

**THE TOWNSHIP OF MAXATAWNY
BOARD OF SUPERVISORS MEETING
MARCH 10, 2025**

MINUTES

CALL TO ORDER & PLEDGE OF ALLEGIANCE: Chairman John Deplanque called the meeting to order at 6:30PM with the Pledge of Allegiance. Members present: Marcus Simonetti and Heath Wessner. Professionals present: Township Engineer, Chris Falencki; Township Solicitor, Chris Muvdi; Code Enforcement Officer, Chris Paff; Secretary/Treasurer, Jerilyn Wehr.

ANNOUNCEMENTS: nothing at this time

PUBLIC COMMENT: (AGENDA ITEMS ONLY)-Public comment on agenda items will take place at the agenda item after discussion is completed by the Board

APPROVAL OF THE MINUTES:

1. Motion to approve the minutes of the February 10, 2025 Board of Supervisors Meeting
 - a. Motion made by Simonetti and seconded by Wessner to approve the minutes of the February 10, 2025 Board of Supervisors meeting. Motion passed (3-0)

REPORTS:

1. State Police Report
 - a. The Police report was presented. There were 136 calls in February
2. Kutztown Library – nothing at this time
3. Volunteer Fire Department/Ambulance – nothing at this time
4. Historic Commission
 - a. Chairman Reynolds stated that there was no meeting of the Historic Commission in March. The Commission is working with a property owner during the demo of a building on their property
5. Municipal Authority
 - a. Chairman Berger was in attendance and provided an updated report. Berger provided details of the sewer plant capacity and current and reserved use of the plant
6. Roadcrew
 - a. Foreman Roy Wessner provided the monthly report
 - b. Wessner stated that the Township road sweeper is in need of major repair and is so old that replacement parts are hard to find. Wessner recommended trying to sell the sweeper on Municibid with a reserve of \$1,200.00. If the reserve is not met, then scrap it. Wessner also stated that he would like to take the funds from the sale/scraping of the sweeper, as well as the scraping of some old pipe, and use them to purchase a saw and jackhammer
 - c. Motion made by Simonetti and seconded by Wessner to approve the placement of the sweeper on Municibid at a reserve of \$1,200.00. Motion passed (3-0)
 - d. Motion made by Simonetti and seconded by Wessner to approve the sale/scraping of the sweeper and old pipe and purchasing the saw and jackhammer with the funds received. Motion passed (3-0)
7. Code Enforcement – Chris Paff

- a. Paff presented his report
- b. Paff stated that the pre-construction meeting regarding the round-about was held and we will be meeting with the inspection manager. We do not have a set start date at this time
8. Secretary/Treasurer – Jerilyn Wehr – nothing at this time
9. Motion made by Wessner and seconded by Simonetti to approve the reports as presented. Motion passed (3-0).

PLANS TO REVIEW:

1. Villas of Maxatawny – waiver request
 - a. There was no one in attendance from the project
 - b. Discussion tabled

OLD BUSINESS:

1. Leck Waste Services – update on modification application with DEP
 - a. Tony Wright provided an update stating that they are still working with PennDOT and will be having a traffic impact assessment completed before receiving an HOP

NEW BUSINESS:

1. Extension expiration – John Long residence
 - a. Motion made by Wessner and seconded by Simonetti to approve the extension to September 19, 2025. Motion passed (3-0).
 - b. Paff added that just today we received a request from the Newswanger annexation project that they were requesting an extension for recording the plans
 - c. Motion made by Simonetti and seconded by Wessner to approve a 30-day extension to record the plans. Motion passed (3-0)
 - d. Paff also added that he just today received a request to hold the Kutztown University Heritage Center bonfire. The request was submitted late, as the event is scheduled to be held the beginning of April. After discussion, it was decided that the bonfire request be denied, and the planners be informed that requests need to be submitted in accordance with the Township timelines
2. Special Event – Lehigh Valley Cycling
 - a. Paff stated that the event will be held on September 1, 2025 with no road closings
 - b. Motion by Simonetti and seconded by Wessner to approve the special event. Motion passed (3-0).
3. Special Event – Hincapie Cycling
 - a. Paff stated that this event will take place on May 31, 2025. There will be no road closings
 - b. Motion made by Simonetti and seconded by Wessner to approve the special event. Motion passed (3-0).
4. Special Event – Zick Cannabis Festival
 - a. Paff stated that the event will be held on April 19, 2025. We still need the parking approvals from the property owners. Paff also stated that there were interior site access lane improvements which require permits, which have not yet been obtained by Renningers, which have not yet been completed
 - b. Wehr added that the Amusement Tax documents will be sent to Zick by Berkheimer Tax Innovations so that we collect those funds

- c. Motion made by Simonetti and seconded by Wessner to approve the special event conditioned upon completion of the Amusement tax paperwork and the completion of required permitting for the accessways. Motion passed (3-0)
- 5. Request of Land Development waiver – 561 Sharadin Road – grain bin expansion
 - a. Property owners Floyd and Josh Kurtz presented the request of waiver of Land Development. They also requested waiver of Stormwater management and traffic impact fee
 - b. There was lengthy discussion regarding the requests
 - c. Motion made by Simonetti to approve the waiver of Land Development but require the stormwater management and the traffic impact fee. Due to a lack of a second, the motion failed
 - d. Motion made by Wessner and seconded by Simonetti to approve the waiver of Land Development and traffic impact fee, with compliance with the simplified Stormwater management. Motion passed (3-0)
- 6. Discussion on payment of Traffic Impact Fee – Elm Street Apartments
 - a. There was no one in attendance from the project. Paff stated that an amount of approximately \$4,500.00 was agreed upon to be paid, but the developer now wants to appeal the payment
 - a. The Board agreed that the payment needs to be provided to the Township
- 7. Motion to accept the resignation of Cynthia Hillegass from the Zoning Hearing Board
 - a. Motion made by Simonetti and seconded by Wessner to approve the resignation of Cynthia Hillegass. Motion passed (3-0)
- 8. Motion to appoint Matthew Lewis as the Maxatawny Township Representative on the Lyons Borough Municipal Authority
 - a. Motion made by Simonetti and seconded by Wessner to appoint Matthew Lewis as the Lyons Borough Municipal Authority representative. Motion passed (3-0)
- 9. Discussion on pedestrian crossing signage at Kutztown University
 - a. Paff informed the Board that the Kutztown University Police Chief has requested that the Township pay to replace the Pedestrian crossing signs that were damaged during plowing
 - b. Wehr stated that multiple emails have been sent over the past few years informing Kutztown University Police to remove the signs during winter events so that we could plow
 - c. There was discussion regarding the request
 - d. Resident John Zima added that he believes that KU should increase the lighting in the area
 - e. The Board decided not to provide funds for the damaged sign
- 10. Motion to approve agreements with property owners on Sharadin Road for Installation of inlets and pipe
 - a. Motion made by Simonetti and seconded by Wessner to approve the agreements for the Sharadin Road pipe installation. Motion passed (3-0)

PROFESSIONAL SERVICES:

- 1. Solicitor – Christopher Muvdi – nothing at this time
- 2. Engineer – Chris Falencki
 - a. Falencki’s report was presented to the Board
 - b. Another inspection was completed at Rutter’s and their stormwater system is working appropriately

- c. Falencki added that after the first meeting with PennDot regarding the round-about, he has concerns about detours and is hoping to get that cleared up at the next meeting. The project has been awarded to JVI and will take approx. two and a half years
- d. Work will be done next week in Arrowhead related to pipe issues
- e. The Deer Run Road work permit will need to be renewed if the job is not completed this year. Wessner confirmed that the work is not in the budget for 2025
- f. Falencki stated that the road study will be completed this week

PUBLIC COMMENT (non-agenda items)

- 1. Resident Ken Franke asked where the construction set up zone will be for the round-about
- 2. Resident Steve Moyer voiced concern about water quality
- 3. Resident Merick Boyer asked about the playground equipment updates
- 4. Resident Marty Yourkavitch voiced concern regarding the Township Roadcrew Union negotiations, and the costs associated with it
- 5. Resident Rob Reynolds stated that he was concerned over information seen online that a woman lost her life while waiting over an hour for ambulance response. Supervisor Simonetti spoke with Chief Richards earlier today, who clarified that the ambulance responded to the call in 8 minutes

FINANCIAL MATTERS:

- 1. Motion was made by Simonetti and seconded by Wessner to approve the bills as presented. Motion passed (3-0).
- 2. Motion was made by Simonetti and seconded by Wessner to approve the Treasurer's Report and transfers as presented. Motion passed (3-0)

ADJOURN: Chairman Deplanque adjourned the meeting at 7:32PM

Respectfully submitted,

Jerilyn R. Wehr
Secretary/Treasurer