

***SUPERVISORS OF FAIRVIEW TOWNSHIP***

7471 McCray Road  
Fairview, PA 16415

Regular Meeting  
May 7, 2013  
9:00 A.M.

The regular meeting of the Supervisors of Fairview Township was called to order at 9:00 A.M. on May 7, 2013 by Chairman Peter D. Kraus, followed with the Pledge of Allegiance.

Present: Supervisors Peter Kraus and David Carner; Secretary Pamela Rhoades; Zoning Administrator James Cardman; Engineer George Willis

Visitors: Paul Bacik; Gerald Roney; Andrew Pastor; Jodie Pastor; Rob Glance; Tom Gido; Nelson Trushell; J.R. Freeman; Shannon Reiger.

**CITIZENS CONCERNS/INQUIRIES:**

Mr. & Mrs. Pastor – 7774 Maple St, along with their Attorney - Rob Glance, discussed the violation notice the Pastors received from the Fairview Township Zoning Office. They feel that this letter was threatening and unjustified. The Pastor's stated that they have had the chickens and goats for years, and it wasn't until the chickens got loose one time did the neighbors complain. Under the current zoning ordinance, the A-1 District where the Pastor's live, does not allow for chickens or goats. Atty. Glance also brought up the fact that the violation notice has some errors. After much discussion, the Supervisors agreed to hold 3 public meetings to allow input from the residents while writing the new zoning ordinances and to also write a "violation protocol" for future use.

**MINUTES:** Minutes of the April 8, 2013 regular meeting were approved on motion by Mr. Carner, seconded by Mr. Kraus. Unanimous.

**PAYMENT OF BILLS:** Unanimous approval was given for the payment of bills, per the list attached to the agenda, on motion by Mr. Carner, seconded by Mr. Kraus.

General Fund: \$ 8,029.93 Payroll 4/11/13 Checks #45021-45038  
4,873.13 Payables 4/11/13 Checks #11080-11083  
8,373.29 Payroll 4/18/13 Checks #45039-45055  
3,846.88 Payables 4/18/13 Checks #11084-11085  
8,140.05 Payroll 4/25/13 Checks #45056-45072  
43,014.75 Payables 4/25/13 Checks #11086-11116  
8,387.47 Payroll 5/2/13 Checks #45073-45090  
134.38 Payables 5/2/13 Checks #11117-11118  
72,842.86 TBP 5/7/13 Checks #11119-11152

Street Light Fund: \$ 3,762.80  
Fuel Surcharge Fund: \$ 305.96  
Stormwater Fund: \$4,817.50

**TREASURER'S REPORT:** Approved, as presented on motion by Mr. Carner, seconded by Mr. Kraus. Unanimous

**ENGINEER:**

Mr. Willis reported that Urban Engineers continues to work on Brandy Run Stormwater issues. They received new plans which includes 2 wet ponds instead of 1 and will review them. The plans will be presented to the Planning Commission on May 13, 2013 and the Supervisors are hoping that Brandy Run residents will attend.

Mr. Willis reported that Urban Engineers received plans for Evergreen Farms Phase 3 and will review them.

**PLANNING & ZONING:**

The Supervisors received a letter from the Erie County Agricultural Land Preservation Board concerning the Trushel Property – 4750 Bear Creek Rd – and the right to farm their property, even though it is zoned R-2. The Zoning Officer will respond to the Preservation Board informing them that this property has been farmed for over 100 years and the Trushel's plan on continuing this process and have no plan to develop this piece of land. There is a proposal to change this property from R-2 to A-1, in the Comprehensive Plan.

**SECRETARY:**

The Supervisors unanimously approved Resolution No. 6-2013 on motion by Mr. Carner, seconded by Mr. Kraus.

*FAIRVIEW TOWNSHIP*

*RESOLUTION NO. 6-2013*

A RESOLUTION OF THE SUPERVISORS OF FAIRVIEW TOWNSHIP DESIGNATING THE USE OF THE 2013 APPLICATION FOR COUNTY LIQUID FUELS TAX FUNDS (\$20,937) FOR WINTER MAINTENANCE MATERIALS.

Adopted this 7th day of May, 2013.

The Supervisors decided to table Resolution No. 7-2013, to remove all current and future taxes, and delete parcel No. 53-93.1-51.73 per request of Erie County Department of Finance, until an explanation of why we need to include "future taxes" is received from Mr. Letzelter.

**UNFINISHED BUSINESS:**

Mr. Carner reported that we are now working on the Ordinance Amendments at the Wednesday 1:00 PM Workshop Meetings.

**NEW BUSINESS:**

Unanimous approval was given to change the May 21, 2013 meeting to May 22, 2013, 7:00 P.M. due to election day on motion by Mr. Carner, seconded by Mr. Kraus.

**SUPERVISORS' REPORT:**

Mr. Kraus requested a letter be sent to PennDOT concerning repairs to the catch basin at Route 5 & Millfair Rd, on motion by Mr. Kraus, seconded by Mr. Carner. Unanimous.

Mr. Carner reported that the Fairview Water Authority has received bids for the water line extension on Route 20. They will be awarding the bid to the lowest qualified bidder.

The meeting was adjourned at 10:44 A.M. Motion by Mr. Carner, seconded by Mr. Kraus.

Respectfully submitted,

Pamela S. Rhoades  
Secretary