

AGENDA
EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
Tuesday, November 10, 2009
8:00 PM

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE

The Chairman will ask if any resident will be recording the meeting.

2. PUBLIC COMMENT (OPTIONAL)

3. APPROVAL OF MINUTES

- A. October 20, 2009
- B. October 27, 2009
- C. October 28, 2009

4. CHAIRMAN'S REPORT

5. PUBLIC HEARINGS

6. STAFF REPORT

- A. Treasurer's Report -
- B. Police –none

7. OLD BUSINESS

8. NEW BUSINESS

- A. Consider approval of Wiggins' request to sell Christmas trees at 1301 West Chester Pike beginning November 25, 2009.
- B. Consider the adoption of Resolution 09-55 establishing the policy for Eagle Scout Projects.
- C. Authorize chairman to sign the Stormwater Easement agreement between Mark and Elizabeth Hansler and East Goshen Township.
- D. Authorize chairman to sign a Stewardship Assessment for Applebrook Park.

9. ANY OTHER MATTER

10. CORRESPONDENCE, REPORTS OF INTEREST

- A. East Whiteland Township letter regarding Patriots Path Plan.
- B. E-mail from Gregg Matzner regarding Line Road Signal.

11. MEETINGS AND DATES OF IMPORTANCE

November 9, 2009	Municipal Authority	7:00 PM
November 10, 2009	Board of Supervisors	7:00 PM
November 11, 2009	Office Closed – VETERANS DAY	
November 11, 2009	Conservancy Board	7:00 PM
November 12, 2009	Historical Commission	7:00 PM
November 16, 2009	Deer Management	7:00 PM
November 17, 2009	Board of Supervisors <i>ws</i>	7:00 PM

November 18, 2009 Zoning Hearing – McGinley 7:30 PM
November 24, 2009 Board of Supervisors ws 7:00 PM
Nov. 26 & 27, 2009 OFFICE CLOSED for Thanksgiving Holiday

12. ADJOURNMENT

BOARD OF SUPERVISORS MEETING

WORKSHOP

Tuesday

November 10, 2009

7:00 PM

1. Review meeting agenda
2. Review invoices
3. Agreement between East Goshen Township and Goshen Fire Company
4. Park amendment
5. 2010 Budget
6. Sunoco update
7. Any Other Matter
8. Liaison Reports
9. Subdivisions/Land Developments/ZHB Applications
10. Public Comment
11. FYI

Reminder –

NEWSLETTER ARTICLE SUBMISSION DUE DATES:

November 11 2009

DELIVERY DATE:

January 1, 2010

EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 Paoli Pike
October 20, 2009 – 7:00pm
Draft Minutes

Present: Chairman Marty Shane, Joe McDonough, Don McConathy and Thom Clapper.
Vice-Chairman Carmen Battavio was absent. Also present were Township Manager Rick Smith,
Jim McRee (Deer Committee), and Kathryn Yahraes (Historical Commission).

WORKSHOP

Review of Minutes

The draft minutes of October 13 were reviewed and corrected.

Bills

The Treasurer's Report and Expenditure Register Report were reviewed.

Policy for Eagle Scout Projects

Don had a number of changes to the draft resolution. The Board agree to table this item until the next meeting. In the meantime Rick will incorporate Don's changes into the document.

Line Road Traffic Signal

Marty said he is in favor of putting in a traffic signal since the Township has \$110K from Pulte put aside for this purpose. Marty wants a signal with long arms to be installed in case the intersection is upgraded in the future. Joe and Thom indicated they are opposed to using the money to put in a signal at this time. However, Joe, along with Don, would like Rick to get bids to see how much the project would cost.

Ordinance to Amend Chapter 163 of the Township Code Relating to Parks & Recreation Areas

The Board reviewed this draft ordinance and made some changes suggested by Don.

Comp Plan Action List for Planning Commission

The Board agreed to table this item until Rick can get an updated copy of the document for the Board's review.

Angelini Subdivision, 957 Cornwallis Drive

Per Rick the Township has received the Planning Module from the DEP. The Board will need to vote to authorize the execution of the plans.

1 **FORMAL MEETING**

2
3 **Call to Order & Pledge of Allegiance**

4 Supervisor Joe McDonough called the meeting to order at 8:03pm and led everyone in the
5 Pledge of Allegiance to the Flag.

6
7 **Moment of Silence**

8 Joe called for a moment of silence to honor the men and women serving their country in the
9 armed forces and their families

10
11 **Recording of Meeting**

12 No resident indicated they planned to record the meeting.

13
14 **Approval of Minutes**

15 Don moved to approve the minutes of October 13 as corrected in Workshop. Joe seconded the
16 motion. There was no discussion.

17
18 *Public Comment: Kathryn Yahraes, 911 Vista Drive - Had a comment about a statement Senya*
19 *Isayeff made at the October 13 meeting regarding local soccer clubs. Marty then announced for*
20 *the benefit of the audience that the Greater Chester Valley Soccer Association has withdrawn*
21 *their application in Willistown.*

22
23 *Public Comment: Jack Neiss, Applebrook Carriage Homes – Said he thinks another group*
24 *besides the Great Valley School District is behind the soccer club's Willistown application.*

25
26 *Public Comment: Christine Barrett, Indian Hills – Said she is affiliated with the GCVSA Soccer*
27 *Association and it is they who made the application in Willistown, not the Great Valley School*
28 *District.*

29
30 There was no further public comment. The Board voted unanimously to approve the minutes as
31 amended.

32
33 **Chairman's Report**

34 Marty announced the following:

- 35 • Presentation of the Historic Resource Atlas Award has been postponed to a future
- 36 meeting.
- 37 • The Board will meet on Wednesday, October 28 at 9:00am to discuss the 2010 budget.
- 38 The meeting will be open to the public.
- 39 • The Board met in Executive Session on Tuesday, October 13 to discuss the police labor
- 40 contract.
- 41 • The Clearview Public Hearing has been rescheduled to November 17.

42
43 **Eagle Scout Project Presentation by Christopher Moore**

44 Resident Christopher Moore spoke about the Eagle Scout Project he plans to complete using data
45 he will gather at the Pumpkin Festival. He plans to survey approximately 300 residents about
46 their usage of the trails in the Township Park, and then compile the results into a report.

Marty asked Christopher how he will circulate among the festival-goers. Christopher said he will have a table set up where he will be taking surveys, and he will also have some Boy Scout helpers mingling with the crowd and asking people to complete surveys. Don asked what Christopher planned to do with the donations he is soliciting at the bottom of the survey form. Christopher said he would use the donations toward wood and tools to install mile markers along the trails. Don noted that the Township can provide project materials up to a cost of \$200.

Joe said he would find it interesting if Christopher could ask people what seasons they use the parks.

Public Comment: Mary Myers, Indian Hills – Suggested the Scouts take down the answers from people, and not merely hand out the surveys. If they just hand out the surveys they will most likely end up in the trash. She also suggested that Christopher work a full day at the park taking surveys to get a good representative cross-section of the people who use the park at various times during the day. The people who actually use the park on a regular basis may not be the same people who come out once a year to a Pumpkin Festival with their children.

Treasurer's Report & Expenditure Register Report

The Treasurer's Report for October 15, 2009:

	RECEIPTS	EXPENDITURES
GENERAL FUND		
Real Estate Tax	\$ 2,131.39	
Earned Income Tax	\$ 22,128.32	Accounts Payable \$ 114,083.42
LST	\$ 0.00	Electronic Payments \$ 54,590.16
Transfer Tax	\$ 0.00	Debt Service \$ 0.00
Codes, Park & Rec	\$ 9,431.28	Payroll \$ 43,000.00
Total Receipts	\$ 31,559.60	Total Expenditures \$ 211,673.58
State Fund	\$ 0.00	\$ 0.00
Capital Reserve	\$ 0.00	\$ 210.51
Transportation Fund	\$ 0.00	\$ 0.00
Sewer Operating	\$ 54,828.63	\$ 3,737.75
Refuse	\$ 25,293.65	\$ 72,406.61
Capital Projects	\$ 0.00	\$ 0.00

Joe moved to accept the Treasurer's Report of October 15 and the Expenditure Register Report as recommended by the Treasurer, to accept the receipts and to authorize payment of the invoices reviewed in Workshop. Thom seconded the motion.

Don noted that the electronic payments were not reflected in this Treasurer's Report. There was no public comment and no further discussion. The Board voted and the motion passed unanimously.

Police Report

Police Chief John Dumond reported there were 534 calls for service from East Goshen during the month of September.

Marty asked Chief Dumond to look into the intersection safety at Brookmont Drive and N. Chester Road. There have been several accidents there recently due to the rain and wet leaves. It might be helpful to have grooves put into the macadam and/or a flashing signal installed.

The Chief reported that Corporal Hubbard did an excellent job investigating several car break-ins at the New Kent Apartment complex. He also reported that the police spent time this month investigating two stabbing incidents – one in The Racquet Club Apartments and another in the Rose Hill Apartments.

Public Comment: Jim McRee, Oneida Lane – Asked the Chief what address should be given to the 9-1-1 operators when calling from open spaces to report suspicious hunting activities or a hunting incident. Chief Dumond said the caller should give the closest cross-street. He suggested Jim speak to Jim Haines(?) about this matter as he might have some advice.

Resolution 09-34E, Establishing and Consolidating the Various Fees and Charges Imposed Pursuant to the Code of the Township

Joe moved to adopt this resolution. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

Resolution 09-51, Regarding Sewer and Refuse Account Collections

Joe moved to adopt this resolution. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

Resolution 09-52, Establishing the Policy for Waiving the Penalty for Late Sewer and Refuse Payments

Joe moved to adopt this resolution. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

Resolution 09-53, Establishing the Policy Waiving the Penalty for Late Real Estate Tax Payments

Joe moved to adopt this resolution as modified in Workshop. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

Resolution 09-54, Establishing the Policy for Eagle Scout Projects

Marty announced that this item will be tabled pending further revisions.

Public Comment Period

Ben Gall, 900 Warrior Road – Said he has been waiting 10 years for a traffic signal to be installed at the intersection of Line Road and Paoli Pike. It's only a matter of time before someone is killed there in an accident. It is the only four-way intersection along Paoli Pike from Route 30 to Route 202 that has no traffic signal. He said he is surprised the Board has not already reviewed the accident data for this intersection before he gave the information to the

1 Township. Mr. Gall asked the Board to take action on this issue. The Township has \$50K from
2 Pulte for this project just sitting around. The longer the Township waits the more the project will
3 cost.

4
5 Marty said the Township will put this project out to bid as a next step.

6
7 Mr. Gall asked that so-called intelligent lights be installed, so they will change color in response
8 to the flow of traffic. Marty said the Township is planning to do that when the lights gets
9 installed.

10
11 Mr. Gall said he believes East Goshen should pay for the traffic signal because the Township is
12 guilty for contributing to the extra traffic at this intersection by allowing the Applebrook
13 development to be built. He suggested East Goshen make arrangements with Willistown to get
14 reimbursed from them for a share of the cost if their (Willistown's) developer ever comes
15 through. Marty told him East Goshen has tried that approach.

16
17 Joe asked that Township Staff notify Mr. Gall when the bids come in and when the Board plans
18 to take action on this matter.

19
20 Don said the Township should get bids for poles with long arms and without long arms, just in
21 case the long arms are prohibitively expensive. Don corrected a previous statement of Mr. Gall's
22 and told him the Township actually has \$110K from Pulte, not \$50K.

23
24 *Jack Neiss, Applebrook Carriage Homes* – Suggested the Township put up one of those “Your
25 Speed Is XX” devices on Line Road to make drivers aware of how fast they are going. He
26 believes that speeding is a problem along Line Road. Thom said he would put in a request with
27 WEGO for one of those devices.

28
29 *Jim McRee, Oneida Lane* – Said he has been in an accident at this intersection and agrees a
30 traffic signal is needed, and that speeding is a problem there. He said his wife prefers to go out
31 of her way to avoid the intersection due to safety concerns. Jim asked what plans the Township
32 has for the allocated \$110K if they do not put in the traffic signal. Rick Smith said the funds
33 could be used for something else from the Impact Fee Program. Jim said he doesn't understand
34 why the Board is holding the money and not doing anything with it. He wondered if the
35 Township is keeping it in reserve for another project. He said he was surprised to hear that only
36 now do they plan to put the project out the bid. The bids should already be in hand. Joe
37 explained that PennDOT had “grandiose,” very costly plans for the intersection which put a kink
38 in things, as well as a lack of cooperation or interest from Willistown. The Board has further
39 delayed action on this matter because they have been told that Willistown's developer would pay
40 for it. Jim then asked if all the East Goshen Supervisors are in agreement now that a signal is
41 necessary at this intersection. Joe told him no; he personally does not see the need for a light
42 there, and is generally opposed to traffic signals. He noted that every development wants their
43 own traffic signal.

1 *Jack Neiss, Applebrook Carriage Homes* – Suggested the Township put a policeman at the
 2 intersection after soccer games to help move traffic. Don said that is up to the soccer club
 3 because the soccer club would have to pay the police from their own funds.

4
 5 Marty said he believes a traffic signal should be installed, and that it should have been put in
 6 some time ago. He told Mr. Gall that due to mixed feelings about this issue among the Board
 7 members, it will be important to have 5 Supervisors present when this issue is voted upon to
 8 avoid a tie.

9
 10 *Ben Gall, 900 Warrior Road* – Said he is not going to take no for an answer. The Township has
 11 the money, and it is irresponsible for the Board not to put in the traffic signal.
 12 Joe told Mr. Gall that he would review the bids once they are in with an open mind, and said he
 13 is not sure how he will vote when the time comes.

14
 15 *Christine Barrett, Indian Hills* – Said traffic backs up all the way down Line Road after soccer
 16 games, which should make it readily apparent to the Supervisors that a traffic signal is necessary.
 17 Joe said in that case the soccer club should step up and take some responsibility. In his opinion
 18 it's not fair to ask 17,000 East Goshen residents to pay for a traffic light that is needed due to
 19 soccer activities occurring in an adjoining Township.

20
 21 *Ben Gall, 900 Warrior Road* – Said the soccer traffic is temporary; it's the everyday rush hour
 22 traffic that is the real problem.

23 24 **Sullivan's Grove Subdivision Plan**

25 Ed McFalls showed the Board the plans for Sullivan's Grove.

26
 27 Don moved to approve the Preliminary/Final Subdivision Plan for Sullivan's Grove,
 28 TPN 53-2-25.2, plan dated August 31, 2005, last revised September 16, 2009 with the condition
 29 that the Conservancy Board make a favorable recommendation on the revised landscaping plan.
 30 Thom seconded the motion.

31
 32 Joe asked Mr. McFalls when he expects to begin land development. Mr. McFalls said the project
 33 will progress as the housing market dictates.

34
 35 There was no further discussion, and no public comments. The Board voted unanimously to
 36 approve the motion.

37 38 **Angelini Subdivision Application, 957 Cornwallis Drive**

39 Don moved to authorize the Board to execute the plans for a subdivision of the Angelini property
 40 at 957 Cornwallis Drive. Thom seconded the motion. There was no discussion or public
 41 comment. The Board voted 3:1 to approve the motion (Joe was opposed).

42 43 **District Court**

44 Marty announced that the Township has secured a rent increase from the County for the District
 45 Court. The Township will be receiving approximately \$1,000 extra in rent per month retroactive
 46 to August 2009. Joe moved to authorize the Chairman to execute the new agreement with the

County. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

Amendment to Historic Preservation Ordinance

Marty announced that on October 7 the Planning Commission voted unanimously in favor of recommending an amendment to the Historic Preservation Ordinance as follows:

§240-38.5: Where approved by the Board of Supervisors as a conditional use, a property on which a historic resource is located and adaptively reused shall be permitted one freestanding sign with a maximum area of 32 square feet for the entire property regardless of the number of uses conducted within the historic resource.

Joe moved to authorize the Township Manager to advertise this ordinance change. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

Correspondence & Reports of Interest

Marty acknowledged receipt of the Fire Marshal's Report and the Goshen Fire Company Report for September. Thom acknowledged receipt of an email from resident John Schorn regarding the Sunoco situation. Rick will reply to Mr. Schorn.

Meetings & Dates of Importance

Marty noted the upcoming meetings as listed in the agenda.

Adjournment

There being no further business, the meeting adjourned at 9:28pm.

WORKSHOP (Resumed)

Hershey's Mill Dam Update

Marty said that preliminary information from Gannett Fleming indicates they feel DEP has accurately classified the dam. The Township may still send a letter to Andy Dinniman asking for his assistance in getting the dam reclassified.

The Board discussed the bids that have come in for the dam. Marty said that Advanced GeoServices wants \$17K for soil borings to see if the sheet piling alternative is viable. Rick recommended the Board meet with the various bidders.

Public Comment: Kathryn Yahraes, Vista Drive - Said the residents' dam group will make a presentation to the Board next week as requested. Marty told her he will have to postpone the meeting because the Board still does not have all the information they want to share with the residents yet. Marty said he would call Reed Bailey and let him know.

Infiltration & Inflow Abatement Program

Marty asked Rick to provide a one-page summary of this Pennoni report for the Board.

Adjournment

The workshop was adjourned at 10:00pm.

EXECUTIVE SESSION

The Board met in Executive Session until _____ to discuss the police labor contract.

Respectfully submitted,

Anne Meddings

Recording Secretary

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS WORKSHOP
1580 PAOLI PIKE
October 27, 2009 – 7:00pm
Draft Minutes**

Present: Chairman Marty Shane, Joe McDonough, Don McConathy, Thom Clapper and Carmen Battavio. Also present were Township Manager Rick Smith, Assistant Township Manager Joe Gill, and Deb Beury Township Treasurer.

WORKSHOP

Call to Order & Pledge of Allegiance

Chairman Marty Shane called the meeting to order at 7:00pm and led everyone in the pledge of allegiance.

Moment of Silence

Carmen called for a moment of silence to honor the men and women serving their country in the Armed forces and their families and a moment of silence for the two dogs that were shot and placed by the railroad tracks.

Hershey Mill Dam

Marty noted that Gannet Fleming had reviewed the available information and concluded that the Department of Environmental Protection's classification of the dam as "C-3, non high hazard", was appropriate. In response to a question from Fran Beck, 125 Foxglove Lane, Marty stated that the Board was going to interview the engineers who submitted engineering proposals for the Hershey Mill Dam on November 4th at 9:00am.

Don advised the Board that he had spoken to Tom Bergere, a lawyer at Montgomery McCracken who specialized in environmental law, about the possibility of appealing the Department's classification of the dam. The estimated cost to review the file and either draft a letter to the Department setting forth the basis for changing the classification or provide the Board with a memorandum on why such an appeal would be unsuccessful was \$3-5,000. Don noted that his wife was also a partner with this firm.

Carmen expressed a concern about the public perception of giving Township work to a law firm where the wife of a Supervisor is a partner.

Joe McDonough commented that the costs for the Hershey Mill Dam continued to increase, noting that we still had to hire an engineer and that we were now looking to hire a lawyer.

Marty stated that the residents are waiting to see what happens with our efforts to reclassify the dam, before they are going to commence fundraising.

Rick noted that even if the Department reclassified the dam to C-3 that it did not meet the design storm for the new classification.

1 Marty noted that the dam overtopped during the storm Saturday night.

2
3 Thom suggested that we may want to consider getting our state senator involved with the
4 Department.

5
6 Reed Bailey, 1515 Tanglewood Drive commented that political implications may override
7 engineering issues.

8
9 It was the consensus of the Board that Rick should solicit proposals from two other lawyers
10 experienced in environmental law. The Board would then review the proposals, have a
11 conference call with Tom Bergere, if necessary, before deciding on an attorney.
12

13 **Third Quarter Financial Report**

14 Joe Gill reviewed the Third Quarter financial report with the Board. In response to a question
15 about the heading "adjusted budget" he noted that some line items, such as legal and
16 engineering, had been further broken down and assigned to the appropriate core function. There
17 was no change to the "bottom line".
18

19 The Board had the following suggestions, comments or questions.
20

21 The Board has not yet authorized the contribution to the capital reserve fund for 2009.

22 Sort the variance report by function and total each function.

23 Break down postage for each department.

24 What is the cost for Work Comp for the Fire Company?

25 What is the total amount leined for sewer and refuse?

26 Consider increasing the number of depositories or purchasing T-Bills.
27

28 **Eagle Scout Resolution**

29 The Board reviewed the draft resolution. It was the consensus of the members to place in on the
30 next meeting agenda for adoption.
31

32 **Public Comment**

33 John Schorn, 1401 Larch Lane stated that he had received the October 22, letter from the
34 Township, and that he had contacted the lab about having his water retested. He also stated that
35 the Township should have done more the make Sunoco test all of wells in the area.
36

37 Marty noted that the Board is doing what it can to protect the Township residents.
38

39 It was the consensus of the Board to meet with the Township Solicitor to determine what if any
40 additional actions could be taken by the Township.
41

42 **Minutes**

43 The minutes of October 6 were reviewed and corrected. Thom moved to approve the minutes as
44 corrected. Carmen seconded the motion. There was no discussion or public comment. The
45 Board voted unanimously to approve the motion.
46

Bills

The Treasurer's Report and Expenditure Register Report were reviewed.

Treasurer's Report & Expenditure Register Report

The Treasurer's Report for October 22, 2009:

	RECEIPTS	EXPENDITURES
GENERAL FUND		
Real Estate Tax	\$ 0.00	
Earned Income Tax	\$ 9,889.06	Accounts Payable \$ 257,748.06
LST	\$ 0.00	Electronic Payments \$ 217,744.50
Transfer Tax	\$ 52,084.26	Debt Service \$ 165,796.00
Codes, Park & Rec	\$ 181,024.61	Payroll \$ 43,000.00
Total Receipts	\$ 242,997.93	Total Expenditures \$ 466,244.71
State Fund	\$ 0.00	\$ 0.00
Capital Reserve	\$ 0.00	\$ 2,887.49
Transportation Fund	\$ 0.00	\$ 0.00
Sewer Operating	\$ 117,258.13	\$ 217,744.50
Refuse	\$ 57,596.34	\$ 6,464.80
Sewer Capital Projects	\$ 0.00	\$ 0.00

The Board members discussed whether or not they should refund WAWA the full amount that they had overpaid on their sewer bill. Don, Carmen and Marty agreed that they should be refunded the full amount.

Joe moved to accept the Treasurer's Report of October 22, the Expenditure Register Report as recommended by the Treasurer, and the memo on the electronic payments, to accept the receipts and to authorize payment of the invoices just reviewed. Don seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Solid Waste Ordinance

The Board reviewed and made changes to the solid Waste Ordinance. It was the consensus of the Board to advertise the ordinance for adoption at a meeting in November.

Adjournment

There being no further business, the meeting was adjourned at 10:50pm.

Respectfully submitted,

Louis F. Smith, Jr.
Township Manager

3. MINUTES
C
2pgs

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS WORKSHOP
1580 PAOLI PIKE
October 28, 2009 – 9:00am
Draft Minutes**

Present: Chairman Marty Shane, Joe McDonough, Don McConathy, Thom Clapper and Carmen Battavio. Also present were Township Manager Rick Smith, Assistant Township Manager Joe Gill, Mark Miller Director of Public Works and Deb Beury Township Treasurer.

WORKSHOP

Call to Order & Pledge of Allegiance

Chairman Marty Shane called the meeting to order at 9:03am and led everyone in the pledge of allegiance.

Moment of Silence

Carmen called for a moment of silence to honor the men and women serving their country in the Armed forces and their families.

2010 Budget - First Draft

Joe Gill presented the first draft of the 2010 Budget .

The Board had the following suggestions, comments or questions.

- Why is 01401-2100 Administration - Materials and Supplies only budgeted for \$22,000?
- Break down postage for each department in 2010.
- Keep the 01401-3410 ABC Event at \$4,000.
- Solicit proposal for Auditing.
- Add a \$4,000 expense line for the Countywide Collection of the EIT.
- Check that legal expense is appropriated among the various departments correctly.
- Obtain a cost to change out light switches to motion detector type.
- Obtain cost to conduct an energy audit for the Township building
- Budget \$18,000 for the Malvern Library
- Budget \$6,000 for Visiting Nurses
- What is included in 01487-1500?
- Need recommendation on 01487-4600 Training?
- Move 01342-3000 District Court Rent and 01342200 Police Rent to non-core function revenue
- Add some amount for 01388-0100 Misc Revenue.
- Confirm we are being fully reimbursed for the paid firefighters.
- Add Public works Wages to 01452-3040 Pumpkin Festival.
- Show revenue and an expense for fireworks of \$20,000. Consider holding them a week before the fourth of July to reduce costs

- Hershey Mill Dam – show \$50,000 of expenses in 2010 and \$350,000 in 2011. Total expenses incurred since August. Show revenue as in equal amounts over 2011, 2012, 2013, and 2014.
- 01392-0600 – show breakdown of receipts for Refuse Fund. Do the same with receipts from Sewer Operating.
- Delete \$600 from 01454-3727 Scout Projects
- Contact the Solicitor about the Township’s responsibility for removing trees in a Township sewer right of ways.
- Reduce State Fund receipts by 4%.
- Obtain rental cost for loader 01432-3840 Snow Equipment Rental
- Check Historic Contributions 01462-5200.
- What are 01462-2490 and 2492 used for?
- Reconcil book sales.
- LST 01310-9000– use an inflator of 1.00
- The Board reviewed the memo on the revised fee schedule and asked that staff check with neighboring municipalities to see what they where charging.

Rick advised the Board that the Police Commission was looking in the possibility of re-piping some of their downspouts in order to avoid icing conditions in the parking lot. He suggested that rather than contract out for the work that the Commission purchases the materials and that we have the work done by the Westtown and East Goshen Public Works Department. It was the consensus of the Board to proceed as suggested provided Westtown was in agreement.

Public Comment

None

Adjournment

There being no further business, the meeting was adjourned at 4:15pm.

Respectfully submitted,

Louis F. Smith, Jr.
Township Manager

8 NEW BUSINESS

A: PS

WIGGINS

ON LINE MESSENGER SERVICE

● AUTO TAGS ● NOTARY PUBLIC

610-692-5641 FAX 692-5724

1301 WEST CHESTER PIKE, WEST CHESTER, PA
HOURS: DAILY 9:00 TO 9:00 SAT. 9:00 TO 5:00

10/28/09

EAST Goshen Twp
1580 PAOLI PIKE
West Chester PA 19380

6002 08 100

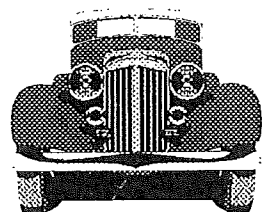
CR-1A-11

I WOULD LIKE PERMISSION TO SELL CHRISTMAS
TREES AT 1301 WEST CHESTER PIKE WEST CHESTER PA
SALES WOULD BEGIN 11-25 AND END 12-24.
CLEAN UP SHOULD BE COMPLETED BY 1-1-10

THANK YOU,

Rob Wiggins

ROBERT C WIGGINS



**EAST GOSHEN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

RESOLUTION NO. 09-55

**A RESOLUTION ESTABLISHING THE
POLICY FOR EAGLE SCOUT PROJECTS**

WHEREAS, Boy Scouts attempting to obtain the rank of "Eagle Scout" need to perform a community service project; and

WHEREAS, Boy Scouts frequently approach the Township about performing a project for the Township; and

WHEREAS, the Board of Supervisors believe that such projects are a benefit to the Township; and

WHEREAS, the Board of Supervisors believe it is in the best interest of a Township to adopt a policy for the implementation of these projects.

BE IT RESOLVED THAT the East Goshen Township Board of Supervisors hereby adopts the following policy for the implementation of an Eagle Scout Project.

1. The Scout meets with the Director of Public Works to discuss potential projects.
2. The Scout selects his project and obtains approval from the Troop.
3. The Scout prepares a materials cost estimate, an estimate of the labor (man-hour's) required and any equipment needs required to complete the project.
4. The Scout makes a presentation to the Director of Public Works.
5. The Scout presents his project to the Park and Rec Board for their approval. If the project falls under the purview of the Conservancy Board or Historical Commission the Scout must present his project to the appropriate board and obtain their recommendation prior to the presentation to the Park and Rec Board.
6. The Scout makes a presentation to the Board of Supervisors for final approval of the project. The Director of Public Works issues a letter giving final approval to the project.
7. The Director of Public Works will, if required, arrange for the purchase of any required materials, obtain the building permit and arrange for any inspections.
8. The Scout completes the project under the supervision of the Director of Public Works.

9. The Director of Public Works issues a letter acknowledging the Scout's completion of the project.

RESOLVED AND ADOPTED, this 10th day of November, 2009.

ATTEST:

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS**

Secretary

8. NEW BUSINESS
C,
10 pages

Memo
East Goshen Township
1580 Paoli Pike
West Chester, PA 19380

Voice (610) 692-7171

Fax (610) 425-8950

E-mail rsmith@eastgoshen.org

Date: November 2, 2009
To: Board of Supervisors
From: Rick Smith, Township Manager
Re: 902 Monte Vista Drive

We have a stormwater pipe that is located in the right of way for Paoli Pike that conveys water from the intersection of Monte Vista Drive and Paoli Pike westward to a culvert that then carries it across Paoli Pike to Applebrook.

The stormwater pipe has collapsed and/or is clogged with tree roots and needs to be replaced. In order to replace the pipe in its current location we would need to remove all of the trees. The cost to remove the trees is significant and since the new pipe is in the state right of way we would also have to restore the shoulder in accordance with state standards. We would also need to control traffic which adds to our costs.

The property owner has agreed to grant us an easement which is just outside of the state right of way. This way the trees can stay, which keeps the property owner happy and our installation costs are minimized since we are not working in the state right of way and we do not have to remove the trees.

You need to authorize the chairman to execute the agreement.

Prepared by/Return to
Kristin S. Camp, Esquire
118 W. Market Street, Suite 300
West Chester, PA 19382-2928

UPI No: 53-4-69.19

STORMWATER EASEMENT AGREEMENT

THIS STORMWATER EASEMENT AGREEMENT (the "Agreement") is made and entered into this _____ day of _____, 2009 by and between **MARK W. HANSLER** and **ELIZABETH S. HANSLER**, adult individuals with an address of 616 Thorncroft Drive, West Chester, PA 19380 (the "Grantors") and **EAST GOSHEN TOWNSHIP**, a political subdivision of the Commonwealth of Pennsylvania with an address of 1580 Paoli Pike, West Chester, PA 19380 (the "Township").

RECITALS:

WHEREAS, Grantors are the owners of a 1.00 acre parcel of real property located along the northwest side of Monte Vista Drive in East Goshen Township, which property is more particularly described in a Deed recorded on December 10, 2007 in the Office of the Recorder of Deeds in and for Chester County, Pennsylvania, in Book 7324, Page 466 *et seq.*, being Chester County Tax Parcel No. 53-4-69.19 (the "Property"); and

WHEREAS, the Property fronts along Monte Vista Drive which is a public right of way that is maintained by the Township; and

WHEREAS, there is an existing storm sewer pipe located in the right of way of Monte Vista Drive which is obstructed and must be replaced; and

WHEREAS, in order to replace the existing storm sewer pipe, the Township

would be required to cut mature trees which have grown over top of the storm sewer pipe in the right of way of Monte Vista Drive; and

WHEREAS, in lieu of cutting the mature trees which have grown over top of the existing storm sewer pipe in the right of way of Monte Vista Drive, the Township, with the consent of Grantors, has agreed to install a new storm sewer pipe on the Property outside of the public right of way in the location which is more particularly described by metes and bounds in the legal description which is attached hereto as Exhibit "A" and incorporated herein by reference; and

WHEREAS, Grantors have agreed to convey to the Township, its successors and assigns, a permanent easement on, over, under and across the Property in the location described in Exhibit "A" in order to install, maintain, repair and replace a new storm sewer pipe.

NOW, THEREFORE, WITNESSETH, that Grantors, for and in consideration of the sum of One Dollar (\$1.00), lawful money of the United States of America, receipt whereof is hereby acknowledged, and of the advantages to them accruing and for diverse other considerations affecting the public welfare, which they seek to advance, and intending to be legally bound, have granted, bargained and sold, and by these presents do grant, bargain and sell unto the Township, its successors and assigns, the following permanent easement, subject to the provisions of any other easements or other interests in the Property granted prior to the date of this Agreement:

ALL THAT CERTAIN twenty foot (20') wide storm sewer easement (the "Easement") located on the Property in the location which is more fully described by metes and bounds in the legal description which is attached hereto as Exhibit "A" and is incorporated herein by reference and made a part hereof.

Grantors' conveyance of the Easement includes the permanent rights on, within,

from, to, and under the said Easement as is necessary to allow the Township to excavate, construct, install, operate, replace, renew and maintain the said storm sewer pipe and its accessories and appurtenances, together with all rights of ingress, egress and regress in, to, over, upon, through, along and from said Easement, necessary or convenient for the full and complete use by the Township, its successors and assigns, of the said Easement, which rights and privileges are defined and limited as follows:

1. To the permanent occupation and use of such area underground and above ground as is required for the construction, existence, anchorage, support, use and maintenance of the storm sewer pipe together with accessories and appurtenances thereto, within the Easement, as well as for the accommodation of surface markers, if any; and
2. To the temporary occupation and use of such additional surface area as shall at any time or times now or in the future be reasonably required for the construction, operation, change, replacement, renewal, repair and maintenance of said storm sewer pipe, and its accessories and appurtenances.

UNDER AND SUBJECT nevertheless, to the observance of the following conditions and performance of the following covenants by Grantors and the Township, as applicable:

1. Grantors, for themselves and their heirs, successors and assigns, shall be prohibited from erecting or causing or permitting the erection of any structure, or the installation of any invasive or obstructive plant material, or the change of the grade of the land within the Easement conveyed herein, or conducting any activity therein or thereon, which may interfere with the proper, safe and efficient functioning of the storm sewer pipe.
2. The Township, promptly following or exercising any of its

rights and privileges granted hereunder, shall back-fill any areas excavated, compact the ground as may be appropriate, and fully restore the surface of the ground to substantially its condition existing prior to such disturbance, including, but not limited to, seeding with grass as may be necessary to restore the surface of the Easement to substantially its condition existing prior to such disturbance.

3. This Agreement is made subject to the right of Grantors, their heirs, successors and assigns, to the use and enjoyment of the Easement for any purpose not inconsistent with the use, operation and maintenance of the storm sewer pipe; provided, however, Grantors, for themselves and their heirs, successors and assigns hereby covenants and agrees to and with the Township, its successors and assigns, that no building, structure, or other impervious coverage, trees, shrubbery or other impediments to the Township's free and unobstructed access to the Easement and the pipes, accessories and appurtenances located therein shall be placed, located, constructed or permitted to remain on or within the area of the Easement at any time.

4. The Township, for itself and its successors and assigns, shall defend, indemnify and hold harmless Grantors and their heirs, successors and assigns against any claim for injuries to any person or damage to any property arising out of or in any way relating to the storm sewer pipe located on the Property or the Township's exercise of its rights and privileges granted in this Agreement, except claims or damages caused by Grantors' negligence or willful misconduct.

AND, Grantors, for themselves and their heirs, successors and assigns, do by these presents covenant and agree to and with the Township, its successors and assigns, that neither the Grantors, nor their heirs, successors or assigns shall or will at any time hereafter ask, demand, recover or receive of or from the Township, its successors and assigns, any sum or sums of money as and for damages for or by

reason of the exercise by the Township, its successors and assigns, of its rights herein granted.

IN WITNESS WHEREOF, the parties have signed this Agreement the day and year first indicated hereinabove.

WITNESS:

Joseph F. Gill

Joseph F. Gill

GRANTORS:

Mark W. Hansler (SEAL)
MARK W. HANSLER

Elizabeth S. Hansler (SEAL)
ELIZABETH S. HANSLER

ATTEST:

Joseph Gill, Secretary

EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS

By: _____
E. Martin Shane, Chairperson

COMMONWEALTH OF PENNSYLVANIA

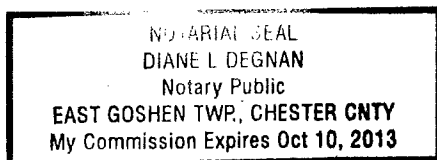
SS

COUNTY OF CHESTER :

On this, the 23rd day of October 2009, before me, the undersigned officer, personally appeared MARK W. HANSLER AND ELIZABETH S. HANSLER and acknowledged that they executed the within instrument, for the purposes therein contained.

IN WITNESS WHEREOF , I hereunto set my hand and official seal.

Diane L. Degnan
Notary Public



8 8/10

COMMONWEALTH OF PENNSYLVANIA:

COUNTY OF CHESTER

ss
:

On this, the day of , 2009, before me, the undersigned officer, personally appeared E. Martin Shane and Joseph Gill, who acknowledged themselves, respectively, to be the Chairperson and the Secretary of East Goshen Township Board of Supervisors, and that they, being authorized to do so, executed the within instrument for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Notary Public



Yerkes Associates, Inc.

Consulting Engineers / Site Planners / Land Surveyors

SEPTEMBER 18, 2009

STORM SEWER EASEMENT
FOR THE BENEFIT OF EAST GOSHEN TOWNSHIP
OVER
LANDS OF MARK W. & ELIZABETH S. HANSLER
902 MONTE VISTA DRIVE

ALL THAT CERTAIN AREA SITUATE IN THE TOWNSHIP OF EAST GOSHEN, COUNTY OF CHESTER, COMMONWEALTH OF PENNSYLVANIA DESIGNATED AS A PROPOSED 20' WIDE STORM EASEMENT ON AN EASEMENT PLAN FOR EAST GOSHEN TOWNSHIP OVER LANDS OF MARK W. & ELIZABETH S. HANSLER, DATED SEPTEMBER 14, 2009, BY YERKES ASSOCIATES, INC., WEST CHESTER, PENNSYLVANIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT:

BEGINNING AT A POINT ON THE TITLE LINE OF MONTE VISTA DRIVE, SAID POINT BEING AT THE DISTANCE OF 35.00 FEET MEASURED NORTH 49 DEGREES 08 MINUTES 40 SECONDS WEST FROM A POINT MARKING THE INTERSECTION OF THE TITLE LINE OF MONTE VISTA DRIVE AND THE TITLE LINE OF PAOLI PIKE. THENCE EXTENDING FROM THE BEGINNING POINT LEAVING MONTE VISTA DRIVE, SOUTH 40 DEGREES 51 MINUTES 21 SECONDS WEST, 325.34 FEET TO A POINT; THENCE NORTH 26 DEGREES 26 MINUTES 40 SECONDS WEST, 21.68 FEET TO A POINT; THENCE NORTH 40 DEGREES 51 MINUTES 21 SECONDS EAST, 316.98 FEET TO A POINT ON THE AFOREMENTIONED MONTE VISTA DRIVE; THENCE ALONG MONTE VISTA DRIVE, SOUTH 49 DEGREES 08 MINUTES 40 SECONDS EAST, 20.00 FEET TO THE FIRST MENTIONED POINT AND PLACE OF BEGINNING

CONTAINING: SIX THOUSAND FOUR HUNDRED TWENTY THREE (6,423) SQUARE FEET

BEING A PORTION OF U.P.I. 53-4-69.19

10910

A hand-drawn sketch of a line with a tick mark and a label 'N'.



YERKES ASSOCIATES, INC.
ENGINEERS AND LAND SURVEYORS
WEST CHESTER, PENNSYLVANIA
610-644-4254

EAST GOSHEN TOWNSHIP
OVER LANDS OF MARK W. AND ELIZABETH S. HANSLER
EAST GOSHEN TOWNSHIP - CHESTER COUNTY
PENNSYLVANIA
DATE: SEPTEMBER 14, 2009 - SCALE: 1" = 50'

DATE: SEPTEMBER 14, 2009 - SCALE: 1" = 50'

FILE: W4503-13 - DRAWN BY: MWB



Hildacy Farm
1031 Palmers Mill Road
Media, PA 19063
tel: 610-353-5587
fax: 610-353-0517
info@natlands.org
www.natlands.org

BOARD OF TRUSTEES

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John A. Terrill, II
Vice Chairman

William G. Warden, IV
Secretary

Christopher H. Washburn
Treasurer

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Vice Presidents

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D. Andrew Pitz
Strategic Planning and Policy

H. Scott Wendle
Preserve Stewardship

Peter R. Williamson
Conservation Services

October 22, 2009

Rick Smith
Township Manager
East Goshen Township
1580 Paoli Pike
West Chester, PA 19380

RECEIVED
BY

OCT 23 2009

Dear Rick:

It was nice to meet you and the members of various East Goshen boards and committees yesterday. As I mentioned during our meeting, Natural Lands Trust recently received funding from the Pennsylvania Department of Environmental Protection Environmental Education Grants Program to offer Stewardship Assessments free of charge to a select group of municipal landowners to encourage ecologically sound stewardship practices in regionally important natural corridors. We are pleased that you are interested in a Stewardship Assessment for Applebrook Park in East Goshen Township and we will be contacting you shortly to schedule a site visit.

A Stewardship Assessment serves as a guide to the natural areas on a site: what plants and animals live there, how the soils, water, geology, and land use history shape what you see, what issues may be impacting the natural integrity of the site, and how to address these impacts. The Assessment offers stewardship recommendations that are based on best management practices and our experience in the stewardship of Natural Lands Trust preserves. Our recommendations highlight approaches and techniques that will enhance the landowner's conservation priorities – whether they include improving the water quality of a creek, installing a walking trail, enriching songbird habitat, advancing educational opportunities, reducing maintenance costs, or simply providing a sanctuary that can be shared by wildlife and people.

On-site information for the Stewardship Assessment will be collected during a 2-3 hour visit by David Steckel and me. We encourage you and other representatives from the municipality to join us during this visit to discuss the conservation priorities for the property. We will prepare a 5-10 page report with photographs of pertinent natural features on your land and a description of key stewardship issues and opportunities. One copy of Natural Lands Trust's *Stewardship Handbook for Natural Lands in Southeastern Pennsylvania* (2008) will be included with the final report. We also offer municipalities either a final presentation or walk through the site once the Stewardship Assessment has been completed to review our recommendations and address any questions.

If this is agreeable to you, please sign in the space below and return this letter to me at your earliest convenience. We look forward to working with you in advancing your conservation priorities for Applebrook Park.

Sincerely,

Andrea Stevens, Senior Scientist
Center for Conservation Landowners

Accepted by: _____

Date: _____



EAST WHITELAND TOWNSHIP

209 Conestoga Road
Frazer, Pennsylvania 19355-1699
Township Office: 610.648.0600
Fax: 610.648.0388
Sewer Operations: 610.644.2985
www.eastwhiteland.org

BOARD OF SUPERVISORS

Virginia McMichael

John Matt

Bill Holmes

Terry H. Woodman
Township Manager

George Lokken
Financial Administrator

Gene Dooley
Chief of Police

William H. Steele
Public Works Director

Kenneth N. Battin
Director of Codes & Life Safety

G. Eric Reed
Codes Enforcement Officer

October 27, 2009

RECEIVED
BY: _____

OCT 29 2009

Mr. Rick Smith
East Goshen Township
1580 Paoli Pike
West Chester, PA 19380

Re: Patriots Path Plan

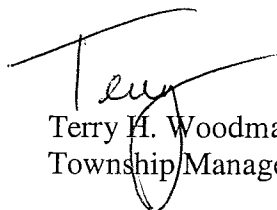
Dear Rick:

Enclosed you will find a copy of the Patriots Path Plan prepared by Urban Research & Development Corporation for Tredyffrin Township, Malvern Borough and East Whiteland Township. The three municipalities have been working with Chester County to develop a non-motorized trail/path to build off the Chester Valley Trail to accent the historical features and recreational opportunities of Eastern Chester County. The Patriots Path Plan, if adopted by the East Whiteland Board of Supervisors, will amend and become part of our 2001 Comprehensive Plan.

This plan is being sent to you pursuant to Section 302 of the Pennsylvania Municipalities Planning Code. Please forward any comments you may have on this document to my attention at the East Whiteland Township building address on or before December 16, 2009.

If you have any questions about the Plan do not hesitate to contact me.

Sincerely,


Terry H. Woodman
Township Manager

Encl.

Smith, Rick

From: JMD3031@aol.com
Sent: Thursday, November 05, 2009 11:43 AM
To: GMatzner@umasd.org
Subject: Re: Line Road Signal

Dear Mr Matzner,

Thank you for your email and expressing your opinion. I too feel a light at that intersection is not needed, however, there are quite a few residents who feel otherwise.

I will forward your email to the other supervisors for their information and consideration. Again, thank you for email. The supervisors encourage all residents to express their point of view on any township matter,

Joe McDonough
East Goshen Township
610-692-7171
610-804-9930(cell)
jmcdonough@eastgoshe.org

In a message dated 11/5/2009 11:16:30 A.M. Eastern Standard Time, GMatzner@umasd.org writes:

Dear Supervisor McDonough,

I'm writing to support you in not wanting to add a traffic signal at Line Road and Paoli Pike. I travel from Alison Drive to 202 via Paoli Pike to work every morning and home every late afternoon/evening. Since reading that adding a traffic signal was under consideration I began paying much closer attention to the traffic volume as I crossed this area. I have noted that I rarely see any cars having difficulty making the left turn off Paoli Pike going north on Line, nor the left turn going south on Line. Again, I am observing this during rush hour. Occasionally there is a car that needs to wait 10-30 seconds to turn left but this has been very rare. I believe a big reason for the lack of difficulty turning is that the signal at Sugartown Rd. helps break up the traffic flow-as do the signals down on 352 and Paoli Pike. I feel that an additional signal is not needed. I also question the ability of Supervisor Shane to weigh in on this with an open mind when he himself lives on Line Road.

Thanks for all that you do on behalf of the township,

Gregg Matzner

1529 Alison Drive

BOARD OF SUPERVISORS MEETING

WORKSHOP

Tuesday

November 10, 2009

7:00 PM

1. Review meeting agenda
2. Review invoices
3. Agreement between East Goshen Township and Goshen Fire Company
4. Park amendment
5. 2010 Budget
6. Sunoco update
7. Any Other Matter
8. Liaison Reports
9. Subdivisions/Land Developments/ZHB Applications
10. Public Comment
11. FYI

Reminder –

NEWSLETTER ARTICLE SUBMISSION DUE DATES:

November 11 2009

DELIVERY DATE:

January 1, 2010

AGREEMENT

THIS AGREEMENT (the "Agreement"), is made this ____ day of _____, 20__, by and between **EAST GOSHEN TOWNSHIP**, a political subdivision in the Commonwealth of Pennsylvania with an address of 1580 Paoli Pike, West Chester, Pennsylvania 19380 (hereinafter referred to as "the Township"), and **GOSHEN FIRE COMPANY**, a non-profit corporation with an address of 1320 Park Avenue, West Chester, Pennsylvania 19380 (the "Company").

WITNESSETH:

WHEREAS, the Township installed gasoline and diesel fuel tanks at its property at 1580 Paoli Pike (the "Property") which it uses to supply gasoline and diesel fuel to the Township vehicles and equipment; and

WHEREAS, the Company has requested the Township to allow it to fuel the vehicles that it uses for emergency services from the Township's tanks on the Property; and

WHEREAS, the Township has agreed to allow the Company to obtain fuel for the vehicles that it uses for emergency services from the Township pursuant to the terms of this Agreement;

NOW THEREFORE, with the intent to be legally bound and in consideration of the promises contained herein, the parties agree as follows:

1. **Incorporation of Recitals.** The background paragraphs set forth in the Recital above are incorporated herein by reference.
2. **Sale of Gasoline and Diesel Fuel.** The Township agrees that the Company may use the Township's gasoline and diesel fuel tanks

which are located on the Property to fuel its vehicles. The Township shall provide key cards to the Company which the Company will use to obtain the fuel and which will log the volume of fuel used by the Company. Monthly, the Township shall send the Company an invoice for the amount of fuel purchased by the Company. The invoice shall itemize the volume of fuel purchased, the dates of purchase and the cost of the fuel. The Company shall pay the monthly invoice within thirty (30) days of the date of the invoice. If the Company fails to pay the monthly invoice, the Township may exercise all appropriate legal remedies and if legal action is required, to collect attorneys fees and court costs.

3. **Term of Agreement.** This Agreement shall be valid for a one year term commencing on the date of this Agreement but will be automatically renewed for successive one year terms, unless terminated by either party pursuant to paragraph 4 below.
4. **Termination of Agreement.** Either party may terminate this Agreement upon thirty (30) days written notice.
5. **Governing Law.** This Agreement shall be construed in accordance with the laws of the Commonwealth of Pennsylvania and shall be binding upon the Township and the Company and their respective successors and assigns.
6. **Entire Agreement.** This Agreement constitutes the entire agreement of the parties. No prior or contemporaneous communications or prior

drafts shall be relevant or admissible for purposes of determining the meaning or intent of any provisions herein in any litigation or any other proceeding.

IN WITNESS WHEREOF, the parties have caused this Agreement to be duly executed the day and year first above written.

Attest:

EAST GOSHEN TOWNSHIP

Joseph Gill, Secretary

By: _____
E. Martin Shane, Chairman

Attest:

GOSHEN FIRE COMPANY

Secretary

By: _____
President

WORKSHOP
4.
2pp

 **DRAFT**

EAST GOSHEN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA

ORDINANCE NO. 2009-

AN ORDINANCE OF EAST GOSHEN TOWNSHIP,
CHESTER COUNTY, PENNSYLVANIA, AMENDING
CHAPTER 163 OF THE EAST GOSHEN TOWNSHIP
CODE, TITLED, "PARKS AND RECREATION AREAS,"
SPECIFICALLY SECTION 163-3.N(1), WHICH
REGULATES THE USE OF FIREARMS AND FIREWORKS
IN TOWNSHIP PARKS, PLAYGROUNDS AND OPEN
SPACE.

BE IT ENACTED AND ORDAINED, by the Board of Supervisors of East Goshen Township, that Chapter 163 of the Code of the Township of East Goshen, titled, "Parks and Recreation Areas", shall be amended as follows:

SECTION I. Section 163-2 shall be amended by adding the following definition:

FIREARM- An instrument used in the propulsion of a shot, shell, bullet, missile, rocket or any other object by the action of gunpowder exploded, explosive powder, the expansion of gas or the force of a mechanical device under tension.

SECTION II. Section 163-3.N(1) shall be amended to read as follows:

"(1) No person, other than a sworn police officer or other law enforcement officer ~~who is on duty and engaged in the performance of his or her official duties,~~ shall discharge any firearm within the limits of any and all Township-owned land or parks within the Township as defined in this Chapter, ~~unless, for the purpose of lawful hunting as permitted by the Township.~~"

SECTION II. Severability. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts hereof. It is hereby declared as the intent of the Board of Supervisors that this Ordinance would have been adopted had such

unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION III. Repealer. All Ordinances or parts of Ordinances conflicting with any provision of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

SECTION IV. Effective Date. This Ordinance shall become effective five days after its enactment as law provides.

ENACTED AND ORDAINED this _____ day of _____, 2009.

ATTEST:

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS**

Secretary

E. Martin Shane, Chairman

Carmen R. Battavio, Vice-Chairman

Donald R. McConathy, Member

Joseph M. McDonough, Member

Thom Clapper, Ph.D., Member

F:\Data\Shared Data\Admin Dept\townshipcode\Park - Firearms 2009\Chapter 163-3 N Carrying
firearms in parks revised.DOC F:\Data\Shared Data\Admin Dept\townshipcode\Park - Firearms
2009\Chapter 163-3 N Carrying firearms in parks091008.DOC

FYI

BOARD OF SUPERVISORS
EAST GOSHEN TOWNSHIP
CHESTER COUNTY
1580 PAOLI PIKE, WEST CHESTER, PA 19380-6199

November 2, 2009

Re: Vehicle operation within Township openspace areas

Dear property owner,

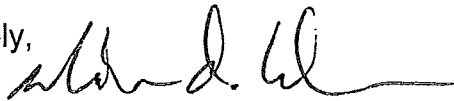
It has been brought to the Township's attention that All Terrain Vehicles (ATV's) are being operated within the Supplee Valley openspace areas. The operation of vehicles within township parks and openspace areas is prohibited pursuant to §163 of the East Goshen Township Code.

§163-3 Rules and Regulations

I. Vehicular restrictions. Parking or driving on park property is prohibited except in authorized areas. Unregistered vehicles of any kind are not allowed within park grounds without special permission from the Park Board except those vehicles used in the course of park maintenance or other necessary activity.

All properties which abut the openspace are being notified of this violation. If anyone should observe this activity I urge you to call the Westtown East Goshen Police Department immediately.

Sincerely,



Mark A. Gordon
Township Zoning Officer

CC: Chief John Dumond, Westtown East Goshen Police

BOARD OF SUPERVISORS
EAST GOSHEN TOWNSHIP
CHESTER COUNTY
1580 PAOLI PIKE, WEST CHESTER, PA 19380-6199

FYI

November 2, 2009

Re: Vehicle operation within Township openspace areas

Dear property owner,

It has been brought to the Township's attention that All Terrain Vehicles (ATV's) are being operated within the Bowtree / Clocktower openspace areas. The operation of vehicles within township parks and openspace areas is prohibited pursuant to §163 of the East Goshen Township Code.

§163-3 Rules and Regulations

I. Vehicular restrictions. Parking or driving on park property is prohibited except in authorized areas. Unregistered vehicles of any kind are not allowed within park grounds without special permission from the Park Board except those vehicles used in the course of park maintenance or other necessary activity.

All properties which abut the openspace are being notified of this violation. If anyone should observe this activity I urge you to call the Westtown East Goshen Police Department immediately.

Sincerely,



Mark A. Gordon
Township Zoning Officer

CC: Chief John Dumond, Westtown East Goshen Police

BOARD OF SUPERVISORS

EAST GOSHEN TOWNSHIP

CHESTER COUNTY

1580 PAOLI PIKE, WEST CHESTER, PA 19380-6199

October 27, 2009

Mr. Thomas Logan
1373 Enterprise Drive
West Chester PA 19380

**Re: T.P.N. 53-4-155 (CTDI, 1334 Enterprise Drive)
Parking Complaints**

Dear Mr. Logan:

Thank you for taking the time to meet with me, Ralph Brown, and Gary Althouse on October 14th to discuss the facility operations and the numerous complaints about the parking and traffic circulation issues at the CTDI facility (1334 Enterprise Drive). I have the following observations and concerns and request your formal response.

Parking at 1334 has become particularly hazardous and is causing dangerous and inconvenient circumstances for the surrounding businesses and motorists circulating through the associated driveway connecting the Goshen Executive Center and Enterprise Drive. The Conditional Use approval for this property states that there shall be one parking space per employee on the largest shift. You indicated during my visit of the facility, that the largest shift has 88+ employees, and that the facility has 70 parking spaces. I have enclosed a copy of the Conditional Use approval for your use.

Please outline for the Township how you plan to accommodate the parking condition as outlined in the approval.

Thank you for your cooperation. Should you have any questions, please contact me at mgordon@eastgoshen.org.

Sincerely,



Mark A. Gordon
Township Zoning Officer

CC: Board of Supervisors
Planning Commission

Enclosure

BOARD OF SUPERVISORS
EAST GOSHEN TOWNSHIP
CHESTER COUNTY
1580 PAOLI PIKE, WEST CHESTER, PA. 19380

July 22, 1992

Mr. Gerald Parsons
Communications Test Design, Inc.
1373 Enterprise Dr.
West Chester, PA 19380

RE: Conditional Use Application
1334 Enterprise Drive
Tax Parcel #53-4-155

Dear Mr. Parsons:

At the hearing held Tuesday, July 21, 1992, the Board of Supervisors unanimously approved your request to utilize the building at 1334 Enterprise Drive as a multiple principle use building, pursuant to Section 403.3a of the Township Zoning Ordinance, with the following uses:

- 1) repair and assembly of electronic equipment including computer hardware, pursuant to Section 403.2(h),
- 2) research and development of computer software packages, pursuant to Section 403.s(i) and
- 3) short term warehousing of equipment which will be transferred to CTDI's repair shops for testing and repair, pursuant to Section 403.3(b).

This approval is conditioned upon the following:

- 1) Any HVAC unit added to the roof of the building shall be screened in accordance with the requirements of Section 403.6(b).
- 2) The applicant shall paint all of the existing HVAC units brown.
- 3) All dumpsters and/or recycling containers shall be screened in accordance with Section 506.3(d).

BOARD OF SUPERVISORS
EAST GOSHEN TOWNSHIP

Page 2

4) A parking space shall be provided for each employee on the largest shift and the parking lot shall be lined in accordance with Section 512.3(b) and (j).

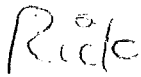
5) Loading docks shall be screened with a minimum of ten eight foot trees; the type and placement to be decided by the applicant and the Township Conservancy Board.

6) All signs shall be reviewed and approved by the Township Planning Commission prior to the issuance of a permit.

At the hearing, you verbally acknowledged your acceptance of these conditions. I would appreciate it if you would also sign the enclosed copy of this letter and return it to me for my file.

If you have any questions, please contact me.

Sincerely yours,

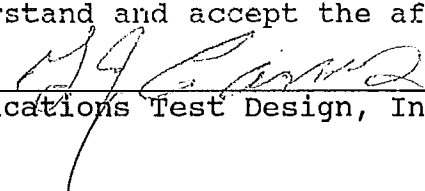


Louis F. Smith, Jr.
Township Manager

LFS/dlc
enclosure

cc: Planning Commission
Conservancy Board
Thomas Oeste, Esq.

I understand and accept the aforementioned conditions.



Communications Test Design, Inc.

Date

BOARD OF SUPERVISORS

EAST GOSHEN TOWNSHIP

CHESTER COUNTY

1580 PAOLI PIKE, WEST CHESTER, PA 19380-6199

October 27, 2009

Dear Property Owner:

The purpose of this letter is to inform you that Mark and Helen McGinley, 77 Dilworthtown Rd., Thornton, PA 19373, have submitted an application for a variance to the Township. The applicant would like to construct a single-family detached dwelling unit on his property at 19 School Lane.

The applicant is requesting a variance from the 20-foot minimum side yard requirement for the dwelling. The existing lot is only 50 feet wide so the variance, if granted would result in only a fifteen foot side yards.

The Zoning Hearing Board will hold a public hearing to consider the variance application and decide whether or not to grant the requested variance.

The Planning Commission will review the application and make a recommendation to the Zoning Hearing Board. The Board of Supervisors may, if they choose, take a position on this application. The public meetings for the project's review and potential approval are as follows:

November 4, 2009 Planning Commission meeting (7:30 pm - workshop at 7:00 pm)

November 17, 2009 Board of Supervisors (8:00 pm - workshop at 7:00 pm)

November 18, 2009 Zoning Hearing Board Public Hearing (7:30 pm)

All public hearings, meetings, and workshops are open to the public and they are held at the Township Building, 1580 Paoli Pike. The application is available for review at the Township Building during normal business hours. Any person who wishes to attend the hearing and has a disability and/or requires an auxiliary aid, service or other accommodation to observe or participate in the hearing, he or she should contact Joyce A. Tarsi at (610) 692-7171 to discuss how those needs may be accommodated.

Should you have any questions or need additional information, please call me at (610) 692-7171, or email me at ingordon@eastgoshen.org.

Sincerely,



Mark Gordon
Township Zoning Officer

Cc: Mark and Helen McGinley
Authority, Boards and Commissions