

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING  
Township Municipal Building, 1039 Wilmington Pike, Westtown  
Monday, July 15, 2013 at 7:30PM

In attendance were: Chairman Thomas Haws, Vice Chair Carol DeWolf, Police Commissioner Charles Barber, Township Manager Robert Layman, WEGO Chief of Police, Brenda Bernot, Township Solicitor Bob Adams, Township Engineer Christie Pace, Planning Commission members Steve Rodia, and Jim Lees, Parks and Recreation Chair Kristine Lisi. There were 7 guests present.

**I. Call to Order**

Chairman Haws led those present in the Pledge of Allegiance and called the meeting to order at 7:30pm.

**II. Approval of Minutes (Board of Supervisors, July 1, 2013)**

Mr. Haws made a motion to approve the minutes as presented, seconded by Mr. Barber. There was no public comment and the minutes were approved.

**III. Summary of Board of Supervisors Workshop – July 15, 2013**

Chairman Haws briefly summarized the supervisor's workshop, which began at 5:30pm. There were five topics on the agenda. They discussed six topics. The first topic was Westtown School was supposed to come tonight to discuss their connection to public sewer, but due to other commitments they were unable to attend. Hopefully, they will be able to attend the August 5<sup>th</sup> meeting.

The Board has held two Executive sessions since the last Board meeting to discuss personnel issues, and potential legal issues within the Township.

The second topic was the on-lot sewage request at 1090 Edgewood Chase. The residents came in with additional information, and we will be making a decision later tonight.

The third topic was the Act 537 update, which is on our agenda under Old Business.

The board briefly discussed the Tapping Fee Resolution which is also on the agenda tonight.

Our engineer was in attendance from McCormick Taylor to discuss a request from the RiteAid/PNC developer regarding an issue with PennDOT HOP.

Finally, the Board discussed the Act 13 Funding project.

There were no questions or comments regarding the workshop.

**IV. Departmental Reports**

**A. WEGO Police Department – Chief Brenda Bernot**

Chief Bernot stated that there was a serious incident of commercial theft at Giant stores in southeast Pennsylvania. An individual hit the Westtown and Thornbury Giants stealing razors from both locations. Good quality videos from those stores assisted WEGO detectives in identifying a suspect. Kudos to our detectives for an outstanding job in apprehending this individual.

On July 12 there was a fire behind the vacant Texaco. At this point it is being classified as arson, with further investigation pending.

Other incidents included vandalism at Penn Wood Elementary, and credit card fraud.

Charges of insurance fraud were filed against the mother of the driver of the pickup who killed a motorcyclist in April.

Chief Bernot also mentioned continued theft from vehicles. Locking your vehicles would cut down on these crimes.

Mr. Haws asked whether the Penn Wood incident was a single incident or continually occurring. Chief Bernot said there have been reports of juveniles in the area, and officers have found beer bottles on the roof on multiple occasions.

There were no other questions or comments from the public.

**B. Township Solicitor – Bob Adams**

Mr. Adams stated that he had no report. There were no questions or comments from the public.

**C. Planning Commission – Steve Rodia**

Mr. Rodia reported that the Planning Commission did not meet on July 3. They will meet this Wednesday, July 17 to discuss the On-Lot Management Ordinance and the proposed development adjacent to Rustin.

There were no questions or comments from the public.

**D. Parks and Recreation Commission – Kristine Lisi**

Ms. Lisi was late to the meeting so Mr. Layman began the report. P&R met last Tuesday. Their first movie night June 28 was cancelled due to rain. They are having another movie on July 26. The fall yard sale is Saturday, September 21, and they have scheduled several open houses for the mansion. The next one is July 28. They are working on a Fitness Program at the mansion in the fall.

Ms. Lisi arrived and reported that P&R heard a presentation from VistAbri, a tent contractor and event planner vying for an exclusive contract with the Mansion. The commission is considering their proposal.

There was no public comment.

**V. Public Comment on Non-Agenda Items**

There were no further comments from the public on non-agenda items.

**VI. Old Business**

**A. Tapping Fee Resolution**

Earlier this year URS developed a Tapping Fee Report for the Township. Ms. DeWolf made a motion to accept Resolution 2013-9, accepting the sewer tapping fees set forth in that report. Mr. Barber seconded the motion.

There were no other questions or comments from the public and the motion was passed.

**B. Act 13 Funding**

The Board met with Christie Pace of McCormick Taylor earlier this evening to discuss a proposal for Tyson Park. Ms. Pace explained that this project would expand the existing wetlands project at Tyson Park to help with our MS4 TMDL requirements. We're applying for \$110,000, and there is a 15% local match. The Township can use a previous Green Region Grant thru PECO towards that 15%.

Ms. DeWolf made a motion to adopt Resolution 2013-8 for Tyson Park Constructed Wetlands Project to apply for the Act 13 funding. Mr. Barber seconded the motion.

Kristine Lisi, 915 Shady Grove Way, asked if the project would affect use of the upper portion of the park where the playground is. Ms. DeWolf responded that the project involves expanding the existing wetland area in the southern portion of the park and creating an interpretive garden so people can learn more about putting rain gardens in their own yards. It would not impact the rest of the park.

There was no addition public comment and the motion was approved.

**C. On Lot Sewer Request – 1090 Edgewood Chase**

The Stuarts have asked to perform a perk test on a parcel of Township Open Space adjacent to their property, because there is no suitable soil for a drain field on their own property.

Ms. DeWolf made a motion to approve test pits on the adjacent open space, conditional upon determining that there are no deed restricted uses on that parcel. Mr. Barber seconded the motion.

There was no addition public comment and the motion was approved.

**D. Act 537 Update**

The Township has been waiting for written response from DEP based on our meeting of Thursday June 27 to discuss the West Wynn area. Our solicitor and engineer have been in contact with DEP and they will not be issuing a written response due to three appeals that were already submitted on our response to the June 7 letter from the DEP.

The Township now needs to submit an Act 537 Special Study for the West Wynn I area within 120 days. Due to the 60 day window for review required by the Chester County Planning Commission, the Township Planning Commission, and the Chester County Department of Public Health, that leaves very little time. The Township plans to submit the information previously presented to DEP at the June 27 meeting, including the request to put West Wynn I into our On-Lot Management Plan to collect data on each property, putting meters on our main intercept lines to access capacity, and to evaluating other options for the eastern end of the Township.

There was no public comment from the public.

**VII. New Business**

**A. Pension Cost Distribution**

Every year, East Goshen and Westtown need to certify their percentages of contribution to the Police Pension Fund. According to the cost shares for the current year, our percentage would be 43.77%.

Ms. DeWolf made a motion to approve the 43.77% to the Auditor General. Mr. Haws seconded the motion.

There was no public comment and the motion was approved

**B. Announcements**

Ms. Lisi announced that Susquehanna Bank donated \$500 to sponsor the P&R movie nights. The next movie night is Friday, July 26, featuring Hotel Transylvania.

Mr. Haws shared information from a stormwater management flyer that is available on our website. The flyer recommends raising mower height to improve lawn health, and increase stormwater absorption.

Mr. Barber announced that a team from the East Side Little League finished second in the state championship in their division.

Chief Bernot announced the return of the Citizen's Police Academy. Information and applications are available on the WEGO website.

There were no public comments.

**VIII. Public Comments on All Topics**

Jerry Nail, 1535 Marlboro Road, wanted to know the overall objective of the Citizen's Police Academy. Chief Bernot responded that is an opportunity for residents to learn more about the police and give feedback.

Ms. DeWolf stated that she attended the program 3 years ago and recommended it to residents. Walt Pavelchek, 1050 S. New Street, also endorsed the program.

Andy Lucas, 408 Diane Drive, reported site line issues on Manley Road, Diane Drive, and other areas. Mr. Layman stated that we will send letters noting the zoning violation if people don't cut back along the site line, but we need to know specific locations.

There were no other comments from the public.

**IX. Payment of Bills**

Ms. DeWolf and Mr. Barber stated they had reviewed the bills and had no questions. Ms. DeWolf made a motion to approve the bills for July 12, 2013. Mr. Barber seconded the motion.

There was no public comment and the motion was approved.

**X. Adjournment**

Mr. Haws made a motion to adjourn the meeting, which was seconded by Mr. Barber. The meeting was adjourned at 8:05pm.

Respectfully Submitted,  
Robert Layman,  
Township Manager