

HANOVER TOWNSHIP, LEHIGH COUNTY  
SPECIAL COUNCIL MEETING

January 11, 2016  
7:30 P.M.

Present: Councilmen Heimbecker, Lawlor, Paulus, Wegfahrt, Woolley; Sandra A. Pudliner; Vicky Roth; J. Jackson Eaton, III, Esquire; Al Kortze, P.E.

Absent: 0

Attendance: 2

Courtesy of the Floor: None.

Approval of Minutes: December 30, 2015 Special Council Meeting

Motion: I move that we waive the reading of the Minutes of the December 30, 2015 Special Council Meeting and accept same as presented.

Paulus, Woolley: Moved and Seconded

Heimbecker, Lawlor, Wegfahrt, Woolley, Paulus: Aye Unan.

Reports:

1. Sandra A. Pudliner  
Township Manager

1. The Township Manager offered no report at this time. However, a discussion ensued initiated by Chairman Paulus with respect to the status of the FedEx/Fuller matter. Chairman Paulus noted that the FedEx and the Fuller Estate are in talks and are getting closer to resolving their issues. Additionally, Chairman Paulus noted the takeover of Willowbrook Road by PennDOT will be up for a full vote in February 2016. Chairman Paulus also initiated discussion with respect to CPR Certification which is provided to the Township through the Township's ambulance corps. The CPR and defibrillation training will be provided to the current Township employees and Chairman Paulus, himself, for recertification and if any of the Board members are interested, the Township will advise when that is scheduled.

There was some discussion with respect to outstanding magistrate hearings. Attorney Eaton noted that the property owner of the former Lukoil facility in the Township had pled guilty at a prior hearing and was found guilty of another violation subsequent thereto. At the most recent hearing, the defendant was found guilty of having a temporary storage unit without a permit on the property. At that time, the magistrate postponed the hearing on the zoning issue which relates to the Township's position that there is a mobile home on the industrial-zoned property. Attorney

Eaton noted that he provided the magistrate with case law involving the Township's position that the property owner should have gone before the Zoning Hearing Board for relief. The Township's legal position is that since the defendant did not seek out relief from the Zoning Hearing Board the magistrate did not have the authority to hear testimony but only determine the fine. Attorney Eaton further noted that with respect to the property owner on Race Street there are two hearings scheduled in that matter. One for January 20 and the other hearing for February 10. Attorney Eaton noted that the January 20 hearing deals with property maintenance code issues and the February 10 hearing relates to zoning violation.

2. Al Kortze, P.E.  
Township Engineer

The Township Engineer offered no oral report at this time. However, upon questioning, Council was advised that Catasauqua Lake is currently up five inches.

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

1. The Township Attorney advised the Board that as they will recall the Board had discussed with him the possibility of the enactment of an ordinance relating to Jake brakes. Attorney Eaton noted that he had made the Board aware that certain municipalities have enacted such legislation but that PennDOT approval is necessary and that enforcement would be through a police force. There was some discussion with respect to just the placement of signs but Attorney Eaton discovered that engineering studies would be required. At that point, Attorney Eaton opened discussions with the Township Engineer. The Township Engineer, Al Kortze, advised that his firm had performed such studies in Upper Nazareth and the Borough of Stockertown. Mr. Kortze noted that the criteria which must be met for PennDOT are set forth on the breakdown which is attached hereto and made a part of these Minutes. Chairman Paulus commented that he felt that the areas in question would be Race Street and Airport Road. The Township Engineer indicated that he would look into the cost of the studies involved and further noted that the process could take quite a few months. Mr. Kortze indicated that he would come back to the Board at the next meeting with an idea of the cost involved.

Vice Chairman Heimbecker opened a discussion at this time regarding commercial fire systems. NFPA 72 Rev. 2013 requires annual inspections of commercial fire systems by the selling company. There used to be a requirement under NFPA that if an owner is told his system does not comply, the owner is required to notify the Fire Marshal. That has now changed so that the inspecting company is required to notify the Fire Marshal if the system is down more than 8 hours. Vice Chairman Heimbecker questioned Attorney Eaton if it is required in Hanover Township and, if so, who is the Authority

having jurisdiction. Attorney Eaton noted that Vice Chairman Heimbecker had provided him with certain information and he is going to follow through to see what NFPA Code is applicable in Hanover Township. All the requirements are in NFPA but Hanover has not adopted NFPA 72 Rev. 2013. However, some portions of NFPA are automatically brought in by the Building Code. Attorney Eaton indicated that we will need to determine if they include the reporting provisions and whether they require reporting to the Authority having jurisdiction. The inspection companies may be reporting things automatically. Attorney Eaton advised that he will check to see what is actually happening by speaking with the Township's Fire Company.

Unfinished Business: None.

New Business:

Vice Chairman Heimbecker advised the Township Manager that he would appreciate her contacting Captain Tobin of the State Police regarding how the Township could be of assistance with respect to State Police Appreciation Day.

Courtesy of the Floor: None.

Adjournment:

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

Respectfully submitted,

Sandra A. Pudliner  
Township Manager