

I. OPENING

CALL TO ORDER: The General Business & Developer meeting of Lower Saucon Township Council was called to order on Wednesday, August 15, 2007 at 7:07 P.M., at 3700 Old Philadelphia Pike, Bethlehem, PA, with Mr. Glenn Kern, Council President, presiding.

ROLL CALL: Present – Glenn Kern, President; Thomas Maxfield, Vice President; Priscilla deLeon, Sandra Yerger and Ron Horiszny, Council Members; Jack Cahalan, Township Manager; Dan Miller, Township Engineer; Township Solicitor, Linc Treadwell; Township Planner, Rick Tralies; Assistant Township Manager, Leslie Huhn; and Jr. Council Member, Vanessa Segaline.

PLEDGE OF ALLEGIANCE

ANNOUNCEMENT OF ANY EXECUTIVE SESSION (IF APPLICABLE)

**Mr. Kern said Council did not meet in Executive Session
between last meeting and this meeting.**

PUBLIC COMMENT/CITIZEN AGENDA ITEMS

Mr. Kern said for citizen agenda items – Council operates under Robert’s Rules. What that means is during agenda items, Council will talk amongst themselves and amongst staff and the interested parties. At the conclusion of that, we open it up to the public for public comment. There is an opportunity for non-agenda items at the end of the meeting to discuss whatever your business might be. We do have a microphone and there are microphones up at the table. There is a sign-in sheet in the back of the room. Please print your name and address and email address. It is very helpful in transcribing the minutes. For those who want to receive emailed agendas, please give your email address to Diane, Leslie, or Jack or call the Township office. Please state your name and address. If you can’t hear, please let us know. Mr. Kern asked if anything was taken off the agenda this evening? Mr. Cahalan said no.

II. PRESENTATIONS/HEARINGS

A. ORDINANCE 2007-11 – PUBLIC HEARING & CONSIDERATION OF ADOPTION – INTERGOVERNMENTAL AGREEMENT – SAUCON VALLEY COMPOST CENTER

Mr. Kern said Ordinance 2007-11 has been prepared and advertised for a public hearing to enter into an intergovernmental agreement with Hellertown Borough to operate a joint yard waste recycling center to be named the Saucon Valley Compost Center.

MOTION BY: Mr. Horiszny opened the hearing.

SECOND BY: Mr. Maxfield

Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 5-0

Mr. Cahalan said the Compost Center is up and running and was opened in April. It’s a joint effort of Hellertown Borough and Lower Saucon Township. What they wanted to do after the facility was opened was to come up with an agreement between the two municipalities that sets down the

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method which the facility will be operated and share cost, labor and equipment. This was before Council and they requested several changes, one of which was capitalization of yard waste. They used it excessively and they put it in lower case. They wanted to put in some wording on how the Yard Waste Recycling committee would be formed and that would be by the Governing bodies of Hellertown Borough and LST. There was a blank space for the term of the agreement and they put in one year. It's been revised and advertised and ready for Council's consideration.

Mrs. deLeon had two minor changes. 1st page 1st WHEREAS, second line after Municipality, there's an extra space between that and the comma. Under the 5th WHEREAS, it looks like there's too many spaces in April 1, 1992. The next WHEREAS, "after hearing" she doesn't understand that. Attorney Treadwell said they can put the date in there.

- MOTION BY:** Mr. Horiszny moved to close the hearing.
- SECOND BY:** Mr. Maxfield
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
- ROLL CALL:** 5-0

- MOTION BY:** Mrs. Yerger moved for approval of Ordinance 2007-11, with corrections.
- SECOND BY:** Mr. Maxfield
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
- ROLL CALL:** 5-0

B. RESOLUTION 50-2007 – PUBLIC HEARING – TRANSFER OF LIQUOR LICENSES – 1892 LEITHSVILLE ROAD

Mr. Kern said Dale Leidy, owner of a restaurant located at 1892 Leithsville Road has requested Council's approval of an Inter-Municipal Liquor License Transfer. Council will conduct a public hearing tonight to consider the transfer and if approved will make a motion to approve Resolution 50-2007 authorizing the Inter-Municipal Liquor License Transfer.

**LOWER SAUCON TOWNSHIP
RESOLUTION #50-2007**

**A RESOLUTION OF LOWER SAUCON TOWNSHIP, NORTHAMPTON COUNTY,
PENNSYLVANIA APPROVING TRANSFER OF LIQUOR LICENSE LID 56108
(R5243) INTO LOWER SAUCON TOWNSHIP, NORTHAMPTON COUNTY FROM
NAZARETH, NORTHAMPTON COUNTY, PENNSYLVANIA**

WHEREAS, Dale Leidy, owner of 1892 Leithsville Road, Lower Saucon Township, Northampton County, Pennsylvania and has, by application dated July 17, 2007, requested Lower Saucon Township Council's approval of an Inter-Municipal Liquor License Transfer pursuant to Act 141 of 2000, Pennsylvania Liquor Code, 47 P.S. § 4-461; and

WHEREAS, pursuant to Section 461(b.3) of the Pennsylvania Liquor Code, as amended by Act 141 of 2000, 47 P.S. § 4-461(b.3), the Council of Lower Saucon Township (Council) conducted a public hearing pursuant to public notice, including notice to nearby property owners and the Chief of Police with respect to the application for the inter-municipal transfer of a Liquor License and/or the issuance of an Economic Development License, on Wednesday, August 15, 2007, at 7:00 p.m., prevailing time, in the Lower Saucon Township Municipal Building, 3700 Old Philadelphia Pike, Bethlehem, PA 18015; and

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WHEREAS, Dale Leidy will operate a restaurant at 1892 Leithsville Road, Lower Saucon Township, Northampton County, Pennsylvania; and

WHEREAS, Dale Leidy will file an application with the Pennsylvania Liquor Control Board for a Liquor License Transfer under the Act, as aforesaid, for use at said restaurant; and

WHEREAS, no evidence was provided at the hearing sufficient to demonstrate that transfer of the Liquor License as requested by Dale Leidy to the aforementioned location would adversely affect the welfare, health, peace and morals of Lower Saucon Township or its residents.

NOW, THEREFORE, BE IT RESOLVED, that the Council of Lower Saucon Township hereby approves Dale Leidy's application for an Inter-Municipal Liquor License Transfer Pursuant to Act 141 of 2000, Pennsylvania Liquor Code, 47 P.S. § 4-461(b.3) for License No. 16360 to be used in conjunction with the operation of said restaurant located at 1892 Leithsville Road, Lower Saucon Township, Northampton County, Pennsylvania.

ADOPTED and ENACTED this 15th day of August, 2007.

MOTION BY: Mr. Maxfield opened the hearing.

SECOND BY: Mr. Horiszny

Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 5-0

Mr. Kern asked for any discussion? Ms. Leidy, owner, was present. She said they own Oasis Beverage at Creekside and they want to branch off into a six pack store. That would be the restaurant which will be located on the other side of the workout center. The restaurant would be light lunch, early dinner, six packs to go, it's an R license which will allow them to serve beer at lunch and dinner, not a bar you could sit at for hours. It seems that in order for the store she has now to survive, she needs the six pack license also.

MOTION BY: Mr. Maxfield moved to close the hearing.

SECOND BY: Mr. Horiszny

Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 5-0

MOTION BY: Mrs. deLeon moved for approval of Resolution 50-2007.

SECOND BY: Mr. Maxfield

Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 5-0

IV. DEVELOPER ITEMS

A. ZONING HEARING BOARD VARIANCES

1. MICHAEL FOLEY – 1867 AMELIA CT. – REQUEST VARIANCE TO MOVE FENCE ON TO PROPERTY LINE

Mr. Kern said the applicant is proposing to construct a fence in the required front yard approximately 12-1/2 feet from the property line along Skibo Road.

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Mr. Joe Foley was present. Mr. Maxfield said there was a statement that the fence would be moved to equal the existing fences, did they have zoning variances to be where they are? Also, it looks like on the map the perpendicular stretches of fence, it says move existing fence to property line, those are actually the applicant's neighbors. Are they agreeable to this sort of thing? Mr. Foley said he talked to both of the neighbors and they were agreeable. Mr. Garges said there weren't variances granted. The two fences were put in, in accordance with the variances. Mr. Maxfield said what about the neighbors with their rear setbacks? Mr. Garges said he will have to look into that and get back to him.

Council took no action.

2. **ROBERT & DEBORAH BERGER – 1872 VIOLA LANE – REQUEST VARIANCE FROM REAR YARD SETBACK AND IMPERVIOUS COVERAGE TO INSTALL POOL**

Mr. Kern said the applicant is proposing to construct a new pool and is requesting a variance of 0.4% impervious coverage and a variance of approximately 13' to encroach in the rear yard setback. The required rear yard setback is 40', however, there is a 20' wide easement within it, which no structure should be erected.

John Laputka, contracted by the Berger's was present. He said he followed all variance requirements and setback requirements to put this pool in the back yard. In the beginning, the size that was being allocated for the pool in the beginning made it equivalent that you'd buy at Wal-Mart. They asked to stretch it so they could add 93 sq. feet to make it a more desirable product and meet all the requirements of the township.

Mr. Maxfield said we're at a .4% over impervious converge. He'd ask as a condition of our no action or support that we ask that more requests for impervious coverage come in...no deck, no making the future worse. If we can stay right there, we'll be okay. Mrs. deLeon said it says a structure in the easement. Mr. Maxfield said it's a utility easement saying there can't be a structure there. Mr. Laputka said with all the measurements, there is already a deck there.

Mr. Maxfield asked if we could support this with the condition they add no more impervious coverage.

- MOTION BY:** Mr. Maxfield moved to support the request with the condition that no further request to increase impervious coverage on the property will come into the township.
- SECOND BY:** Mr. Horiszny
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
- ROLL CALL:** 5-0

3. **CHANG HEE HAHN & JUNG RAN PARK – 1836 VIOLA LANE – REQUEST VARIANCE OF REAR YARD SETBACK FOR DECK**

Mr. Kern said the applicant is proposing to construct a deck and is requesting a variance of the rear yard setback of approximately 8'. The required rear yard setback is 40' and contains a 20' wide easement within it, in which no structure can be built. The applicant is proposing a 32' wide rear yard.

Chang Hee Hahn was present. He said the back yard is facing the city boundary so the back yard belongs to Hellertown and the other side belongs to Bethlehem. The closest

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house is 400 feet away and the other side, the house is 500 feet away. They are not planning any other construction.

Mrs. deLeon said when people have Hellertown and Bethlehem addresses, because LST doesn't have a post office box, and when you say Hellertown and Bethlehem, it's not Bethlehem, not Lower Saucon Township. It's complicated to new people. Mr. Hee Hahn said it was not encroaching into the easement.

Council took no action.

Stephanie Brown, resident, said she's upset with this Council. There's been two people asking for variances in the SV Meadows development. These houses were built by developers so they would have maximum impervious coverage, big houses. You are forgetting about the water runoff problems. Why are you supporting things like this? She was told by the ZO because of the size of the houses, they'd have to get variances, but not many variances would be allowed. Attorney Treadwell said this Council does not rule on variances. It's the ZHB. Do you have a specific issue with Mr. Hahn? She was curious about impervious coverage. Mrs. Yerger said he's at the maximum allowable and the one before that was below as well. Ms. Brown said you all seem to forget about the problems in the development behind her house. She's just curious. She said we keep talking about problems with flooding and she watched people berate people who live along the creek and how much they were contributing to the flooding problems. Mr. Maxfield said we did not berate those applicants, we worked with the applicants. There were flood plain issues and we worked with them. There were flood plain issues and these are different situations than we have here. Ms. Brown said when you live with these issues, they are not minimal. Mr. Kern said Council reviews each of these one at a time and there are times we do reject them.

Mr. Hee Hahn said it says on the screen it says 32' wide and on the application it says 27'' wide, and then variance request is about 8' as on the screen, but they are asking for 6-1/2'. The 32' gets changed to 27'. Mr. Garges said Mr. Hahn is confused with the wording up there. His deck is 27 x 15. What he has up there is the relief he'll need from zoning. It's the right numbers, it's just adding and subtracting.

Mr. Hahn has to appear on Monday at the ZHB meeting.

4. MICHAEL & LAURIE HAYDUK – 2565 BART GARDEN DRIVE – REQUEST VARIANCE OF SIDE & REAR YARD SETBACKS TO CONSTRUCT CARPORT

Mr. Kern said the applicant is seeking a zoning variance to encroach into the rear and side yard setbacks to construct a 12 x 22 carport. They will need a variance for approximately 26' of the rear yard setback and approximately 28' of the required side yard.

Laurie and Mike Hayduk were present. Mr. Horiszny said how much space between the existing house and the garage? Mr. Hayduk said it's just a house and a breezeway separating and a smaller garage off to the right with a roof between the two. Mr. Horiszny said the breezeway isn't big enough to be a carport or part of the carport. Mr. Hayduk said the carport is going on the other side of the garage which is why it has to encroach in the space.

Mr. Maxfield asked if the existing garage was a nonconformity. Mr. Garges said it's very close. He said it's quite a bit of footage. Council took no action.

5. **JOHN & ROSANNE PHILBIN – 2563 WASSERGASS ROAD – REQUEST VARIANCE TO CONSTRUCT FENCE IN REQUIRED FRONT YARD**

Mr. Kern said the applicant is seeking a variance to construct a fence in the required front yard and is requesting relief of approximately 17' from the property line.

John Philbin was present. Mr. Maxfield asked where the fence was going to go. Mr. Philbin said the hard back line is where they are going to construct the fence. It's within the parameter of his property. The issue tonight is the fact that in the front of the house it's supposed to be 75' and that's what they are looking for tonight. It's a 36" inch high post and rail, wood fence, very rustic looking, to keep their dogs in. Mr. Horiszny said it doesn't appear the neighbors got notification? Mr. Philbin said the neighbors got notification.

Council took no action.

6. **R.M.S. FAMILY LTD. PARTNERSHIP – 1850 FRIEDENSVILLE ROAD – REQUEST VARIANCE TO REPLACE TWO EXISTING SIGNS WITH ONE SIGN**

Mr. Kern said the applicant is seeking a variance to construct a new sign, replacing two existing ones.

Mr. Singh was present representing the applicant. Mr. Kern said it took awhile, but that's the type of sign Council was looking for. Council said it was a very nice sign.

Council took no action.

B. **KENNETH & PAMELA BROWN – 1616 SAUCON VALLEY ROAD – STORM WATER MANAGEMENT WAIVER REQUEST**

Mr. Kern said the applicant is proposing to construct improvements to the property that require a storm water management permit. The applicant is proposing to exceed the allowable depth of water within a basin to regulate the flow rate out of the basin after a storm.

**STAFF RECOMMENATION FOR BROWN RESIDENCE
1616 SAUCON VALLEY ROAD – TAX MAP PARCEL R6-2-1D
WAIVER OF MAXIMUM PONDING DEPTHS IN A DETENTION BASINS AND
DRAINAGE TIME OF A DETENTION BASIN AS REQUIRED BY STORMWATER
ORDINANCE 2007-05 SECTION 308.L FOR AUGUST 15, 2007
LOWER SAUCON TOWNSHIP COUNCIL MEETING**

The LST staff recommends that the Township Council grant a conditional waiver of the requirements for Section 308.L of the Storm water Ordinance 2007-05 for the proposed construction of a dry extended detention basin on Tax Parcel R6-2-1D to manage storm water runoff from 1616 Saucon Valley Road (Tax Parcel R6-2-1A) based upon the applicant's submission of plans and supporting calculations as described below:

<u>Plan Number</u>	<u>Description</u>	<u>Date</u>	<u>Last Revised</u>
L.0-01	Title Sheet	-----	-----
L.1-01	Existing Conditions Plan	08-21-06	05-22-07
L.1-02	Proposed Site Plan	08-21-06	06-26-07

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L.1-03	Proposed House Storm Water Drainage Plan	08-21-06	05-22-07
L.1-04	Erosion & Sedimentation Control Plan	08-21-06	05-22-07
L.1-05	Post-construction Storm Water Mgmt. Plan	08-21-06	05-22-07
L.2-01	E&S Control Detail Sheet	09-28-06	05-22-07
L.2.02	Storm water Control Detail Sheet	09-28-06	06-26-07
-----	Storm water Management Report	09- -06	07- -07
-----	Letter of Request for Waiver	07-23-07	-----

It is recommended that this waiver be subject to the following conditions:

1. The applicant shall comply with the requirements for fencing and landscaping as outline in ordinance 2007-05 Section 308.L.6, including specifications for this fencing and landscaping as outlined in other township ordinances.
2. The depth in the basin during the 100 year design storm shall not exceed 3.78 feet, as is currently analyzed.
3. The basin shall serve as an extended detention basin meeting PA Department of Environmental Protection BMP manual requirements and shall drain completely within three days of the end of storms, as is currently intended.
4. Property restrictions shall be recorded that have been coordinated with the Township Engineer and Township Solicitor to their satisfaction to assure perpetual maintenance of the basin, basin fencing, basin landscaping, vegetated filter, level spreader, and closed depression on tax parcel R6-2-1D and the cistern and closed depression on tax parcel R6-2-1A.
5. Property restrictions shall be recorded that have been coordinated with the township solicitor, to their satisfaction, to assure that responsibilities for tax parcel R6-2-1D remain associated with tax parcel R6-2-1A and/or to assure that neither parcel is sold separately.
6. Easements shall be recorded encompassing the basin and the closed depression on tax parcel R6-2-1D utilizing language coordinated with the Township Solicitor and signed and sealed descriptions and plans found adequate by the Township Engineer.
7. The owner shall execute a Hold Harmless Agreement as determined by the solicitor.
8. The applicant shall comply with all other requirements of the storm water management ordinance.
9. The applicant shall comply with all other requirements of the grading ordinance 2007-01, unless determined waived by the township manager (as allowed by Section 2.D).

Scott Unger, from Spotts, Stevens & McCoy was present. The Browns have an existing residence that's been there for a number of years, a 22 acre parcel, and they are adding some additional buildings and paved landscape patios and a future tennis court, all of which have been contemplated within the storm water calculations. The specific request tonight is to waiver a specific portion of your ordinance regulating the depth and times greater to the water of the basin. Your ordinance states it's up to this Council to grant relief when the area has a natural slope greater than 5%, which it does. The residence itself and all the proposed structures sit on top of a knoll and the back yard slopes away to the south. The longer slope will drain to the south. The front yard is less desirable and the slopes don't work as well. In the rear yard, it is less than 5%, but it's an existing closed depression, so they can't use that as it's in your ordinance. They will be meeting all the other storm water requirements they are requesting relief for. They'll be getting a pollution discharge system permit which they applied for and are waiting for the final comments. The basin will be fenced and it's over 100' from the next property line. They received a staff recommendation. Mr. Brown is not in town, but they faxed it to him and Mr. Brown signed the staff recommendation. They will comply with all the conditions.

Mr. Miller said they have no comment except what's in the letter. They are doing a good job. It's following a natural drainage pattern, and it's a very small basin.

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Mr. Maxfield said in the letter of July 23, there's a mention of the grading ordinance. Mr. Unger said the request lies with the Township Manager. Mr. Cahalan hasn't made a determination yet.

Mrs. Yerger said No. 4 it talks about basin fencing, perpetual maintenance of the basement, basin landscaping, vegetated filter, level spreader and closed depression, are there going to be any attempts to naturalize the appearance of this? You went to the trouble of having a meadow and enhancing the landscaping. Mr. Unger said they tried to tuck it into the landscaping. The owner planted several dozen trees throughout the meadow, adding more vegetation. There will be natural vegetation put around it. The owner has hired a landscape architect. He would imagine it would be native plants.

MOTION BY: Mr. Kern moved for approval of the Brown storm water management waiver request.

SECOND BY: Mrs. deLeon

Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 5-0

C. JACK PAVIS – 2021 QUARTER MILE ROAD – REQUEST TO CONNECT TO SANITARY SEWER

Mr. Kern said the applicant is seeking a sewer allocation from Council to allow his home to be connected to the public sewer system.

Dave Harte, Engineer, was present. They are requesting to connect to the sanitary sewer. Fifteen years or so ago there were residents there that connected through the back yards into the Cherrywood Subdivision with sanitary sewer. At that time, there were separate force mains installed. About five to seven years ago, another resident connected. The lateral is already constructed and installed and being utilized by three other houses. They are requesting one EDU to connect this house to the sewer system. Mrs. deLeon said this is already figured into the allocation. Mr. Harte said it's before you tonight as it's not a fill in. It's not in a district that has allocated sewer. Mrs. deLeon said the reservation of sewer allocation there are lots that are already developed that they were saving allocating for. Mr. Maxfield said there's a letter in your packet from Gar and explains the situation.

Mrs. deLeon said how many allocations do we have left? Attorney Treadwell said HEA has been looking at that for the last couple of years to see how many EDU's are left. David Harte said this is the last house in this neighborhood.

Mr. Kern said he doesn't see a problem with it. Mr. Maxfield said they have to sign up if township sewer comes to the area.

Mr. Miller said the Council has the right to allocate if they want to. They have no objection and it's better protocol if Council allocates for an entire region as a comprehensive rather than piece by piece. HEA had some recommendations which were the standard tapping fees, the applicant should describe the need for the connection. David Harte said they can put that together. This should be reviewed by LSA, and they need to enter into an agreement with LSA. They would need to have an agreement if LSA ever came in with a future main, a more permanent solution, and they would pay the tapping fees, covenant to connect in the future, etc. David Harte said this was done previously when they were before Council 15 years ago and it has all been reviewed and there is an agreement in place.

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MOTION BY: Mr. Horiszny moved for approval of the connection per the LSA conditions in LSA's memo and HEA's recommendations.
SECOND BY: Mrs. deLeon
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
ROLL CALL: 5-0

D. GEORGE & ELEANOR STECKEL – 4275 JEFFERSON AVENUE – WAIVER REQUEST FOR ON LOT SEPTIC ON SUBSTANDARD LOT

Mr. Kern said the applicant is seeking Council approval to construct an on lot sewage system on a lot that contains less than 40,000 square feet of area. George Steckel was present.

Mr. Miller said this is a requirement in the sewer ordinance that any lot that is less than 40,000 sq. feet needs approval by Council. They have now complied with every requirement and they have to get Council's okay and then they have to do a legal agreement with specific provisions that are outlined.

MOTION BY: Mr. Kern moved for approval as per HEA's recommendations.
SECOND BY: Mr. Maxfield
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
ROLL CALL: 5-0

E. TOLL BROS. – THE MEADOWS – REQUEST EXTENSION TO COMPLETE IMPROVEMENTS

Mr. Kern said the developer is requesting a one year extension to complete the improvements in this subdivision.

**STAFF RECOMMENDATION FOR
TOLL BROTHERS – THE MEADOWS EXTENSION**

The LST staff recommends that Township Council approve an extension until August 16, 2008 for completion of improvements at the Meadows Subdivision. This approval is subject to the following conditions:

1. The owner/developer shall enter into an Extension Agreement with the Township satisfactory to the Township Solicitor and Township Council.
2. The improvements security shall remain in full force and effect until project completion or September 16, 2008 to the satisfaction of the Township Solicitor.
3. The owners shall pay any outstanding plans and appeals account invoices owed to the Township.

Mr. Cahalan said there is a recommendation from staff for the one year extension until September 16, 2008. The escrow is current. There are no outstanding issues.

Ms. Stephanie Brown said she's confused. She doesn't understand why they are given a year to complete improvements. Mr. Cahalan said they may have gotten a previous extension. They have five years. Mr. Miller said the state law allows them five years to request an extension with whatever is listed on the punch list. The punch list items need to be accomplished. Ms. Brown said there are still storm water issues there.

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- MOTION BY:** Mr. Kern moved for approval of the staff recommendation for Toll Bros. request extension to complete improvements.
- SECOND BY:** Mr. Maxfield
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
- ROLL CALL:** 5-0

F. LONG RIDGE SUBDIVISION – BERGSTRESSER ROAD – REQUEST FOR SECURITY REDUCTION

Mr. Kern said the developer has requested security reduction for work completed to date in the Long Ridge Subdivision. Hanover has done an inspection of the work and is recommending a security reduction in the amount of \$185,310.99. The amount to be retained should be \$500,754.54. The developer has also requested that their \$15,000 Letter of Credit that was posted for security for the work associated with the Limited Construction Improvements Agreement be returned.

Attorney Treadwell asked if the \$15,000 was included in their overall security? Mr. Miller said he has no record of what that \$15,000 relates to. Attorney Treadwell said then we don't do anything with the \$15,000 until they figure out what it is.

- MOTION BY:** Mr. Kern moved for approval of the security reduction in the amount of \$185,310.99.
- SECOND BY:** Mr. Horiszny
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
- ROLL CALL:** 5-0

V. TOWNSHIP BUSINESS ITEMS

A. LOWER SAUCON TOWNSHIP HISTORICAL SOCIETY – REQUEST TO PROCEED WITH NATIONAL HISTORIC REGISTER NOMINATION

Mr. Kern said the Township authorized Wise Preservation Planning to complete and submit a resource survey form to the PA Historical and Museum Commission (PHMC) which has resulted in the PHMC notification that the Lutz-Franklin Schoolhouse is eligible for listing in the National Register of Historic Places. The LSTHS would like to discuss the next step of completion of a National Register Nomination for the building.

Ms. Lorraine Torella, President of the Historical Society. She said the LSTHS wants to register the Lutz-Franklin Schoolhouse museum with the national register of historic places. Today, it appears that the property seems to be eligible for the listing in the National Register of Historic Places. She asks Council to proceed with the National Register nomination and help them through the needed steps, this is step 2. It's very complicated and they need your help to get it done. Mrs. deLeon said when they authorize the reaffirmation applications to go out, that was the logical next step. She would support the Step 2 process which is very complicated. All the information in that letter was in the first letter also. You could have done step 2 before. Ms. Torrella said thank you. Mr. Kern said step 2 is to just continue with the process.

Mr. Cahalan said when they asked Wise to prepare a proposal, they didn't get a cost figure for the national register nomination. It ranges from about the low of \$2,500 to the other firm of \$6,000. Mrs. deLeon asked to put this on the next agenda.

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MOTION BY: Mr. Kern moved for Mr. Cahalan to get a cost estimate from Wise for the next meeting.
SECOND BY: Mrs. deLeon
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
ROLL CALL: 5-0

B. BARN HISTORIES REPORT ON NORCAR BARN ON POLK VALLEY ROAD DONE BY GREG HUBER

Mr. Kern said Council authorized Gregory Huber from the Past Perspectives to complete a documentation report on the barn located on the Township owned by NorCar property.

Mr. Cahalan said Council authorized him to get Mr. Huber to do a report on the barn. The township acquired a 10 acre property on Polk Valley Road with a brick house, a barn and it's falling over as we speak. They also discovered that they inherited a pot belly pig that they are taking care of and are trying to find a home for it now. They are trying to save the barn which has some historical significance. They want to have the barn disassembled. There is original wood siding that they want to preserve and timbers on the inside of the barn they want to preserve, some doors and some other items. This is the first step in documenting the history of the barn. He'll come back to Council with an estimate from a structural engineer and a contractor. There will be some cost involved in doing this. Mr. Horiszny asked where could we put the doors we want to save? Mr. Cahalan said right now it's too dangerous to even go near the barn, but once they get the report, they hope to be able to recover the doors. There were pictures of the pig shown that they are trying to get a home for.

Mrs. deLeon was curious about the house history also. Mr. Cahalan said he can get proposals for that also.

Mrs. Yerger asked if there was a structural analysis done? Mr. Cahalan said he hasn't done anything with the house except clear some brush around the outside. Mrs. Yerger said we need to find out the soundness of the structure. Mr. Cahalan said it's in pretty good condition. There's no immediate maintenance or repairs we have to make. He doesn't think there is anything immediate that has to be done. He can ask for proposals from other firms, including Huber.

Mr. Maxfield said why don't we ask a building inspector to look at this. Mr. Kern said that's a great idea and a lot cheaper.

C. APPOINTMENT OF PLANNING COMMISSION MEMBER

Mr. Kern said the Manager received several letters of interest from residents for the vacancy on the Planning Commission. He would like to recommend that Council appoint John Lychak to the vacant term expiring 12/31/10.

Mr. Kern said Mr. Lychak's resume was pretty impressive. Mr. Cahalan said he's an attorney in Bethlehem. He lives at 1520 Jake's Place. He has an undergraduate degree in environmental science.

Mr. Horiszny asked any of the candidates would like to be on the Landfill Committee. Mr. Cahalan said he will ask them.

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- MOTION BY:** Mrs. deLeon moved for appointment of John Lychak for PC member for a four year term ending 12/31/2010.
- SECOND BY:** Mr. Kern
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
- ROLL CALL:** 5-0

D. RESOLUTION 51-2007 – RECREATION FEE INCREASE

Mr. Kern said resolution 51-2007 has been prepared to increase the recreation fee in lieu of land dedication per staff's recommendation. This resolution also sets the policy of how the fee is deposited.

**LOWER SAUCON TOWNSHIP
RESOLUTION #51-2007**

**A RESOLUTION OF THE COUNCIL OF LOWER SAUCON TOWNSHIP REVISING
THE AMOUNT OF THE RECREATION FEE PER LOT PAID TO THE TOWNSHIP
PURSUANT TO THE REQUIREMENTS SET FORTH IN THE LOWER SAUCON
TOWNSHIP SUBDIVISION AND LAND DEVELOPMENT ORDINANCE.**

WHEREAS, the Township of Lower Saucon is a Township of the Second Class located within Northampton County, Pennsylvania; and

WHEREAS, certain provisions of the Lower Saucon Township Subdivision and Land Development Ordinance require the Township Engineer to annually reevaluate the Recreation Fee paid per lot based on the cost index of the Engineering News Record;

WHEREAS, the Council of Lower Saucon Township has determined it to be in the best interests of the citizens and taxpayers of Lower Saucon Township to adopt a new Recreation Fee based upon the methodology used in the Comprehensive Recreation and Open Space Plan prepared for Upper and Lower Saucon Townships by Roth Plan and Recreation & Parks Solutions dated October 26, 2006 and the average value of one acre of unimproved land in Lower Saucon Township appraised at \$20,000 and the Average value of one acre of improved land appraised at \$75,000 in the letter from Mark Abissi of the Indian Valley Appraisal Company dated October 10, 2006.

NOW, THEREFORE, BE IT RESOLVED, by the Council of Lower Saucon Township as follows:

1. The Whereas clauses above are hereby incorporated in the body of this Resolution as if fully set forth herein.
2. Lower Saucon Township hereby requires that all plans submitted after the date of this Resolution pay Three Thousand Three Hundred Ten and 00/100 Dollars (\$3,310.00) per lot in Recreation Fees. Said Recreation Fees may be used by the Township, at the Council's sole discretion, to further the purposes contained in the Comprehensive Plan referred to above and may be applied to improvements at Town Hall Park, the Heller Homestead Park, and Polk Valley Park.

RESOLVED this 15th day of August, 2007.

Mr. Cahalan said this was brought to Council before. The Park & Rec board reviewed it and agree that the increase fee should be increased as did the EAC. The memo from Boucher & James, Judy Stern Goldstein reviews the methodology that is used to come up with the increase of \$3,310 per dwelling unit.

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- MOTION BY:** Mr. Horiszny moved for approval of resolution 51-2007 for the recreation fee increase to \$3,310 per dwelling unit.
- SECOND BY:** Mr. Maxfield
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
- ROLL CALL:** 5-0

E. RESOLUTION #52-2007 – RECOGNIZING HELLERTOWN-LOWER SAUCON COMMUNITY DAY

Mr. Kern said resolution 52-2007 has been prepared recognizing the 6th annual Hellertown Lower Saucon Community Day to be held on Saturday, August 18, 2007.

**LOWER SAUCON TOWNSHIP
RESOLUTION #52-2007**

**RESOLUTION RECOGNIZING THE ANNUAL
HELLERTOWN – LOWER SAUCON COMMUNITY DAY**

WHEREAS, the 6th annual Community Day celebration, which is a joint initiative of Hellertown Borough and Lower Saucon Township under the sponsorship of the Greater Lehigh Valley Chamber of Commerce, will be held on August 18, 2007 in downtown Hellertown; and

WHEREAS, over the past five years activities such as the popular cemetery tour, scavenger hunts, blood drives, and evening entertainment in Dimmick Park have been added to this celebration; and

WHEREAS, throughout its 5-year history, over 70 local business and service organizations in the Saucon Valley have been steadfastly committed to the Community Day celebrations; and

WHEREAS, organizers are anticipating that the number of businesses and organizations who will be participating in the day long event will reach an all-time high this year; and

WHEREAS, two (2) long-time businesses in the Saucon Valley, Bergstressers General Store and Stern's Meat Market, will be recognized during this year's celebration for their service and contributions to the communities; and

WHEREAS, Community Day provides residents an opportunity to celebrate the spirit of community pride and cooperation between Hellertown Borough and Lower Saucon Township which is carried out by our civic leaders, organizations, and citizens throughout the year.

NOW, THEREFORE, BE IT RESOLVED, that the Council of Lower Saucon Township, Glenn Kern, President; Thomas Maxfield, Vice President; Priscilla deLeon, Council Member; Sandra Yerger, Council Member; and Ronald Horiszny, Council Member; hereby recognizes and salutes the Hellertown Borough – Lower Saucon Township Community Day 2007 upon its annual celebration.

ADOPTED and ENACTED this 15th day of August, 2007.

Mr. Cahalan said this year they focused on the LST businesses to participate this year. They have gotten some responses. They want to recognize two businesses that have been around the valley for a long time. The first one is Bergstresser General store in LST and the other is Leo Stern's Meat Market in Hellertown. They will each be given a plaque. It promises to be a good celebration in down town and in Dimmick Park later in the evening.

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Mrs. deLeon thanked Jack and all the other committee members for Community Day. They do a great job. This is a good thing for our community. Thursday and Friday night are the cemetery tours, and it's a wonderful experience. Mrs. Yerger thanked them for including the businesses of LST also and for Bergey getting the award.

- MOTION BY:** Mr. Maxfield moved for approval of Resolution #52-2007 recognizing Hellertown & Lower Saucon Township Community Day.
SECOND BY: Mrs. Yerger
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
ROLL CALL: 5-0

F. ROAD MATERIAL BID AWARD

Mr. Kern said the summer road materials bid was advertised and three bids were received for the 2007 asphalt material. The Director of Public Works is recommending the Council award the bid to Eastern Industries at the price of \$1.57 per gallon.

Mr. Cahalan said this bid was duly advertised. They had three bidders, Eastern Industries at \$1.57/gallon, AMS Inc. at \$1.58/gallon and Garden State Asphalt, Inc. at \$1.66/gallon.

- MOTION BY:** Mr. Horiszny moved for approval of the road material bid award to Eastern Industries at \$1.57/gallon.
SECOND BY: Mrs. Yerger
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
ROLL CALL: 5-0

G. AUTHORIZATION TO PROCEED WITH ORDINANCE CODIFICATION

Mr. Kern said due to the significant amount of changes and new legislation, General Code is recommending the township do a complete recodification instead of a supplement. The cost of this work is \$13,600. The township has budgeted \$15,000 in the 2007 budget. If Council wishes to proceed, they should authorize the Manager to execute the agreement for General Code to proceed with the project.

Mr. Cahalan said this is something we have been budgeting for, for several years to codify our complete township code. We have a price that fits within the price of our budge, \$13,600 and we are working with General Code to do that.

- MOTION BY:** Mr. Kern moved for approval of authorization to proceed with ordinance codification.
SECOND BY: Mr. Horiszny
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
ROLL CALL: 5-0

H. AUTHORIZE EXECUTION OF AGREEMENT TO PURCHASE CONSERVATION EASEMENT

Mr. Kern said at the July 18 Council meeting, Council approved the purchase of a conservation easement on 40 acres along the Saucon Creek. An Agreement for purchase of a conservation easement has been prepared for Council's review and approval of the Council President to execute said agreement.

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Mr. Kern said we have before us an agreement for purchase.

Mr. Horiszny said on page 5, 8C, a grantee at a special meeting, can “unanimously” be taken out? Attorney Treadwell said for this meeting, it was unanimous. On page 8, No. 19, Recording, “shall not be recorded”, it should read “shall be recorded”. Attorney Treadwell said it was a request of the Grantor that they didn’t want it recorded. Attorney Treadwell said we can record it.

Mr. Cahalan said the Council is considering a motion to spend \$550,000 to acquire a conservation easement on a 40.33 acres of open space tract along the Saucon Creek from 1800 Coal Yard Road, Hellertown, PA 18055. The easement would be purchased from John Noble, David Dyer, and Ronald Bracalente who acquired the property from the previous owner Michael Caruso. The conservation easement on the property will be held jointly by the township and a conservation agency which will be responsible for the supervision and management of the conservation easement. This property will provide for guided education environmental tours, fishing, tours, the owner has taken steps to restore the riparian corridor on the property, it contains open fields and mature trees, the Saucon Creek flows along the west, north and eastern sides of the property. The property exists within an area recommended for preservation by the Township Natural Resource Inventory and will create links between the other preserved open spaces, parks and recreation areas in the township. This will be the first purchase of the open space interest with the \$.025% Earned Income Tax that was passed by Township voters in 2006, which the township estimates will bring in approximately \$800,000 per year to the township. The Open Space Sub-Committee of the township’s EAC evaluated this parcel in accordance with the guidelines adopted by the township in its open space action plan which they adopted in 2007.

Mr. Kern said this is the easiest decision he has ever had to make on Council as far as approving this at the last Council meeting. He has never seen anything move quicker. Everyone worked together. He wants to praise the property owners also and his fellow Council members and staff. We were able to preserve a real gem in our community and will remain so forever.

- MOTION BY:** Mr. Maxfield moved for approval to authorize execution of agreement to purchase conservation easement.
- SECOND BY:** Mr. Kern
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
- ROLL CALL:** 5-0

I. AUTHORIZE PLANNING CONSULTANT TO REVIEW OUR CURRENT ZONING USES

Mr. Kern said the Township staff has recommended that our Planning Consultant review our current zoning use classification and standards to ensure they include current and emerging uses. Mr. Garges would like to have Boucher & James review our current zoning issues. Mr. Horiszny asked for a guesstimate.

This will be tabled until a cost is gotten for this.

J. HELLERTOWN-LOWER SAUCON CHAMBER DONATION REQUEST

Mr. Kern said the Hellertown Borough Business Revitalization Committee under the sponsorship of the Hellertown-Lower Saucon Chamber of the Greater Lehigh Valley Chamber of Commerce is working on producing a SV restaurant guide which will contain certain information and promote the restaurants and eateries in Hellertown and Lower Saucon Township. The Business Revitalization Committee is requesting a donation of \$200 from the Township to defray a portion of the \$1,500-\$2,000 cost to produce the guide.

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Mr. Cahalan said there is a memo in the packet from Mike Schlossberg. Mrs. deLeon said this will be helpful and can be put in the new resident packet. This is something that is needed and will be very helpful.

Mr. Horiszny asked if this was legal? Attorney Treadwell said no problem.

MOTION BY: Mr. Kern moved for approval of Hellertown-Lower-Saucon Chamber donation request of \$200.00.

SECOND BY: Mrs. deLeon
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 5-0

VI. MISCELLANEOUS BUSINESS ITEMS

A. APPROVAL OF JULY 18, 2007 MINUTES

Mr. Kern said the minutes of the July 18, 2007 Council meeting have been prepared and are ready for Council's review and approval.

Mrs. deLeon said on page 4 of 24, line 6, PA Historical, add "& Museum Commission". Capitalize schoolhouse with a capital "S". On page 5 of 24, line 14, change "Homestead" to "Farmstead".

Mr. Horiszny said page 2, line 18 and page 3, line 30, add Jim Preston was present. Page 7, line 36, we should get a name for the property owner. Page 17, line 29, we reference a developer, we should name him, he has down "John Fetler". Page 19, line 20, roll call should be 4-0. Page 21, line 1, take out "captains". Page 21, line 16, item E, the title is shortened, he's not sure as it has to be what was on the agenda, it should be NorCar barn (add property". Mrs. deLeon said it probably should have said the adds of the NorCar property which is Polk Valley Road. Mr. Maxfield said page 21, line 29, Kimberly should be "Kimmerly". Mr. Horiszny said on page 22, line 45, roll call was 4-0, page 23, line 3, roll call should be 4-0. Mrs. deLeon said page 1, line 52, Bayer should be "Baird". Mrs. Yerger said page 2, line 37, it should read "USEPA", not "US EAP".

MOTION BY: Mr. Kern moved for approval of the July 18, 2007 with corrections.

SECOND BY: Mrs. deLeon
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 4-1 (Mr. Horiszny – No.)

B. APPROVAL OF JULY 2007 FINANCIAL REPORT

Mr. Kern said the July 2007 Finance Reports have been prepared and are ready for Council's review and approval.

MOTION BY: Mr. Horiszny moved for approval of the July 2007 Financial report.

SECOND BY: Mrs. deLeon
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 5-0

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VII. PUBLIC COMMENT/CITIZEN NON-AGENDA ITEMS

- Mr. Mark Panek, resident, 2340 Kings Mill Road, said he heard something and he hopes it's a rumor, but that there is going to be an ordinance that residents will no longer be able to cut grass on a weekend. Attorney Treadwell said no, that isn't true. Mr. Panek said he is an avid ATV person and he hopes the people who make trouble are dealt with. He hunts with the ATV, they are not loud, his children loves them. He heard there's going to be an ordinance about no one riding an ATV within 1500 feet of a home. Attorney Treadwell said no action was taken whatsoever with the ordinance.
- Lorraine Torella, said she would like to know if they could use the schoolhouse for groups to use it. For example, a company might want to use it to train their sales force or have a seminar or have a corporate awards night. Put it into writing and see if this is something Council would support. They are a 501c charitable organization. There would be no fee charged to them. Attorney Treadwell said he will look into this.
- Stephanie Brown, resident, said on June 1, she called about Toll Brothers being in violation of the weed ordinance. Police came out and took the report. On June 5, police came out and said the weeds were cut, but they were not cut. It's June 15 and they still are not cut. She wanted to know the distance about the weeds. Attorney Treadwell said he thinks it's 50 feet. She said only 10 feet were cut. You can see the silt fence and weeds behind them are over a foot higher and haven't been cut since January. Mr. Maxfield said the weeds behind the silt fence are probably making the silt fence more effective. Mr. Kern said it may be more beneficial to leave them with the erosion. She's concerned about the weeds. Jack will look into this.

VIII. COUNCIL AND STAFF REPORTS

A. TOWNSHIP MANAGER

- Update with Steel City Fire Company and their specifications on the rescue pumper, he sent out a report. The consultant did a good job of reviewing the specs and making some rec. for improvements. The specs had very few thrills in them. Jack discussed the next steps with the purchase of the pumper's. He asked for his opinion on the bidding out of the equipment, and he stated that the fact it has a reduced length four wheel drive and stainless components, he feels they would get few manufactures responding. The one issue we looked into was whether the chassis they are looking could be purchased through the Costars. This chassis does appear on this list. They left the meeting back on July 26 with the next action being that the Chief of Steel City was going to call the president of the company and see if that company did have that chassis. If they did, they would hope the price would be substantially reduced. He had no response or update on this yet.
- In your packet, he gave some additional information on the PA By-Ways Program. We had received a request from Durham and Springfield Townships if they wanted to participate with them on a by-ways application. They indicated it was for their Springhill Road which connects with our Springhill Town Road and their Moyer Road which connects with our Orchard Road. He hasn't been able to get any more information on this. He wants to get back to the Springfield Township manager. PA By-way, there are some qualities of roads that byways have to have. There has to be a sufficient number of resources along the road to support those qualities. Do you have any interest in continuing with Springfield Township? Mrs. deLeon said it's a good thing to do. Mr. Cahalan said Durham Township has dropped out.
- Next Tuesday night, is the annual Chamber clambake at Town Hall park from 6 PM to 9 PM. They are requesting the permission to have an acoustic guitarist singer for one hour during the picnic.

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MOTION BY: Mr. Kern moved for approval of the acoustic guitar for the Chamber banquet.

SECOND BY: Mr. Maxfield

Mr. Kern asked if anyone in the audience had any questions or comments? Mr. Maxfield said is he going through a PA system? Mr. Cahalan said yes. Mr. Maxfield said then you don't need approval.

ROLL CALL: 5-0

- He needs approval of the DUI Renewal application. Ron Jones has prepared the renewal of this application for the LS area DUI checkpoint. It's in the amount of \$41,970. This funding is used in conjunction of Hellertown and Freemansburg Borough which reimburses them for six sobriety checkpoints, ten roving patrols and a cops and shops program in each of the municipalities.

MOTION BY: Mr. Maxfield moved for approval to submit the DUI renewal application.

SECOND BY: Mr. Horiszny

Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 5-0

- One local newspaper said there wasn't any info on the LS Bridge that was damaged with Ivan. It's a PennDOT project which is moving along slowly, but will be permanently replaced. It's called Pichel's Bridge and was replaced with a 48" corrugated metal pipe temporarily. They were going to replace the bridge, but needed to conduct a historical survey. In January 2007, they received a report and they indicated they had to design a replacement bridge. In February 2007, they were notified copies of the plan were going to be on display out in the lobby. In February they also received a report "area of potential effects and historical architectural resources identification report on the LS Road bridge". This is a PennDOT project. Mrs. deLeon asked if Council was supposed to take a role when the plans were out in the hallway. Jack said no, they just had to have an area to do the public display. Mrs. deLeon said when these things come in, they should be an agenda item.

B. COUNCIL/JR. COUNCIL

Mrs. Yerger

- The Northampton County Conservation District is holding a workshop "Who do You call for environmental concerns and complaints" on September 7, 2007 from 8:30 AM to 4:30 PM. Brien Kocher and Sandy will be talking at this workshop. This is being run by Kate Brandis.
- She asked staff if they would be willing to put together a draft resolution thanking Bill Sweeney for all of his help for all the things he's done. Every time we call him, he was out there helping. Mr. Cahalan said they have a draft resolution, 54-2007 as follows:

LOWER SAUCON TOWNSHIP
RESOLUTION #54-2007

A RESOLUTION RECOGNIZING THE ASSISTANCE OF BILL SWEENEY

WHEREAS, Bill Sweeney is currently a Program Supervisor for the Pennsylvania Department of Conservation and Natural Resources (DCNR) at the Jacobsburg State Park in Wind Gap, PA; and

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WHEREAS, Bill supervises programs offered by the park’s Environmental Education Center in environmental and natural history education, teacher workshops and public interpretative programs; and

WHEREAS, Bill has been employed by DCNR for over 14 years as a naturalist and has become a well respected regional expert on local wildlife, natural resources and conservation planning; and

WHEREAS, through his expertise, Bill has provided guidance to the Township in guiding a local Boy Scout troop in layout and design of a Nature Loop at the Heller Homestead Park, and he is currently assisting a Girl Scout in identifying the park’s flora and fauna that will be depicted on interpretative signs to be placed along the Nature Loop; and

WHEREAS, Bill has also provided invaluable assistance to the Township in the design of a grasslands project for our soon to open Polk Valley Park, which has been submitted to DCNR for a grant to fund its development; and

WHEREAS, Bill has worked with Western Pennsylvania Conservancy identifying and listing seasonal pools, which are vital habitats located in Lower Saucon Township and surrounding municipalities on the State Seasonal Pool Registry; and

WHEREAS, Bill has been a great resource to municipal governments and Environmental Advisory Councils in Northampton County on open space and farmland preservation projects.

NOW, THEREFORE, BE IT RESOLVED, that the Council of Lower Saucon Township, Glenn Kern, President; Thomas Maxfield, Vice President; Priscilla deLeon, Council Member; Sandra Yerger, Council Member; and Ronald Horiszny, Council Member; wishes to recognize Bill Sweeney for his contributions and assistance to the Township and we look forward to future collaborations on initiatives that will preserve and protect the natural and historic resources in the Saucon Valley region.

ADOPTED and ENACTED this 15th day of August, 2007.

MOTION BY: Mrs. deLeon moved for approval of Resolution 54-2007.

SECOND BY: Mr. Maxfield

Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.

ROLL CALL: 5-0

Mr. Maxfield

➤ Nothing to report

Mr. Kern

➤ Nothing to report

Mrs. deLeon

➤ In the red packet, there’s a report on the disposal yard on Applebutter Road. When Chris first started here, this has been an ongoing thing for many, many years, and she’s finally seeing some relief. Please tell him.

➤ We got a letter from DEP about our recycling performance grant. What’s going on with that? Mr. Cahalan said it went to Tom Hough, our consultant and it referenced the leaf collection system. We are going to be working with Hellertown with the compost center

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for a process we can assist residents with the collection and disposal of yard waste. We have responded through our consultant to that and that's in reference to the 2005 performance award and we should be getting that check shortly.

- She has a copy of the clambake for next week, please put it on the bulletin board.
- We did get the letter off for Majestic from Rich Sichler.
- SV Conservancy is sponsoring it's first barn tour. There are 11 barns on the tour. Tickets are going to be available at Community Day.
- We got in our packet, LHV Greenways plan, on page 39, under historical resources, one of the paragraphs refers that a few municipalities have conducted comprehensive historical resources survey refunding with state grants, and it names some municipalities. We are missing out on an opportunity to apply for this grant, can we look into this? Mr. Cahalan said yes.

Mr. Horiszny

- Lower Saucon Authority held a special meeting recently to review the possibility of putting a complaint in for the PUC regarding the City of Bethlehem's proposed 12-1/2% water rate increase and they were preparing to file. He noticed the PUC has delayed the possibility of the increase until March, so that gives them more time to work on it and hire consultants to work on it. They have not met since to determine what their next step is. They will probably fight that.
- September 22 Se-Wy-Co is going to sponsor a demonstration and classes for firemen on fire fighting. If anyone is interested in seeing part of the demonstration, email him. It's at the high school.

Jr. Council Member

- The Saucon Valley school year starts on Monday, August 27, 2007.
- She is now starting a project. Teens feel there is not enough to do. She is planning a Teen Menagerie board at the Hellertown Public Library. It will be planning all the teen programs. It will make the teens feel they are part of something. They will be able to voice their opinions. They will be planning the summer reading program, Halloween parties, fun stuff.
- She thanked Council for giving her a great experience as her term is coming to an end. Mrs. deLeon said they really enjoyed her input.

C. SOLICITOR

Nothing to report

D. ENGINEER

- Mr. Miller said the BRE property, there's a 15" willow tree that was located where the structure would go. To put the structure where they had originally intended, they would have to remove the willow. They propose to move the maintenance module to the eastern part of the property. It's gone to the Chris Snyder and Bill Csaszar and it's okay with them. He'd like to get Council's blessing on this revision. Mrs. deLeon said the City of Bethlehem, by the host agreement, is supposed to be the fire responders, and they have been non-responsive for any of our requests. Mr. Cahalan said a second letter went out to them. Mrs. deLeon said that is very disappointing. She asked if it was recorded at the court house. Mr. Miller said not yet, but it will be recorded as long as it is okay with Linc Treadwell. The plans being recorded do not specifically show this layout. This is like a field change. Mrs. Yerger said the EAC also has an official recommendation that they are okay with this change.

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MOTION BY: Mrs. deLeon moved to approve the revision of the site plan for BRE moving the maintenance module to avoid the removal of the willow tree and to remove a little bit of the sidewalk to the north of the building.
SECOND BY: Mrs. Yerger
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
ROLL CALL: 5-0

E. PLANNER
Nothing to report

F. ADJOURNMENT

MOTION BY: Mr. Horiszny moved to adjourn. The time was 9:45 PM.
SECOND BY: Mr. Maxfield
Mr. Kern asked if anyone in the audience had any questions or comments? No one raised their hand.
ROLL CALL: 5-0

Submitted by:

Mr. Jack Cahalan
Township Manager

Glenn Kern
President of Council