

Minutes of the Antrim Township Supervisors
Regular Meeting

February 13, 2024

7:00 PM

The Antrim Township Board of Supervisors met Tuesday, February 13, 2024, at the Antrim Township office, located at 10655 Antrim Church Road, Greencastle, PA, 17225. The following board members were present: Fred Young, Chairman; Pat Heraty, Vice Chairman; John Alleman, and Chad Murray. The following were also in attendance: John Lisko, Solicitor; Chris Ardinger, Administrator/Roadmaster; Sylvia House, Zoning/Code Enforcement Officer; and Jennifer Becknell, Secretary/Treasurer. (*Supervisor Rick Baer was absent.*)

Heraty called the meeting to order at 7:00 p.m.

Heraty announced that the meetings are recorded and will be available on the Township website.

Murray offered a word of prayer, followed by the Pledge of Allegiance to the Flag.

Young called for Public Comment.

Tim Hykes, Molly Pitcher Hwy., asked the Supervisors to deny any stormwater exemption requests for Chloe Court as all the stormwater currently flows to his property on Hykes Road.

Charles Prettyman, Zarger Road, dropped off a sheet of paper with noise pollution information. Prettyman also asked the Supervisors to consider making no decisions for the Larry Meyers plan until all measurements on traffic, noise and air pollution are concluded.

An Alleman/Heraty motion passed 4-0 approving the minutes from the January 23, 2024, Regular meeting.

No action was taken for the February 6, 2024, Work Session minutes, as the proper vote count was not present.

An Alleman/Heraty motion passed 4-0 approving the payment of the bills on the Treasurer's reports dated February 13, 2024.

Visitor, Bill Blair, 2444 McDowell Road, representing Antrim Township Citizens For Safe Water (ATCFSW), stated that this meeting was chosen to update the public in person about new areas of concern in our community for the spreading of FPR (Food Processing Residual), which is Kauffman Road and Shinham Road; update on the ongoing water contamination in the Hollowell Church Road area; and the mission statement for ATCFSW. Mr. Blair read the mission statement for ATCFSW and read a definition of FPR. After Mr. Blair gave more information about the problems relating to FPR, Ed Tracy (Hollowell Church Rd.) spoke to the fact that the farmers who allow FPR on their properties should check with their insurance company to see if they have coverage for this use as it could develop into a costly liability if the FPR contaminates their own well or the well of a neighboring property. Lori Clopper (Hollowell Church Rd.) who is one of the homes with a contaminated well, gave her testimony on how they became affected by FPR and the legal battle that they have endured since August 2021. Mrs. Clopper stated she wants to educate the public on FPR and get DEP (Dept. of Environmental Protection) to truly regulate and monitor FPR. Mrs. Clopper encouraged all residents with a well to get a 3rd party independent water test done on their well water to establish a "clean water" date in the event that FPR does contaminate their well. Many residents were in attendance, made various comments and asked a variety of questions.

A Murray/Heraty motion passed 4-0 to table the Stormwater Exemption Request for Chloe Court Partnership, Hykes Road, and asked staff to reach out to Tim Hykes and invite him to the next Antrim Township Planning Commission.

A Murray/Heraty motion passed 4-0 to deny the modification request from §125-14(A)(6)(a)(1)(j), snow easements, for ACBP (Antrim Commons Business Park) Conservancy Lane. The Antrim Township Planning Commission recommended denying the modification, keeping the cul-de-sac snow easements at the 10:00 and 2:00 positions as our current ordinance requires.

A Heraty/Alleman motion passed 4-0 granting the modification request from §125 and §126 for 7693 Browns Mill Road allowing a 21' x 36' (756 SF) ADA compliant bathhouse to be constructed in the same location of a previously demolished 18' x 28' (504 SF) bathhouse. This is an increase of 252 SF of impervious area. The Antrim Township Planning Commission recommended granting this modification.

A Heraty/Alleman motion passed 4-0 to table the modification request from §125-15(A), (D), and (G), Conservation Practices, for James and Donna Martin, farm located between Horst Road and Strite Road. The Antrim Township Planning Commission recommended denying this modification request as it does not create a hardship.

A Heraty/Murray motion passed 4-0 authorizing the Chairman to sign the Standard Stormwater Facilities Maintenance and Monitoring Agreement for Keystone Crossing, South Young Road.

A Heraty/Alleman motion passed 4-0 authorizing the Chairman to sign the Standard Stormwater Facilities Maintenance and Monitoring Agreement Franklin Veterinary Associates, Buchanan Trail West.

An Alleman/Heraty motion passed 4-0 authorizing the Chairman to sign the Agreement to Amend the Tex R. and Betty M. Myers, Glenn and Virginia M. Hykes plan recorded March 23, 1989, changing the front and rear setbacks of this lot from 50' to our current setback of 25' and also changing the side setback from 15' to our current 12' side setback.

An Alleman/Heraty motion passed 4-0 granting a 180-day plan extension to Buchanan Flats, East Baltimore Street.

A Heraty/Murray motion passed 4-0 granting a 120-day plan extension to James A. and Donna F. Martin, property located between Horst Road and Strite Road. The Antrim Township Planning Commission recommended granting this extension request.

A Heraty/Alleman motion passed 4-0 conditionally approving the final plan for Ronald E., Kimberly A., and Brain W. Statler, 3 lot subdivision creating 3 agricultural lots, Statler Road, pending approval from JWP Environmental for the RFPW-NBD (Request from Planning Waiver-Non Building Declaration).

A Heraty/Alleman motion passed 4-0 authorizing the Township Administrator to sign the Exemption Mailer for Keystone Crossing, South Young Road, for the additional 22 equivalent dwellings units (EDU) being added to the original 120 approved EDUs, which will flow to the Antrim Township Municipal Authority (ATMA) sewer system.

An Alleman/Murray motion passed 4-0 authorizing the Township Administrator to sign the Exemption Mailer for Franklin Veterinary Association, Buchanan Trail West, for the addition of one (1) EDU being assigned for the construction of a second building.

A Heraty/Alleman motion passed 4-0 approving, by Resolution # 372, the Sewer Facilities Planning Module-Component 2, for James and Donna Martin, Strite Road. This module is for a single-family home lot with an on-lot septic system.

A Heraty/Murray motion passed 4-0 conditionally approving the RFPW-NBD (Request from Planning Wavier-Non Building Declaration) for Ronald E., Kimberly A., and Brain W. Statler, pending satisfactory review from JWP Environmental, 3 lot subdivision creating 3 agricultural lots, Statler Road,

An Alleman/Heraty motion passed 4-0 authorizing the Township Administrator to sign the Exemption Mailer for US Cold Storage, Hykes Road, adding 20 EDU's to the Antrim Township Municipal Authority (ATMA) sewer system.

A Heraty/Alleman motion passed 4-0 conditionally approving the release of financial security for 2017 Greenmount Road LLC Lot 2, Greenmount Road Relocation, pending the recommendation from the Township's engineering firm, Dewberry.

A Heraty/Young motion passed 4-0 acknowledging and accepting the withdrawal of the Agricultural Security Application from Larry E. and Grace E. Meyers, 752 Zarger Road. The Antrim Township Planning Commission recommended accepting the withdrawal.

A Heraty/Young motion passed 4-0 authorizing staff to send a Notice of Violation to the property owners of 11157 Katie Lane, stating the property owner has 30 days to remove all violations.

The Township Solicitor called for an Executive Session this evening.

Ardinger gave an update on the following departments:

- Roads: crew working out at the park; sign work; winter maintenance on equipment; snow plowing; widening Meyers Road; temporary patching on Roberts, Rogers and Friendship Village; cold patching; Harshman Road needs shoulder work; and cleaned up the area where the barn was removed.
- Public Works: sold the sewer departments 1998 Ford Explorer for \$5,954.99; Rochester Place water supply still coming along well-the tower will come in pieces and should be about 25' tall.
- Parks: very productive Board of Supervisors workshop with the Park Committee; moving forward with Martins Mill Bridge Park access road preparation (clearing trees, debris, etc.); moving forward with constructing a pavilion by the pond on the Buchanan property; Gay Buchanan and family are donating trees to be planted around the pavilion/pond.
- Administrator: moving forward on phone system with quotes coming in much cheaper than anticipated; the phone systems are cloud based rather than actual system in house.

A Young/Heraty motion passed 4-0 authorizing staff to transfer \$500,000 from Sewer operating account (08-101-000) to the Capital Improvement Fund-Sewer account (97-101-000). This is the annual excess sewer fund transfer to satisfy the terms of the lease-back agreement between the Board of Supervisors and the Municipal Authority.

A Heraty/Alleman motion passed 4-0 awarding the highest bidder, Eric Frain (L & E Farms), the lease of the Buchanan/Murray property for the harvesting of hay for 2024. There were two bids received and the highest bid was \$130.00/acre for a total of \$2,600.00.

An Alleman/Murray motion passed 4-0 authorizing staff to issue the Letter of Support for G-A School District to satisfy their grant application requirement with the following two changes; letter is to be on Township letterhead and the signee is to be the Township Administrator.

A Murray/Heraty motion passed 4-0 authorizing staff to remove the \$13.50 penalty charge on Utility Billing account # 3473.

A Heraty/Murray motion passed 4-0 denying the removal of the \$323.08 penalty charge on Utility Billing account # 1416.

Murray stated he is in favor of passing an ordinance on FPR (Food Processing Residual).

Alleman also stated he is in favor of passing an FPR ordinance.

Heraty said that he would like to move forward with staff drafting a FPR ordinance stating that it is ludicrous that DEP is requiring the Township to participate in the MS4 program to clean the water that flows to the Chesapeake Bay and does nothing to control the potential contaminants from FPR in our local water sources and could be entering the Conococheague Creek, which eventually flows through to the Chesapeake Bay.

Young offered condolences to the Meyers family for the passing away of Alan Meyers. Young also thanked the Road Crew for their great job with the snowplow routes.

Young called for Public Comment.

Kelly Scott, Friendship Village Road, thanked the snowplow driver for doing their street at 5:30 a.m., stating that it usually doesn't get done until late or the late Alan Meyers did it for them. Ms. Scott also thanked the group "Antrim Township Citizens For Safe Water" for their extraordinary efforts on educating the public on FPR.

Bill Blair, McDowell Road, thanked Ms. Scott for her compliment. Mr. Blair stated that if the person who contacted him this afternoon is listening to the posted recording that he heard every word that was spoken concerning FPR and now knows the reality of FPR. Mr. Blair also commented that he would like to have a link of our 2-13-2024 meeting to the ATCFSW webpage. Mr. Blair also asked the residents to challenge the sitting elected officials and the people who are running for office what they are going to do about FPR, taking the politics out of the equation.

Robert Smith, Angle Road, stated that at the rear of his property there are many sink holes and a farm field within five feet of his property line. He isn't concerned about FPR as this farmer uses only a manure kicker and doesn't spray the FPR liquid, but what about when that farm changes hands. Mr. Smith also stated that the public needs to understand that the FPR isn't bad if it's just the natural food residual, but it's the chemicals that are collected in the cleaning process of the processing equipment. Mr. Smith said that if we can get locations to issue car inspections for emissions, we can get locations to test FPR before spreading.

Supervisor Murray stated that the issue of writing an FPR ordinance needs to be tempered with the knowledge that there are two sides to the FPR issue, the farmers who want it and the concerned residents who worry that it might be unsafe.

Nate Bacon, Wingerton Road, stated that half the battle of tracking FPR is done, as it is a federal law that all haulers are required to have a Bill of Lading/Manifest detailing the type, quantity and destination of the goods being carried. We just need to have them reviewed and spot checked by DEP.

A Heraty/Alleman motion passed 4-0 to adjourn the Regular Meeting at 9:22 p.m. and enter the Executive Session.

A Heraty/Murray motion passed 4-0 to adjourn the Executive Session, back to the regular meeting, at 9:58 p.m.

Young announced that legal advice and potential litigation were discussed during the Executive Session.

A Heraty/Alleman motion passed 4-0 to adjourn the Regular Meeting at 9:58 p.m.

Respectfully submitted,

Jennifer Becknell
Board of Supervisors Secretary