

**West Vincent Township  
Board of Supervisors Meeting**

**January 26, 2009 7:30 PM**

Attendance: Chairman Kenneth Miller, Vice Chairperson Zoë Perkins, Barry DiLibero, Allan Greenwood of Siana, Bellwoar & McAndrew, LLP Township Solicitor, Township Manager Jim Wendelgass and Township Secretary Tammy Swavely.

Chairman Miller called the meeting to order at 7:32 PM.

Residents from Weatherstone were asked to come to the Board to discuss several items. Miller invited questions to begin the meeting.

The first item discussed was signs. Miller informed the residents that the installation of No Parking signs was delayed until this discussion this evening. The first series of signs will be installed from Route 401 along Pinehurst and around Butterfly Park. After the residents can see what they will look like, additional signs will be installed on more roads. There is a law on how many feet from an intersection the sign may be, also on how far apart they have to be. Some trees will have to be removed to clear the sight lines. Earlier this fall the trees were trimmed by a professional. This will happen in a three-year cycle. If the trees are in the Township right-of-way, the Township will maintain the trees. A plan will be made available to the residents with the approximate placement of the signs. This may not be the final version if when a PA One Call is notified there are utility lines present. The utilities responding to PA One Call will paint marks on the road. Marks may be done in several colors. The library will receive timed parking signs. A resident wanted to know if there were any resources for tree replacement. Perkins stated that TreeVitalize is a Chester County program that can be used for this.

A Snow Ordinance was passed by the Board of Supervisors on February 28, 2008. This mandates that there be no street parking after two (2) hours of the start of snow. The Township hopes it does not need to fine anyone, but wants to make sure that all cars are off the street so that the plowing can be done. It is important for people to get in and out, but especially so for emergency vehicles. The trash cans should be placed on the curb. A street sweeper will be cleaning the roads in late winter. The sidewalks are to be maintained by the homeowners. The parts owned by the HOA are to be cleared by the HOA. The Board does not have any plans to change the ordinances, but may be waiving the fine if the sidewalks around certain park areas are not cleared. Miller asked the residents to be patient should a deep snow event happen. He will work with everyone but it will be a learning experience for everyone.

West Vincent Township has taken dedication of open space that is in Weatherstone near Fellowship Road. There is about 3-4 acres of land suitable for playing fields with a parking lot and the Board is considering looking into this. There are limitations as to

what can be put on this parcel. A draft easement with French and Pickering Creeks mandates that the space be kept open, but playing fields are allowed. Owen J. Roberts School District plans to install more fields within the Owen J. Roberts School District and the Northern Federation of Chester County is currently surveying the area for active recreation needs. This study will not be finished until June 2010. A Park and Recreation Committee was formed this year and they are looking into the needs of the Township. They are currently trying to determine the number of children who use playing fields in West Vincent. Rick Guarani, The Hankin Group, stated that they are interested in helping out the Park and Recreation Committee in any way they can. They can attend meetings and share information on contacts. The meetings are the first Wednesday of the month at 7:30 PM. Another place for recreation being considered is an area in Kimberton. There is also land that the Township owns on Horseshoe Trail off of Route 100. This was purchased for emergency sewage disposal, but it may not be suitable for that. There is a proposed subdivision along St. Matthews and Pughtown Roads that might provide a playing field area but with the economy, this proposal has slowed down. It is important to remember that recreation is not just playing fields; it can also be trails and parks, etc. The Township Engineer, Carroll Engineering, has personnel who design parks. The Township is also looking for Grants to offset the costs.

With regards to sewer plants, the electricity went off in the Weatherstone plant and when it came back on, one of the valves didn't close. The spray heads were spraying in the cold and formed large ice formations. This has been fixed so that it will not happen again. It is hard to determine if there was any damage since it is still covered in ice. If there is any, it is hoped to be covered by insurance, otherwise it would be covered by the capital reserve in the Weatherstone sewer accounts.

A resident asked if a 4 way stop sign could be placed at the intersection of St. Matthews and Horseshoe Trail. St. Matthews is a State road, but Penn DOT can be contacted for permission. The Board asked Township Manager Wendelgass to start the procedure with Penn DOT.

The **minutes of December 29, 2008** were unanimously approved as submitted on a motion by Perkins and a second by DiLibero.

### **Reports:**

Township Building: GEYA has expressed interest in a small storage shed for holding items for games such as ball bags, lime, a lime spreader, etc. This could be approximately 8' x 10'. A placement was recommended by the landscaper of the park, near the walkway to the park from the Township Building. This was fine with the Board provided appropriate responsibility is assumed.

Township Manager Report: The Township Manager Report for the week ending 1/24/09 was acknowledged as submitted. Wendelgass presented the Board the Chester County Consortium Bid on fuel oil, diesel fuel, gasoline and propane. This has both floating and

firm prices to choose from. It was determined that West Vincent will participate in floating prices for fuel oil and diesel fuel. The propane bid is a floating price.

Active Subdivision List: There are currently no pending deadlines.

Bills List: The Bills List was reviewed. Perkins made the motion to approve the Bills List dated 1/23/09 in the total amount \$31,742.53. DiLibero seconded the motion which carried unanimously.

### **Correspondence:**

An email request was received 1/21/09 from David Brown to use the meeting room. Perkins made the motion to permit the West Vincent Republican Committee to **use the meeting room on 1/27/09**. DiLibero seconded the motion which carried unanimously.

**A Thank You letter was sent to the Police Department** dated 1/21/09 from Susan Berberich, Coatesville, PA, thanking both Road Crew members Kevin Freese and Steve Hughes along with Officer Austin Russell for helping her during a recent accident on January 16<sup>th</sup>.

An email request was received 1/25/09 from Melanie McCartney to use the meeting room. Perkins made the motion to permit the Northern Chester County 4-H to **use the meeting room on 2/10/09**. DiLibero seconded the motion which carried unanimously.

### **Subdivision/Land Development:**

**Eagle Farms**: Perkins read a letter from Carroll Engineering Corporation dated 1/20/09, recommending the approval of Escrow Release #4 for Eagle Farms Road Phase 1 and 2A in the amount of \$42,653.90. Perkins made the motion to approve the Escrow Release. DiLibero seconded the motion which carried unanimously. A second letter from Carroll Engineering Corporation dated 1/20/09 was received, recommending the approval of Escrow Release #4 for Site Improvements in Phase 1 and 2A in the amount of \$252,708.89. Perkins made the motion to approve the Escrow Release. DiLibero seconded the motion which carried unanimously.

**Wetherhold/Remington**: Brown Vincent, Bentley Homes, came before the Board of Supervisors requesting Final Approval. The Board read the Decision. Miller asked for any discussion. **Mark Gola, 2065 Beaver Hill Road, Tax Parcel 25-4-126** asked to see where the trail was going to be. Mr. Vincent showed the path of the trail along Mr. Gola's property line. He was concerned as to how his land was going to stay private. Mr. Vincent and Mr. Gola indicated they had reached an agreement by having Bentley Homes install a post and rail fence on Mr. Gola's property line which Mr. Gola would maintain. This issue will not have any bearing on the Decision presented to the Board tonight since the fence in question is to be placed on another property other than the developer. Perkins made the motion to accept the Decision, granting the Conditional

Final Approval for Bentley Homes in the document read this evening consisting of Findings of Fact and Discussion, and a Decision in the total number of pages being ten (10). DiLiberio seconded the motion which carried unanimously. *The entire Decision is available in the Township Office.*

**Old Business:**

West Vincent Township is in need of a Park and Recreation Committee. Township Solicitor Greenwood stated that the PA Municipal Code mandates an Ordinance be put in place. Ordinance 146-2009 was read by the Board. Perkins made the motion that the Board adopt Ordinance 146-2009 in the form presented to the Board this evening Establishing The West Vincent Township Park And Recreation Commission; Establishing The Appointment, Term And Vacancy Of The Members Of The Commission; Establishing The Membership Requirements; Providing For A Procedure For Removal From The Commission; Establishing Procedures For Conduct Of Business By The Commission; Establishing The Powers And Duties Of The Commission; Providing For The Appropriation Of Township Funds To The Commission; Requiring An Annual Report From The Commission As To Its Recommendations; Providing For The Repealer Of Any Inconsistent Ordinances; Providing For The Severability Of Any Provisions Determined To Be Illegal; And Establishing The Effective Date Of This Ordinance. DiLiberio seconded the motion which carried unanimously. The Board will affirm the prior appointment of committee members at the next Board Meeting.

Chairman Miller stated that Oxford Rise is in need of a No Right Turn sign at the end of the road that connects the apartment complex with Nantmeal Road. Perkins made the motion that a No Right Turn sign be installed on Nantmeal Road to prevent someone leaving the Oxford Rise Apartments from making a right hand turn onto Nantmeal Road. DiLiberio seconded the motion which carried unanimously.

Miller announced that there would be an **Executive Session** immediately following the regular meeting to discuss litigation and real estate.

Perkins made a motion to adjourn, DiLiberio seconded, and the motion passed unanimously.

Meeting Adjourned 9:00 PM

Respectfully Submitted,

Tammy Swavely  
Township Secretary