

August 9, 2006

The Codorus Township Board of Supervisors met in regular session on August 9, 2006 at 7:30 P.M. in the Township office. Board members present were: Lamar Glatfelter, Irvin Rappoldt and Robert Gladfelter. Others present were: April Rehbein, Bill Fogle and large number of people were also in attendance.

A hearing was held for a proposed amendment to the Codorus Township Subdivision and Land Development Ordinance. There were no questions or comments. The hearing closed.

The meeting opened with the pledge to the flag.

Bob made a motion to accept the minutes as presented, seconded by Irvin. The motion carried. Vote 3-0.

Chairman, Lamar Glatfelter announced that the Board of Supervisors met in executive session at 6:30 this evening with legal council to discuss litigation.

Attorney explained that and ordinance regulating the operation of off Road vehicles was advertised. He read the ordinance and explained it.

Comments were questions were received by the Board.

The Supervisors were asked who proposed the ordinance and how much time went into writing it. The ordinance was prepared by the Board of Supervisors and the Planning Commission. A great deal of time went into preparing this ordinance.

Comments were made about the 30 minute time limitation, the 300 ft. distance from a dwelling not owned by the rider and the time period in the ordinance. Bill Fogle explained that as long as there are no complaints people can ride all they want on their property. This brought up the concern that neighbors that don't get along would be calling all the time. Lamar explained that if a complaint is filed the Board of Supervisors would mediate with people involved before any fine is issued.

Comments were also made that noise and dust is created by things other than ATV's such as farm equipment, construction equipment, lawn mowers and chain saws.

Many commented that it is against the law to ride on public roads and to trespass onto other peoples properties. These matters should be handled by the police. It was suggested that the Board give the Zoning Officer more authority to enforce these laws. Attorney Herrold said that the Zoning Officer does not have the authority to enforce criminal & federal law. He only has the power to enforce the Township ordinance.

August 9, 2006

Page 2

Two members of the PA off Highway Vehicle Association were present. They said these types of ordinances affect all of their members. They are willing to work with the Township and would offer a free riders ethic program.

There were several residents present that are in favor of the ordinance. They commented that they should have the right not to hear the noise created by ATV's. Also some farmers are having problems with crop damage.

The Board was asked if a committee could be formed to help with the problems. Several people commented that most of the riders are abiding by the law and there are a small percentage of people breaking the laws. Some residents felt this should be a referendum item. Attorney Herrold will do some research to see if this is possible.

The comment period ended and Chairman Lamar Glatfelter stated that the Board needed to make a decision whether to pass the ordinance table the ordinance or reject the ordinance.

Bob made a motion to table the ordinance. Irvin made the second. The motion carried. Vote 3-0.

Bob made a motion to adopt ordinance 06-02 amending the Subdivision and Land Development Ordinance. Irvin seconded the motion. The motion carried. Vote 3-0.

Jeff Shue stated that surveying work will begin on August 10th on the Shaffers Church Rd. bridge project.

A new plan has been received for the Codorus Estates plan. The clock starts tonight for this plan.

Cecile Feters gave the report of the Recreation Board meeting. Letters were sent to HRG & CEDG for proposals for construction documents. Both companies replied that they were not interested at this time. The Recreation Board would like to table the proposal from YSM at this time until some more research is done on the bog turtles. Wetlands delineation was done and determined that the wetlands were a possible bog turtle habitat. Jeff Shue stated that when permits are filed for it would be determined if phase 1 survey is needed. The Recreation Board would like to request that the Board of Supervisors budget \$56,000 for recreation in the 2007 budget.

Bill Fogle gave the Zoning officer report. Bill check on the complaint of an RV parked on the property of Patricia Rush with an extension cord running across the road. Ms. Rush said that her brother is living in the RV. He is helping her while she recovers from a broken leg. She plans to move the RV to the other side of the road. Bill said he will

August 9, 2006
Page 3

reschedule with Laverne to look at the pipe problem at the Vance property and they will also check the grade of the Schreiber driveway on Watertank Rd.

The bills were presented to the Board. Bob made a motion to pay the bills, seconded by Irvin. The motion carried. Vote 3-0.

The meeting adjourned at 10:20 P.M. on a motion by Lamar, seconded by Irvin.

Respectfully submitted,

April K. Rehbein
Secretary