

**VALLEY TOWNSHIP SUPERVISORS' MINUTES**

*August 12, 2015*

**Attendance:**

Chairman Gary Derr, Vice-Chairman Walt Rupert, Supervisor/Secretary Judy Achy, Zoning Officer, Mike Kull, Planning Commission Secretary Scott Edmeads & Solicitor Attorney Robert Buehner. Public was represented by David Fox, John Fenstermacher, Mr. & Mrs. Sudo & Danville News Reporter, Karen Blackledge.

**Call to Order:**

Chairman Gary Derr called the meeting to order @ 7:00 p.m. with all in attendance reciting the Pledge of Allegiance.

**Approval of Minutes:**

***Motion to approve the minutes of July 8 made by Walt, 2<sup>nd</sup> by Judy and motion approved unanimously.***

**Citizens' Comments:** Scott Edmeads came to address the Board on their concerns of the Valley Township Planning Commission regarding Key Trucking. Scott reported that the Commission is quite upset that the Board of Supervisors have not moved forward to enforce Mr. Harvey to be compliant on his Conditional Use Requirements. He has continued to dump piles of millings and earth moving activities even though he was in violation of the Erosion Control Rules and Regulations as of July 21, 2015. The Planning Commission feels that when the Board of Supervisors does not enforce the rules, it makes a mockery out of them notifying applicants of the expected rules to be followed. The Planning Commission notified DEP directly of these continued violations. It is difficult for the Planning Board to tell another developer of the rules going forward when we are not after Key Trucking to stop the violations immediately. Walt stated that we cannot pick on one person and that the millings being dumped there were not done by Mr. Harvey. It was reported to him that the dumping was by another contractor. In addition to the millings, a brown liquid has also been dumped on that site as reported by two different residents. Scott again indicated that when Key Trucking agreed to sign the Conditional Use Provisions, they were agreeing to the stipulations noted and that the Supervisors needed to enforce that agreement. The Conditional Use Plan will automatically expire after six months which would be October 8, 2015 and it will be impossible for Mr. Harvey to get everything in line before that time at which time Key Trucking needs to stop using that property. Scott also addressed the Commission's concern at the "busing graveyard" where the buses are leaking fluids over the ground which also needs immediate action.

**Reports:**

(1)

Fire Department –Chief Mike Kull reported that there were 13 incidents which included 8 MVA, 1 rescue and 1 assist, 2 smoke activation, no fire and one controlled burn. Mike reported that they are currently involved with the summer camp for children. The group of 6 to 9 years old is held in conjunction with Leslie Young from East End Fire Company

and there are 20 kids involved from that age group. Twelve children involved in the 10-14 age group which is held @ the Middle School where they have a Digital Fire Simulator set up.

(2)

Planning Commission – Planning Commission met on 8/5/15 where it was reported that the nuisance ordinance has been put on hold due to a few adjustments to solicitor may suggest to the proposal. There was a great deal of discussion regarding Key Trucking and their continued violations. Alan Wagner presented a subdivision for the Lewis Family Partnership. The property is along Rt 642 West with a portion of the property in Liberty Township. The plan was approved by Montour Planning Commission for the county and Liberty Township. Application was complete and fee paid. The house, barns, pond, well and sewer will remain on 7.1 acres with 161.95 acres remaining. The signature block for Valley Planning was used by Montour Planning. A motion to give conditional approval to the plans was unanimous once a new signature block signed by Montour and a signature block for Valley Planning would be added. Mr. Wagner will have this taken care of so that the Valley Township Supervisors could approve at their August meeting. ***Motion by Walt, 2<sup>nd</sup> by Judy to approve the subdivision and motion carried unanimously.***

(3)

Solicitor – Bob Buehner reported on the proposed Nuisance Ordinance which was taken from the Old Lycoming County ordinance. Bob needs to figure out case law and will report on it by our next meeting.

(4)

Zoning Officer – Mike indicated there was nothing to report other than he has had several people report a concern regarding the condition of McCracken Road.

(5)

Municipal Authority – Bob Buehner reported that Greenland Construction has already completed the boring under Rt 11 by Scott Edwards Floral Shop and is now working by Perkins. They are going across the bridge at Mahoning Creek through the Montour Housing Authority. Things are going along very well and it was not necessary to do any condemnations with thanks to all three supervisors for their help in obtaining the necessary easements. Once all of the construction has been completed, the Valley Township Plant will be decommissioned and the Authority is amazed at the speed of the Contractor. The rates will be kept at the same level for the 1<sup>st</sup> couple of months to see if there is any need to readjust and then adjust accordingly.

(6)

Road Foreman/Equipment Report – Gary Derr reported that all equipment is up and running fine. They have changed a couple of cross pipes on McCracken Road in preparation of the cold-in-place and paving work that is scheduled to be done. They also changed the pipe on Roberts Lane. Both sides of Old Furnace, Bull Run and Klein Road have been tarred and chipped.

(7)

SEO – No word from Jim Sanders other than we received his quarterly report.

**New Business:**

Gary looked into getting quotes for paving at the end of Hendrickson Road where it meets up with Rt 54 and he got a quote of \$12,000 from LRJ Construction and another from R. Wells for \$8,000. ***Motion by Judy to give the job to R. Wells as the lowest bidder @ \$8,000, 2<sup>nd</sup> by Gary and motion passed unanimously.*** They will go out to the edge of the state rt. 54 and 6 inches of binder will be laid for 30 feet back and then 1 and ½ inches of top will be placed. Also at the end of Brookside Drive, the road is falling apart and our road crew will dig out the center and lay it back down. Gary feels that they will be able to take care of this on their own.

Joe Harvey has offered to the Valley Township Supervisors the 10-12 piles of millings that sit on the Key Trucking Property along McCracken Road. Discussion regarding these millings ensued and it was reported that each load is probably worth about \$275 so the amount could range from \$2750 to \$3000. Judy was concerned about accepting this “gift” for the township as it may appear that we would be beholden to him and that his property has already received a violation from the Montour County Conservation Office. ***Motion by Walt, 2<sup>nd</sup> by Gary to look into this further and motion passed with Judy’s nay vote*** due to the value of the gift.

The condition of Spike Blue Road was also discussed and Gary reported that this road will get attention before winter sets in probably doing some cold patching. Also there was a concern addressed about the high weeds on Hess Hill Road and Gary reported on the new ruling from the State that now a road has to be closed in order to mow but this, too will be taken care of.

**Approval of Bills:** ***Motion by Judy, 2<sup>nd</sup> by Gary to pay the bills and motion passed unanimously.***

**Adjournment:**

***Motion by Judy to adjourn @ 8:30, 2<sup>nd</sup> by Gary and motion passed unanimously.***

Respectfully submitted,  
Judy Achy, Valley Township Supervisor/Secretary