

MAHONING TOWNSHIP BOARD OF SUPERVISORS MEETING

MINUTES

February 08, 2023

CALL TO ORDER:

Myron Blahy called the meeting to order at 6:00PM at the Mahoning Township Building 2685 Mahoning Drive East, Lehigh, PA 18235

PRESENT:

Myron Blahy, Vice-Chairman; Ronald Reeser, Supervisor; Deborah McGowan, Supervisor, Thomas Nanovic, Solicitor and Natalie D. Haggerty, Secretary-Treasurer.

ABSENT:

Brian Reeser, Supervisor; Robert Slaw, Chairman

PUBLIC COMMENT:

Ruthann Schlecht – Resident. Concern with people staying overnight at the Mahoning Valley Drive In, does not believe there is any need to have anyone stay overnight. Tom Nanovic reminded the board and Mrs. Schlecht that we filed an enforcement notice, was unsuccessful at the zoning heard board and filed an appeal at the trial court. The trial court reversed part of the zoning hearing boards decision. The Drive In Theater appealed to the commonwealth court.

Sandra Palinchak, Zoning Hearing Board – Opted to not speak tonight.

APPROVAL OF MINUTES:

MOTION

Deborah McGowan made a motion to approve the Minutes of the December 28, 2022 Board of Supervisors Meeting. Seconded by Ronald Reeser. Myron Blahy, yes; Ronald Reeser, yes; and Deborah McGowan, yes. 3-0 vote. Motion carried

Deborah McGowan made a motion to approve the Minutes of the January 3, 2023 Board of Supervisors Organization Meeting. Seconded by Ronald Reeser. Myron Blahy, yes; Ronald Reeser, yes; and Deborah McGowan, yes. 3-0 vote. Motion carried

Deborah McGowan made a motion to approve the Minutes of the January 11, 2023 Board of Supervisors Meeting. Seconded by Ronald Reeser. Myron Blahy, yes; Ronald Reeser, yes; and Deborah McGowan, yes. 3-0 vote. Motion carried

APPROVAL OF TRANSFERS:

MOTION

Deborah McGowan made a motion to approve the following transfers:

\$24,631.52 General Checking to Payroll Checking pay date 1/12/23

\$17,344.42 General Checking to Payroll Checking pay date 1/19/23

\$16,510.09 General Checking to Payroll Checking pay date 1/24/23

\$16,046.46 General Checking to Payroll Checking pay date 2/02/23

\$537.97 Residential Street Light to General Checking

\$595.20 Residential Fire Hydrant to General Checking

Seconded by Myron Blahy. Myron Blahy, yes; Ronald Reeser, yes and Deborah McGowan, yes. 3-0 vote. Motion carried.

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APPROVAL OF TREASURER REPORT:

MOTION

Myron Blahy made a motion to approve the Treasurer's Report for January 2023. Seconded by Ronald Reeser. Myron Blahy, yes; Ronald Reeser, yes and Deborah McGowan, yes. 3-0 vote. Motion carried.

PAYMENT OF BILLS AND PAYROLLS:

MOTION

Deborah McGowan made a motion to approve the following bills and payrolls:

Bill List #503 in the amount of \$159,906.61

General Check's #24145-#24186

State Check #1796

Building and Land Check's #1066-#1068

Subdivision Land Development Check's #1361-#1367

LVH Check's #141-#142

Seconded by Ronald Reeser. Myron Blahy, yes; Ronald Reeser, yes and Deborah McGowan, yes. 3-0 vote. Motion carried.

REPORTS

MOTION

Ronald Reeser made a motion to accept and place file the following reports:

Mahoning Township Road Department Reports January 8, 2023-January 28, 2023

Mahoning Township Equipment and Fuel Log January 2023

Mahoning Township Municipal Authority minutes for November 16,2022 & December 21, 2022

Mahoning Township Zoning Hearing Board minutes for December 13, 2022

Mahoning Valley Vol. Fire Company No. 1 Year End Fire Report 2022 and Profit and Loss 2022

Seconded by Myron Blahy. Myron Blahy, yes; Ronald Reeser, yes and Deborah McGowan, yes 3-0 vote. Motion carried.

NEW BUSINESS:

Yenser's Family Farm, Ryan & Jan Wentz. Jan Wentz introduced her family; they are a 3rd generation tree farm owners committed to continue farming in the valley. Business is growing and they currently run the retail part of the business out of their two-car garage in the bottom of their home. They offer agritourism activities, to guests as well as field trips educating children, etc. They feel they can no longer be efficient working out of their garage. Purpose for being at meeting is to let us know what the project is and how the building will impact their business and livelihood.

Woody Frey, contractor for Service Construction, brought plans showing the view of the farm as well as the building design, inside and out and identified where the proposed building would be located. Site plans were also provided.

Past 18 months they have been working on the design of a building that will work well with both the farming and allow for preparation and sale of crops & food to guests as well as hold meetings and weddings when they are not open for farm season. Port o Potts will continue to be available for larger crowd events, as they are now. The kitchen will be used for farming activities, only. (i.e. hot dogs, cold drinks, slushy's). Not for wedding or events nor can the kitchen be used by outside people. Events would have to be catered. Currently food trucks are used for events and

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have become challenging to use. They are working with Seigfried's Commercial Kitchen Equipment in relation to all codes and requirements. Brief discussion involving the board of health requirements was had.

Woody Frey from Service Construction has been working with township and the zoning officer, at the time, Paul Jarrett. Septic system process was through Scott Bieber. Permit application process began May 2022. They successfully received the permit for standard septic from Scott Bieber. The secondary system did not pass, and a rejection letter was received by DEP on Sept 29, 2022. The rejection was partly due to the fact that a secondary test was not performed on the house. In Oct, a second test for the house was performed, submitted, and on Dec 21 an approval letter was received. They were approved to be exempt from the state and Scott Bieber is approved to do inspections. At this time, they reached out to Bruce Steigerwalt, Engineer, to inform him to design the system, he finished on Dec 31, turned design into Scott Bieber, he reviewed and approval was received by Wentz/Frey on Jan 12, 2023. Jan 4 preliminary, unstamped plans were sent to LV Inspections, Paul Jarrett. Jan 23 Paul Jarrett contacted Woody and let him know that everything has been approved and plans are at the Mahoning Township office for him to pick up and pay. At this time they believed Under Paul Jarrett, all requirements were met. Woody contacted Mahoning Township and was informed Paul Jarrett was not re-appointed and the new zoning officer was LTL Consultants and Natalie would find out how this application would be handled since it was not submitted prior to re-organization. Jan 24 Natalie reached out to the board of supervisors and Tom looking for guidance on how to handle. Tom responded with the need for a review of applications and possible land development needs and Natalie was instructed that application must go through LTL. Application was then made and sent to LTL Consultants, along with all prior documentation received through LV Inspection. The new zoning officer, Steve Wanner of LTL advised the applicant, Jan 30th letter, that there are additional requirements that were needed to be met before permits could be issued. One of the requirements is Land Development. Recommendation to Wentz/Frey is to come to Planning Commission meeting with plans and suggestions of what they need and the waivers they are hoping to acquire. Natalie will add Wentz/Frey to the agenda for the Planning Commission meeting scheduled for Wed February 15, 2023.

Schedule Conditional Use Hearing – Dollar General
Meeting scheduled for March 8, 5pm

Todd Banning Minor Subdivision Extension April 30, 2023

Ronald Reeser made a motion to accept the extension until April 30, 2023 to complete their improvements. Seconded by Myron Blahy. Ronald Reeser, yes; Myron Blahy, yes; and Deborah McGowan, yes. 3-0 vote. Motion carried.

Planning Commission and Zoning Hearing Board Member Pay
Tabled until Robert Slaw is in attendance.

Motion to approve EIT Volunteer Credit Certificates for 2022

Ronald Reeser made a motion to approve EIT tax credits for year 2022. Seconded by Deborah McGowan. Ronald Reeser, yes; Myron Blahy, yes; and Deborah McGowan, yes. 3-0 vote. Motion carried.

FIRE COMPANY

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Kevin Connors	2210 Mahoning Drive West
Andrew Yenser	2239 Mahoning Drive West
Rickey Frey	2285 Mahoning Drive West
John A. Michalik	2986 Mahoning Drive West
Mark Ebbert	1037 Mahoning Drive East
Clifford Klotz II	18 Chestnut Lane
Rob Frey	672 Mill Road
Neal Ebbert II	39 Brook Drive
Darrin Arndt	16 Mahoning Drive East
Alden Everett	3 Laurel Road
Jeffrey Miller	2264 Mahoning Drive West
Robert Brooks	122 Keiser Lane
William Boyd Henry III	1518 Hemlock Drive
Erik Reichard	2547 Mahoning Drive West
Bryan Pollock	694 Mill Road
Andrew Conrad	2701 Mahoning Drive West
Chris Sterner	50 Manor Lane East
MAHONING VALLEY AMBULANCE	
Robert W. Miller	983 Mill Road
Brandon Ruch	1386 Twin Crest Drive

OLD BUSINESS:

Sierra Vista (Planning Commission granted conditional final plan approval of Sierra Vista Phase 1A, conditions: Compliance with comments of LTL letter of 10-20-2020. No construction to take place until pre-security agreement is approved and signed, and escrow fund for construction inspection and letter of credit for sewer main trench maintenance and Flagstaff Road overlay are submitted to the Township). **RECEIVED EXTENSION LETTER TO June 30, 2023 (MOTION GRANTED EARLIER ON AGENDA)**

CORRESPONDENCE:

MOTION

Ronald Reeser made a motion to accept and place on file the correspondence dated February 08, 2023. Seconded by Myron Blahy. Myron Blahy, yes; Ronald Reeser, yes and Deborah McGowan, yes. 3-0 vote. Motion carried.

***PENNSYLVANIA DEPT OF TRANSPORTATION LTAP, WINTER 2023 QUARTERLY REVIEW

***OFFICE OF THE CARBON COUNTY COMMISSIONERS, CHRIS LUKASEVICH, COMMISSIONER
RE: OPPORTUNITY TO PRESENT A "STATE OF THE MUNICIPALITY" OVERVIEW

***CARBON COUNTY EMERGENCY MANAGEMENT AGENCY, SEMINAR INVITATION FOR ALL
ELECTED/APPOINTED MUNICIPAL OFFICIALS. MONDAY APRIL 3, 2023

***COLONIAL SURVEYING & MAPPING, DAVID S HUMENANSKY, PLS

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RE: 90 DAY EXTENSTION FOR TODD BANNING TO ADDRESS ENGINEERS REVIEW, DEAL WITH SEWER TESTING AND PLANNING MODULE.

***D&D ENGINEERING & GENERAL CONSTRUCTION, LLC., DEANNA L SCHMOYER P.E. PROJECT MGR
RE: ACT 14 MUNICIPAL NOTIFICATION, SUMMIT RIDGE PHASE 1 – INDIVIDUAL NPDES PERMIT INTENT OF APPLICATION.

Every 5 years application for renewal is required for NPDES and a municipal notification is sent to the township to complete and return. Board approved and Natalie will complete and return.

***LTL CONSULTANTS, STEPHEN WANNER, MT ZONING OFFICER
RE: SALERNO BUILDING PERMIT APPLICATION REVIEW AND FINDINGS

***LTL CONSULTANTS, STEPHEN WANNER, MT ZONING OFFICER
RE: WENTZ BUILDING PERMIT APPLICATION REVIEW AND FINDINGS.

***LTL CONSULTANTS, STEPHEN WANNER, MT ZONING OFFICER
RE: SNODDY RESIDENTIAL APPLICATION REVIEW AND FINDINGS

***NANOVIC LAW OFFICES, THOMAS S. NANOVIC
RE: REVIEW OF WATKINS ARCHITECT, LTD PROPOSED RENOVATIONS/BID DOCUMENTS IN RELATION TO THE DIAZ BUILDING.

Upon Tom's request, Natalie will send Tom's review and findings to Wentz for review and approval of Tom's notes.

***NANOVIC LAW OFFICES, THOMAS S NANOVIC
RE: MAHONING TOWNSHIP DRIVE-IN THEATER. REQUEST FOR FILING A STATEMENT OF ERRORS

***NANOVIC LAW OFFICES, THOMAS S NANOVIC
RE: CAMPGROUND OR RECREATIONAL VEHICLE PARK AND CAMPSITE DEFINITIONS, MAHONING TOWNSHIP ZONING ORDINANCE

Discussed and letter is being sent by Tom to Carson and Board of Supervisors. Amusement tax possibility discussed and determined by State Law outdoor Drive Ins are exempt.

COMMITTEE REPORTS:

POLICE COMMITTEE:

Truck is still at Kovatch being outfitted for lights and markings.

ROAD COMMITTEE:

Steps are needed for the pickup truck; purchase will be made soon. Cannot find steps under \$400.00. Approval was given to Nevin to order the steps.

OFFICIALS:

Tom Nanovic announced there will be an executive session at the conclusion of the meeting, will not be returning for further business.

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ADJOURNMENT:

MOTION

Deborah McGowan made a motion to adjourn the meeting 7:04PM. Seconded by Ronald Reeser. Myron Blahy, yes; Ronald Reeser, yes; and Deborah McGowan, yes 3-0 vote. Motion carried.

Respectfully Submitted,

Prepared from recording