

Excerpt from September 20, 2001 Supervisors' Meeting Minutes:

Mike Danner – regarding Long Road. Danner stated that he had approximately 12 – 13 acres on Long Road that he may want to possibly sell. His question was to inquire if Long Road would be defined along this land or whether there would be a road at all along this land. He then presented a draft plan showing the proposed land sale and Long Road to where the pavement stops and then a dirt lane that continues through his field. Dayhoff stated that the Supervisors were asked a few years ago to vacate this road but couldn't get enough signatures to do this. The Supervisors suggested that Danner have his surveyor draw up a sketch plan showing how they would want Long Road to go and where they would put in a cul-de-sac.

Excerpt from October 18, 2001 Supervisors' Meeting Minutes:

Mike Danner – representing Mr. Danner was Tim Redding, Surveyor, with regard to the future status of Long Road. Mr. Danner is interested in eventually selling some land and if so, would need a road to get to the lots. Redding presented a sketch drawing reflecting a proposed cul-de-sac for three (3) potential lots on the Danner farm.

Chantelau moved, seconded by Rogers, to instruct Danner to forward his sketch plan to the Planning Commission, Township Road Master and Road Superintendent, and the Township Engineer HRG for comments and cost. All should then report back to the Supervisors with their findings. Motion carried unanimously.

Excerpt from November 15, 2001 Supervisors' Meeting Minutes:

Lyman Schwartz – regarding the Long Road issue. He stated that if the Supervisors vote to approve the sketch plan of Michael Danner as is, there are petitioners prepared to put an injunction on it. Dayhoff asked Mr. Schwartz if he knew if the improved part of Long Road was a public road or not. Schwartz stated that they had found no evidence of it being a public road. Dayhoff also asked if he had any evidence that Long Road was ever deeded. Schwartz responded that the burden is on the Township to prove if the road is a public road or not.

Michael Danner – sketch plan for Long Road. Solicitor Davis gave a complete overview of the status of Long Road, noting that he disagrees with some of Mr. Schwartz's comments that were given during public comment. He further stated that he couldn't make a definitive answer tonight as to whether it is a township road or not. If the Township chooses to go ahead with this proposal from Mr. Danner, it should be the petitioner's burden of proof. If it is not a township road, then we can stop right now. Danner added that all he is doing here is complying with the Township ordinance by proposing to put in a cul-de-sac and is willing to donate the land to do this. He will then vacate the remaining portion of the road. Chantelau questioned who would pay for this improvement. Solicitor Davis responded that if it is already a Township road, then we do. Scott noted that there could be a flood plain issue. Davis stated that there are two options here: a) send a petition to court when the Township doesn't agree, and then go to court to get the matter resolved; or, b) get all of the landowners to agree, and, don't go to court. Scott stated that the Township engineer, HRG, should take a look at this with regard to flood plain issues and also give us costs. Rogers agreed with Scott and also added that he thinks this is a good compromise. If this is not a Township road, then the folks living there are being maintained by the Township.

Scott moved, seconded by Waybright, to have Solicitor Davis research as to whether Long Road is a Township road or not. Motion carried unanimously.

Excerpt from January 17, 2002 Supervisors' Meeting Minutes:

Waybright noted that the Supervisors received a response from HRG, as instructed, with regard to the flagging of wetlands in the area of a proposed cul-de-sac by landowner Mike Danner. Constable stated that she had already coordinated this information with Adams County Surveyors so that they could locate the 17 flags and 3 soil test pits and show them on the sketch plan from Mr. Danner. Mr. Danner stated that he recently spoke with Tim Redding, surveyor, and added that he is ready to go out and do this within the next day or so. No action is required by the Supervisors at this time. It was noted that the Township is not paying Adams County Surveyors to do this work; they are contracted with Mr. Danner and he should pay for this if he wants to proceed. Mr. Danner stated that he understands this and that he will proceed, based on a letter from Solicitor Davis, which states that Long Road is a Township Road.

Excerpt from February 21, 2002 Supervisors' Meeting Minutes:

Attorney Tim Shultis, representing Barbara and Phil Plotica – regarding Long Road issue. Shultis stated that he is trying to figure out the current status of Long Road and trying to seek a solution on behalf of the Ploticas. He questioned if an official plan has been submitted for a subdivision. The Supervisors stated that no official subdivision plan has been submitted to the Planning Commission or the Supervisors. Shultis asked if the Township had any intent to extend Long Road. Waybright stated that at this point, the intent is to put in a cul-de-sac so that Township officials have a place to turn around when plowing snow or whatever. To date, only Michael Danner, has presented a sketch plan, as requested by the Supervisors, showing the intent of what could be done with Long Road. Shultis asked the Supervisors if they would be open to the option of the Plotica's doing something. The Supervisors responded yes. Shultis stated that the Plotica's are interested in closing Long Road if the Township determines that it is, in fact, a public road. The Supervisors responded that they were aware of that. Solicitor Davis stated that this whole ordeal started with Lyman Schwartz asking that the road be vacated, so Mr. Danner offered to put in a cul-de-sac. Danner stated that he concurred with Davis's statement, further adding that he had an interest in possibly selling some land. However, the Long Road status needed to be determined first. He informed the Township that he would be willing to donate land if the Township were to put in the Road. Danner then had the area surveyed for this and HRG (engineers) had reviewed the area for wetlands. Mr. Plotica stated that the idea of vehicles having to go around their house is not a problem. They further stated that if the road were done, they would like a legal opinion on this. The Long Road residents are asking why the Township would spend taxpayer's money for a cul-de-sac when there is no objection to going around Plotica's house. Scott stated that whatever the Township does, it will have to be done to the Township's own standards. He had visited the area and drove around the Plotica's house and stated that with any large truck, be it a snow plow or piece of equipment, that it would take some skill to get around the house without hitting something else. Waybright asked if the Ploticas and Danner would be willing to do a workshop to discuss what can be done, not done, etc. Both parties agreed. The meeting would consist of two (2) supervisors, Solicitor Davis, Danner and Tim Redding (surveyor), and the Ploticas and Shultis (attorney). However, the meeting would be advertised so that any other Long Road residents or Township citizens can attend. If any of those residents directly affected wish to take part, they would need to contact Secretary Constable in order to be on the agenda. Constable was instructed to coordinate this with Shultis's office.