

**THE TOWNSHIP OF MAXATAWNY
BOARD OF SUPERVISORS MEETING
AUGUST 11, 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 (per speaker phone). Professionals present: Township Engineer, Chris Falencki; Township Solicitor, Chris Muvdi; Code Enforcement Officer, Chris Paff; Secretary/Treasurer, Jerilyn Wehr.

ANNOUNCEMENTS: Wehr announced that the Conditional Use Hearing for 23 Max, scheduled for tomorrow night, will be continued and the next scheduled date is now Tuesday, September 30, 2025 at 6:30pm here at the Township Office

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 July 14, 2025 Board of Supervisors Meeting
 - a. Motion made by Simonetti and seconded by Wessner to approve the minutes of the July 14, 2025 Board of Supervisors. Motion passed (3-0)

REPORTS:

1. State Police Report
 - a. The Police report was presented. There were 128 calls in July
2. Kutztown Library – nothing at this time
3. Volunteer Fire Department/Ambulance
4. Historic Commission – nothing at this time
5. Municipal Authority – nothing at this time
6. Roadcrew – monthly report provided
7. Code Enforcement – Chris Paff
 - a. Paff presented his report
 - b. Paff informed the Board that the Kutztown Mobile Home Park still has 7 trailers on site, which are expected to be removed by the end of the month
 - c. Paff stated that a few other properties in the Township including 15411 Kutztown Road and 621 Krumsville Road are currently working on getting cleaned up
 - d. The entrance to Quarry Road from 222 should be open again later this week
 - e. Paff stated that there has been a significant amount of work being done for Lyons Boro
8. Secretary/Treasurer – Jerilyn Wehr
 - a. Meeting room updates
 - Discussion tabled as we are waiting on additional quotes
9. Motion made by Simonetti and seconded by Wessner to approve the reports as presented. Motion passed (3-0)

PLANS TO REVIEW:

1. Wessner Subdivision – waivers and Prelim/Final plan review
 - a. Supervisor Wessner recused himself from the discussion on this project
 - b. Tom Dredge presented the plan
 - c. The letters of Falencki dated July 16, 2025 and Paff dated May 15, 2025 were reviewed, as well as the waiver request letter dated February 26, 2025
 - d. Motion made by Simonetti and seconded by Deplanque to approve the requested waivers. Motion passed (2-0)
 - e. Motion made by Simonetti and seconded by Deplanque to approve the sewage planning module. Motion passed (2-0)
 - f. Motion made by Simonetti and seconded by Deplanque to give conditional Prelim/Final plan approval based on compliance with the letters of Falencki and Paff. Motion passed (2-0)

OLD BUSINESS:

1. Leck Waste Services – update on modification application with DEP
 - a. Paff stated that a Land Development plan has been received by the Township and will be reviewed at the upcoming Planning Commission meeting

NEW BUSINESS:

1. Escrow release request – Fanelli Group
 - a. Kevin Fanelli was in attendance to request the release. He also stated that the on-site well will be filled this week
 - b. Paff stated that there are two other inspections that need to be completed before the release of funds, including the inspection for road opening and the sign inspection
 - c. Motion made by Simonetti and seconded by Wessner to approve the release of the escrow once the inspections are complete. Motion passed (3-0)
2. Escrow release request – Florez Trucking
 - a. Illiada Herrera, with Bogia Engineering, was in attendance. Herrera stated that there was a site meeting to go over the remaining outstanding issues and is requesting escrow release
 - b. There was discussion regarding parking lot issues and stormwater issues, which will be addressed
 - c. There was also discussion related to screening and fencing changes from the as-built plan
 - d. Motion made by Simonetti and seconded by Wessner to approve the screening changes. Motion passed (3-0)
 - e. Motion made by Simonetti and seconded by Wessner to approve a release of \$39,000.00 of the remaining escrow. Motion passed (3-0)
3. Extension expiration – ALDI Inc
 - a. Motion made by Simonetti and seconded by Wessner to approve a 90-day extension. Motion passed (3-0)
4. Special Event – Cannabis Festival at Renningers Market
 - a. Paff stated that the fall event is scheduled for October 4 & 5. We are still waiting for Zick to complete the paperwork and submit the funds for the Amusement Tax

- b. Approval of the event was tabled due to the Amusement Tax documents/payment not received at this time. The Board requested the Solicitor Muvdi send communication regarding the Amusement Tax
- 5. Special Event – Antique Engine Tractor & Toy Club
 - a. This event is scheduled for October 9, 10, 11, & 12
 - b. There was some discussion regarding clean up after an event
 - c. Motion made by Simonetti and seconded by Wessner to approve the special event. Motion passed (3-0)
- 6. Zoning Hearing application review – Mark Martin/390 Hinterleiter Road
 - a. Paff stated that request is to add a freezer to the existing butcher shop, which will extend into the setback line of the property
 - b. The Board made no recommendation on the request
- 7. KU Move in day – gate opening
 - a. Motion made by Simonetti and seconded by Wessner to approve the gate opening on Thursday, August 21, 2025. Motion passed (3-0)
- 8. Discussion on construction easements for Kutztown Road sidewalk
 - a. Falencki stated that we had a verbal agreement with the owners of 15140 Kutztown Road regarding placement of the sidewalk/access opening. Now the owner of the property wants a larger access opening to the property
 - b. There was discussion regarding options for this location
 - c. Motion made by Simonetti and seconded by Wessner to approve the property owners requested access. Motion passed (3-0)
- 9. Discussion on winter maintenance agreement with PennDOT
 - a. Wehr stated that the agreement received is requesting a 10-year contract, when in the past, the agreements have been 5 years. Road Foreman Wessner is requesting that the agreement remain 5 year
 - b. Motion made by Simonetti and seconded by Wessner to have Wehr work with PennDOT to get a 5 year contract. Motion passed (3-0)
- 10. Motion to authorize conflict council Gene Orlando to participate in C&B Development appeal of Zoning Hearing decision
 - a. Motion made by Simonetti and seconded by Wessner to authorize Gene Orlando to continue representing the Township in the appeal. Motion passed (3-0)

PROFESSIONAL SERVICES:

- 1. Solicitor – Chris Muvdi – nothing at this time
- 2. Engineer – Chris Falencki
 - a. Falencki's report was presented to the Board

PUBLIC COMMENT (non-agenda items)

- 1. Resident Nick Lecatsas requested that the Board consider allowing ag fences to be 8 feet high vs the currently allowed 6 feet

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 7:10PM

Respectfully submitted,

Jerilyn R. Wehr
Secretary/Treasurer