sup> (Public Hearing & Reg.Mtg.) 2009:**

It was on a motion of Terry Perryman seconded by David Capperella to accept the Minutes of April 6<sup>th</sup>, 2009 as submitted. Unanimously approved motion carried.

## **REPORTS ON OFFICIALS AND COMMITTEES:**

The following reports were submitted to The Board of Supervisors and are on file for review.

- Township Treasurers Report – Submitted by Molly Baird
- Water Authority Treasurers Report – Submitted by Molly Baird
- Police Report – Submitted by Greer Perryman
- Municipal Employees Report – Submitted by Gary Royer
- Code Enforcement Report – Submitted by Vaughn Zimmerman
- Sewer Enforcement Report – No Report
- Fire Company Report – Submitted by Gary Royer
- Ambulance Report – Submitted by Gary Royer

It was on a motion of David Capperella seconded by Terry Perryman to accept the above reports as submitted. Unanimously approved motion carried.

## **OLD BUSINESS:**

**Sign Ordinance – Set Hearing Date** – William MacMath, Manager, reported the Planning Commission has made a recommendation to approve the Sign Ordinance and for the Board to hold a Public Hearing. It was on a motion of Terry Perryman seconded by David Capperella to set the hearing for June 1<sup>st</sup>, 2009 at 6:30 p.m. prior to the regular meeting. Unanimously approved motion carried.

## **NEW BUSINESS:**

**Use of Pleasant Gap Fire Police** – William MacMath, Manager, reported a request was received from Centre Hall Borough for use of the Pleasant Gap Fire Police to help with the Centre Hall Parade. It was on a motion of David Capperella seconded by Terry Perryman to approve the request. Unanimously approved motion carried.

## **FOR INFORMATION:**

**Home Improvement Consumer Protection Act** – William MacMath, Manager, read letter received from the Office of Attorney General regarding the Home Improvement Consumer Protection Act. The Act is effective July 1, 2009. Contractors who perform home improvements for which the total cash value is \$5,000 or more per year are required to register with the Office of Attorney General by July 1<sup>st</sup>. Home Improvement contractors will pay a non-refundable application fee which is renewable every two years. Upon approval of the application by the Office of Attorney General, a contractor will receive a certificate and a registration number that must be displayed in all advertisements, contracts, estimates and proposals with consumers in the Commonwealth.

**Optional County Sales Tax** – William MacMath, Manager, read information received regarding facts about the optional County Sales Tax Proposal. The optional 1 percent sales and use tax would follow the same base as the state sales tax. The County's governing body would vote on whether to implement the tax. Funds would be collected by the Department of Revenue. 50 % of proceeds from the tax would be distributed to the County. 40% of the proceeds would be distributed to qualified municipalities in the county based on tax revenues and relative

population. 10% of the proceeds would be deposited in a Municipal Collaborative Efforts Fund in the County. At least 60% of the tax proceeds would have to be used for property tax relief and/or tax-exempt property offsets. No more than 40% could be used for General Fund purposes.

**Spring Creek Watershed Clean Up** – William MacMath, Manager, reported there were 7 tons of clean up in Spring Township during the Watershed Clean Up. 12 Tons of Hazardous drop off.

#### **RESOLUTIONS & ORDINANCES:**

**Resolution No. 06-09 – EMS Week** – It was on a motion of David Capperella seconded by Terry Perryman to approve Resolution No. 06-09 setting May 17<sup>th</sup> through May 23<sup>rd</sup>, 2009 as EMS Week. Unanimously approved motion carried.

#### **CORRESPONDENCE:**

William MacMath, Manager, reported on the following correspondence received:

**Helen Solt Letter** – Letter received from Helen Solt thanking The Township for stabilization material that was dumped on the public alley.

**DEP** – A copy of a letter was received regarding Chapter 94 Annual Waste Load Management Report (2008). The original letter was sent to Bellefonte Borough with the Township copied.

#### **BILLS FOR APPROVAL:**

It was on a motion of Terry Perryman seconded by David Capperella to approve the bills for the month of April 2009 as submitted for the General Fund Account, Street Light Account, and the State Fund Account. Unanimously approved motion carried.

#### **OPEN FORUM:**

- 1). Resident – Brockerhoff Development
- 2). Resident – Street Sweeping on Stonecrest Drive

#### **ADJOURN:**

With no further business to discuss, it was on a motion of Terry Perryman seconded by David Capperella to adjourn the meeting at 7:53 p.m. Unanimously approved motion carried.

**Molly Baird**  
**Recording Secretary**

