

**MOUNT JOY TOWNSHIP SUPERVISORS
MINUTES
JUNE 15, 2023 REGULAR MEETING**

The meeting was an open meeting, also conducted as a remote meeting through the ZOOM platform. Attendance and votes were taken by roll call.

Present: Bernie Mazer, Chairman; Terry Scholle Vice Chairman; Gil Clark; Todd McCauslin; Christine Demas

Also Present: Susan Smith, Solicitor; Shannon Hare, Secretary and Zoning Officer and Code Enforcement Officer

Lt. Witalec attended the meeting, just to let the Township know they are available if needed and to see if there were any questions.

Chairman/Vice-Chairman Comments: Chairman Mazer stated that DEP announced an extended drought situation, and that water should be conserved when possible. He also mentioned that the continued work with DCED to get an RFP for the STMP plan. Chairman Mazer has also been in contact with the National Park Service in an attempt to get the tablets back along Baltimore Pike.

Vice-Chairman Comments: Vice-Chairman Scholle talked about the COG executive board meeting. At that meeting they discussed the county wide broadband survey. The results will be presented to the COG board in July.

Public Comment. None

Approval of Minutes. Supervisor Demas moved, seconded by Supervisor McCauslin, to approve the regular meeting minutes from May 18, 2023, with one amendment. Motion carried, unanimously.

Solicitor's Report. Solicitor Smith presented her report for the period following the May regular meeting. Supervisor Scholle moved, seconded by Supervisor Clark, to accept the Solicitor's Report. Motion carried, unanimously.

Solicitor Smith provided an update on federal wetlands law. The United States Supreme Court, in overruling an EPA determination of jurisdictional wetlands in a case involving a couple's backfilling of a property for the construction of their home, rejected the EPA/Corps recently announced rule establishing a "substantial nexus" test. The Court established the following test for a jurisdictional wetland: To establish wetlands jurisdiction, the wetland must be adjacent to a traditionally recognized water of the United States – stream, river, lake or ocean – and have a continuous surface connection with that water, making it difficult to determine where the water ends, and the wetland begins.

Engineer's Report. Engineer Vranich was not present. Supervisor Demas moved, seconded by Supervisor Clark, to accept the Township Engineer's written May report. Motion carried, unanimously.

Omnibus Motion to Accept the Following. Supervisor Scholle moved, seconded by Supervisor Clark to approve Roadmaster, Treasurer, Police, Zoning Officer and Code Enforcement Officer, Planning Commission, Land & Sea, Open Records Office reports.

Correspondence- Correspondence listed on the agenda was acknowledged.

Business

- Alpha Fire Company Third and Fourth quarter financial statements. Supervisor Clark moved, seconded by Supervisor Scholle to approve the disbursement of third and fourth quarter funds for Alpha. Motion carried, unanimously.
- Approval of 2023 Fire Company Distribution. Chairman Mazer stated the intent to provide financial support to the fire companies equivalent to 2.5 mil based on assessed property. He noted that assessments increased in 2023 and that the Board had expressed support for an additional allocation of \$20,000 in 2023, in addition to the allocations under the current contract. The current allocation contract provides for a total allocation of \$110,000 annually over the five-year term, distributed based on a formula calculated for each company's population, land area, fire calls and fire service base. Because Alpha is the only fire company with an ambulance service, it gets \$6,500 more for the ambulance service. Supervisor Clark moved, seconded by Supervisor Scholle, to allocate an additional \$20,000 to the fire companies to be distributed based on the percentage of the annual allocation each company receives under the current contract. Motion carried, unanimously.
- United Hook and Ladder first quarter financial statements. Supervisor Demas moved, seconded by Supervisor Clark to approve the disbursement of first quarter funds for United Hook and Ladder. Motion carried, unanimously.
- 2023 Junkyard Licenses. Ms. Hare said that she completed the junkyard inspections on all ten junkyards in the Township and that they all passed. She asked that the Board authorize the Chairman to sign the new licenses. There was some discussion about junkyard mapping which took place sometime ago and which established for each junkyard a specific area on each property where the junkyard is allowed to be conducted. Warning letters are sent when cars start "creeping" outside of the designated junkyard area. Supervisor Scholle moved, seconded by Supervisor Clark to authorize the Chairman to sign the ten junkyard licenses. Motion carried, unanimously.
- 170 Furney Rd request for variance from Section 110-302 Dimensional Requirements. There was no discussion or action taken on this business item as the application was withdrawn on June 15, 2023.

Adjournment. With no further business to be discussed by the Board, Supervisor Clark moved, seconded by Supervisor Scholle, to adjourn the meeting. Motion carried, unanimously. Meeting adjourned at 7:56 pm.

Respectfully submitted by,

Shannon M. Hare
Secretary