

**Newlin Township
Board of Supervisors
Meeting Minutes
February 13, 2023**

Call to Order: The Board of Supervisors' monthly meeting convened at 7:30 p.m. on Monday, February 13, 2023, at the Township Garage located at 1751 Embreeville Road. Present were Supervisors Jim Cornell (Vice-Chair), Bob Pearson, and Secretary/Treasurer Gail Abel. Bill Kelsall (Chair) was unable to attend.

Announcements: Mr. Cornell announced that the Township has received a Zoning Hearing Application for 945 Marlboro Springs Road. The application will be before the Planning Commission on February 22, 2023, and the Zoning Hearing Board in March.

Minutes for Approval: Ms. Abel presented the minutes of the January 9, 2023, Board Meeting. Mr. Pearson's motion to approve those minutes was seconded by Mr. Cornell and unanimously approved.

Financial Report: Ms. Abel presented the monthly Financial Report: As of January 31, 2023, the Township had \$940,182.71 on deposit, including \$631,716.80 in general and unrestricted funds. Overall, this represents a net decrease of \$91,534.99 since December 31, 2022. Mr. Pearson's motion to accept the Financial Report was seconded by Mr. Cornell and unanimously approved.

Bill Payment Authorization: Ms. Abel presented a list of pending bills, invoices, and other recurring/routine payments (totaling \$223,320.39 from the general fund) and requested payment authorization. Mr. Pearson's motion to approve the requested payments was seconded by Mr. Cornell and unanimously approved.

Zoning Hearing Board Alternate Appointment: Mr. Pearson advised that the Board is considering authorizing a Zoning Hearing Board alternate. Earlier this year one of the three members was sick, which left a 1:1 vote. An alternate would avoid this situation. He suggested that if anyone is interested or knows of someone who might be interested, they should contact a Board member or the Secretary.

Stormwater Ordinance Review: Township Solicitor Kristin Camp and Township Engineer Jim Fritsch were both in attendance. Ms. Camp reminded the Supervisors that Chester County is requiring all municipalities to amend their Stormwater Ordinances.

Ms. Camp first addressed the County's 2022 Model Ordinance Section 706, which provides for mandatory inspections of stormwater facilities. She noted that the Township's current Ordinance does not actually mandate periodic inspections but contemplates that any inspections will be performed by the landowner. She explained that the Model Ordinance establishes fixed inspection intervals and presents two options as to who must conduct those completing inspections: (1) the landowners or (2) the Township (at the landowners' expense).

Mr. Cornell inquired whether the Township could charge the landowners for the Township Engineer's review of their inspection reports. She confirmed that reimbursement could be required for that review. Mr. Pearson suggested that it would be more cost-effective if inspections were conducted by the Township Engineer, rather than an inspector hired by the landowner, since the

Township Engineer will have already become familiar with the property and stormwater installation. Ms. Camp undertook to follow up with Mr. Kelsall to gain his thoughts.

The Supervisors also addressed the alternative options presented in the County's Model Ordinance for the "simplified" stormwater management method for small projects, and for peak flow rate control requirements, but deferred any decision pending Mr. Kelsall's availability.

Road Master Update: Mr. Pearson advised that PennDOT had notified the Township that it has awarded a contract to repair portions of Brandywine Drive that had been damaged by Hurricane Ida in 202, and that repairs were expected to be completed in the Summer of 2023.

Mr. Pearson also advised that Chester County had notified the Township that due to the use of Harveys Bridge by a tractor-trailer and a large dump truck had on February 7, 2023, the County had scheduled an additional inspection by the County Bridge Engineer in order to confirm that the bridge is safe for continued use.

Harveys Bridge Road: Mr. Pearson advised that after several fallen trees had produced a minor landslide at 638 Harveys Bridge Road. h Earth Engineering Incorporated (geotechnical engineers and geologists) had presented pa proposal to design the necessary slope remediation measures. He briefly reviewed the alternative remediation approaches, some of which could require the closure of Harveys Bridge Road for several months. One of the property owners, Elizabeth McIlvaine was in attendance this evening. Ms. Camp undertook to coordinate with Ms. McIlvaine to obtain her legal consent to enter the property. Total fees for design of the slope remediation were estimated to be \$35,657. Mr. Pearson's motion to authorize the engagement letter with Earth Engineering Incorporated in the amount of \$35,657 was seconded by Mr. Cornell and unanimously approved.

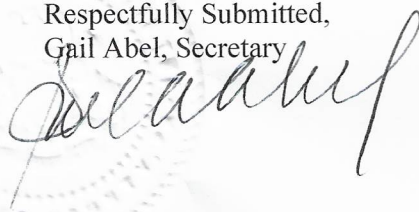
Comments: Rodney Wynne asked whether the Township was taking steps to require the stormwater retention basins in the Chestnut Hollow subdivision. Mr. Pearson replied that the Township had not initiated any such steps but had recently responded to a few Right to Know requests regarding stormwater retention basins.

Adjournment: Upon Mr. Pearson's motion, seconded by Mr. Cornell, the meeting was adjourned.

Time: 8:09 p.m.

Respectfully Submitted,

Gail Abel, Secretary

A handwritten signature in cursive script, appearing to read "Gail Abel", is written over a faint circular official seal of the township.