

**The Township of Greenwich
Board of Supervisors Meeting
Tuesday, September 3, 2019**

Minutes

CALL TO ORDER AND PLEDGE OF ALLEGIANCE: Chairman Victor Berger called the meeting to order at 7:30 pm. Members present: Alice Flyte, and Dean Spohn. Professionals present: Solicitors, Alex Elliker; Engineer, Peter Eisenbrown; Secretary, Jane Werley.

ANNOUNCEMENTS:

1. Chairman Victor Berger informed the audience to state their name and address if addressing the Board.

APPROVAL OF THE MINUTES:

1. Motion to approve the Minutes of the August 5, 2019 Board of Supervisors Meeting made by DS, seconded by AF. Motion carried 3-0.

HEARING OF THE VISITORS:

1. Harry Heffelfinger, Trustee Kutztown Community Library. Requesting additional funds from the Township. Heffelfinger is asking for \$1.00 per capita per year. He explained that anything less than that and the County won't contribute.
2. Kathy Snyder, Long Lane Rd. –The Lied Farm is a "Pick your own" produce farm and their customers are causing damage to her property and trespassing. Solicitor Elliker suggested she look up any Right of Way/Easement Agreements at the Berks County Recorder of Deeds Office and check on any restrictions that may be recorded. Land disputes between adjoining property owners are a private matter in which the Township does not have authority.
3. Paul Alonso of Albany Township. Stated that the warehouse developer was asked by the Planning Commission if they would like to grant an extension to the Township. The developer declined and asked for the Planning Commission's decision. Mr. Alonso believes the extension should now be denied. Solicitor Elliker reminded Township residents that the Planning Commission's recommendation for denial does not prevent the developer from continuing to work on revisions of their land development plan. Under Pennsylvania case law, the Township has a legal obligation to proceed in good faith while reviewing all land development plans. The developer, through their attorney, has stated that they are continuing to make revisions to the land development plan. Therefore, the extension request should be granted.
4. Penny Rhodes, Albany Township. Complained that warehouses destroy communities and would like the plan denied. Solicitor Elliker again explained that the Township must follow all applicable laws.
5. Linda Wood – Asked that the Supervisors "to cross the T's and dot the I's" as she does not want her tax money used for legal expenses if the warehouse plan goes into litigation, and would much rather fund the library.

6. Chris Bujack – Non Resident of Greenwich – Questioned how much the threat of lawsuits goes into the board making decisions. Solicitor Elliker informed him that board decisions are based on following the governing laws.
7. Earl Osterstock, Bower Rd. – He and his neighbors object that all traffic to the convenience store will need to access Zettlemoyer Rd. creating safety problems, and yet will allow access for a concrete plant off of Rt. 737 which he feels is a double standard. VB explained that his information is incorrect. PennDot denied direct access from Rt. 737 to the concrete plant; the plant traffic will instead be using a Township road for access.

PLANS TO REVIEW:

1. Subdivision of Land Development Plan Status Report. BOS reviewed the report.
2. Motion made by AF to approve an extension of time for The Barn at Walnut Grove, moving the BOS deadline to January 1, 2020 and the Planning Commission deadline to November 18, 2019. Seconded by DS. Motion carried 3-0.
3. Motion made by DS to approve an extension of time for Crossroad X Plan 2 moving the BOS deadline to October 14, 2019. Seconded by AF. Motion carried 3-0.

NEW BUSINESS:

1. Discussed and authorized Solicitor to correspond with PennDOT, requesting confirmation in the Crossroad X HOP review process that the developer has submitted all required information and that PennDOT has fully reviewed such information for compliance and satisfaction, in order to address all of the issues and concerns that have been brought to PennDOT's attention in the past by the Supervisors.
2. Motion made by AF to adopt resolution no. 2019-05, Planning Modules for Harmike Investments, LLC. Seconded by DS. Motion carried 3-0.
3. Motion made by AF to accept (not approve) application from Russell E. and Nora L. Angstadt for Ag Security Area at 228 Shock Rd., Lenhartsville, 48.68 acres, received August 22, 2019. Seconded by DS. Motion carried 3-0.
4. Motion made by AF to approve budgeting of \$5185.00 to cover the purchase of a Chip Gate in 2020. Seconded by DS. Motion carried 3-0.

OLD BUSINESS:

REPORTS:

1. Roadmaster – Bobby Follweiler
2. Engineer and Zoning Reports – Pete Eisenbrown –Board reviewed the reports. Motion made by DS to accept the reports as presented. Seconded by AF. Motion carried 3-0.
3. Solicitor –Alex Elliker
 - a. Authorize changes to August minutes.
 - b. Motion made by DS to authorize approval, subject to Kozloff Stoudt's review and changes if necessary, of two agreements proposed by Township SEO Allen Madeira: (i) Commercial Holding Tank Agreement for Jenny Schmoyer - Krumsville Inn (1538 Krumsville Road); and

(ii) Use Consent Agreement for David Jones - 4 Hein Rd. Seconded by AF. Motion carried 3-0.

FINANCIAL MATTERS:

1. Motion made by AF and seconded by DS to approve the bills as presented. Motion carried 3-0.
2. Motion made by DS and seconded by AF to approve the Treasurers Report as presented. Motion carried 3-0.

ADJOURNMENT: Motion made by AF and seconded by DS to adjourn the meeting at 8:33 pm.
Motion carried 3-0.

Respectfully Submitted,

Jane Werley
Secretary/Treasurer