

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
TUESDAY, AUGUST 6, 2019
FINAL APPROVED MINUTES**

Present: Chairwoman Janet Emanuel; Vice-Chair Marty Shane; Members Carmen Battavio, David Shuey and Mike Lynch; Township Manager Rick Smith; Erich Meyer (Conservancy Board); Caroline Hughes, Christina Morley, Russ Frank & Bill Wegemann (Pipeline Task Force)

Call to Order & Pledge of Allegiance

Janet called the meeting to order at 7:00 p.m. and asked Caroline to lead the pledge of allegiance.

Moment of Silence

Carmen called for a moment of silence to honor our troops and first responders.

Recording

Janet announced that the meeting was not being livestreamed.

Chairman's Report

Janet made the following announcements:

- 1) The Township has received a request from Adelphia for Temporary Work Space Easement at the valve site on Paoli Pike. The request is posted on the web site.
- 2) The Conditional Use hearing for CZ Woodworking has been continued until August 13 at 7:00 PM.
- 3) The Hankin Group will be making a presentation for apartments on the property at 1351 Paoli Pike at the Board meeting on Tuesday, August 20.

Public Comment

David Creek, Minister of the United Church of Christ of West Chester on Park Avenue, introduced himself, spoke about the Church and stated he “wants to get to know my city”.

Caroline Hughes updated those present about the loud “boom” that occurred at the Sunoco Boot Road Pump Station on Monday evening. She advised that several people told her that their homes “shook” as a result of the incident. The West Goshen Police responded to the incident and Sunoco subsequently issued a statement that they were performing routine maintenance at the facility when there was a backfire in the flare stack.

David read a number of questions he had about the incident and asked Rick to submit them to Sunoco for a response.

Carmen noted the safety lock out function should have prevented this from happening, and that we should not be taking Sunoco's word for what happened.

John Kohler, 1702 Yardley Drive, expressed concern about the lack of information coming from Sunoco.

Melissa DiBernardino, 1602 Old Orchard Lane, noted that DEP had not issued a permit for the flare stack. In response to a question from Mike, Melissa advised that the Township needs a better emergency operations plan.

Joe Buonanno, 1606 Herron Lane, said this incident should be referred to the District Attorney's office.

Keith Dickerson, 1212 Culbertson Circle, noted he had heard this type of noise before and reported it to Sunoco. He also believes there needs to be better monitoring at valve locations.

David stated "we are in step with the County DES to get additional information from Sunoco".

Bill Wegemann noted Sunoco did not file a report about the incident with the National Reporting Center.

At 7:40 Janet announced the Board needed to move on with its agenda and the public comment period would be continued later in the meeting.

Approval of Minutes

Carmen made a motion to approve the minutes of July 16 and July 30, 2019, as corrected. David seconded. The motion passed 5-0.

Approval of Treasurer's Report

Carmen made a motion to approve the Treasurer's Report of August 1, 2019. David seconded. The motion passed 5-0.

Consider recommendation on procedure of Energy Transfer request for a permit to work to around the clock during pull back operations.

Rick summarized the recommended procedure and announced that the proposed meeting was scheduled for September 19 at Fugett Middle School.

Marty stated the Board needs to get input from those residents who would be directly affected by Energy Transfer working around the clock.

Carmen noted that security would be needed for those residents who accept the offer to move out of their homes during the pull backs.

Christina suggested sending the notice to the School District.

In response to a question from Joe Buonanno, Janet advised that the Board will make the decision on whether or not to approve the issuance of a permit after receiving input from the residents.

Michelle Truitt, 14300 Grand Oak Lane, asked if East Goshen residents would be given an opportunity to speak first. Janet said that they would and that a time limit for the meeting would be announced.

Mike suggested that those residents who are directly impacted should speak first.

Christina noted that some of Sunoco's submission has been signed by a "certified wildlife biologist" and suggested that only qualified professionals should be able to speak on behalf of Sunoco.

Melissa asked if residents should submit questions to the Board and the consensus was that they should ask their questions of Sunoco at the meeting.

Caroline commented that Middletown Township had given Sunoco permission to drill 24/7 and they worked for 76 days before abandoning the bore.

Tom McDonald, 646 Thorncroft Drive, stated there should be a police presence for security during the pull back.

Russ Frank asked for clarification on the letters, which Rick addressed.

Carmen made a motion to approve the following procedure for processing the request from Energy Transfer.

- 1) Send a letter to all Township residents advising them of the meeting with a copy of the request.
- 2) Send a separate letter to those residents who are directly impacted by the HDD drilling, i.e., within 500 feet of the drill entry and exit locations. These residents would receive a "survey" specifically asking for their opinion.
- 3) Sunoco should agree to provide lodging for those residents who want to vacant their homes during the pull backs. In addition there should be some financial compensation for those residents who do not want to leave their home during the pull backs.
- 4) Sunoco should reimburse the Township for the costs involved with the mailing.

David seconded. The motion passed 5-0.

Marty noted that Energy Transfer's request indicated they were considering dual pipe pull-backs, and he expressed a concern that there was some question about whether or not

they would maintain the minimum 12-inches of separation between the two pipes required by section 195.250 of the federal pipeline regulations.

Marty made a motion that one of conditions of the permit should be a requirement that Energy Transfer maintains the 12-inch spacing for any dual-pipe pullback.

David seconded. The motion passed 5-0.

Consider recommendation for an Apartment for the Care of a Relative Agreement for the Zumpano property at 1422 Ardleigh Circle

Mike asked if the conditional use application for the home occupation for this property was not granted did Mr. Zumpano intend to proceed with the Apartment for the Care of a Relative Agreement. Mr. Zumpano stated they would proceed.

Carmen authorized the Chair to execute the Apartment for the Care of a Relative Agreement. Marty seconded. The motion passed 5-0.

Consider recommendation for a Block Party on Williams Way

Marty made a motion to approve the closure of Williams Way between North Chester Road and Edith Lane for a block party on September 7 with a rain date of September 14 with the condition that one lane of William Way is not blocked by tables, chairs, etc. David seconded. Carmen abstained. The motion passed 4-0.

Any Other Matter

David asked for an update on the dam and pond projects. Rick advised there had been a pre-application meeting with PA-DEP that morning for the Milltown Dam Project. The engineer was finishing up the U.S. Army Corp of Engineers required revisions to the Hershey Mill Dam and both of these were expected to be submitted to DEP in September as well. The Marydell Pond is full, the silt which was removed is drying out and it will be graded in 2020, and there was a pre application meeting for the Bow Tree I Pond scheduled for later this month.

Public Comment (Continued)

Chris Zumpano thanked the Board for the pipeline information posted on the Township web site.

Marty thanked Rick for his efforts on the various pipeline issues.

Correspondence, Reports of Interest

Janet acknowledged the following correspondence and reports of interest:

- 1) Letter from PA PUC acknowledging the Township's comment on the proposed regulation to require pipelines to follow the same financial reporting requirements as other public utilities.

- 2) Letter from the Chester County Water Resources Authority concerning updates to the Watersheds and the County's Stormwater Management Plan.

Adjournment

There being no further business, David made a motion to adjourn at 8:45pm. Mike seconded. The motion passed 5-0.

Respectfully submitted,
Louis F. Smith, Jr.
Township Manager

Attached: August 1, 2019 Treasurer's Report

TREASURER'S REPORT		July 12 - August 1, 2019	
RECEIPTS AND BILLS			
GENERAL FUND			
Real Estate Tax	\$11,527.82	Accounts Payable	\$503,373.68
Earned Income Tax	\$30,200.00	Electronic Pmts:	
Local Service Tax	\$4,200.00	Credit Card	\$7,846.01
Transfer Tax	\$64,502.87	Postage	\$0.00
General Fund Interest Earned	\$6,803.62	Debt Service	\$7,408.23
Total Other Revenue	\$32,622.86	Payroll	\$214,682.76
Total General Fund Receipts:	\$149,857.17	Total Expenditures:	\$733,310.68
STATE LIQUID FUELS FUND			
Receipts	\$0.00	Accounts Payable	\$0.00
Interest Earned	\$0.00		
Total State Liquid Fuels Receipts:	\$0.00	Total Expenditures:	\$0.00
CAPITAL RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$7,635.21
Interest Earned	\$0.00	Credit Card	\$0.00
Total Capital Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$7,635.21
TRANSPORTATION FUND			
Receipts	\$0.00	Accounts Payable	\$7,346.25
Interest Earned	\$0.00		
Total Transportation Fund Receipts:	\$0.00	Total Expenditures:	\$7,346.25
SEWER OPERATING FUND			
Receipts	\$231,189.65	Accounts Payable	\$161,430.98
Interest Earned	\$0.00	Credit Card	\$0.00
		Debt Service	\$25,649.08
Total Sewer Operating Fund Receipts:	\$231,189.65	Total Expenditures:	\$187,080.06
REFUSE FUND			
Receipts	\$64,653.13	Accounts Payable	\$16,514.19
Interest Earned	\$0.00		
Total Refuse Fund Receipts:	\$64,653.13	Total Expenditures:	\$16,514.19
BOND FUND			
Receipts	\$0.00	Accounts Payable	\$5,959.40
Interest Earned	\$0.00		
Total Bond Fund Receipts:	\$0.00	Total Expenditures:	\$5,959.40
SEWER CAPITAL RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$0.00
Interest Earned	\$0.00		
Total Sewer Capital Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$0.00
OPERATING RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$0.00
Interest Earned	\$0.00		
Total Operating Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$0.00
			\$957,845.79
	\$445,699.95		\$214,682.76
			(\$743,163.03)