

ELIZABETHTOWN BOROUGH COUNCIL
PUBLIC MEETING
July 7, 2022
Minutes

A public meeting of Elizabethtown Borough Council was held on Thursday, July 7, 2022. Present were Councilmembers Lanty Moss, Tom Shaud, J. Marc Hershey, Phil Clark and Jeff McCloud. Councilmember Jay Hynicker participated via phone. Also present were Borough Manager Rebecca S. Denlinger, Assistant Borough Manager Ann Roda, Public Works Director Jeff Kinsey, Planning and Zoning Director Pamela Roberts, and Elizabethtown Police Chief Ed Cunningham.

President Hershey called the meeting to order at 7:00 PM.

Public Comment

1. Richard Sheidy, Lemon Street, commented on the resurfacing of Market Street and the impact on parking for downtown businesses. He asked if anything could be done with cone placement to limit parking only when work is occurring in the near vicinity. Borough Manager Denlinger responded that she is both in communication with PennDOT regarding opportunities to lift or limit parking restrictions in the downtown and reaching out to property owners in the Central Business District with larger parking facilities to inquire about potential shared parking solutions during the PennDOT resurfacing project.
2. Melissa Groff, Masonic Drive, thanked Borough Council for the placement of the speed sign on Masonic Drive and asked questions pertaining to the data from the speed sign, the traffic study at the intersection of Masonic Drive and Bainbridge Drive and a work order submitted for pedestrian markings and signs. Chief Cunningham stated that he will review the data from the speed sign and will present it during his monthly update at the next public meeting and that he would work with the Public Works Department on the work order question. Borough Manager Denlinger stated that the Borough will not undertake a traffic study until all phases of the Conoy Crossing development are done so that the data includes the impact of the full residential build out.

Approval of Meeting Minutes

After a motion by Councilperson McCloud, second by Councilperson Moss, Borough Council voted unanimously to approve the June 16, 2022 Public Meeting minutes.

Old Business

1. Planning and Zoning Director Roberts provided an update on modifications to several existing ordinances. The modifications will be presented in groups to assist with the discussion and to meet required timeframes and process requirements. She reviewed the following proposed modifications and revisions:

- **Chapter 17, Stormwater Management:** DEP is requiring all municipalities to amend their stormwater ordinances by September 30, 2022 to match the DEP 2022 Model Ordinance. The proposed revisions are necessary to match DEP's Model.
- **Chapter 15, Motor Vehicles and Traffic, Part 4 - General Parking Regulations:** This section will be deleted in its entirety and replaced. The changes will be cleaning up language to ensure both the ordinance and the existing signs on the street are the same.
- **Chapter 18, Sewers and Sewage Disposal, Part 1 Sewer System Connections:** Revision will clarify that the Borough will invoice for sewer service requests.

Borough Council will consider authorization of a public notice to advertising the ordinance amendments for the Stormwater Management Ordinance revision at their July 21, 2022 public meeting. Ordinance work will continue with Borough Council for a number of months to come.

2. Borough Manager Denlinger provided an update on a joint *connects2040 Implementation Program* funding application with Mount Joy Township for Buckingham Boulevard. The proposed project seeks to modify approximately 450' in length from the Mount Gretna Road intersection southward. For the funding program, the County received 10 funding requests, to include 7 construction projects and 3 studies, from 8 municipalities totaling \$7.1M. She added that if the application is successful through the County's selection process, Borough Council will be asked to consider a Resolution to affirm commitment to the project, particularly the local share of funding and long-term maintenance responsibilities.
3. President Hershey provided an update on the progress to form an Administrative Authority to provide regional EMS Services. There was a regional meeting of Elected officials on June 29. To date 10 municipalities have adopted resolutions indicating either interest or intent to consider becoming a founding member of the authority through the public hearing process. The Subcommittee presented to the Lancaster County Board of County Commissioners on July 6 and will be submitting an ARPA application to the County for bridge funding to help through the transition to the Authority model. Information and updates on the Regional EMS Authority will be a regular agenda item going forward.
4. Vice President Clark motioned to advertise in LNP and the Lancaster Law Review notice of a public hearing regarding the creation of a joint EMS authority under the Authorities Act, in the substantial form of the notice as presented at this meeting. Councilperson Hynicker seconded the motion. Borough Council unanimously voted to advertise notice of a public hearing regarding the creation of a joint EMS authority under the Authorities Act, in the substantial form of the notice as presented at this meeting.

New Business

1. Assistant Borough Manager Roda sought direction from Borough Council as to whether the Borough should seek a new three-year contract for trash and recycling through a formal bidding process or if the Borough should request a one-year extension of the existing contract

with GFL. She added that related to the trash and recycling program, as part of the budget discussions for FY2023, the annual trash and recycling collection fee will likely need to be reviewed again. Staff has been informed that LCSWMA disposal rates will be increasing. The increase in disposal rates, along with a higher per unit contractor fee, may result in a need for a higher per unit fee to cover program costs. Borough Council directed staff to seek a one-year extension to the Borough's existing contract for the residential refuse and recycling program with GFL.

2. Councilperson Shaud motioned to release financial security for the Peach Alley Commons Land Development Plan in the amount of \$25,697.54 with a remaining balance of \$10,870.10. Councilmember McCloud seconded the motion. Borough Council unanimously voted to release financial security for the Peach Alley Commons Land Development Plan in the amount of \$25,697.54.
3. Councilperson McCloud motioned to release financial security for the Conoy Crossing Phase 4-5 Land Development Plan in the amount of \$78,514.88 with a remaining balance of \$112,610.23. Councilperson Hynicker seconded the motion. Borough Council unanimously voted to release financial security for the Conoy Crossing Phase 4-5 Land Development Plan in the amount of \$78,514.88.
4. During the Public Comment portion of the May 19, 2022 Public Meeting, Amy Sands, 238 Arch Street, addressed Borough Council regarding code compliance issues at her property. Ms. Sands shared that she felt the code enforcement fines were not appropriate and was seeking relief. Borough Council did not take any action; however, they did ask staff to follow up on the matter. Planning and Zoning Director Roberts provided an overview of the code enforcement actions associated with the property at 238 Arch Street.

Borough Council discussed the resident's request along with code compliance information that was provided. Councilperson McCloud motioned to reject the request to waive inspection and violation fees for the property located at 238 Arch Street. Councilperson Hynicker seconded the motion. Borough Council unanimously voted to reject the request to waive inspection and violation fees.

5. Planning and Zoning Director Roberts provided an overview of the Zoning Hearing Board application for 53 E Washington Street through which the applicant is seeking variances in relation to the newly constructed social services building. The majority of the variances are being requested to address issues that arose when the property was not constructed in accordance with the approved land development plan. The subject property is located in the R-3 High-Density Residential District and is seeing variances to allow for: an increase in impervious coverage greater than the originally approved variance; narrower parking spaces from the width required; confirmation that the parking provided is sufficient; and, installation of a sign.

Borough Council discussed the variances and asked Planning and Zoning Director Roberts to inform the Zoning Hearing Board that Borough Council is not in favor of the narrower parking stalls.

Mayors Remarks

Mayor Mummert shared that his family was visiting from Tennessee and made many positive comments on the beauty of the town.

Council Remarks

Councilperson McCloud thanked the public for coming out and attending the meeting.

Councilperson Moss is looking forward to the road work being done.

Councilperson Hynicker noted that he has some suggestions he will bring back from his travels regarding pedestrian crossings.

Councilperson Shaud noted the wonderful work donated by local landscapers and the energy being brought downtown by the business owners. He is looking forward to discussing improvements to the downtown with Borough Council at an upcoming meeting and wants Councilmembers to take an active role in development efforts.

Vice President Clark thanked the public for attending. Also shared his impression of good development and revitalized properties in the borough and region.

Adjourn

Prior to adjourning President Hershey noted that Borough Council would hold an Executive Session following the meeting to discuss a personnel matter.

The meeting was adjourned by President Hershey, without objection, at 8:21 PM.

Respectfully Submitted,

Rebecca S. Denlinger
Borough Manager