

HANOVER TOWNSHIP, LEHIGH COUNTY
REGULAR COUNCIL MEETING

November 6, 2013
7:30 P.M.

Present: Councilmen Atkinson, Dreisbach, Kovacs, Paulus; J. Jackson Eaton, III, Esquire; Sandra A. Pudliner; Vicky Roth

Absent: Councilman Woolley; Frederick W. Hay, P.E.

Attendance: 7

Courtesy of the Floor: None.

Approval of Minutes: October 16, 2013 Regular Council Meeting

Motion: I move we waive the reading of the Minutes of the October 16, 2013 Regular Council Meeting and accept same as presented.

Dreisbach, Kovacs: Moved and Seconded
Atkinson, Kovacs, Paulus, Dreisbach:

Aye Unan.

Reports:

1. Sandra A. Pudliner
Township Manager

1. The Township Manager advised the Board that the Zoning Hearing Board will hear the appeal of F.W. Webb, a plumbing supply business which will occupy the former Lehigh Valley Sports Academy property on Race Street. The Township Manager noted that they are requesting a variance from the signage requirements to allow signage on the side of the facility which they think will be helpful to direct trailer traffic to the property. Council determined that they would take no position regarding this matter.
2. The Township Manager advised the Board that she has been in contact with the owner of the property adjacent to the Township's garage on Dauphin Street which recently burnt to the ground. As the Board is aware, the demolition of the existing residential property has been completed. I have indicated to the property owner that the Township would have an interest in purchasing the land for the assessed value of the land. The property owner has indicated that she would get back to me regarding this matter since she had been out of town for a period of time due to a death in the family. I will keep the Board advised regarding this matter.

Councilman Paulus brought to the Township Manager's attention a situation with respect to the dumpster behind the Subway property at Valley Plaza. Councilman Paulus advised that there is debris in that area and that the dumpster lid is not closed. The Township

Manager advised that she would direct Code Enforcement to the property and if necessary appropriate citations would be issued.

2. Frederick W. Hay, P.E
Township Engineer

The Township Engineer was not present at the meeting and accordingly no report was offered at this time.

3. J. Jackson Eaton, III, Esquire
Township Attorney

1. With respect to the matter involving the Rockefeller Group, the Township Attorney noted that the Township's traffic engineer has prepared a response to the traffic study. Attorney Eaton noted he would keep the Board advised of further developments.

2. The Township Attorney advised the Board that Lehigh County has forwarded to the Township a request for revisions to the Township's Zoning Ordinance as same relates to the Fair Housing Act. Unfortunately, the information forwarded to the Township does not relate to the Hanover Township, Lehigh County Zoning Ordinance and we are in the process of attempting to secure the correct zoning information from the County.

3. With respect to the Airport Point Land Development, the Township Attorney advised that he previously forwarded Council correspondence with respect to a request for a Waiver of Conflict as same relates to the Developer proposing a cash escrow at American Bank in lieu of the usual bond or letter of credit. The Township Attorney noted that someone else in his office does work from time to time for American Bank. The Township Attorney noted that even though no one at Gross McGinley has anything to do with this matter for the bank, his representation of the Township with regard to the escrow agreement constitutes technical conflict. Accordingly, Attorney Eaton requested the Township waive the conflict so that he can represent the Township in this matter. In resolution of this matter, the Board made the following motion:

Motion: I move that the Hanover Township Council authorize a Waiver of Conflict in the Airport Point Realty Partners Development matter.

Atkinson, Kovacs: Moved and Seconded

Atkinson, Kovacs, Paulus, Dreisbach:

Aye

Unan.

Unfinished Business:

1. Streaming the Board Meetings (Review and Discussion)

Chairman Dreisbach advised that he needed to get some additional information and requested that the matter be tabled at this time.

New Business:

1. Bill No. 2013-08, An Ordinance Amending Chapter 15, Section 408 of the Statutory Code of Hanover Township to Restrict Parking in the Chestnut Grove Parking Lot (Public Hearing)

Chairman Dreisbach opened the Public Hearing relative to Bill No. 2013-08. The Township Attorney advised that this proposed Ordinance places the same restrictions on the parking lot constructed in Chestnut Grove as currently exists on the other parking lots for Township parks. The only addition to same relates to the fact that the Chestnut Grove Park parking lot may be utilized by the residents during any snow emergency declared by the Township. There was some discussion with respect to enforcement of the Ordinance if individuals determine to use it for purposes other than snow emergencies. However, no change was made to the Ordinance at this time. In resolution of this matter, the Board made the following Motion:

Motion: I move that Bill No. 2013-08, An Ordinance Amending Chapter 15, Section 408 of the Statutory Code of Hanover Township to Restrict Parking in the Chestnut Grove Parking Lot be adopted as Township Ordinance No. 548.

Atkinson, Kovacs: Moved and Seconded

Atkinson, Kovacs, Paulus, Dreisbach: Aye Unan.

2. Resolution No. 2013-30, A Resolution Amending the Fee Resolution of Hanover Township (Vote)

It was noted that the Fee Resolution is being amended to increase the application fee to the Hanover Township Zoning Hearing Board from \$750 to \$1,000 in an attempt to recoup some of the costs involved in the Zoning Hearing Board process. In resolution of this matter, the Board made the following Motion:

Motion: I move that Resolution No. 2013-30, A Resolution Amending the Fee Resolution of Hanover Township be adopted as presented.

Atkinson, Kovacs: Moved and Seconded

Atkinson, Kovacs, Paulus, Dreisbach: Aye Unan.

Courtesy of the Floor:

Ms. Diane Szabo, a resident of Sherwood Street, appeared before the Board at this time and questioned the Township's Public Works Supervisor in attendance at the meeting regarding the cleanup of debris in the rear of her property. Mr. Mouer was present at the meeting and offered the history of this matter in that after a tree came down in that area the Township had done a survey to determine the Township's boundary lines in that area. Mr. Mouer noted that it is the intent of the Township to clean up the debris on Township property. Mr. Mouer also noted that it was his intent to make a presentation to the Board

to have the Township approve to clean out the right-of-way area. Mr. Mouer noted that there are several property owners involved in this matter to include the Krause property and the Keefe property. The Keefes have offered to give property to the Township for a walkway. Mr. Keefe indicated that people are constantly walking through his yard currently. Mr. Mouer noted that nothing had been done up until this time due to the poison in the area in question. He noted that he needs to sit down with the Township Manager to develop a plan regarding the cleanup of this area within the next few weeks. Ms. Szabo questioned Mr. Mouer as to how long the walkway would be and Mr. Mouer indicated approximately 30 feet. It would need to be ADA compliant and it would need to be 10 to 15 feet wide. Councilman Kovacs questioned the tree that had fallen as to where same was located. Councilman Atkinson noted that it had been determined that the tree was on private property, not on Township property. Ms. Szabo reiterated her concerns regarding the tree that came down and her concerns that the Township clean up the property down to the shed area. Mr. Mouer noted that the survey had only been done to the back of the Keefe's house and it had not been surveyed beyond that. Ms. Szabo also raised an issue regarding the 2014 elections which was her understanding would now be held at the new Municipal Building. Councilman Kovacs commented that indeed she was correct that in 2014 the County Election Board has indicated that the Primary and General Election will be held at the Township Municipal Building.

Councilman Paulus commented that the divots in Sherwood Street have been repaired.

Adjournment:

The meeting was adjourned at 8:00 P.M.

Respectfully submitted,

Sandra A. Pudliner
Township Manager