

FINAL

FRANKLIN TOWNSHIP
BOARD OF SUPERVISORS (BOS)
WORKSHOP & 2023 BUDGET MEETING MINUTES
October 25 , 2022, 6:30 PM

Call to Order

Roll Call: (x) Wenrich (x) Buckwash (x) Decker (x) Anthony
(x) Williams

Page Shoemaker, Vacancy Board Chairman was in attendance and opened the Board of Supervisors (BOS) Workshop Meeting at 6:35 PM for the purpose of making an appointment to fill the vacancy on the BOS.

Vacancy Board Chair, Page Shumaker was sworn in for the vote.

A motion was made by Vice-Chairman Buckwash to appoint Kevin Cummings for the vacancy on the Board of Supervisors created by the resignation of Supervisor Dave Christensen.

Second by Chairman Wenrich

Discussion-Supervisor Naomi Decker noted that she was opposing due to the same reservations that were previously discussed. The reasons she expressed that when Kevin was on the BOS before, she felt that there were parts of the SALDO that were not conducted with uniformity to all citizens and there was disrespect shown to some residents.

Opposed-Naomi Decker and Duane Anthony

The motion passed.

This part of the meeting adjourned at 6:37 PM

Newly appointed Supervisor Kevin Cummings was sworn in.

Chairman Mark Wenrich called to order the remainder of the Board of Supervisors (BOS) Workshop & 2023 Budget Meeting at 6:41 PM

Roll Call: (x) Wenrich (x) Buckwash (x) Decker (x) Anthony (x) Cummings
(x) Williams

Solicitor Bret Shaffer and Engineer Phil Brath were present and began the review of Multi-Use Amendments to the Zoning Ordinance. Bret stated as always, he tried to be faithful to what the Planning Commission (PC) wished to convey and put it into legalese as well as in keeping the format of how the Zoning Ordinance is currently written. **The first amendment discussed was Veterinarian Offices, Animal Hospitals and Related Uses.**

Discussion started with the requirements for a Veterinary Office which applies to small domestic pets vs. Animal Hospitals (larger animals) and Kennels. Most requirements carry over with Veterinary Office and Animal Hospitals. When kenneling is involved, the requirements are different. State licensing is specific to their definition and normally defines a kennel as 26 dogs/animals. In ours, there is no limit and commercial is listed separate in our ordinance. Cats are included but overcrowding of animals in a home is an animal welfare issue which would be a criminal or endangerment issue. Pet cemetery language was taken out.

It was agreed there shouldn't be an ordinance if it cannot be enforced with uniformity and there will always be people against whom complaints are lodged without justification vs. those without complaints who get away with violations.

Large Animal Hospitals may be operated in conjunction with a Kennel in the Open Space zone. In Mixed Use zone, if the animals are not kept outside, it will not be considered a Kennel. The question was asked if the BOS wants to encompass a threshold number to regulate personal use if someone isn't selling animals and doesn't warrant regulation. Bret stated it doesn't have to go in the ordinance and could be addressed as a nuisance issue.

It was agreed to concentrate on the commercial side. Supervisor Cummings stated the licenses the state issues determine the number of animals. Review of page seven of Section 10, 404, Veterinarian Offices, Animal Hospitals and Related Uses continued regarding the five-acre minimum lot size and whether a 100' setback should be included. Supervisor Decker stated she felt a five-acre minimum was a lot for a veterinary office. Discussion ensued on the five-acre minimum, and it was decided it applied to Kennels. A decision was made to strike the last sentence. Bret stated B should say subject to subsection C (where minimum lot size of the underlying district applies).

Kennels were reviewed more in-depth, and Solicitor Shaffer pointed out that if the state allows/licenses kennels (for dogs), the job of the township is to establish where it's allowed; not to say no. Supervisor Cummings talked about state licensure and that it can go up to 500 dogs. The state also looks at the conditions. He questioned if we would want to authorize that number of dogs in the township.

The question was asked if the ordinance should say that "X" amount of land should be required for "X" number of animals. It was agreed it should be proportionate, i.e., five acres for up to 25 animals, ten acres for up to fifty animals, etc. as well as five acres for up to or part of 25 additional dogs, with setbacks. If licenses aren't provided prior to a conditional use hearing, full disclosure would need to be made on the plans for the property, the license they are trying to obtain, etc. In G, the purpose and method of redundant points of access were discussed. It was noted the use is allowed five days a week from 8:00 to 4:00 each day.

Electronic Message Centers/Signs were discussed next. It was noted the Sign Ordinance still applies. The amendments were discussed and pros/cons of an electronic message center for the Industrial or Mixed-Use zones vs. one in Open Space or Residential. A Conditional Use Hearing would still have to be held and conditions would still have to be met.

The Sign Ordinance needs a lot of prep work done by Solicitor Shaffer before reviewing it for amendments to be made. Once a draft is completed, signs for churches will need reviewed.

A motion was made by Chairman Wenrich authorizing Solicitor Shaffer to begin reviewing the Sign Ordinance.

Second by Supervisor Anthony

Discussion-no discussion was held.

The motion passed.

It was decided to leave the draft amendment of the Electronic Message Center/Sign as is.

The draft for ***Marijuana Dispensaries, Growing and Processing Facilities*** was reviewed. Engineer Brath provided a map that showed 1,000 feet with the current setbacks removes the Growing and Processing Facility option entirely unless Kings Kids Camp is redeveloped. The map, zones and setbacks were discussed. It was noted that once the state relaxes criteria, Zoning will have to be redone. Discussion ensued on item G of the draft, and it was decided it should come down to five hundred. For 12.B., it was agreed to keep the 750' setback, not 1,000'.

For Dispensaries, it's where it's located, not per lot and discussion ensued on whether it should be the most restricted. If the state says it's legal, the township must allow it. Municipal laws in PA don't allow municipalities to "opt out" and municipalities must provide a place for everything. For dispensaries, in a residential zone or use, it was decided the setback should be 750' from a residential zone or use. It was agreed to refer to the buffer list in Section 441, Off-Track Betting Parlors, and Casinos and to take out the last sentence of D on page 11. Otherwise, it was agreed the lists should be the same. The setback for Growing and Processing Facilities would be 2,000' from areas on the list. For the setbacks in 12.A., it is 1,00' for no dispensary within 1,000' of another dispensary.

Discussion was held on voting on the amendments with the changes at the BOS meeting on 11/16/22 to get them back to our Planning Commission and for the BOS to review the edits. Once the BOS reviews and is okay with the edits, it could then be sent to the York County Planning Commission (YCPC) by December to be considered in January 2023. Bret stated that a notice could be sent advertising to "adopt" once it is sent to YCPC. It was decided to also send to our Planning Commission for their next meeting with the following motion:

A motion was made by Chairman Wenrich to send the draft ordinance amendments with the changes to our Planning Commission for their meeting on 11/8/22.

Second by Supervisor Anthony

Discussion-no discussion was held.

The motion passed.

2023 Budget Meeting

Treasurer Pam Williams began the Budget Meeting with recapping the question the BOS had directed to Solicitor Bret Shaffer on providing a \$250 reimbursement to employees on the health insurance for the RX deductible or whether we would absorb it. Discussion ensued if it should not be taxable as it is a reimbursement. The plan is effective 12/1/22. Bret stated he would research the subject and provide an answer prior to one of the BOS meetings on 11/3 or 11/16/22.

Under Other Business as Deemed Necessary by the BOS, Chairman Wenrich relayed to the BOS that a crawl tube at Ponderosa Park needs repaired and there is not a warranty. The cost to replace three sections is \$607.00 per piece plus \$185.00 freight with the total being \$2,045.00 Chairman Wenrich expressed one piece is broken but three sections probably need replaced as the piece on each side is most likely stressed. The repair will be paid from the General Fund as Parks/Recreation doesn't have any funds remaining. The BOS called Roadmaster Gibb to confirm the price and determine if all three pieces need replaced. The BOS decided to have Roadmaster Andy Gibb get an estimate on purchasing an entire new crawl tube vs. repairing it.

GENERAL FUND BUDGET

Pam began reviewing line items corrected and ones needing completed such as P&R donation, fire company donation, etc. Review began with Highway, General Services. Changes to specific line items from 2022 to 2023 are listed below:

Expenses

- 430.24-Diesel Fuel-increased to \$20,000 for 2023 vs. \$11,500 in 2022
- 430.70-Capital Purchase-it was decided to come back to this line item to start budgeting funds for a new backhoe/loader. Chairman Wenrich will discuss this with Andy.
- 433.14-Street Sign Wages-increased to \$1,000 for 2023 vs. \$800 in 2022
- 438.50-Maint./Repair of Bridges-it was decided to come back to this line item after checking with Phil on the cost of the ByPass Road bridge. The road crew is planning on doing some of the work. Discussion was held on if this would be a project and what fund the engineering charges would be paid from. Pam stated only 10% of the engineering charges can be paid out of the State Highway fund for a project.
- 481.10-Social Security-increased to \$18,000 for 2023 vs. \$15,000 in 2022 based on 2022 Projected through July being \$16,998
- 481.20-Medicare-ER-increased to \$4,000 for 2023 vs. \$3,500 in 2022 based on 2022 Projected through July being \$3,975
- 481.30-Unemploy. Comp., Employer-decreased to \$3,000 for 2023 vs. \$6,800 in 2022 based on Projected through July being \$2,022
- 484.35-Vacation Pay-increased to \$8,500 for 2023 vs. \$4,000 in 2022 (paid in Nov.)
- 484.39-Personal Day Pay-increased to \$7,500 for 2023 vs. \$6,600 in 2022 based on Projected through July being \$7,356
- 487.153-Disability Insurance-increased to \$700 for 2023 vs. \$500 in 2022 (paid in Dec.)
- 487.93-Health Insurance-increased to \$40,000 for 2023 vs. \$36,000 in 2022 based on Projected through July being \$39,870
- 6561-Payroll Expenses-budgeted for 2023 set at \$300; not previously budgeted

Pam confirmed with the BOS they saw the letter from NYCRP discussing additional hours for 2023. Also, Penn St. Health had asked the BOS to consider a \$10,000 flat fee. For 2021, \$10,579 was spent and for 2022 YTD, were at \$6,000 after the third quarter billing with one additional quarter to be billed. The BOS decided to budget \$10,000 for 2023 in line item 412.56-Ambulance Contracted Services. Employee wages for 2023 were discussed.

A motion was made by Chairman Mark Wenrich to adjourn the meeting at 9:46 PM

Second by Vice-Chairman Dave Buckwash

Discussion: There was no discussion.

The motion passed.

Pamela Williams

Pamela Williams-Treasurer/Asst. Secretary