

***SUPERVISORS OF FAIRVIEW TOWNSHIP***

7471 McCray Road  
Fairview, PA 16415

Regular Meeting  
May 22, 2013  
7:00 P.M.

The regular meeting of the Supervisors of Fairview Township was called to order at 7:00 P.M. on May 22, 2013 by Chairman Peter D. Kraus, followed with the Pledge of Allegiance.

Present: Supervisors Ralph Heidler, Peter Kraus and David Carner;  
Secretary Pamela Rhoades; Zoning Administrator James Cardman;  
Solicitor Paul Burroughs

Visitors: Spencer Ross, Colin Noble, Jim Carstater; Tony Mitcho; Gerald Michael; Debbie Kuholski; Gerald Roney; Ellen Murphey; Kyle Anderson; Travis Pettis; Dave McLallen; Leo Heintz; Tom Inks

**PUBLIC HEARING TO APPROVE THE ADOPTION OF THE (SALDO) SUBDIVISION AND LAND DEVELOPMENT ORDINANCE AMENDMENTS:**

The regular meeting was closed and the hearing opened at 7:02 P.M. on motion by Mr. Carner, seconded by Mr. Heidler. Unanimous.

The Court Stenographer recorded all comments from the public and the hearing was closed at 7:13 P.M. on motion by Mr. Heidler, seconded by Mr. Carner. Unanimous.

The Supervisors unanimously approved making a few changes to the SALDO and to re-advertise for another hearing for adoption of the (SALDO) Subdivision and Land Development Ordinance Amendments on motion by Mr. Heidler, seconded by Mr. Carner.

**CITIZENS CONCERNS/INQUIRIES:**

Residents of Brandy Run were present to discuss the progress of the stormwater issues and Phase 4 plans which included adding Kaylin Way. These plans will now go to Urban Engineers for review. The plans should be ready for the Fairview Planning Commission for the June 10<sup>th</sup> meeting. The new stormwater plans show two wet ponds instead of one, with a slope of 3to1. Pond #1 will hold 6 feet of water instead of 8 feet. The residents are still adamant about not having any wet ponds. They were all told by the developer that the ponds would be dry ponds and that is what they want. The Supervisors would like to see the fence samples that the developer have in mind for the two ponds.

**MINUTES:** Minutes of the May 7, 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. Heidler, seconded by Mr. Carner.

General Fund: \$ 8,822.76 Payroll 5/9/13 Checks #45091-45108  
4,032.33 Payables 5/9/13 Check # 11153  
11,310.54 Payroll 5/16/13 Checks #45109-45126  
5,317.02 Payables 5/16/13 Check #11154  
48,209.10 TBP 5/22/13 Checks #11155-11185

Street Lights: \$ 116.74

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

**SOLICITOR:**

**PLANNING & ZONING:**

The Supervisors unanimously approved the Developer Agreement for Evergreen Farms Phase 3 on motion by Mr. Carner, seconded by Mr. Heidler.

Mr. Cardman received a request for a reduction in Letter of Credit for the Presbyterian Lodge. This has been forwarded to Urban Engineer for review and approval or denial.

**SECRETARY:**

Resolution No. 7-2013 has again been tabled by the Supervisors until more information is received from Erie County Assessment Office.

**NEW BUSINESS:**

The Supervisors unanimously approved donating up to \$20,000.00 for installation of Relco Lights in Fairview Township, with the help of Erie County Gambling Grant and donations by Erie Hospitals, on motion by Mr. Carner, seconded by Mr. Heidler.

The Supervisors unanimously approved going out for bid for road materials on motion by Mr. Heidler, seconded by Mr. Carner.

The Supervisors unanimously agreed to have Atty Burroughs draft an agreement between Fairview Township Fire Department, Lake Shore Fire Department and Fairview Township regarding the Local Service Tax. Details including the 60/40 split – 60% to Fairview Fire Department and 40% to Lake Shore Fire Department, with Fairview Township holding 10% in reserve; the number of

dispersements per year; the length of the contract being 5 years; and that the monies will be spent only on capital purchases.

The Supervisors unanimously approved June 7<sup>th</sup> & June 17, 2013 @ 7:00 PM as the public discussion meeting dates for the proposed changes to Residential and Ag District Ordinance, on motion by Mr. Carner, seconded by Mr. Heider.

**SUPERVISORS' REPORT:**

Mr. Kraus discussed the issues with having bands at the parks. The Fairview Parks and Recreation Authority has a different view concerning this matter than the Supervisors. The Rec Authority wants to allow the bands and the Supervisors feel that it is not fair for the neighbors of the parks to have to listen to loud music on the weekends. The Supervisors are asking the neighbors of the park to come to the next Rec Authority meeting and discuss this further.

Mr. Kraus, along with Mr. Willis and Mr. Holland from Urban Engineers met with the representatives at the Presbyertian Lodge after dark to test the lighting that is causing the neighbors to complain. Approximately 90% of the lights were fine. The Lodge representatives agreed to shield the lights that are causing problems until the newly planted trees grow enough to protect the neighbors.

Mr. Carner reported that the Fairview Sewer & Water Authority awarded the low bidder for the water line extension to Amendola Development Co. and they have begun working on Route 20 already.

Mr. Heidler reported that the Supervisors are working on a new protocol for zoning violation procedures for the Zoning Office to follow.

Mr. Heidler reported that there has been vandalism at the Township Building and that a motion detection camera has helped the police to catch the thieves.

The meeting was adjourned at 8:58 P.M. Motion by Mr. Heidler, seconded by Mr. Carner.

Respectfully submitted,

Pamela S. Rhoades  
Secretary