

# **February 8, 2011 - Antrim Township Board of Supervisors**

## **MINUTES OF THE ANTRIM TOWNSHIP SUPERVISORS**

### **REGULAR MEETING**

**February 8, 2011 7:00 p.m.**

The Antrim Township Board of Supervisors held a regular meeting on Tuesday, February 8, 2011 in the Antrim Township Municipal Building, 10655 Antrim Church Road, with the following present: Chairman Sam Miller, Vice Chairman James Byers, Supervisors Rick Baer, Fred Young III and Curtis Myers. Others attending the meeting included Solicitor John Lisko, Brad Graham, Township Administrator and Tom Davis, Public Works Director.

Chairman Miller called the meeting to order at 7:01 p.m. The meeting opened with a word of prayer followed by the Pledge of Allegiance.

Chairman Miller called for Public Comment.

Susie Stevens addressed the Supervisors regarding an issue that her husband brought up last month. Chairman Miller asked Mrs. Stevens if it was regarding Norfolk Southern and she replied that it was and Miller asked her if she could save her questions and comments until later when the Norfolk Southern representatives would be taking questions from residents. Mrs. Stevens responded that she would wait until then to address her issues.

A Baer/Myers motion passed with unanimous vote to approve as written the regular meeting minutes from January 25, 2011.

A Baer/Byers motion passed with unanimous vote to approve the bills on the Treasurer's reports dated February 8, 2011.

Brad Graham, Township Administrator addressed the Supervisors regarding a request from §126-7 we received from Drive Carts to allow them to discharge into an existing Penn-Dot storm sewer which discharges into the Conococheague Creek. Drive Carts is located in a district which allows for direct discharges into waterways or existing storm sewers at the discretion of the Board of Supervisors.

A Baer/Myers motion passed with unanimous vote to approve the request from §126-7 for Drive Carts to allow them to discharge into an existing Penn-Dot storm sewer which discharges into the Conococheague Creek.

Administrator Graham also addressed the Supervisors regarding a parking request from §150-69 for Drive Carts to determine parking requirements. This section of the code allows The Antrim Township Planning Commission to determine parking requirements for uses that do not fall into any of the listed categories. Since Drive Carts is a retail/wholesale operation, the ATCP will be determining their parking requirements so no action is needed by the BOS at this time.

A Baer/Byers motion passed with unanimous vote to approve a 270-day extension request for Stonebridge Farms to allow additional time for the plan to go before the ATCP for a recommendation.

A Myers/Young motion passed with unanimous vote to approve a 180-day extension request for Frank Thomas to allow additional time to obtain Penn-Dot HOP approval.

An item under Other for Agricultural Security Additions was tabled at this time.

Administrator Graham addressed the Supervisors regarding a resignation letter we received from Don Daley from the Park Committee. Pat Heraty, a member of the Park Committee, addressed the

Supervisors and stated that for personal reasons Mr. Daley has decided to resign. Mr. Heraty would like the Township to draft a letter of thanks and recognition to Mr. Daley and now that an appointment is open he has made a recommendation to Lynda Beckwith. Mr. Heraty said we recently received a letter of interest from Mike Montedoro and we also received one in the beginning of the year from Frank Lambert but he has not yet made contact with Mr. Lambert to see if he is still interested in serving. Mr. Heraty said he would be happy to have both gentlemen appointed to the Park Committee since the committee originally started out with eight members and is now down to five members.

A Baer/Miller motion passed with unanimous vote to accept with regret the letter of resignation from the Park Committee from Don Daley.

A Young/Miller motion passed with unanimous vote to appoint Mike Montedoro and Frank Lambert, if he still wishes to serve, to the Park Committee.

Administrator Graham addressed the Supervisors regarding a request we received from Medic 2 to release the funds that were approved at the reorganization meeting for their 2011 contribution from the Township.

A Byers/Young motion passed 4-1-0 (Baer abstained) to release the funds approved at the reorganization meeting to Medic 2 for the 2011 contribution.

A Byers/Myers motion passed with unanimous vote to suspend sewer service to a residence at 485 East Avenue due to a fire that occurred in August 2010 per the recommendation from the ATMA. The owner will have to cap off the sewer line and pay an inspection fee to Antrim Township in the amount of \$50.00. A current bill of \$261.55 will be removed from the account and billing will resume when the owner moves back into the home.

A Young/Myers motion passed with unanimous vote to grant a sewer waiver request for a property at 2388 Buchanan Trail West as the property has been vacant for 12 years per the recommendation from the ATMA. The owner will have to cap the sewer and pay a \$50.00 inspection fee.

Chairman Miller addressed the Supervisors regarding a request he made to Administrator Graham to come up with priorities for worksessions. Miller thinks we need to focus on roads and work on getting an official road map showing the existing roads and potential future roads.

A Young/Miller motion passed with unanimous vote to schedule a worksession on Tuesday, February 15, 2011 at 4:00 p.m. to discuss roads.

A Baer/Myers motion passed with unanimous vote to schedule worksessions for the next eight non-regular meeting Tuesdays at 4:00 p.m. to discuss the items on the list that Brad Graham, Township Administrator generated.

Visitors from Norfolk Southern addressed the Supervisors and public that were present at tonight's meeting regarding the Intermodal facility project that will be done in Antrim Township. Jonathan Rinde, outside environmental council for Norfolk Southern, addressed the public and introduced the two other representatives from Norfolk Southern; Charlie McMillan, the Traffic Manager for Norfolk Southern and Rob Siik, the Group Manager for Norfolk Southern. Mr. Rinde continued with a short presentation and gave the public a status report on the project. Mr. Rinde stated that Norfolk Southern has

worked for the last year and a half and has completed their environmental studies and they have been approved by Penn-Dot. The link to the environmental report has been put on the Township's website. Mr. Rinde noted that Norfolk Southern will be starting construction either late this spring or early summer and the construction should take 18 months and will be completed in late 2012 or early 2013. Mr. Rinde stated that he thinks the main issues concerning residents and the Township are air quality

and stormwater and he is going to address these in his presentation. Mr. Rinde explained that the Clean Air Act sets forth what they need to do and the General Conformity Analysis looks at all mobile and stationary sources when the NS Intermodal Facility will be running at the maximum output. This information is documented in the Air Quality Report and there were people appointed from the Federal EPA, Penn-Dot, Franklin County and Highway Occupancy that addressed the air quality issues with the new intermodal facility. According to the Air Quality Report that was conducted, it was determined that the Norfolk Southern intermodal project was not of air quality concern and did not require them to do further studies. Mr. Rinde addressed the stormwater concerns and stated that the Federal Clean Water Act and the State Clean Streams Law control the stormwater leaving the site during pre-construction and post-construction. Erosion and sediment control plans have been sent to the Franklin County Conservation District and they have worked for nine months to come up with a final plan. A copy of the final plans was delivered to Mary Ann Shaeffer from the Franklin County Conservation District and to the Township. DEP would review these final plans and be responsible for issuing a permit. Mr. Rinde noted that a range of other environmental factors were reviewed and none were found to have an impact on the project. Mr. Rinde told residents that he is available to answer any questions they might have at this time.

Bob Smith addressed Mr. Rinde and asked what kind of controls they might have in place for environmental spills to keep them from entering storm drains. He also wanted to know if they have any spill prevention procedures in place and if they have worked with the local fire company. Charlie McMillan responded that they will have shut off valves installed where they could prevent any hazardous materials from entering the storm drains if there is a spill.

Brenda McQuait asked the NS representatives if they could consider planting trees to absorb pollution that may be caused by the project. Mr. Rinde responded that they do have a landscaping plan where along Milnor Road they will plant a number of trees as a buffer to the facility to provide for better air quality. Mrs. McQuait also asked about the traffic impact on Exit 3. Mr. McMillan responded that the gate at the facility will only let one truck out at a time. Mr. Rinde also added that the intermodal facility is designed to take trucks off the road and put them on rail cars. He also added that they did a traffic study and Penn-Dot approved it. Mrs. McQuait also asked what the hours of operation would be at the intermodal facility. They responded that they could potentially be open 24 hours a day, seven days a week.

Susie Stevens asked NS representatives and stated she lives along Kimberly Drive and has noticed a lot of overnight trains recently that are sitting for hours idling. NS representatives responded that if they are sitting for hours then they are not making any money and they will check into this further and find out why this is happening.

Pat Heraty addressed NS representatives and asked how much diesel fuel will be stored at the facility. They responded that there will be a 3,000 gallon tank above ground that will store the diesel fuel. They also noted that it will be ultra-low diesel fuel. Mr. Heraty also asked if trains are subject to the PA Idling laws. NS representatives responded that those laws do not apply to trains.

Robert Wertime addressed NS representatives and asked if they have intermodal facilities in the Harrisburg area. NS representatives responded that they have intermodal facilities in Enola and Harrisburg. Mr. Wertime also asked what brought them to Franklin County. NS representatives responded that there was a site selection process and they needed to put the facility along the main line. They looked in the Hagerstown to Chambersburg areas but the location needed to be close to I-81 and I-70 and they looked for areas of land that were large enough to handle the intermodal facility. Mr. McMillan responded that the alternate sites are listed in the environmental report. Mr. Wertime also addressed air quality concerns with focus on steep barometric plunges, stagnant air, mass pollution and thermal inversions. He also mentioned that the hours of operation could be 24/7 and was concerned

with truck traffic. Mr. Rinde responded that the truck drivers will look for alternate ways to get to the facility so they won't all be coming on the same route. Mr. Wertime also questioned that they are stating there could be up to 275 trucks per day but could they go higher than this number. NS representatives responded that this number is not set in stone but it would be based on the physical constraints of the facility whether or not it could handle this many. Rob Siik from NS also added that federal standards for trucks and locomotives are higher and there are going to be less emissions. Mr. Wertime also addressed concerns with the items being brought into the intermodal facility and whether there would be contraband coming in from Mexico. Mr. McMillan responded that the facility would be fenced in, there are security cameras on the premises and all trucks that enter the facility must be registered in the system. NS representatives also added that the intermodal facility is designed to take traffic between this area and the southern states and nothing in the containers would be unloaded at the facility. Mr. Wertime also asked about whether or not they would be using sewer services and water services from Greencastle Borough and Antrim Township and whether they would be required to connect like any other developer. Mr. McMillan responded that they are going to connect to sewer and water just like anyone else. Mr. Wertime also asked how NS would be a good neighbor. Mr. Rinde responded that it will be up to the Township and the residents to judge them once the facility is up and running.

Supervisor Young addressed the NS representatives and noted that there could be instances where things could get backed up and he asked if they could post some signs to encourage trucks not to idle for long periods of time. NS representatives stated they would be willing to post these signs. Young also asked since there would be more train traffic if they would idle for long periods of time. Mr. McMillan stated they should not idle for long periods of time and the cranes and other equipment that will be used at the facility will be plugged in at night. Young also wanted to know if extra trees could be added for screening.

Mike Still addressed NS representatives and said he thinks we need more transparency from NS and more dialogue with the residents. Chairman Miller responded that he has addressed this with Roger Bennett and Mr. Rinde responded that he has written all of the residents concerns down.

Brenda McQuait also addressed NS representatives about the increase of horn blowing and could we request a quiet zone. NS representatives stated that they will address excessive horn blowing with employees but that they are required to blow the horn at certain intersection crossings. They also noted that when the trains pass each other they would blow the horn to signal each other but it should not be excessive and they will address this with them.

Supervisor Young also addressed NS representatives about when they would start advertising for jobs. NS representatives responded that they would hire a company to

contract employees for the intermodal facility and they would probably start this process two to three months before the start date of the facility. The employees would work for the contractor and not for Norfolk Southern.

Chairman Miller addressed NS representatives about the fact that they have said they will be a good neighbor but normally they would be submitting a land development plan but since NS is exempt, we have not received one. Miller also commented on the closing of Milnor Road and the fact that the intersections at Williamport Pike & Rt. 11; Hykes Road & Williamsport Pike and Mason Dixon Road & Greenmount Road are all failing intersections. He asked NS representatives if they would reconsider putting funding towards these intersections. Mr. Rinde reminded Chairman Miller that NS has already signed an agreement with the Township and they have agreed on an amount to give to the Township to use for any improvements we think would be necessary. Miller responded that none of these intersections were addressed in that agreement. Mr. Rinde stated that NS would not be willing to give

any additional funding to the Township. Miller questioned Tom Davis, Public Works Director about how much he thinks it would cost to repair the Williamsport Pike & Hykes Road intersection. Davis responded that he is estimating that it will cost \$600 - \$800K to take the hill off to try and make this a safer intersection. Miller questioned NS representatives about a meeting we had with Roger Bennett prior and he said that NS would support the Township to acquire additional funding. NS representatives agreed that they would support the Township to acquire additional funding elsewhere but NS is not willing to give us any additional funding.

Robert Wertime also addressed NS representatives and asked if they have any plans to install another set of tracks to Harrisburg. Mr. McMillan responded that they are studying this but there are no plans at this time. Mr. Wertime also asked NS representatives that if the judgments are not good when the intermodal facility opens, what kind of help would they give residents. Mr. McMillan responded that we could communicate and talk with the intermodal facility about issues. Mr. McMillan also stated that he will ensure that they put in more trees than what is on the existing plan. NS representatives also responded that the Township manager will get to know the intermodal facility manager and they can address issues together. Mr. Wertime also questioned who would be responsible for inspecting the buildings that are constructed at the intermodal facility. Mr. McMillan responded that Norfolk Southern has their own construction managers who would inspect the buildings and they have federal guidelines to comply with in constructing the buildings.

There was a question about how many trains would be traveling the tracks per day. Mr. Siik responded that there would be three trains each way per day for a total of six trains. Solicitor Lisko asked how many cars there were per train. Mr. McMillan responded that the trains are 8,000 feet long and the number of cars varies per train.

A Young/Baer motion passed with unanimous vote to adjourn the regular meeting at 8:44 p.m.

Respectfully Submitted,

Mary A. Klein

Secretary