

The July 5, 2006 meeting of the Heidelberg Township Board of Supervisors was held at the municipal building and called to order at 7:30 PM by Chairman Harry Rodgers.

Harry Rodgers, Tim Hansen, Larry Sterner, Steve McKonly, John Leen and Norma Markle were present.

Others present were Carson Joseph, Dean Hemphing, Jane Wright, Scott Rabenstine, Bill Gromen, Doug Stambaugh, Bruce Jones, Doug Kollmar, Chief Greg Bean, Tom Fort and Sam Alwine.

Minutes of the June 5, 2006 meeting was approved as distributed and minutes of the June 7 meeting was approved with a correction that **RESOLUTION 06-10** declaring portion of the Zoning Ordinance "**may be**" invalid.

Chief Bean read the May 2006 Police Report. The department responded to 78 calls for the month. The Chief also stated that Senator Punt supplied them with a device county to count the number of vehicles and times. The area it was used for was Old Hanover Road at Krug's. The device was placed for a 25 hours period and counted 4,300 vehicles and the posted speed limit is 45 MPH and the average speed limit was 37 MPH. The Chief also stated that DCED will be conducting a peer-to-peer study on July 18th to rate the new department.

Bruce Jones stated he is still waiting for DCNR for final payment.

Bids were opened for Road Improvements of Pine Drive, the only bid received was from Hammaker East, LTD for a price of \$ 86,488.16. Larry Sterner made a motion to accept this bid, Tim Hansen seconded and Harry Rodgers concurred.

Tim Hansen made a motion to adopt **RESOLUTION 06-12** as a fact finding measures as per the accurate amendment Resolution adopted at the June 7, 2006 meeting which give the Board 180 days to take action. Larry Sterner seconded and Harry Rodgers concurred. YEA VOTES Tim Hansen, Larry Sterner and Harry Rodgers. NAY VOTES - 0

Norma Markle read the Planning Commission report.

Doug Kollamar from Worley's asked that the Haar plan be tabled and put on the August agenda.

Doug Kollamar from Worley's representing Wayne Cooke, of the former Grocery Outlet on Route 116, asked what would need to be done to erect another structure on this property. This is being used as small Commercial offices.

Sam Alwine and Doug Stambaugh, presented the Final Plan for a 3 lot Subdivision off of High Rock and Moulstown Roads. It was noted that a Notation for SWMP needs to be added to the plan, Site Distances for driveways along with a Driveway Permit from PA DOT and security for curbing for the Road Improvements will need to be satisfied. Tim Hansen made a motion to conditionally approved this plan pending these conditions are meet. Larry Sterner seconded and Harry Rodgers concurred.

Dean Hemphing presented a 2 lot subdivision plan for Bruce Jones for land along Orefield Road. Tim Hansen made a motion to conditionally approve this plan contingent upon DEP's approval. Larry Sterner seconded and Harry Rodgers concurred. Tim Hansen made a motion to adopt **RESOLUTION 06-113** for these modules, Larry Sterner seconded and Harry Rodges concurred.

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**HEIDELBERG TOWNSHIP**

York County  
6424 York Road  
Spring Grove, PA 17362  
(717) 225-6606

BID TABULATION SHEET - JULY 5, 2006

PROJECT - Pine Drive

**HAMMAKER EAST, LTD** - Item 1 - 1,800 T 3" FB1 Binder Course

UNIT PRICE \$ 42.10

TOTAL PRICE \$ 75,780 -

ITEM 2 - 9,824 SY Bituminous Seal Coat

UNIT PRICE \$ 1.09

TOTAL PRICE \$ 10,708.16

TOTAL BID AMOUNT \$ 86,488.16

**WILSON PAVING** - Item 1 - 1,800 T 3" FB1 Binder Course

UNIT PRICE \$ \_\_\_\_\_

TOTAL PRICE \$ \_\_\_\_\_

ITEM 2 - 9,824 SY Bituminous Paving Seal Coat

UNIT PRICE \$ \_\_\_\_\_

TOTAL PRICE \$ \_\_\_\_\_

TOTAL BID AMOUNT \$ \_\_\_\_\_

**HEIDELBERG TOWNSHIP**  
**YORK COUNTY, PENNSYLVANIA**

RESOLUTION NO. 06-12

**A RESOLUTION OF THE TOWNSHIP OF HEIDELBERG,  
YORK COUNTY, PENNSYLVANIA, DECLARING  
FINDINGS AS TO PORTIONS OF ITS ZONING  
ORDINANCE IN ACCORDANCE WITH SECTION 609.2 OF  
THE PENNSYLVANIA MUNICIPALITIES PLANNING  
CODE.**

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**WHEREAS**, the Township adopted a Comprehensive Plan to guide future development in the Township; and

**WHEREAS**, in 1968 (and as subsequently amended), the Township enacted a Zoning Ordinance to regulate the use and development of land within the Township; and

**WHEREAS**, Section 609.2 of the Pennsylvania Municipalities Planning Code sets forth a procedure by which a municipality may declare its zoning ordinance, either in its entirety or portions thereof, invalid and may proceed to cure such invalidity; and

**WHEREAS**, the Township declared by Resolution No. 06-10 its intent to evaluate the validity of the Zoning Ordinance, or portions thereof;

**WHEREAS**, Section 609.2(1) of the Pennsylvania Municipalities Planning Code requires that, within 30 days of such declaration, the Township make specific findings setting forth the declared invalidity; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Heidelberg Township as follows:

**SECTION 1.** The Board of Supervisors incorporates by reference, as if fully set forth herein, the foregoing recitals.

**SECTION 2.** The Township makes the following findings:

a. The Zoning Ordinance contains provisions that may result in discrimination in, or deny equal opportunity to, housing for the handicapped protected by the federal Fair Housing Act.

b. Such provisions are:

- Section 102.3** Definition of "Domiciliary Care Unit"
- Section 202.3.13** Domiciliary Care Unit as allowed by special exception in the R (Residential) District
- Section 205.3.12** Domiciliary Care Unit as allowed by special exception in the A (Agricultural) District
- Section 206.3.8** Domiciliary Care Unit as allowed by special exception in the C (Conservation) District
- Section 607** Special exception criteria for Domiciliary Care Units

**SECTION 3.** As required by Section 609.2(2) of the Pennsylvania Municipalities Planning Code, within 180 days of the date of this Resolution the Board of Supervisors intends to enact a curative amendment to validate the aforementioned sections of the Zoning Ordinance. The Board of Supervisors, in its legislative discretion and in accordance with the Pennsylvania Municipalities Planning Code, may enact additional amendments to the Zoning Ordinance.

**SECTION 4.** As provided by Section 609.2 of the Pennsylvania Municipalities Planning Code, neither the Board of Supervisors nor the Zoning Hearing Board of Heidelberg Township shall be required to entertain or consider any landowner's curative amendment or validity challenge filed with either body under Sections 609.1, 909.1 or 916.1 of the Pennsylvania Municipalities Planning Code.

**SECTION 5.** The provisions of this Resolution are severable, and if any provision or portion thereof is held to be unlawful, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining provisions of the Resolution. It is hereby declared to be the intent of the Board of Supervisors that this Resolution would have been adopted if such unlawful, invalid, or unconstitutional portion had not been included herein.

**SECTION 6.** This Resolution shall become effectively immediately.

**DULY ADOPTED**, this the 5<sup>th</sup> day of July, 2006, by the Board of Supervisors of Heidelberg Township, York County, Pennsylvania, in lawful session duly assembled.

Heidelberg Township  
York County, Pennsylvania

By: 

Scott Rabenstine read the Fire Report. The Department responded to 15 calls for the month.

Norma Markle read the Zoning Officers report. There was \$ 1,027.00 revenue for the month.

John Leen stated he received a letter from B & D requesting a reduction of the bond for street improvements of Amy Way. Tim Hansen made a motion to lower this bond, Larry Sterner seconded and Harry Rodgers concurred. The paper work will be started to turn this street over to the Township.

Steve stated he reviewed the conditions of selling fireworks to PA residents in PA and feels the Township should not get involved in this matter.

Larry Sterner made a motion to allow the Fire Police to assist at the Jefferson Carnival, Tim Hansen seconded and Harry Rodgers concurred.

Larry Sterner stated that the Pine Drive project will be stated as soon as possible.

Carson Joseph stated the drains on Mill Road need to be opened.

Norma Markle read the Treasures Report.

|                                  |            |
|----------------------------------|------------|
| GENERAL FUND - Beginning Balance | 313,630.78 |
| Revenue                          | 33,692.41  |
| Expenditures                     | 154,520.51 |
| Ending Balance                   | 191,802.68 |
| STATE FUND - Savings             | 114,018.66 |
| RECREATION FUND                  | 1,628.98   |
| INDEX FUND                       | 152,876.56 |

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GENERAL FUND - REVENUE

|                         |                       |                     |
|-------------------------|-----------------------|---------------------|
| Bank of Hanover         | Interest              | 730.26              |
| Comm. of PA             | State Police Fines    | 1,925.54            |
| sh                      | Tag \$                | 35.00               |
| Kim Leppo               | Vehicle Fines         | 609.67              |
| Kim Leppo               | Crimnal Fines         | 99.22               |
| Clerk of Courts         | Crimnal Fines         | 52.70               |
| Dale Myers              | Insurance             | 364.80              |
| Tax Claim Bureau        | Deliquent Tax         | 620.81              |
| Recorder of Deeds       | Transfer Tax          | 7,356.86            |
| Sherry Thompson         | '06 - Real Estate Tax | 16,176.30           |
| Sherry Thompson         | '05 - Real Estate Tax | 182.50              |
| Sherry Thompson         | '06 - Per Capita Tax  | 730.00              |
| Sherry Thompson         | Street Light Tax      | 231.75              |
| Gordon L. Brown & Asso. | Septic Permits        | 2,550.00            |
| Zoning Officer          | 7 - Bldg. Permits     | 122.00              |
| Zoning Officer          | Sale of S/D Book      | 20.00               |
| Zoning Officer          | SWM                   | 35.00               |
| Zoning Officer          | Filing Fee            | 850.00              |
|                         | <b>TOTAL</b>          | <b>\$ 32,692.41</b> |

GENERAL FUND - EXPENDITURES

|                                  |                    |           |          |
|----------------------------------|--------------------|-----------|----------|
| Heidelberg Twp. Rec. Comm.       | Donation           | 18,000.00 | Transfer |
| Heidelberg Twp. Index Fund       | Transfer           | 50,000.00 | Transfer |
| Capital Blue Cross               | Insurance          | 3,386.13  | 20413    |
| Seidensticker, Keiter & Baughman | Legal - Zoning Bd. | 1,278.00  | 20414    |
| Judith Greenholt, RPR            | Steno - Zoning Bd. | 345.00    | 20415    |
| Norma Markle                     | Wages              | 624.61    | 20416    |
| Cash                             | Petty Cash         | 100.00    | 20417    |
| Met-Ed                           | Street Lights      | 408.64    | 20418    |
| Verizon                          | Phone              | 144.62    | 20419    |
| Cingular Wireless                | Cell Phones        | 107.33    | 20420    |
| Adams Elec. Coop., Inc.          | Street Lights      | 131.95    | 20421    |
| Staples                          | Supplies           | 54.90     | 20422    |
| Crystal Springs                  | Water              | 8.48      | 20423    |
| hanover Publishing Co.           | Legal Ads          | 196.00    | 20424    |
| ch Services, Inc.                | Trimmer + parts    | 333.49    | 20425    |
| Stephenson Equipment, Inc.       | Parts - mower      | 365.31    | 20426    |
| NAPA Auto Parts                  | Parts              | 4.72      | 20427    |

|                                 |                     |                      |       |
|---------------------------------|---------------------|----------------------|-------|
| Radio Maintenance Inc.          | EMA                 | 146.28               | 20428 |
| Kocman Insurance Group          | Insurance           | 11,925.00            | 20429 |
| C. S. Davidson, Inc.            | Engineering - May   | 1,264.81             | 20430 |
| Reagoer & Adler, PC             | Legal - CSG         | 2,854.96             | 20431 |
| Porters Comm. Fire Co.          | ¼ - Real Estate Tax | 55,583.13            | 20432 |
| John & Virginia Hansen          | Tax Reimb           | .70                  | 20433 |
| Menges Mills Market             | Supplies            | 83.29                | 20434 |
| Hanover Publishing Co.          | Legal Ads           | 183.20               | 20435 |
| Judith Greenholt, RPR           | Steno - Zoning Bd.  | 135.00               | 20436 |
| Met-Ed                          | Elec - Bldg         | 140.37               | 20437 |
| Gordon L. Brown & Asso.         | Septic Permits      | 2,550.00             | 20438 |
| Paul Hilbert                    | Mowing Cemetery     | 60.00                | 20439 |
| Norma Markle                    | Wages               | 657.38               | 20440 |
| Sherry Thompson                 | Tax Reimb.          | 677.92               | 20441 |
| Phyllis Hilbert                 | Wages               | 396.24               | 20442 |
| Paul Hilbert                    | Wages               | 163.95               | 20443 |
| T. Samuel Myers                 | Wages               | 49.84                | 20444 |
| Larry Sterner                   | Wages               | 88.35                | 20445 |
| Larry Sterner                   | Supervisors Pay     | 137.95               | 20446 |
| Robert Thoman                   | Wages               | 334.00               | 20447 |
| Jeffrey Seibert                 | Zoning Board        | 30.89                | 20448 |
| Prudence Keffer                 | Zoning Board        | 30.89                | 20449 |
| Jay Miller                      | Zoning Board        | 30.89                | 20450 |
| Bank of Hanover                 | Tax Deposit         | 1,006.29             | 20451 |
| York Co. Chiefs of Police Asso. | Donation            | 500.00               | 20452 |
|                                 | <b>TOTAL</b>        | <b>\$ 154,520.51</b> |       |

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Harry Rodgers made a motion to pay the bills, Larry Sterner seconded and Tim Hansen concurred.

Meeting adjourned at 8:31 PM.

*Norma Markle, Sec.*