

WAYNE TOWNSHIP MEETING  
September 18, 2023

The Wayne Township Board of Supervisors held a meeting on September 18, 2023 at 7:00 p.m. at the Wayne Township Municipal Building, with David W. Calhoun, James B. Maguire and Terry Condo present.

Those also in attendance: Linda Calhoun, Carl Bathurst, Peg Johnson, Rod Shemory, Russ Johnson, John Segursky, P.E. of Buchart Horn, and Paul Ryan, Esquire.

**Public Participation**

**Linda Calhoun**

Resident Linda Calhoun had a question concerning the minutes under the Code Enforcement Officer's report for the date listed of August 10<sup>th</sup> about the call he received from SEO Jeff Kreger about L & L Campground's sewer dump station and the meeting scheduled with Mr. Haines, owner of the campground and the Code Enforcement Officer. She asked what the campground owner must do to be compliant with DEP and who would be following up on that matter.

Terry Crawford, Code Enforcement Officer, explained that Mr. Kreger has already evaluated the situation and he is waiting for Mr. Kreger to get back to him on the matter. He said that there is an issue with the holding tank.

She then asked if approved whether that is the end of the issue and if anyone would be monitoring the campground to ensure continued compliance of DEP regulations.

Mr. Crawford responded that Mr. Haines is required to provide the township with a pump report of the flow is the quantity of what is pumped out. He was unsure how often the report must be filed with the township.

On another topic, Ms. Calhoun stated that she also saw in the minutes under the Code Enforcement Officer's report that a meeting was held on July 20<sup>th</sup> regarding the Bowmaster property and the issue has been resolved, asking for the outcome of the meeting.

Wayne Township Solicitor Paul Ryan explained that it went to trial and it was determined that the Bowmaster property is a public nuisance and the judge gave authorization to the township to go in and abate the nuisance. The other part is that Mr. Bowmaster can no longer use his property as a dump.

Ms. Calhoun questioned Solicitor Ryan as to who would be responsible for paying for the township to clean up the property.

Solicitor Ryan stated that now it is the township's responsibility to resolve the public nuisance.

Ms. Calhoun said "In other words, if I am a citizen, and I realize that it has been a nuisance for years, and it has been a thorn in the Condo's side for years. So as a township resident I can become a nuisance and I don't have to worry about paying to fix that nuisance because the township is going to? How is that right and what kind of a precedence are you setting for this township by going in and cleaning that up at the expense of the taxpayers? I am just curious. Whatever happened to the Bowmasters in the whole situation?"

Solicitor Ryan responded that they can no longer use their property as a dump and the cleanup of the property will benefit the township in general.

Ms. Calhoun responded, "Big Deal! The township is going to clean it up and they will have a better

property than they have now.”

Ms. Calhoun responded, “O for God’s Sake!” She further stated she wants everything she has said recorded in the minutes because if this should happen again and she comes to the township and says, “You need to pay for that” because the Board is paying to clean up a dump that has been going on for years in this township. She said it is wrong and it isn’t because it is the Condo’s, it would be wrong to do this anywhere in this township. Adding, it isn’t the township’s responsibility to clean up a mess that a homeowner made.

### **Peg Johnson**

Resident Peg Johnson asked about the L & L Campground situation stated in the Code Enforcement Officer’s report. She asked if that meant that they could have more campsite spaces than were permitted before the campground was started.

Code Enforcement Officer Terry Crawford stated that the document that was originally presented was only an application to DEP and the process was never completed. He stated that the reason Mr. Kreger was going to the campground is because there is a 1,000 gallon holding tank down there and there is a formula they use. For them to be compliant the number of campsites they have to be within the parameters of what the holding tank can accommodate. He said they can increase or decrease the number of campsites and it will be regulated by DEP.

### **Rod Shemory**

Planning Commission Chair Rod Shemory asked the supervisors if they received the letter from the Planning Commission requesting a date to begin the process to approve the New Zoning Ordinance.

Supervisor Maguire stated that the Board received the letter and will be discussing a timeline during the Executive Session.

### **Approval of Meeting Minutes**

Chairman Maguire asked if there were any questions or comments on the minutes of the August 21, 2023 meeting. Supervisor Calhoun said he did have a correction to the minutes that under New Business regarding First Quality contacting him concerning South Road that it should be Bob Wahlers, not Jon Schall, Supervisor Calhoun then made a motion to approve the minutes as corrected; seconded by Supervisor Condo, MCU.

### **Approval of Treasurer’s Report**

Supervisor Calhoun made a motion to approve the Treasurer’s Report as submitted; seconded by Supervisor Condo, MCU.

### **Zoning Officer’s Report**

Zoning/Code Officer’s Report

08/31/2023 – Mailed Zoning Packet to Tim Bieber of Rutter’s Stores for possible land development at the intersection of Pine Mountain Road and Reservoir Road.

### Permits Issued

08/21/2023 – Permit #23-15 issued to George Garlick of 43 Morning Glory Lane for a 21x20 Carport.

09/11/2023 – Permit #23-16 issued to Ralph Miller of 442 McElhattan Dr. Lot 802, Chatham Village for a 16x12 Porch Roof.

## Code Enforcement

08/31/2023 – Sent violation notices to property owners of 188 Linnwood Drive, 13 Spook Hollow Road and 638 Pine Mountain Road and posted properties.

09/14/2023 – Talked to contractor working at 638 Pine Mountain Road and instructed him to stop work until after the township meeting. However, he was able to arrange an inspection by Roger Hoy of Hoy Inspection Services, LLC and he has given the property owner 90 days to remove the additions that are not able to be repaired and another 90 days to have it rebuilt, pending weather conditions. He stated that upon completion the structure will need to be inspected again.

## **Monthly Engineer's Report**

John Segursky, P.E. reported that HRI has started work on the Linnippi Village Project. He is still waiting for them to get him pricing information presented at last month's work session so that the change order can be completed for changing all the inlet work from replacements to grate adjustments.

Supervisor Maguire stated that today they started working on a culvert and it looked like another utility had drilled through it and ran a sleeve through the pipe and did not seal around it so that is causing a lot of waste to flow through the pipe and into the catch basin on a corner. The contractor also discovered that a stormwater pipe had caved in.

John Segursky stated that the township should reach out to the utility that drilled through the pipe and request that they make the necessary repairs and relocate their line. Discussion followed.

In another matter, Mr. Segursky stated that has not heard anything more about the Wayne Township Landfill Project and believes they are still working on the NPDES Permit.

## **Recreation Committee Report**

No one was present for the meeting but Supervisor Calhoun noted that they will be requesting a donation for their annual Trick or Treat event.

## **Old Business:**

No old business was presented for discussion.

## **New Business:**

### **Tree Removal**

Supervisor Calhoun stated that property owner Jeff Forster of 80 Old Riverview Road has a large tree on the township's right of way that is dying and requested that the township have it cut down to prevent it from falling onto his house.

A discussion was held and it was the consensus of the Board that Supervisor Calhoun will contact Saar's to remove the tree.

### **October Meeting**

Chairman Maguire stated that due to Supervisor Calhoun not being available for the Monday, October 16<sup>th</sup> meeting, the meeting will now be Monday, October 23<sup>rd</sup>.

### **Executive Session**

Chairman Maguire called an Executive Session at 7:17 pm to discuss legal matters with Solicitor Ryan; the regular meeting was called back to order at 7:41 pm.

### **Invoices**

Chairman Maguire asked if there were any questions on the invoices, there being none, Supervisor Calhoun made a motion to approve the invoices as submitted; seconded by Supervisor Condo, MCU.

### **Adjournment**

Supervisor Condo made a motion to adjourn the meeting; seconded by Supervisor Calhoun, MCU.

The meeting was adjourned at 7:42 p.m.

Respectfully submitted,

*Peggy Fanning*

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Peggy Fanning  
Assistant Secretary/Treasurer