

WILLISTOWN TOWNSHIP BOARD OF SUPERVISORS
688 SUGARTOWN ROAD, MALVERN, PA
APRIL 11th, 2022, AT 7:00 PM

The Regular Meeting of the Willistown Township Board of Supervisors came to order at 7:00 PM. Supervisors William R. Shoemaker, and Robert T. Lange were present. Also present were Township Manager Sally Slook, Police Chief Robert Klinger, Lt. Jeff Heim, and Solicitor Bill Christman.

Supervisor Lange led the Pledge of Allegiance and led a moment of silence for military personnel, first responders, and the people of Ukraine.

Announcements – Supervisor Lange announced Supervisor Shoemaker would arrive shortly, and Supervisor Perrin could not make the meeting. The meeting would start with the Police Report.

New Business

Police Report – Chief Klinger reported an arrest of a 28-year-old male for driving under the influence of S Cedar Hollow Road and arrested a 73-year-old female for a DUI relating to a crash at Sugartown Road and Goshen Road. A 60-year-old man was cited for harassment after an incident at Paoli Hospital. A vehicle was stolen from the 2700 block of Stoneham Drive, and several vehicles in Willistown Woods were rifled through after being left unlocked overnight. The Chief would like to remind residents to lock their doors when away from their vehicles. Supervisor Lange asked how numbers this year compared to last year regarding calls, citations, and vehicle crashes. Chief Klinger replied that numbers are up compared to 2021 but only 15%. The numbers are still below the pre-pandemic level.

Minutes – Supervisor Lange moved to approve the minutes of the meeting of March 28, 2022. Supervisor Shoemaker seconded the motion. There were no comments from the Board or the public, and the motion carried 2-0.

Expenditures - Supervisor Lange moved to approve the list of expenditures and interfund transfers dated April 8, 2022. Supervisor Shoemaker seconded the motion. There were no comments from the Board or the public, and the motion carried 2-0.

In Support of East Whiteland Township - Supervisor Lange moved to approve the letter of support to the U.S. Department of Transportation for the Rebuilding American Infrastructure with Sustainability and Equity Grant application for East Whiteland Township. Supervisor Shoemaker seconded. Mahala Renkey, 45 Tulip Drive, asked for more information on the letter. Ms. Slook explained it is regarding a Route 30 corridor traffic improvement project from Planebrook Road to Route 352/Sproul Road & the Sproul Road intersection to Church Road. It will include updating turning lanes and adding additional travel lanes, bicycle lanes, and sidewalks. Julie Frissora, 34 Chetwynd Road, asked why the Township was asked to write a letter supporting this project. Ms. Slook replied it shows inter-municipal cooperation and is standard for grant applications. Discussion ensued. Ellen O'Shea, 612 S. Warren, asked if any private properties would be used to accommodate the expanded roadway. Ms. Slook

answered that it was not a detail provided to the Township, but she could share a map after the meeting. Discussion ensued. There were no further comments from the Board or the public, and the motion carried 2-0.

In Support of Willistown Conservation Trust - Supervisor Lange moved to approve the letter of support for the Willistown Conservation Trust grant application at Rushton Woods Preserve to the Department of Conservation and Natural Resources (DCNR). Supervisor Shoemaker seconded the motion. There were no comments from the Board or the public, and the motion carried 2-0.

Motion to Advertise – Supervisor Lange moved to advertise a Conditional Use Hearing on May 9, 2022, for Sea Horse Partners LP in order to permit the disturbance of precautionary and prohibited slopes, to perform road crossing repairs and upgrades within Zone 1 of the Riparian Buffer Conservation District, and for grading, restoration, and stormwater management measures within Zone 2 of the Riparian Buffer Conservation District on property located at 231 Spring Road, Willistown Township, Chester County (UPI No. 54-3-188), pending review of the Willistown Township Planning Commission. Supervisor Shoemaker seconded the motion. There were no comments from the Board or the public, and the motion carried 2-0.

Conditional Use Decision and Order for Application C-3-21: Supervisor Lange moved to deny Conditional Use Approval and Issue a Decision and Order in the matter of Application No. C-3-21: Application of Costel Talanca, on behalf of landowner Robert Butwin, Jr., for conditional use approval pursuant to § 73-62.B (2) (b) and B (2) (d) in order to allow the construction of a sanitary sewer lateral, water and electric lines, and stormwater management facilities within the Riparian Buffer Area Conservation District on property located at 613 South Warren Avenue, Willistown Township, Chester County (UPI No. 54-3-194). The property is located in the RA Residence District. Supervisor Shoemaker seconded the motion. Mike Kerr, 33 Stonehenge Lane, asked why the application was denied. Supervisor Shoemaker explained the applicant failed to meet the criteria such as addressing water run-off, environmental concerns, and suitability of the site for the proposed infrastructure. There were no comments from the Board or the public, and the motion carried 2-0.

Supervisor Shoemaker read the following denial into the record:

The Board of Supervisors of Willistown Township hereby adopts the above-referenced findings of fact, conclusions of law, and discussion and denies the Application of Castel Talanca, on behalf of landowner Robert Butwin, for conditional use approval pursuant to Sections 73-62.B(2)(b) and 73-62.B(2)(d) of the Willistown Township Environmental Protection Ordinance, as amended, for the construction of a sanitary sewer lateral, water and electric lines, and stormwater management facilities within the Riparian Buffer Area Conservation District on the property located at 613 South Warren Avenue, Willistown Township, Chester County, also known as UPI 54-3-194.

Citizens Comments

Michael Kerr, 33 Stonehenge Lane, asked for an update on the sewer sale and an expected date for a decision. Supervisor Shoemaker responded there is no update at this time, the sale is in the hands of the Public Utilities Commission (PUC), and the Township expects a decision by mid-June. Ms. Slook explained the next step is for the

administrative court judge to issue its recommendation to the PUC, which should happen by the end of April. The PUC then has approximately six weeks to render its decision.

Mahala Renkey, 45 Tulip Drive, noted during the last storm, the intersection of Goshen Road and Dutton Mill Road received a tremendous amount of water that lifted the pavement off a portion of Goshen Road. Supervisor Shoemaker commented that the Township is dealing with stormwater issues due to the increasing frequency and intensity of weather events. Discussion ensued.

Murray Gordon, 42 Meadow View Lane, commented on the two petroleum pipelines running along Line Road and said there is no vegetation maintenance. Energy Transfer owns the easements, and Mr. Gordon asked if Applebrook Meadows HOA has an obligation to maintain the easement. Mr. Christman advises the HOA to have a lawyer review the HOA agreement and the easement agreement. Discussion ensued.

Tom Renkey, 45 Tulip Drive, commented that the area in the previous discussion is where the phragmites are located and must be maintained by the HOA per the Riparian Buffer Management Plan. Mr. Renkey also thanked Ms. Slook and Zoning Officer Bob Smiley for their quick response when similar questions arose in the past.

Ellen O'Shea, 612 S Warren Ave, commented after Hurricane Ida, PennDOT placed rocks by the intersection of Warren Road and Eisenhower Road, but the rocks are preventing stormwater from flowing into the stream. Supervisor Shoemaker replied he would have the new Public Works director contact PennDOT regarding the issue when he starts in May. Discussion ensued.

Roby Lentz, 3 Wildwood Drive, thanked the Board for volunteering their time. He has learned a lot going to Board of Supervisor and Planning Commissions meetings and seeing local government in action. He asked about the next steps for the 613 Warren Road applicant. Mr. Christman explained the applicant has a few options, including appealing the decision to the Court. They could include the utility lines in the Zoning Hearing Board application or change the plan and resubmit another Conditional Use application. Discussion ensued.

Debra McGraw, 1 Wildwood Drive, asked for clarification on the 613 Warren Ave denial. Discussion ensued.

Roby Lentz, 3 Wildwood Drive, asked for clarification on 613 Warren Ave being a non-conforming lot. Mr. Christman explained the lot was legally subdivided according to the zoning ordinance at the time. Since the subdivision, the ordinance has been revised, and it is now considered a non-conforming lot. Discussion ensued.

Next Meeting

The next meeting of the Board of Supervisors is scheduled for Monday, April 25, 2022, at 7:00 PM at the Township Building and via Zoom.

Adjournment

Seeing no further business, the meeting adjourned.

Sincerely,



Sally Slook, Township Manager