

**RYE TOWNSHIP  
SUPERVISORS' MEETING  
August 27, 2012**

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**PRESENT:** Chairman Robert Lightner, Vice-Chair Ken Quigley, Supervisor Ron Cree, Daisy Lightner, Secretary/ Treasurer, James Hawk, Zoning Officer, Sean Fedder, Craig and Maggie Kocher, Charlie Cook of Act One Consultants, Landis Leonard, Gary Roth, Solicitor P. Richard Wagner, Esquire and Luke Roman of the Duncannon Record.

**FORMER SUPERVISOR PRESENT:** Phyllis Page

The meeting was held at the municipal building and called to order at 7:30 PM. Chairman Lightner convened the meeting with the pledge of allegiance to the flag. The meeting was tape recorded to aid with the preparation of minutes.

**CITIZEN PARTICIPATION:** No citizen participation was offered at this time.

**APPROVAL OF THE MINUTES:** Supervisor Cree made a motion and Supervisor Quigley seconded to approve the minutes of the meeting of July 30, 2012 as submitted. Motion carried unanimously.

Supervisor Quigley made a motion and Supervisor Cree seconded to approve the minutes of August 14, 2012 supervisors' special meeting as submitted. Motion carried unanimously.

**MONTHLY MUNICIPAL REPORTS:** The August Zoning Report was submitted by Zoning Officer, James Hawk and available for review. Hawk reported the following: numerous calls and/or complaints, three (3) zoning permits, 0 certificates of use, for a total of \$505.00 in fees collected.

No Sewage Enforcement Report was submitted by SEO Lenny Sizer. Chairman Lightner directed the Secretary/Treasurer to contact Madden Engineering regarding the monthly report.

An August Road Report was submitted by Road Foreman, Brad Sloop. Supervisor Quigley read the report and noted that drain boxes were repaired in Lee Wood Village and brush was removed on Cove Hill Road in preparation to install a turnaround. Supervisor Quigley reported the pole was relocated out of the sight distance triangle at the intersection of Mountindale Drive and SR 850. Pot hole patching and mowing was completed throughout the Township.

Chairman Lightner, also a member of the Recreation Board was present and reported that the "Sundaes in the Park" event was very successful with approximately 125 people in attendance. He reported the following upcoming event:

- ◆ Halloween in the Park – October 27, 6:00 PM. More details will follow in the fall newsletter.

No Emergency Management Report was offered. Chairman Lightner offered that he spoke with County EMC Tom Bell relating to emergency broadcast procedures. Radio station WHP 580 AM is designated as the emergency broadcast radio station. This information would be included in the next Township newsletter. Residents were encouraged to keep the gas tanks in their cars/trucks full so they are able to utilize the battery in the vehicle to listen to WHP 580 AM during emergencies with extended power outages.

The July Treasurer's Report & General & Solid Waste Fund Balance Reports were submitted for review by the Secretary/Treasurer & with no discussion were accepted as read pending the independent auditors' review.

**SUBDIVISION PLANS:** Charlie Cook of Act One Consultants approached the Board for final approval of the Craig B. and Margaret L. Kocher Final Minor Subdivision Plan. Craig and Margaret Kocher of 156 Village Drive, a private drive located off Pine Hill Road, are combining 3 lots owned by the Kocher's into 2 lots. All lots are substandard since the lots are all zoned Conservation Forest (CF), and do not meet the minimum lot size requirement. The Kocher's reside in the dwelling on Lot #1. The home on Lot #2 is no longer a habitable structure, has been gutted inside, and is used for storage only. The home on Lot #3 is a rental property. Perry County Planning Commission comments were received and addressed. The plan was approved conditionally at the August 7, 2012 Planning Commission. A \$50 security deposit was received.

The Board reviewed the plan and the revisions requested at the August 7, 2012 Planning Commission meeting. Upon due consideration, Supervisor Quigley made a motion with a second from Supervisor Cree to approve the Craig B. and Margaret L. Kocher Final Minor Subdivision Plan conditional upon the following:

- ◆ Add to General Note #8: Section 405, Substandard in lot width and depth.  
Motion carried unanimously.

Supervisor Cree made a motion with a second from Supervisor Quigley to approve the August 21, 2012 request for alterations (waivers) of the following requirements:

- (a) S&LDO § 709 Waiver of Stormwater Management Plan.
- (b) S&LDO § 710 Waiver of Erosion and Sediment Pollution Control Criteria
- (c) S&LDO § 711 Waiver of Determination of Slope.
- (d) S&LDO § 501 Waiver of Preliminary Plan Procedures

Motion carried unanimously.

Charlie Cook acknowledged and accepted the condition stipulated. Cook took the plans with him to make the requested revision. He thanked the Board and left the meeting at this time along with Craig and Maggie Kocher.

**LEGAL BUSINESS:** Solicitor Wagner offered that he contacted the Attorney involved relating to a deed combining two lots into one deed without a subdivision plan. Solicitor Wagner explained that several tracts may be listed on one deed, but two tracts may not be combined together into one description without a land development plan per the PA Municipal Planning Code. The Solicitor further advised that no permits may be issued for these lots.

The attorney indicated that he would provide a "corrected" deed listing two tracts on one deed.

Solicitor Wagner reviewed and approved the proposed Cove Hill Road Easement Agreement with the addition of George Group, Jr. as a party to the agreement. Supervisor Quigley indicated he would acquire the signatures from the various parties. Once the signatures are acquired, the Board can approve and sign the agreement at the next public meeting.

Solicitor Wagner provided a brief synopsis of Act 97 of 2012, which takes effect September 3, 2012. It requires municipalities to submit a monthly report to the school district superintendent if they approve a plan for residential development during the preceding month. The report must include the development's location, the number and type of units, and the expected construction schedule. The Solicitor said he would check the definition of "residential development" to see if there is a minimum of lots developed before a report is required.

Solicitor Wagner offered the following updates on the previous zoning concerns:  
22 Bellview Road – lawn is mowed, garden equipment & tires removed from the front yard  
149 Fleisher Road – A "Cease & Desist" letter was mailed and received. Resident made application to the Township for a zoning permit. However, he will be out of town until after Labor Day. A building permit is required from BIU in New Bloomfield.

960 Valley Road – The resident has for the most part currently complied. No further concerns have been received from neighbors. The Board directed that the Zoning Officer continue to take pictures and monitor the situation to assure the violations are abated.

Today is Solicitor Rich Wagner’s birthday. The Board presented the Solicitor with a birthday cake and wished him, “Happy Birthday” and many more. All in attendance shared in the birthday celebration with a piece of chocolate cake with peanut butter icing. Solicitor Wagner thanked the Board and the Secretary/Treasurer for the cake and left the meeting at this time to attend a special birthday dinner. The record notes Rich Wagner has served Rye Township as Solicitor for over thirty (30) years.

**RESOLUTION:** Supervisor Cree made a motion with a second from Supervisor Quigley to adopt Resolution 12-21, which authorizes the Secretary/Treasurer to transfer \$169,212.78 from the Highway Aid Money Market Account at the Bank of Landisburg to the Highway Aid Checking account at the Marysville Bank to pay Pennsy Supply, Inc. as contracted for completion of 2012 paving projects. Motion carried unanimously.

**OLD BUSINESS:** Only (1) one quote was received for Fall Clean Up to be held Friday, October 5 and Saturday, October 6, 2012 as follows:

Vendor Name	Delivery Fee	Hauling Fee	TOTAL PER PULL	Tipping Fee per ton	Scrap containers	Fuel Surcharge
Sylvester’s Services	\$85.00	\$85.00	\$170.00	\$63.50	Provided No Cost	No

Upon due consideration, Supervisor Cree made a motion and Supervisor Quigley seconded to accept the quote received from Sylvester’s Services of Duncannon to provide roll offs for the Fall Clean up conditional upon receipt of a certificate of liability and workers compensation and proof of CDL testing for their drivers. The Secretary/Treasurer was directed to stress that signed delivery slips are required for each roll off delivered. Motion carried unanimously.

**NEW BUSINESS:** Supervisor Cree made a motion with a second from Supervisor Quigley to approve an additional time extension for the Board to take action on the Matthew Fleisher Subdivision Land Development Plan to November 27, 2012 to review the revisions requested by the Planning Commission. Motion carried unanimously.

In compliance with Act 205 of 1984, Daisy Lightner, Chief Administrator of the Pension Plans, presented the Board with the 2013 Minimum Municipal Obligation, MMO, for the Pension plans. The 2013 MMO for the non-uniform pension plan is Zero \$0.00. The 2013 uniform pension plan Minimum Municipal Obligation, (MMO) is zero \$0.00.

Supervisor Quigley made a motion and Supervisor Cree seconded to accept the 2013 Non-Uniform Pension Minimum Municipal Obligation, (MMO) at \$0.00 and the 2013 Uniform, (Police) Pension Minimum Municipal Obligation, (MMO) at zero \$0.00. Motion carried unanimously.

Public Safety Superintendent Lightner expressed concern with the recent cases and deaths from the West Nile Virus in Pennsylvania. He urged all residents to get rid of mosquito breeding sites by emptying standing water from flower pots, buckets and barrels. Change the

water in pet dishes and replace the water in bird baths weekly. Keep children's wading pools empty and on their sides when they aren't being used.

Chairman Lightner offered that drop off recycling participation has increased, which is great. The amount of residential trash collected weekly has in turn decreased. Chairman Lightner noted that the recycling drop off program at the Township building is only for residents and tax payers of Rye Township. Hauling and disposal of recyclables costs the Township \$230 per pull for Interstate Waste to haul away a bin to the recycling facility for disposal. The Board appreciates anyone that recycles. However, to keep the costs for recycling contained and in budget, the program is provided *only* for residents of Rye Township. A sign on-site designates the use of the site for residents of Rye Township.

Chairman Lightner made a motion with a second from Supervisor Quigley to designate Wednesday, October 31, 2012 from 6-8:00 PM as Trick or Treat Night in Rye Township. Motion carried unanimously.

Chairman Lightner announced the following events:

- ◆ Office Closed for the Labor Day Holiday- September 3
- ◆ Due to Labor Day Holiday-Trash will be collected on Wednesday, September 5th
- ◆ October 5 and October 6, 2012 – Fall Bulk Clean Up
- ◆ September 29-Community Pig Roast- Marysville Lions Club Park; 12 noon to 7:00 PM; dinner at 3:00 PM; FREE; Bring along a non-perishable canned good for the food bank and a covered dish to share.

**APPROVAL AND PAYMENT OF THE BILLS:** The Secretary/Treasurer provided an August 27, 2012 expense check register and submitted the following checks for approval and payment: General Fund Checks #s 13645-13656 in the amount of \$47,709.24. No checks void.

Payroll checks #s 6270-6277 in the amount of \$3,813.32. No payroll checks void.

Payroll checks #s 6278-6287 in the amount of \$3,904.96. No payroll checks void.

Highway Aid Check # 722 in the amount of \$169,212.78 issued to Pennsy Supply for 2012 paving projects. No Highway Aid checks void.

Supervisor Cree made a motion and Supervisor Quigley seconded to approve the accounts payable expense checks and pay the bills. Motion carried unanimously.

Supervisor Cree made a motion and Supervisor Quigley seconded to approve the payroll checks presented. Motion carried unanimously.

Supervisor Cree made a motion and Supervisor Quigley seconded to approve the Highway Aid Check #722 in the amount of \$169,212.78 for payment of 2012 paving projects. Motion carried unanimously.

**CITIZEN PARTICIPATION:** Chairman Lightner asked if there was any citizen participation at this time. None was offered.

**ADJOURNMENT OF THE MEETING:** There being no further business before the Board, Supervisor Cree made a motion and Supervisor Quigley seconded to adjourn the meeting at 8:30 pm. Motion carried unanimously.

Respectfully submitted,

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Daisy Lightner, Secretary/Treasurer