

Butler Township Board of Supervisors  
Meeting Minutes  
July 8, 2019

**Members Present:** Doug Bower, Douglas Whitworth, Todd King (Solicitor), Danielle Helwig

Supervisors Wertz: Absent

**Others:** Carly Marshall, Larry & Joan Bushey, Ed Wilkinson, Linda McCullough, Wesley Johnson, Natalie Johnson, Jeff Morton, Carrie Cook (Ragan) & resident (illegible signature)

Chairman, Bower called the meeting to order at 7:00 p.m.

**PUBLIC COMMENT:**

NONE

**REGULAR BUSINESS:**

**On a motion made by Whitworth 2<sup>nd</sup> by Bower the June 2019 meeting minutes are approved. Motion carried 2-0**

- **Don Taylor:** No Show
- **Zoning:** Carly Marshall: Minor correction have been made on pages 109 & 111. Formatting changes made to defined terms and they have been capitalized. Arendtsville Solicitor had questions on lot additions on Non-Conforming lots. Biggest change was with the general statement page 26 section 303 that limits 1 principle use per lot. Concerns with ag uses. The request was to remove it from the section, Rob feels strongly about this item, and he proposed changes that are in the Ag Pres district and Land Pres. District. Solicitor King advised the changes Rob Thealer proposes are good. Each Municipality will have its own hearing zoning board. Arendtsville comments should be here prior to next meeting. Carly still needs to update the accessory tables and maps.
- **On a motion made by Whitworth 2<sup>nd</sup> by Bower the Reservation of Capacity Ordinance is adopted. Motion carried 2-0**  
Solicitor King will follow up with Solicitor Yannetti regarding the sewer agreements and the Borough may want to revisit and update them. Question on the number of EDU's available to the Township if any.
- **On a motion made by Whitworth 2<sup>nd</sup> by Bower the Resolution setting the 2019 fees for Butler Township is passed. Motion carried 2-0**

- **Noise Ordinance:** Questions have been received regarding private target/firing ranges. Suggestion to setting safe distances and hours that shooting is permitted. Commercial ranges can be addressed through zoning. Solicitor King asked about leaving the time frame to what is already proposed in the draft ordinance. Bower suggests firing to be allowed between 10 am and 8 pm. And adjusted between the day light savings time. The Supervisors want to research this further. Carly will be looking at adding this to the zoning. (Ag Pres and Land Conservation districts, Commercial ranges would be limited to Land Conservation areas and not permitted in Ag Preservation areas) Resident requested a different start time on Sundays.
- **Zoning additional comments:** The Supervisors recommended changing the boundary line of the residential area outside east of Biglerville back to the original zoned areas.
- **Animals:** A brief discussion was made regarding animals. Carly will research for us for additions to the zoning. There is nothing currently in the Township regulating the types and number of animals on property. Solicitor King will draft a proposed ordinance. Ed Wilkinson commented on Nutrient Management plans.
- **Outstanding bills: On a motion made by Bower 2<sup>nd</sup> by Whitworth the Supervisors have directed the Solicitor to move forward with filing liens against Breighner, Hood and Stoner. Motion carried 2-0**
- **Comcast Contract:** Attorney Sam Wiser is drafting the Comcast Contract. The Supervisors have basically agreed to ask for as much as we can and see what we get. The supervisors have agreed not to ask for a PEG fee. The Township needs to provide Comcast with a letter of intent to renegotiate the contract. The Secretary asked if this is to come from the Township or if Sam Wiser will draft.
- **Patrono Bond release:** Conservation district still looking for required documents.
- **University Dr:** Jon Holmes received and Ok'd the Maintenance Bond with one correction to the date of the original improvement bond. Solicitor King suggests contacting the company to have a new corrected copy mailed out.  
**On a motion made by Whitworth 2<sup>nd</sup> by Bower the Improvement bond for Vertical Bridge Development LLC is released and reduced to a Maintenance bond in the amount of \$15,776.48. Motion carried 2-0**
- **On a motion made by Whitworth 2<sup>nd</sup> by Bower the Supervisors approved the Secretary to attend a Budgeting Workshop at PSATS. Motion carried 2-0**

- **On a motion made by Bower 2<sup>nd</sup> by Whitworth the Supervisors waived the preliminary plan for the Rogers subdivision on Zeigler Mill Rd. Motion carried 2-0**

**Items for discussion:**

- Nuisance updates:

Carol Burkes relatives thanked the Township for allowing them leniency with regards to cleaning up the property. The Township is satisfied with the progress thus far.

417/420 Oak Hill Rd – Bower visited the property and spoke with Mr. Wherey. Cars are registered in Montana but not inspected. Cars behind the building are not in bad shape. Solicitor Kings comments it will be difficult to enforce a nuisance if they are not falling apart. Secretary is to send a 30-day letter.

Guernsey Rd, Scott – Bower commented that Mr. Scott has done some work, but still much to do. Secretary is to send a 30-day letter.

Clear Springs Rd, Kauffman and Neighbor – property has been cleaned up.

1504 Old Carlisle Rd, Chronister – Bower spoke with Mr. Chronister. Secretary is to send a 30-day letter.

Benders Church Rd, Dunlap – Wertz was going to speak with her. Secretary is to send a 30-day letter

Corner of Shrivvers Corner and Table Rock Rd – Secretary to send letter

735 Center Mills Rd – Weed Complaint – First letter was returned. New Letter mailed out July 3. Doug will stop and talk to him.

**On a motion made by Whitworth and 2<sup>nd</sup> by Bower the Supervisors approved paying the bills from June 11 – July 8, 2019. Motion carried 2-0**

**On a motion mad by Whitworth 2<sup>nd</sup> by Bower the Supervisors approved the June Payroll. Motion carried 2-0**

**With no further business and on a motion made by Whitworth and 2<sup>nd</sup> by Bower the meeting was adjourned at 8:30 p.m.**

Respectfully submitted,

Danielle Helwig  
Secretary