

01-2029-61  
CHARLES L. REYNOLDS et al. -vs- SANLY TOWNSHIP et al

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

CHARLES L. REYNOLDS and : NO. 01-2029-CD  
BARBARA J. REYNOLDS; and :  
DONALD R. FEZELL and MARY LEE : Type of Case: Land Use Appeal  
FEZELL,  
Appellants :  
vs : Type of Pleading: Land Use Appeal  
: Notice  
: Filed on Behalf of: Appellants  
: Counsel of Record for this Party:  
: Michael P. Yeager, Esq.  
: Supreme Court No.: 15587  
: P.O. Box 752, 110 N. 2nd Street  
: Clearfield, PA 16830  
: (814) 765-9611

SANDY TOWNSHIP, SANDY  
TOWNSHIP SUPERVISORS and  
SANDY TOWNSHIP PLANNING AND  
ZONING COMMISSION,  
Appellees

**FILED**

DEC 19 2001

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

CHARLES L. REYNOLDS and	:
BARBARA J. REYNOLDS; and	:
DONALD R. FEZELL and MARY LEE	:
FEZELL,	:
Appellants	: No. 01 - - CD
vs	:
SANDY TOWNSHIP, SANDY	:
TOWNSHIP SUPERVISORS and	:
SANDY TOWNSHIP PLANNING	:
AND ZONING COMMISSION,	:
Appellees	:

LAND USE APPEAL NOTICE

COME NOW, the Appellants, CHARLES L. REYNOLDS, BARBARA J. REYNOLDS, DONALD R. FEZELL and MARY LEE FEZELL ("Appellants"), by and through their attorney, Michael P. Yeager, Esquire, and appeal from the decision of Sandy Township through the Sandy Township Supervisors ("Supervisors") and the Sandy Township Planning and Zoning Commission (the "Commission") relative to rezoning of a parcel of land in Sandy Township, Clearfield County, Pennsylvania, and as otherwise described in "Exhibits A & B", attached hereto, made part hereof and incorporated herein ("the Property") and in support thereof indicate as follows:

1. The Appellants are all adult individuals and are residents of Sandy Township, Clearfield County, Pennsylvania with mailing addresses as follows:

Charles L. Reynolds and Barbara J. Reynolds  
R.R. 3, Box 129-C  
DuBois, PA 15801

Donald R. Fezell & Mary Lee Fezell  
P.O. Box 545  
DuBois, PA 15801

2. The Appellees are Sandy Township, acting through the Supervisors and the Commission, all with a principal place of business located within Sandy Township, Clearfield County, Pennsylvania and a mailing address of P.O. Box 267, Dubois, PA 15801.

3. The Appellants are owners of pieces or parcels of land situate in Sandy Township, Clearfield County, Pennsylvania with the same either being opposite to or very near to the parcel of land described in Exhibits A & B and are depicted on Exhibit B as Parcel Numbers 25, 25.1, 25.3 and 89.

4. The Appellants are aggrieved by the decisions of the Commission and Supervisors and accordingly by the Township relative to the change in zoning for the Property described in Exhibits A & B from R-A Residential Agricultural to I Industrial.

5. The Property was considered to be zoned R-A Residential Agricultural pursuant to the Sandy Township Zoning Ordinance and Regulations prior to application for a zoning change to I Industrial for the Property.

6. The current owner of the Property is International Custom Products, Inc. ("International") by virtue of the Deed depicted in Exhibit A and otherwise dated July 5, 2001 and recorded in Clearfield County, Pennsylvania as Instrument No.

200110834 with a principal place of business located within the City of DuBois with a mailing address of 302 West Washington Avenue, DuBois, PA 15801.

7. On or about August 7, 2001, International filed an application for a zoning change for the Property so as to permit the same to be classified or changed from a zoning designation of R-A Residential Agricultural to I Industrial.

8. On or about September 26, 2001, the Commission granted approval for the rezoning for the Property as requested by International as aforesaid.

9. A public hearing was held on or about November 7, 2001 relative to this application.

10. On or about November 20, 2001, the Supervisors approved the proposed zoning amendment for the Property as aforesaid thereby changing the designation of the zoning for the Property in question from R-A Residential Agricultural to I Industrial.

11. The actions of Sandy Township, through the Supervisors and the Commission, were arbitrary, capricious and an abuse of discretion and otherwise contrary to law in that:

(a) The Supervisors and Commission erred in failing to require International as Applicant to prepare and file all necessary documentation pursuant to various Sandy Township land and zoning regulations including, but not limited to, topographic data, existing easements, existing utilities, ground elevations and appropriate and complete title information.

(b) The Supervisors and Commission erred in failing to notify nearby property owners, including Appellants relative to the proceedings as aforesaid.

(c) The Supervisors and Commission erred in failing to consider the effect of the zoning change. By approving the zoning change in question as to the Property, the Supervisors and Commission have effectively changed land use and zoning as it affects the Property.

(d) The Supervisors and Commission erred in failing to consider how the Property as otherwise converted to I Industrial will fit within the Development scheme currently otherwise in place for this particular area of Sandy Township, Clearfield County, Pennsylvania.

(e) The Supervisors and Commission erred in failing to consider any affects the resultant zoning change for the Property might have upon the adjoining and nearby property owners including the Appellants which are otherwise utilized as single family residential properties.

(f) The Supervisors and Commissioners erred in otherwise failing to consider whether the proposed change in zoning for the Property will adversely affect the character of the neighborhood presently existing opposite to and otherwise near the Property as aforesaid.

(g) The Supervisors and Commission erred in otherwise considering whether the industrial use of the Property will cause a condition that may be dangerous, injurious or

noxious to nearby property owners.

(h) The Supervisors and Commission erred in otherwise failing to consider the intent and purpose of the Pennsylvania Municipalities Planning Code Act of December 21, 1988 P.L. 1329, No. 170 (53 P.S. §10101, et seq.).

WHEREFORE, the Appellants hereby file this Notice of Land Use Appeal so that the Prothonotary of Clearfield County may forthwith and as of course send to Sandy Township through its Supervisors and the Commission, by registered mail, or certified mail, a copy of this Notice of Land Use Appeal together with a Writ of Certiorari commanding the said Sandy Township through the Supervisors and the Commission within twenty (20) days of receipt thereof to certify to the Court its entire record in this matter, including any transcript of any testimony and any and all maps, with designations for zoning for the Property in question.

KAREN L. STARCK  
REGISTER AND RECORDER  
CLEARFIELD COUNTY  
Pennsylvania

INSTRUMENT NUMBER  
200110834

RECORDED ON  
JUL 13, 2001  
2:08:14 PM

Total Pages: 6

RECORDING FEES -	\$17.00
RECORDER	\$1.00
RECORDER	\$1.00
STATE TRANSFER TAX	\$45.00
STATE GIFT TAX	\$0.50
SANDY TOWNSHIP	\$12.50
DUBOIS AREA	\$32.50
SCHOOLS	
TOTAL	\$149.50

THIS INDENTURE

MADE the 11 day of July, in the year two thousand one (2001).

BETWEEN **MARY JANE SACKANDY**, widow, of the City of Altoona, County of Blair and State of Pennsylvania, Grantor, party of the first part,

A N D

**INTERNATIONAL CUSTOM PRODUCTS, INC.**, a Pennsylvania corporation, of DuBois, Pennsylvania, Grantee, party of the second part,

WITNESSETH, That said party of the first part, for and in consideration of the sum of **SIX THOUSAND FIVE HUNDRED (\$6,500) DOLLARS**, lawful money of the United States of America, well and truly paid by the said party of the second part to the said party of the first part, at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, enfeoffed, released, conveyed and confirmed, and by these presents does grant, bargain, sell, alien, enfeoff, release, convey and confirm unto the said party of the second part, its successors and assigns

ALL THAT CERTAIN piece, parcel or tract of land situate, lying and being in the Township of Sandy, Clearfield County, Pennsylvania, bounded and described as follows: BEGINNING at a point in the center of road leading to DuBois, said point being south 39 degrees 05 minutes west 246.66 feet from a common corner between lands now or formerly of C.L. Lowe and Mrs. Effie A. Moore; thence by lands now or formerly of the City of DuBois south 67 degrees 11 minutes east 149.81 feet to an iron pipe; thence by same south 22 degrees 49 minutes west 150 feet to an iron pipe; thence by lands now or formerly of H.T. Craven north 67 degrees 11 minutes west 189.9 feet to a point in center of aforesaid road; thence by center



of said road north 37 degrees 53 minutes east 154.95 feet to place of beginning. **CONTAINING 0.60 acre, more or less.**

BEING the same premises title to which became vested in George G. Sackandy and Mary Jane Sackandy, husband and wife, by deed of George G. Sackandy, husband and wife, dated February 26, 1986, of record in Clearfield County Deed Book Volume 1068 at Page 259. George G. Sackandy, died September 16, 1995, thereby vesting title in and to said premises in his surviving spouse, Mary Jane Sackandy. Mary Jane Sackandy has not married since the death of George Sackandy.

To the best knowledge, information and belief of the Grantor, no hazardous waste is presently being disposed or has ever been disposed on these premises.

Gibboney and Gibboney are the scriveners of this deed and have not examined the title to the within described premises.

**TOGETHER** with all and singular the tenements, hereditaments and appurtenances to the same belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; **AND ALSO** all the estate, right, title, interest, property, claim and demand whatsoever, both in law and equity, of the said party of the first part, of, in, to or out of the said premises, and every part and parcel thereof.

**TO HAVE AND TO HOLD** the said premises, with all and singular the appurtenances, unto the said party of the second part, its successors and assigns, to and for the only proper use and behoof of said party of the second part, its successors and assigns forever.

**AND** the said party of the first part, her heirs, executors, and administrators, does by these presents, covenant, grant and agree to and with the said party of the second part, its successors and assigns, that the said party of the first part, her heirs, all and singular the hereditaments and premises herein above described and granted, or mentioned and intended so to be, with the appurtenances unto the said

party of the second part, its successors and assigns, against the said party of the first part and her heirs, and against all and every other person or persons, whomsoever, lawfully claiming or to claim the same or any part thereof, shall and will, by these presents, by, from or under him, her, them or any of them,

**WARRANT AND FOREVER DEFEND.**

NOTICE-THIS DOCUMENT MAY NOT/DOES NOT SELL, CONVEY, TRANSFER, INCLUDE OR INSURE THE TITLE TO THE COAL LAND RIGHT OF SUPPORT UNDERNEATH THE SURFACE LAND DESCRIBED OR REFERRED TO HEREIN, AND THE OWNER OR OWNERS OF SUCH COAL MAY HAVE/HAVE THE COMPLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL LAND, IN THAT CONNECTION, DAMAGE MAY RESULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE ON OR IN SUCH LAND. THE INCLUSION OF THIS NOTICE DOES NOT ENLARGE, RESTRICT OR MODIFY ANY LEGAL RIGHTS OR ESTATES OTHERWISE CREATED, TRANSFERRED, EXCEPTED OR RESERVED BY THIS INSTRUMENT.

IN WITNESS WHEREOF, the said party of the first part has hereunto set her hand and seal, the day and year first written above.

SIGNED, SEALED AND DELIVERED  
IN THE PRESENCE OF

Ollie E. Hibbary

Mary Jane Sackandy

Mary Jane Sackandy

(SEAL)

COMMONWEALTH OF PENNSYLVANIA

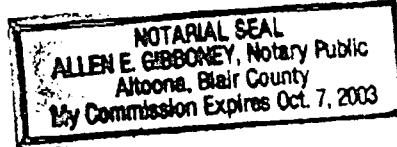
: SS

COUNTY OF BLAIR

On this, the 5<sup>th</sup> day of July, 2001, before me,  
the undersigned officer, personally appeared MARY JANE SACKANDY, widow,  
known to me (or satisfactorily proven) to be the person whose name is  
subscribed to the within instrument, and acknowledged that she executed  
the same for the purpose therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal.

Allen E. Giboney



## NOTICE

In accordance with the provisions of "The Bituminous Mine Subsidence and Land Conservation Act of 1966", I/we, the undersigned grantee/grantees, hereby certify that I/we know and understand that I/we may not be obtaining the right of protection against subsidence resulting from coal mining operations and that the purchased property may be protected from damage due to mine subsidence by a private contract with the owners of the economic interest in the coal. I/we further certify that this certification is in a color contrasting with that in the deed proper and is printed in twelve point type preceded by the word "notice" printed in twenty-four point type.

Witness:

Justin D. March

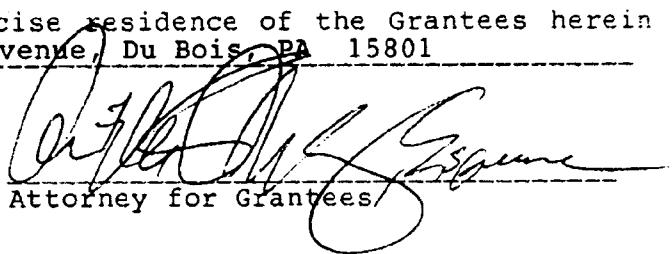
INTERNATIONAL CUSTOM PRODUCTS, INC.

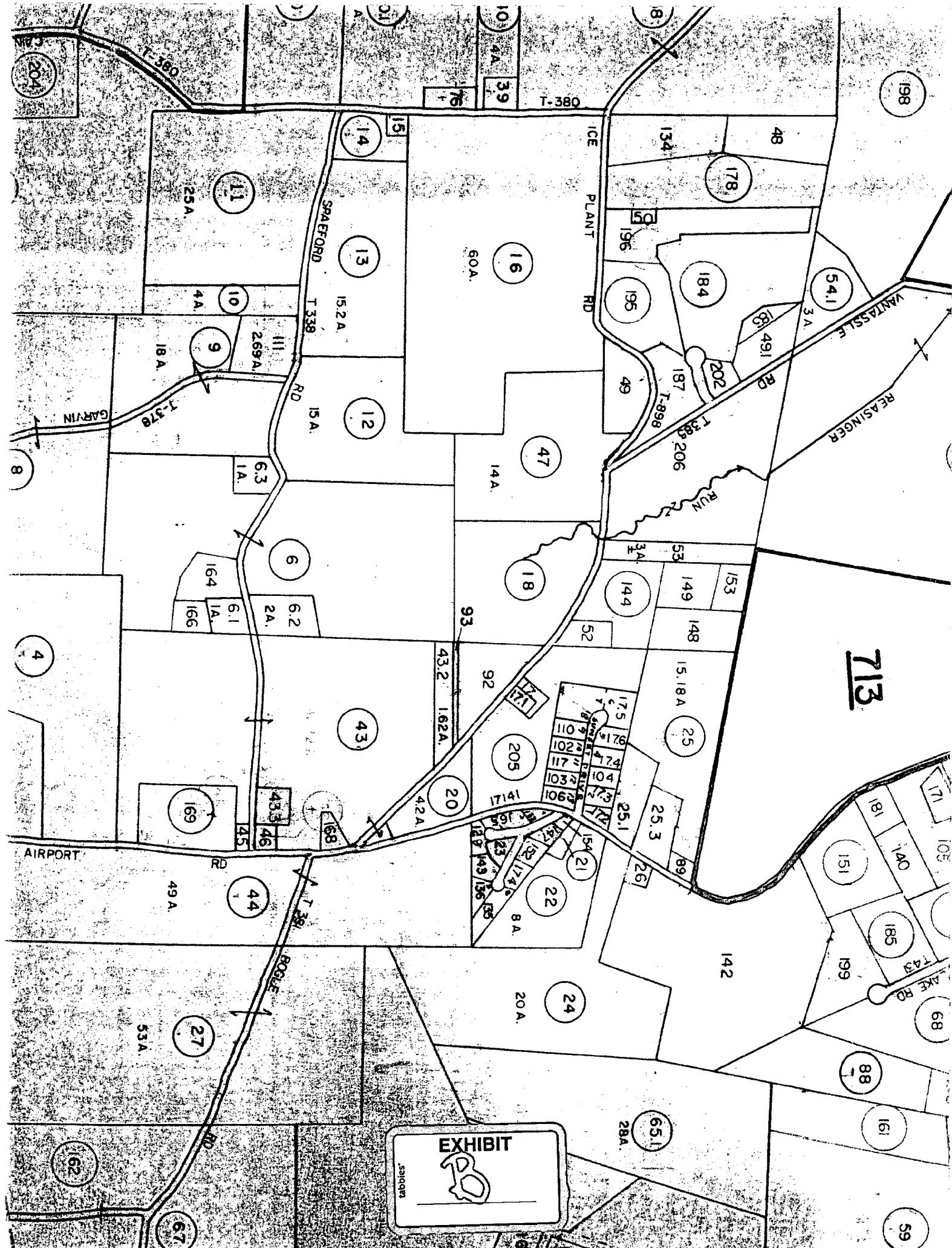
Kenneth D. Johnson  
Sec. & Treas.

This 10th day of July, 2001.

### CERTIFICATE OF RESIDENCE

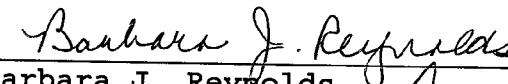
I, hereby certify that the precise residence of the Grantees herein is as follows: 302 West Washington Avenue, Du Bois, PA 15801

  
Attorney for Grantees

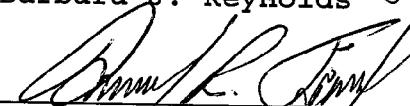


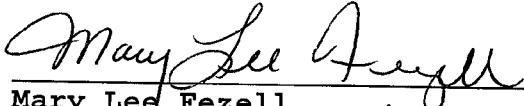
APPELLANTS:

  
Charles L. Reynolds

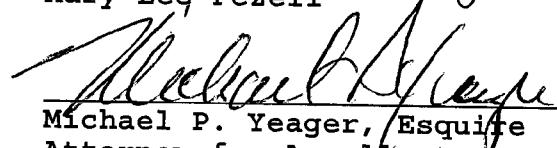
  
Barbara J. Reynolds

Barbara J. Reynolds

  
Donald R. Fezell

  
Mary Lee Fezell

Mary Lee Fezell

  
Michael P. Yeager, Esquire  
Attorney for Appellants

Dated: December 18, 2001

**FILED**

DEC 19 2001

O/315/2001  
William A. Shaw  
Prothonotary  
Leagor pd \$80.00

cc. Atty Leagor  
cc. Sandy Township  
cc. by Certified mail  
Return Receipt.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

CHARLES L. REYNOLDS and	:	
BARBARA J. REYNOLDS; and	:	
DONALD R. FEZELL and MARY LEE	:	
FEZELL,	:	
Appellants	:	No. 01 - 2029- CD
vs	:	
SANDY TOWNSHIP, SANDY	:	
TOWNSHIP SUPERVISORS and	:	
SANDY TOWNSHIP PLANNING	:	
AND ZONING COMMISSION,	:	
Appellees	:	

WRIT OF CERTIORARI

TO: SANDY TOWNSHIP, SANDY TOWNSHIP  
SUPERVISORS AND SANDY TOWNSHIP  
PLANNING AND ZONING COMMISSION

The Appellants in the above action have duly filed a Notice of Appeal on the decision of Sandy Township through the Sandy Township Planning and Zoning Commission and the Sandy Township Supervisors and the on September 26, 2001 and November 20, 2001, respectively. A copy of said Notice of Appeal is attached hereto.

Therefore, you are hereby COMMANDED, within twenty (20) days after the receipt of this Writ, to certify to the Court your entire record in this matter from which the Land Use Appeal has been taken, or a true and correct copy thereof: including any transcripts of testimony in existence and available to Sandy Township, Sandy Township Supervisors or the Sandy Township Planning and Zoning Commission as well as any and all maps relative to the Property in question at the time this Writ is received by you.

WITNESS THE HAND AND SEAL OF WILLIAM A. SHAW,  
PROTHONOTARY, this 19th day of December A.D. 2001.

FILED



DEC 19 2001  
013-281-1cc atty  
William A. Shaw  
Prothonotary 1cc Sandy Twp

By Certified mail

WILLIAM A. SHAW  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2002  
Clearfield Co. Clearfield, PA.



FILED

DEC 19 2001

0/31551wz

William A. Shaw  
Prothonotary

ES

U.S. Postal Service  
**CERTIFIED MAIL RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

WMT OF C.R.E.

Postage	\$ 80
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.40

61-2029-19

CLEARFIELD PA 16830  
DEC 19 2001  
Here  
USPS

Recipient's Name (Please Print Clearly) (to be completed by mailer)  
Sandy Townsend  
Street, Apt. No., or PO Box No.  
P.O. Box 267  
City, State, ZIP+4  
Dunbars

PS Form 3800 February 2000

See Reverse for Instructions

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

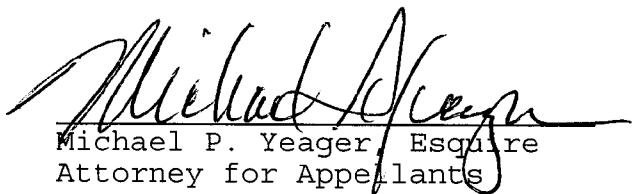
CHARLES L. REYNOLDS and :  
BARBARA J. REYNOLDS; and :  
DONALD R. FEZELL and MARY LEE :  
FEZELL, :  
Appellants : No. 01 - 2029 - CD  
:  
vs :  
:  
SANDY TOWNSHIP, SANDY :  
TOWNSHIP SUPERVISORS and :  
SANDY TOWNSHIP PLANNING :  
AND ZONING COMMISSION, :  
Appellees :  
:

**FILED**

DEC 27 2001  
01/24/2002  
William A. Shaw  
Prothonotary

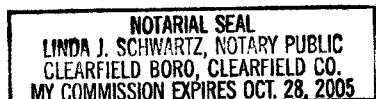
**AFFIDAVIT OF SERVICE**

I, MICHAEL P. YEAGER, attorney for the Appellants depose and say that on December 20, 2001 I forwarded the Land Use Appeal Notice and Writ of Certiorari with regard to the above-captioned matter to International Custom Products, Inc. Said forwarding was by certified mail, return receipt requested. The Certified Mail Receipt and Return Receipt Card are attached hereto, made part hereof and incorporated herein.

  
Michael P. Yeager, Esquire  
Attorney for Appellants

Sworn to and subscribed  
before me this 26th day  
of December, 2001.

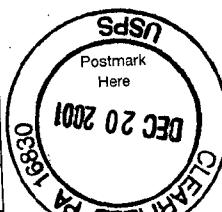




**U.S. Postal Service**  
**CERTIFIED MAIL RECEIPT**  
*(Domestic Mail Only; No Insurance Coverage Provided)*

Article Sent To:	
International Custom Products, Inc.	
Postage	\$ .80
Certified Fee	2.10
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	-
Total Postage & Fees	\$ 4.40
Name (Please Print Clearly) (to be completed by mailer)	
International Custom Products, Inc.	
Street, Apt. No.; or PO Box No.	
302 West Washington Avenue	
City, State, ZIP+4	
DuBois, PA 15801	
See Reverse for Instructions	

PS Form 3800, July 1999



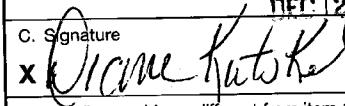
**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

International Custom Products, Inc  
 302 West Washington Avenue  
 DuBois, PA 15801

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly)	B. Date of Delivery
DRC 2/4 2001	
C. Signature	
	
<input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
<input type="checkbox"/> Yes <input type="checkbox"/> No	

D. Is delivery address different from item 1?  
 If YES, enter delivery address below:

3. Service Type	4. Restricted Delivery? (Extra Fee)
<input checked="" type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail
<input type="checkbox"/> Registered	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.
<input type="checkbox"/> Yes	

2. Article Number (Copy from service label)

7000 0600 0023 6401 1763

01-2029-CD

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

**1. Article Addressed to:**

SANDY TOWNSHIP, SANDY  
TOWNSHIP SUPERVISORS AND  
SANDY TOWNSHIP PLANNING &  
ZONING COMMISSION  
P.O. BOX 267  
DUBOIS, PA 15801

01-2029-CD

**2. Article Number (Copy from service label)**

7099 3400 0016 7880 5881

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) B. Date of Delivery  
*Barb Hopkins* *DEC 26 2001*  
C. Signature *X Barb Hopkins* Agent  
D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

**3. Service Type**

Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

**4. Restricted Delivery? (Extra Fee)**  Yes

**FILED**

DEC 28 2001

*m 10:25 am*  
William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION – LAW

CHARLES L. REYNOLDS and  
BARBARA J. REYNOLDS; and  
DONALD R. FEZELL and  
MARY LEE FEZELL,  
Appellants

vs.

SANDY TOWNSHIP, SANDY  
TOWNSHIP SUPERVISORS and  
SANDY TOWNSHIP PLANNING  
AND ZONING COMMISSION,  
Appellees

NO. 01-2029-CD

TYPE OF CASE: Civil

TYPE OF PLEADING: Certification

FILED ON BEHALF OF:  
Appellees

Counsel of Record for this Party:  
**GREGORY M. KRUK, ESQ.**  
Supreme Court No.: 27048

**FERRARO & YOUNG**  
Attorneys at Law  
690 Main Street  
Brockway, PA 15824  
(814) 268-2202

FILED

JAN 14 2002

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION – LAW

CHARLES L. REYNOLDS and  
BARBARA J. REYNOLDS; and  
DONALD R. FEZELL and  
MARY LEE FEZELL, :  
Appellants : NO. 01-2029-CD  
vs. :  
SANDY TOWNSHIP, SANDY  
TOWNSHIP SUPERVISORS and  
SANDY TOWNSHIP PLANNING  
AND ZONING COMMISSION,  
Appellees :

**CERTIFICATION**

TO: WILLIAM SHAW, PROTHONOTARY OF CLEARFIELD COUNTY

SANDY TOWNSHIP hereby responds to the Writ of Certiorari by certifying to the Court that the hereinafter listed items are items in Sandy Township's record in the above-referenced land use appeal:

1. Agenda – Supervisors Meeting - September 5, 2001
2. Minutes – Supervisors Meeting – September 5, 2001
3. Agenda – Supervisors Meeting – October 3, 2001
4. Minutes – Supervisors Meeting – October 3, 2001
5. Agenda – Supervisors Meeting – October 17, 2001
6. Minutes – Supervisors Meeting – October 17, 2001
7. Agenda – Supervisors Meeting – October 31, 2001
8. Agenda – Supervisors Meeting – November 7, 2001

9. Agenda – Public Hearing – November 7, 2001
10. Minutes – Supervisors Meeting – November 7, 2001
11. Agenda – Supervisors Meeting – November 20, 2001
12. Minutes – Supervisors Meeting – November 20, 2001
13. Agenda – Supervisors Meeting – December 5, 2001
14. Minutes – Supervisors Meeting – December 5, 2001
15. Agenda – Planning Commission Meeting – August 22, 2001
16. Agenda – Planning Commission Meeting – September 26, 2001
17. Agenda – Planning Commission Meeting – October 24, 2001
18. Agenda – Planning Commission Meeting – November 28, 2001
19. Correspondence/Notice Items – Letter of August 17, 2001; Letter of August 30, 2001; Transmittal dated August 31, 2001; Letter of September 18, 2001; Letter of September 25, 2001; Letter of September 26, 2001; ICP, Inc. Letter of September 28, 2001; Transmittal of October 1, 2001; Letter of October 11, 2001; Transmittal of October 15, 2001; Public Notice and newspaper Proof of Publication.

In addition, there is in possession of the Township the recording tapes of the meetings for which the above Minutes were prepared. Sandy Township reserves the right to supplement this record in accordance with requests of the Court and in accordance with law.

Certification signed by:  
FERRARO & YOUNG  
Attorneys at Law,  
Solicitors for Township of Sandy

Dated: January 14, 2002

BY: Gregory M. Krake



August 17, 2001

Dennis V. Raybuck  
International Custom Products, Inc.  
302 West Washington Avenue  
DuBois, PA 15801

Re: New Access Road

Dear Mr. Raybuck:

I am writing to give you a brief overview as to the process that will need to be followed for the present two possible options for your new access road to your property off of the Oklahoma-Salem Road in Sandy Township (Clearfield County Tax Assessment Map # 128.0-C04-000-068.1), the former McDowell/Airport property.

As for the two options that were discussed, the one which will require the most time will be for the parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-00026) which is adjoining the former McDowell/Airport property (Clearfield County Tax Assessment Map # 128.0-C04-000-068.1). The reason for this is because this parcel is zoned R-A Residential Agricultural and if the road is to be built on this parcel it would require a Zoning change of the classification of the parcel because its use, even as a road, would be industrial and such a use is not permitted in an R-A Zone. This process will take between thirty (30) and sixty (60) days as required by the Sandy Township Zoning Ordinance and the Pennsylvania Municipalities Planning Code. I have enclosed a copy of Article 7, Section 705 CURATIVE AMENDMENTS from the Sandy Township Zoning Ordinance 1996-2 and a copy of Section 609 Enactment of zoning Ordinance Amendments, Section 609.1 Procedure for Landowner Curative Amendments, Section 609.2 Procedure for Municipal Curative Amendments, Section 610 Publication, Advertisement and Availability of Ordinances, and Section 916.1 Validity of Ordinance; Substantive Questions from the Pennsylvania Municipalities Planning Code for your information.

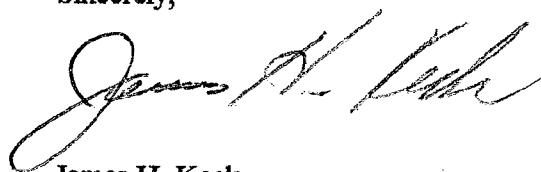
The second proposed option is to locate the new access road on the main industrial zoned property, which is a permitted use but will have to meet the following conditions:

- PennDot specifications be met for the intersection with the Township Road
- The requirements be met as outlined in Section 403.9 (*Buffer yards required for industrial districts*) of the Sandy Township Zoning Ordinance 1996-2, enclosed

Which ever approach you are planning to take with the new access road there are other possible items that could be added to the formal approval process by the Township Planning Commission and/or Township Supervisors. The possible items that might be required include bonding of Township Roads, Traffic Study, upgrade and improvements to existing roads (i.e. turn lanes , traffic light).

If you have any questions with regards to any of the above mentioned items please give me a call and I will do my best to assist you in this process.

Sincerely,



James H. Keck  
Zoning Officer

cc: Kenneth J. Mitchell, International Custom Products, CFO  
M.B. Stojek, Sandy Township Manager  
Sandy Township Supervisors  
File ✓

\* International



Custom Products, Inc.

August 30, 2001

**INTERNATIONAL CUSTOM PRODUCTS, INC.**

IMPORTERS • EXPORTERS • MANUFACTURERS • DISTRIBUTORS

302 W. WASHINGTON AVE., P.O. BOX 527A, DUBOIS, PA 15801 (USA)  
TELEPHONE (814) 375-9600

Sandy Township Supervisors  
Sandy Township  
12<sup>th</sup> St. Chestnut Ave. P.O. Box 267  
DuBois, PA 15801

RE: Re-zoning of Map #C-4-26 or DB1068-259  
(Formerly owned by George & Mary Jane Sackandy)  
(Clearfield County Tax Map #128.0-C04-000-00026)

Dear Supervisors:

After reviewing Mr. James Keck's letter of August 17, 2001 and discussions with Webber/Smith Associates, Inc., it appears the only option for International Custom Products, Inc. to pursue is to have above parcel re-zoned for industrial use. In order to formally initiate the proceeding, we would like to submit a formal request to the Sandy Township Board of Supervisors. This request would be heard and decided as provided in Section 916.1 of the Pennsylvania Municipalities Planning Code.

Therefore we hereby formally request that the Sandy Township Supervisors rezone our .6-acre property, which is located along the eastern side of the Oklahoma-Salem Road, directly adjacent to the 24.3-acre site that we are currently planning on developing. This property, which is depicted on the attached plan, is currently zoned R-A (Residential Agricultural). We request that the parcel be rezoned to "Industrial", in order to be consistent with the remainder of our property. This change will also enable us to relocate the truck entrance for the project in accordance with the proposed site plan. The new entrance will provide for maximum site distance for trucks entering and leaving the property, which will improve the overall safety for all traveling this route. We feel this change in zoning will result in a more uniform and reasonable zoning district boundary that will allow a more appropriate and efficient use of the overall land area. Since the requested change only involves .6 acres, or the equivalent of a 2% increase in the size of the existing industrial zone, we do not feel the change will have any adverse impact on the general surrounding area or the Township as a whole. We believe the existing Zoning Ordinance currently has adequate provisions that provide buffers and other reasonable protection to any adjacent residential zoned areas.

In order for our expansion project to continue and avoid construction delays, we would appreciate your prompt consideration of this request. We are more than willing to provide additional information at future meetings that may be required.

Sincerely yours,  
Kenneth J. Mitchell, CFO

**LOT DESCRIPTION PER DEED**

ALL THAT CERTAIN piece, parcel or tract of land situate, lying and being in the Township of Sandy, Clearfield County, Pennsylvania, bounded and described as follows: BEGINNING at a point in the center of road leading to DuBois, said point being south 39 degrees 05 minutes west 246.66 feet from a common corner between lands now or formerly of C.L. Lowe and Mrs. Effie A. Moore; thence by lands now or formerly of the City of DuBois south 67 degrees 11 minutes east 149.81 feet to an iron pipe; thence by same south 22 degrees 49 minutes west 150 feet to an iron pipe; thence by lands now or formerly of H.T. Craven north 67 degrees 11 minutes west 189.9 feet to a point in center of aforesaid road; thence by center of said road north 37 degrees 53 minutes 154.95 feet to place of beginning. CONTAINING 0.60 acre, more or less.

# Sandy Township Supervisors

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P.O. BOX 267 • DUBOIS, PA 15801 • PHONE (814) 371-4220 • FAX (814) 375-7837 • E-MAIL [sandytwp@adelphia.net](mailto:sandytwp@adelphia.net)

**Del Spafford**

Chairman

**MB Stojek**

Manager

## TRANSMITTAL

**TO:** Sandy Township Supervisors

**FROM:** James H. Keck Zoning Officer

**RE:** *International Custom Products, Inc.* ZONING AMENDMENT REQUEST

**DATE:** August 31, 2001

---

Enclosed for your action is a letter requesting a zoning change by Kenneth J. Mitchell, CFO of *International Custom Products, Inc.*. The request is for the re-zoning of a 0.6 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-00026 ) from R-A Residential Agricultural District to an Industrial zoned district. The parcel is located along the eastern side of the Oklahoma-Salem Road in Sandy Township, Clearfield County, directly adjacent to the 24.3 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-068.1 & 128.0-C04-00142) owned by *International Custom Products, Inc.* which is Industrially zoned. The request is being made to have this parcel re-zoned as to permit *International Custom Products, Inc.* to relocate the truck entrance for their new plant. The procedures that follow a formal request to amend the Sandy Township Zoning Map (or Zoning Ordinance) are defined in Article 7, **Amendments**, Section 701, GENERAL, of the Sandy Township Zoning Ordinance 1996-2, the following is a brief outline of the steps that will have to be initiated by the Supervisors:

- Section 703 REFERRAL:** Any proposed amendment presented to the Board of Supervisors without findings and recommendations from the Township of Sandy Planning Commission and the Clearfield Planning Commission, shall be referred to these agencies for their review and recommendations prior to the public hearing by the Board of Supervisors. The Board shall not hold a public hearing upon such amendments until required reviews and recommendations are received or the expiration of thirty (30) days from the day or date such proposed amendments were submitted to the Township and County Planning Commissions.
  
- Section 704 ACTION:** Before acting upon a proposed amendment , the Board of Supervisors shall, as required by law, hold a public hearing thereon. Public notice of such hearing is requested and shall contain a brief summary of the proposed amendment and reference to the place where copies of the same be

examined, shall be published in accordance with the provisions of the Pennsylvania Municipalities Planning Code. If the proposed amendment involves a Zoning Map change, notice of the public hearing shall be posted at the affected tract in accordance with section 609 of the Planning code at least one (1) week prior to the date of the hearing.

With the Supervisors approval the above mentioned request for a change to the Sandy Township Zoning Map will be forwarded to the Sandy Planning Commission and the Clearfield Planning Commission for their review and recommendations prior to the public hearing by the Board of Supervisors.

- ▶ Both Planning Commissions have up to thirty (30) days to respond and submit their comments to the Supervisors.
- ▶ After the Planning Commission's review and comments the Supervisors will have to schedule a public hearing to receive comments and remarks with regard to the above mentioned petition.
- ▶ Supervisors then propose a change to Zoning Map if they so desire or deny the request.
- ▶ If a change is proposed, the amendment must be drafted, then a second public hearing must be advertised for comment on the proposed changes.



September 18, 2001

Jodi McClosky  
Clearfield County Planning Commission  
209 East Locust Street  
Clearfield, PA 16830

Dear Jodi:

Attached for your review and comment is a request for a zoning change by Kenneth J. Mitchell, CFO of International Custom Products, Inc.. The request is for the re-zoning of a 0.6 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-00026 ) from R-A Residential Agricultural District to an Industrial zoned district. The parcel is located along the eastern side of the Oklahoma-Salem Road in Sandy Township, Clearfield County, directly adjacent to the 24.3 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-068.1 & 128.0-C04-00142) owned by International Custom Products, Inc. which an Industrial zoned district. The request is being made to have this parcel re-zoned as to permit International Custom Products, Inc. to relocate the truck entrance for their new plant. The procedures that follow a formal request to amend the Sandy Township Zoning Map (or Zoning Ordinance) are defined in Article 7, **Amendments**, Section 701, GENERAL, of the Sandy Township Zoning Ordinance 1996-2, the following is a brief outline of the steps that have been initiated by the Supervisors:

- Section 703 REFERRAL:** Any proposed amendment presented to the Board of Supervisors without findings and recommendations from the Township of Sandy Planning Commission and the Clearfield Planning Commission, shall be referred to these agencies for their review and recommendations prior to the public hearing by the Board of Supervisors. The Board shall not hold a public hearing upon such amendments until required reviews and recommendations are received or the expiration of thirty (30) days from the day or date such proposed amendments were submitted to the Township and County Planning Commissions.
  
- Section 704 ACTION:** Before acting upon a proposed amendment, the Board of Supervisors shall, as required by law, hold a public hearing thereon. Public notice of such hearing is requested and shall contain a brief summary of the

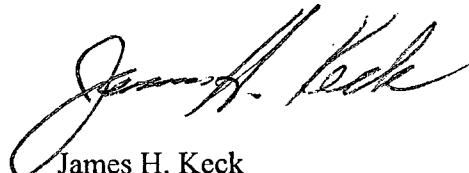
proposed amendment and reference to the place where copies of the same be examined, shall be published in accordance with the provisions of the Pennsylvania Municipalities Planning Code. If the proposed amendment involves a Zoning Map change, notice of the public hearing shall be posted at the affected tract in accordance with section 609 of the Planning code at least one (1) week prior to the date of the hearing.

With the Supervisors approval at their September 5, 2001 meeting, the above mentioned request for a change to the Sandy Township Zoning Map is being forwarded to the Sandy Planning Commission and the Clearfield Planning Commission for their review and recommendations prior to the public hearing by the Board of Supervisors.

- ▶ Both Planning Commissions have up to thirty (30) days to respond and submit their comments to the Supervisors.
- ▶ After the Planning Commission's review and comments the Supervisors will have to schedule a public hearing to receive comments and remarks with regard to the above mentioned petition.
- ▶ Supervisors then propose a change to the Zoning Map if they so desire or deny the request.
- ▶ If a change is proposed, the amendment must be drafted, then a second public hearing must be advertised for comment on the proposed changes.

If you have any questions on this Zoning Amendment request please give me a call.

Sincerely,



James H. Keck  
Sandy Township Zoning Officer

cc: File ✓

# Sandy Township Supervisors

P.O. BOX 267 • DUBOIS, PA 15801 • PHONE (814) 371-4220 • FAX (814) 375-7837 • E-MAIL [sandytwp@adelphia.net](mailto:sandytwp@adelphia.net)

**Del Spafford**

Chairman

**MB Stojek**

Manager

Date: September 25, 2001

From: James H. Keck

To: Planning Commission

Re: Zoning Amendment

Attached for your review and comment is a request for a zoning change by Kenneth J. Mitchell, CFO of **International Custom Products, Inc.**. The request is for the re-zoning of a 0.6 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-00026 ) from R-A Residential Agricultural District to an Industrial zoned district. The parcel is located along the eastern side of the Oklahoma-Salem Road in Sandy Township, Clearfield County, directly adjacent to the 24.3 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-068.1 & 128.0-C04-00142) owned by **International Custom Products, Inc.** which an Industrial zoned district. The request is being made to have this parcel re-zoned as to permit **International Custom Products, Inc.** to relocate the truck entrance for their new plant. The procedures that follow a formal request to amend the Sandy Township Zoning Map (or Zoning Ordinance) are defined in Article 7, **Amendments**, Section 701, **GENERAL**, of the Sandy Township Zoning Ordinance 1996-2, the following is a brief outline of the steps that have been initiated by the Supervisors:

- Section 703 REFERRAL:** Any proposed amendment presented to the Board of Supervisors without findings and recommendations from the Township of Sandy Planning Commission and the Clearfield Planning Commission, shall be referred to these agencies for their review and recommendations prior to the public hearing by the Board of Supervisors. The Board shall not hold a public hearing upon such amendments until required reviews and recommendations are received or the expiration of thirty (30) days from the day or date

such proposed amendments were submitted to the Township and County Planning Commissions.

- Section 704 ACTION:** Before acting upon a proposed amendment, the Board of Supervisors shall, as required by law, hold a public hearing thereon. Public notice of such hearing is requested and shall contain a brief summary of the proposed amendment and reference to the place where copies of the same be examined, shall be published in accordance with the provisions of the Pennsylvania Municipalities Planning Code. If the proposed amendment involves a Zoning Map change, notice of the public hearing shall be posted at the affected tract in accordance with section 609 of the Planning code at least one (1) week prior to the date of the hearing.

With the Supervisors approval at their September 5, 2001 meeting, the above mentioned request for a change to the Sandy Township Zoning Map is being forwarded to the Sandy Planning Commission and the Clearfield Planning Commission for their review and recommendations prior to the public hearing by the Board of Supervisors.

- ▶ Both Planning Commissions have up to thirty (30) days to respond and submit their comments to the Supervisors.
- ▶ After the Planning Commission's review and comments the Supervisors will have to schedule a public hearing to receive comments and remarks with regard to the above mentioned petition.
- ▶ Supervisors then propose a change to the Zoning Map if they so desire or deny the request.
- ▶ If a change is proposed, the amendment must be drafted, then a second public hearing must be advertised for comment on the proposed changes.



September 26, 2001

Jodi McCluskey, Clearfield County Planning Director  
Clearfield County Planning Commission  
209 East Locust Street  
Clearfield, PA 16830

Dear Jodi:

Attached for your review and comment is a request for a zoning change by Kenneth J. Mitchell, CFO of International Custom Products, Inc.. The request is for the re-zoning of a 0.6 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-00026 ) from R-A Residential Agricultural District to an Industrial zoned district. The parcel is located along the eastern side of the Oklahoma-Salem Road in Sandy Township, Clearfield County, directly adjacent to the 24.3 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-068.1 & 128.0-C04-00142) owned by International Custom Products, Inc. which an Industrial zoned district. The request is being made to have this parcel re-zoned as to permit International Custom Products, Inc. to relocate the truck entrance for their new plant. The procedures that follow a formal request to amend the Sandy Township Zoning Map (or Zoning Ordinance) are defined in Article 7, **Amendments**, Section 701, GENERAL, of the Sandy Township Zoning Ordinance 1996-2, the following is a brief outline of the steps that have been initiated by the Supervisors:

- Section 703 REFERRAL:** Any proposed amendment presented to the Board of Supervisors without findings and recommendations from the Township of Sandy Planning Commission and the Clearfield Planning Commission, shall be referred to these agencies for their review and recommendations prior to the public hearing by the Board of Supervisors. The Board shall not hold a public hearing upon such amendments until required reviews and recommendations are received or the expiration of thirty (30) days from the day or date such proposed amendments were submitted to the Township and County Planning Commissions.
  
- Section 704 ACTION:** Before acting upon a proposed amendment, the Board of Supervisors shall, as required by law, hold a public hearing thereon. Public notice of such hearing is requested and shall contain a brief summary of the

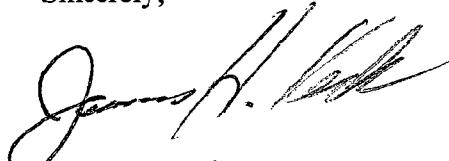
proposed amendment and reference to the place where copies of the same be examined, shall be published in accordance with the provisions of the Pennsylvania Municipalities Planning Code. If the proposed amendment involves a Zoning Map change, notice of the public hearing shall be posted at the affected tract in accordance with section 609 of the Planning code at least one (1) week prior to the date of the hearing.

With the Supervisors approval at their September 5, 2001 meeting, the above mentioned request for a change to the Sandy Township Zoning Map is being forwarded to the Sandy Planning Commission and the Clearfield Planning Commission for their review and recommendations prior to the public hearing by the Board of Supervisors.

- ▶ Both Planning Commissions have up to thirty (30) days to respond and submit their comments to the Supervisors.
- ▶ After the Planning Commission's review and comments the Supervisors will have to schedule a public hearing to receive comments and remarks with regard to the above mentioned petition.
- ▶ Supervisors then propose a change to the Zoning Map if they so desire or deny the request.
- ▶ If a change is proposed, the amendment must be drafted, then a second public hearing must be advertised for comment on the proposed changes.

If you have any questions on this Zoning Amendment request please give me a call.

Sincerely,



James H. Keck  
Sandy Township Zoning Officer

cc: File ✓

**International**



**Custom Products, Inc.**

**INTERNATIONAL CUSTOM PRODUCTS, INC.**

**IMPORTERS EXPORTERS MANUFACTURERS DISTRIBUTORS**

302 W. WASHINGTON AVE., PO BOX 527A, DUBOIS, PA 15801 (USA)  
TELEPHONE: (814) 375-9600 FAX: (814) 375-0718

**TELEFAX**

**DATE:** September 28, 2001

**TO:** Ms. Barb Hopkins

**From:** Kenneth J. Mitchell, CFO

**TELE:** (814) 375-7837

Pages including this one: 1

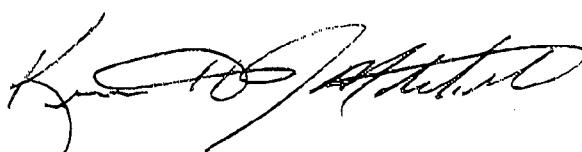
**RE: SANDY TOWNSHIP SUPERVISORS WORK SECESSION**

As a result of the last Sandy Township Planning Committee meeting (September 26, 2001), It was recommended by the Planning Committee that ICP request to be placed on the next Supervisors' work session agenda. The purpose of this request would be to review and update the Supervisors on the progress being made in regards to the purposed complex to be built at the old McDowell site.

If there is a problem with this request, please advise me as soon as you can in that our engineers are planning on attending meeting.

Thank you,

Kenneth J. Mitchell

A handwritten signature in black ink, appearing to read "Kenneth J. Mitchell".



## TRANSMITTAL

TO: Sandy Township Supervisors

FROM: James H. Keck Zoning Officer 

RE: Proposed Zoning Amendment for International Custom Products

DATE: October 1, 2001

---

### COMMENTS:

The Sandy Township Planning Commission at their September 26, 2001 meeting, reviewed and discussed the request by International Custom Products for the re-zoning of a 0.6 acre parcel located along the Oklahoma-Salem Road, in Sandy Township from a R-A (Residential Agricultural District) to I (Industrial District).

The Planning Commission members had the following comments with regards to the proposed Zoning Amendment for *International Custom Products*:

**“Zoning change would tie the parcel in to reflect the rest of the property.”**

**“Zoning change would square up the property.”**

**“Zoning change should not occur, to prevent the proposed industrial driveway from being placed on an R-A (Residential Agricultural District) parcel, as to protect the residents of the area.”**

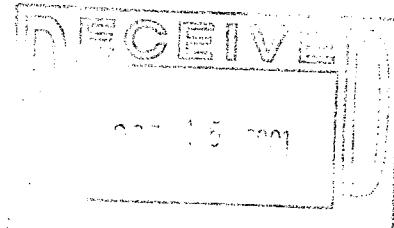
The Sandy Township Planning Commission voted 3-1 in favor of the requested Zoning Amendment by International Custom Products for the above mentioned 0.6 acre parcel to be rezoned from R-A (Residential Agricultural District) to I (Industrial District). The review and recommendation by Clearfield Planning Commission has not been received as of October 1, 2001. The (30) day time period in which the Clearfield Planning Commission has to review will not run out until October 26, 2001. After this time, the Supervisors will be required to:

- ▶ Schedule a public hearing to receive comments and remarks with regard to the above mentioned petition.
- ▶ Supervisors then propose a change to Zoning Map if they so desire or deny the request.
- ▶ If a change is proposed, the amendment must be drafted, then a second public hearing must be advertised for comment on the proposed changes.



## Clearfield County Planning Commission

209 E. Locust Street • Clearfield, PA 16830  
(814) 765-2641 Ext. 5978 • FAX (814) 765-7505



October 11, 2001

Sandy Township Supervisors  
12<sup>th</sup> Street & Chestnut Ave.  
P.O. Box 267  
DuBois, PA 15801

Dear Supervisors:

The Clearfield County Planning Department reviewed the proposed zoning ordinance changes sent to us by your Zoning Officer, James Keck. The Planning Department reviewed the proposed zoning changes and has no comments regarding the Township's proposal to re-zone the International Custom Products, Inc. 0.6 acre parcel from a Residential Agricultural District to an Industrial zoned district.

Sincerely,

Mike Bloom, Planning Specialist  
Clearfield County Planning Department



## TRANSMITTAL

TO: Sandy Township Supervisors 

FROM: James H. Keck Zoning Officer

RE: Proposed Zoning Amendment for International Custom Products

DATE: October 15, 2001

### COMMENTS:

Enclosed is a copy of the Clearfield County Planning Commission's letter to the Sandy Township Supervisors with regard to their comments on the proposed re-zoning of a 0.6 acre parcel located along the Oklahoma-Salem Road, in Sandy Township from a R-A (Residential Agricultural District) to I (Industrial District) by International Custom Products. The Clearfield County Planning Department reviewed the proposed zoning ordinance changes and had no comments on the above mentioned request by International Custom Products.

The next steps the Supervisors will be required to proceed with are:

1. Schedule a public hearing to receive comments and remarks with regard to the above mentioned petition.
2. Supervisors then propose a change to Zoning Map if they so desire or deny the request.
3. If a change is proposed, the amendment must be drafted, then a second public hearing must be advertised for comment on the proposed changes.



## PUBLIC NOTICE

The Sandy Township Supervisors will hold a Public Hearing at the request of the applicant International Custom Products, Inc.. The applicant is requesting for the re-zoning of a 0.6 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-00026) from R-A Residential Agricultural District to an Industrial zoned district. The property is located along the eastern side of the Oklahoma-Salem Road in Sandy Township, Clearfield County. The property is zoned R-A Residential Agricultural. The request is being made to have this parcel re-zoned Industrial.

The Public Hearing will be held on Wednesday, November 7, 2001 at 6:00 P.M. at the Sandy Township Municipal Building located at 12<sup>th</sup> Street and Chestnut Avenue.

Barbara D. Hopkins, Secretary  
Sandy Township Supervisors

*Please publish on:*

*October 23, 2001*

*October 31, 2001*

***PROOF OF PUBLICATION REQUESTED***

# PROOF OF PUBLICATION OF NOTICE APPEARING IN THE

## COURIER EXPRESS/TRI-COUNTY SUNDAY PUBLISHED BY McLEAN PUBLISHING COMPANY, DUBOIS PENNSYLVANIA

### PUBLIC NOTICE

The Sandy Township Supervisors will hold a Public Hearing at the request of the applicant *International Custom Products, Inc.*

The applicant is requesting for the rezoning of a 0.6 acre parcel

(Clearfield County Tax Assessment Map #12810, C04-000-0-0026) from R-A Residential Agricultural

to an Industrial

STATE OF PENNSYLVANIA  
COURT OF COMMON PLEAS  
COUNTY OF CLEARFIELD  
DODGE TOWNSHIP

Linda S. Kite, Clerk of the Court, for the Township of Sandy Township, Clearfield County, Pennsylvania, on behalf of the Township of Sandy Township, Clearfield County, Pennsylvania, for the purpose of holding a public hearing on the re-zoning of a 0.6 acre parcel located along the eastern side of the Oklahoma-Salem Road in the Township of Sandy Township, Clearfield County, Pennsylvania, which is zoned R-A Residential Agricultural. The request is being made to have this parcel re-zoned Industrial.

The Public Hearing will be held on Wednesday, November 7, 2001, at 6:00 P.M. at the Sandy Township Municipal Building located at 12th Street and Chestnut Avenue.

Affidavit of publication: Barbara D. Hopkins, Secretary of the Sandy Township Supervisors, 10/23/01.

Act 587, Approved May 16, 1929, P.L. 1784

SS:

Sworn, deposes and says that the *Courier-Express*, a daily newspaper and weekly newspaper published by McLean Publishing Company at 500 Jeffers Street, and State aforesaid, which was established in the year 1879, since publication and the weekly publication, has been regularly issued in said the printed notice of publication is attached hereto exactly as the same the regular editions of the paper on the following dates, viz: the

day of October, A.D., 2001.  
It he is an officer duly authorized by the *Courier-Express*, a daily *Sunday*, a weekly newspaper, to verify the foregoing statement under oath and State aforesaid, which was established in the year 1879, since publication and the weekly publication, has been regularly issued in said the printed notice of publication is attached hereto exactly as the same the regular editions of the paper on the following dates, viz: the

McLEAN PUBLISHING COMPANY Publisher of  
COURIER-EXPRESS/TRI-COUNTY SUNDAY

By Linda S. Kite

Sworn and subscribed to before me this 31<sup>st</sup> day of October, 2001

**THIS IS  
NOT A  
BILL**

Pamela L. Kite  
Notary Public  
Statement of Advertising Cost  
McLEAN PUBLISHING COMPANY  
Publisher of  
COURIER-EXPRESS/TRI-COUNTY SUNDAY  
DuBois, PA

Notarial Seal  
Pamela L. Kite, Notary Public  
City of DuBois, Clearfield County  
My Commission Expires Sept. 26, 2005  
Member, Pennsylvania Association of Notaries

TO Sandy Twp. Supervisors-International Custom Pdts.  
For publishing the notice or advertisement  
attached hereto on the above stated dates.....\$ 79.36  
Probating same.....\$ 4.25  
Total.....\$ 83.61

### Publisher's Receipt for Advertising Costs

The *Courier-Express*, a daily newspaper, and/or *Tri-County Sunday*, a weekly newspaper, hereby acknowledges receipt of the aforesaid advertising and publication costs, and certifies that the same have been fully paid.

Office: Jeffers Street and Beaver Drive, DuBois, PA 15801  
Established 1879, Phone 814-371-4200

McLEAN PUBLISHING COMPANY  
Publisher of  
COURIER-EXPRESS/TRI-COUNTY SUNDAY

By \_\_\_\_\_

I hereby certify that the foregoing is the original Proof of Publication and receipt for the Advertising costs in the subject matter of said notice.

ATTORNEY FOR

SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801

**REGULAR MEETING OF SEPTEMBER 5, 2001 AT 7:00 P.M.**

**AGENDA**

**MEETING CALLED TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS**

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF  
AUGUST 15, 2001**

**TABLED BUSINESS**

1. **Ordinance 2001-4 Sandy Township Interceptor and Grease Trap  
Ordinance**  
*Action Needed: Adopt Ordinance 2001-4*
2. **Airport Hazardous Zoning Ordinance**

**UNFINISHED BUSINESS**

1. **Recycling Grant - Request to Submit Application to DEP**  
*Action Needed: Authorize submission of Recycling Grant Application  
to DEP*

**NEW BUSINESS**

1. **Appoint Supervisor to Fill Unexpired Term (M. Behringer) 12-31-03**  
*Action Needed: Appoint Supervisor*
2. **Resolution 2001 - 17 - Request for Cost Sharing Between Sandy  
Township and PennDOT for Water Line Relocation/Brady Street  
Proj.**  
*Action Needed: Authorize Chairman to execute Resolution 2001-17  
and submission for Cost Sharing to PennDOT*
3. **Resolution 2001 - 18 - Accept Deed of Dedication - Nedza Property**  
*Action Needed: Approve Resolution 2001-18 to Accept Deed of  
Dedication for Nedza Property into Township Road System*

**Page 3**  
**9-5-01 Agenda**

**CORRESPONDENCE**

- 1. County Association Fall Convention - October 19, 2001**
- 2. Tom Mix Festival**
- 3. Elder Beerman Ribbon Cutting Ceremony**
- 4. Liquid Fuels Audit for year ended December 31, 2000**

*Action Needed: Receive and File Correspondence 1 through 4.*

**ADMINISTRATIVE REPORTS**

- 1. Road Report - August 2001**
- 2. Managers Report:**
  - ✓Gwin Dobson & Foreman - Business Incubator Update**  
**“Cost Analysis, Cost Reduction Schemes & Estimates for Rebidding”**
  - ✓City Issues -**
    - Water Agreement**
    - Sewer Correspondence from D.E.P regarding Chapter 94**
    - City of DuBois Corrective Action Plan**

*Action Needed: Receive and File Correspondence 1 and 2.*

**ELECTED OFFICIALS COMMENTS**

**OPEN MEETING TO THE FLOOR**

**CLOSE MEETING TO THE FLOOR**

**PAYING OF BILLS**

<b>General Fund</b>	<b>\$39,537.85</b>
<b>Municipal Authority</b>	<b>\$ 5,138.80</b>
<b>CDBG</b>	<b>\$44,435.00</b>
<b>Payroll #16</b>	<b>\$36,427.28</b>

**LEGAL AND PERSONNEL WILL FOLLOW ADJOURNMENT**

**ADJOURN**

**Page 2**  
**Agenda 9-5-01**

**4. Resolution 2001 - 19 - Accept Deed of Dedication - Commons Drive  
Rt. 255 to First Avenue**

*Action Needed: Approve Resolution 2001-19 to Accept Deed of  
Dedication for Commons Drive into Township Road System*

**5. Resolution 2001 - 20 and Four Deeds of Dedication (Sylvan Heights  
Drive, William Penn Avenue, Shamoran Drive and Woodland  
Lane)**

*Action Needed: Approve Resolution 2001-20 and execute Deeds of  
Dedication into Township Road System.*

**6. Resolution 2001 - 21 - Back Gate to Treasure Lake**

*Action Needed: Approve Resolution 2001-21 WITH CONDITIONS:  
the Township will accept the Deeds of Dedication and the road into  
the Sandy Township Road System when ALL deeds have been received  
by the Township. (Township Solicitor has advised no work be  
performed on this road until all deeds have been received.)*

**7. Zoning Amendment Request - Charles Delullo**

*Action Needed: Initiate process for zoning amendment request.*

**8. Zoning Amendment Request - International Custom Products, Inc.**

*Action Needed: Initiate process for zoning amendment request.*

**9. Request for Transfer of PA Liquor License from Houtzdale Boro to  
Sandy Township - Chens Chinese Buffet - Route 255 DuBois Area  
Plaza**

*Action Needed: Approve or disapprove request*

**10. Overhead Door Co. - Annual Inspection Contract**

*Action Needed: Approve annual inspection contract with Overhead  
Door Co.*

**11. Minimum Municipal Obligation 2002 - Non Uniform Employees  
\$28,170**

*Action Needed: Instruct Manager to include \$28,170 MMO amount in  
2002 Budget for non uniform employees*

**12. Minimum Municipal Obligation 2002 - Police Pension \$32,820**

*Action Needed: Instruct Manager to include \$32,820 MMO amount in  
2002 Budget for Police Pension*

**13. Award Contract - West Sandy Water Project**

*Action Needed: Award Contract to lowest responsible bidder.*

**SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801**

**REGULAR MEETING OF SEPTEMBER 5, 2001 AT 7:00 P.M.**

**MINUTES**

**MEETING CALLED TO ORDER**

Chairperson Del Spafford called the Regular Meeting of September 5, 2001 to Order at 7:00 P.M. followed by the Pledge of Allegiance to the Flag.

**ROLL CALL**

Board Present:

Del Spafford

Ray Anderson

Ed Watson

Absent:

Sherry L. Beers

Others Present:

Barbara D. Hopkins, Secretary-Treasurer

MB Stojek, Manager

Perry Bowser, Engineer

James Keck, Zoning Officer

**PUBLIC COMMENTS**

Brady LaBorde stated he is a land owner in the Bogel Development and objected to the Township accepting a Deed of Dedication from the Michael Joseph Development regarding the road known as Commons Drive located from Route 255 to First Avenue. Engineer Perry Bowser responded the Township has signatures of the property owners that abut the road and that the Township is not taking away any rights of other neighboring property owners to drive or use the road.

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF AUGUST 15, 2001**

Ray Anderson motioned seconded by Ed Watson to approve the Minutes of the Regular Meeting of August 15, 2001. A roll call vote was taken.

Del Spafford - aye  
Ed Watson - aye

Ray Anderson - aye

Motion carried.

**TABLED BUSINESS**

**1. Ordinance 2001-4 Sandy Township Interceptor and Grease Trap Ordinance  
AN ORDINANCE OF SANDY TOWNSHIP ESTABLISHING  
REQUIREMENTS FOR INSTALLATION AND MAINTENANCE  
OF GREASE TRAPS, GREASE AND OIL INTERCEPTORS  
AND SEDIMENT TRAPS BY CERTAIN  
ESTABLISHMENTS DISCHARGING WASTE WATER  
TO SANITARY SEWER SYSTEMS IN THE TOWNSHIP**

Ed Watson motioned seconded by Ray Anderson to adopt Ordinance 2001-4 Sandy Township Interceptor and Grease Trap Ordinance. A roll call vote was taken.

Del Spafford - aye  
Ed Watson - aye

Ray Anderson - aye

Motion carried.

**2. Airport Hazardous Zoning Ordinance**

Zoning Officer James Keck reported on the process for adopting the Airport Hazardous Zoning Ordinance. The next step of the process is the Public Hearing by the Planning Commission that is set for September 26, 2001. The ordinance will affect approximately 60 acres in the northwest corner of Sandy Township.

**UNFINISHED BUSINESS**

**1. Recycling Grant - Request to Submit Application to DEP**

Manager Stojek presented the Board of Supervisors with an Application for a Recycling Program Grant. Jodi McClusky, Clearfield County Recycling Coordinator worked with the Township staff to assemble the application. Manager Stojek explained that under Act 101 a municipality other than a county that has a population of 10,000 or more shall establish a source of separation and collection program for recyclable materials. As of the year 2000 Census count, the Sandy Township population grew to 11,556. Sandy Township is required by law to implement the new curbside recycling program which will be addressed in two phases. During 2002, Phase I will establish curbside collection of clear and colored glass, newspaper, plastics #1 & 2 as well as aluminum and steel cans. This phase will entail the purchasing of curbside collection bins and a curbside collection truck. Public education will include the cost of advertising the new program through print, radio and television advertising. During 2003, the second phase of the curbside recycling program will consist of the implementation of a curbside leaf collection program. A request for a 902 grant will be submitted for a windrow turner and site preparation costs. The amount requested for Phase I from DEP is \$168,538.00. The Township will match the requested funds in the amount of \$18,727.00.

Ray Anderson motioned seconded by Ed Watson approving the submission of the 902 Grant Application to the Department of Environmental Resources. A roll call vote was taken.

Del Spafford - aye  
Ed Watson - aye

Ray Anderson - aye

### Motion carried.

## **NEW BUSINESS**

---

**1. Appoint Supervisor to Fill Unexpired Term (M. Behringer) 12-31-03**

Ed Watson motioned seconded by Ray Anderson to appoint James Jeffers to fill the unexpired term of Michael Behringer ending December 31, 2003. A roll call vote was taken.

Del Spafford - aye  
Ed Watson - aye

Ray Anderson - aye

**Motion carried.**

**2. Resolution 2001 - 17 - Request for Cost Sharing Between Sandy Township and PennDOT for Water Line Relocation/Brady Street Proj.**

Manager Stojek requested authorization to submit a Request for PennDOT to provide a fixed ninety per centum reimbursement to Sandy Township for costs incurred in the relocation of the water line affected by the Brady Street Bridge Project.

Ed Watson motioned seconded by Ray Anderson to approve Resolution 2001-17 and submit a Request for Cost Sharing between Sandy Township and PennDOT for the water line relocation affected by the Brady Street Bridge Project. A roll call vote was taken.

Del Spafford - aye  
Ed Watson - aye

Ray Anderson - aye

Motion carried.

### 3 Resolution 2001 - 18 - Accept Deed of Dedication - Nedza Property

Ray Anderson motioned seconded by Ed Watson to approve Resolution 2001-18 to accept a Deed of Dedication for a portion of the Nedza Property on First Avenue into the Township Road System. A roll call vote was taken.

## Motion carried.

**4. Resolution 2001 - 19 - Accept Deed of Dedication - Commons Drive  
Rt. 255 to First Avenue**

Ray Anderson motioned seconded by Ed Watson to approve Resolution 2001-19 to accept a Deed of Dedication for Commons Drive (Route 255 to First Avenue) into the Township Road System. A roll call vote was taken.

## Motion carried.

**5. Resolution 2001 - 20 and Four Deeds of Dedication (Sylvan Heights Drive, William Penn Avenue, Shamoran Drive and Woodland Lane)**

Ed Watson motioned seconded by Ray Anderson to approve Resolution 2001-20 to accept Deeds of Dedication for Sylvan Heights Drive, William Penn Avenue, Shamoran Drive and Woodland Lane into the Township Road System. A roll call vote was taken.

### Motion carried.

## 6. Resolution 2001 - 21 - Back Gate to Treasure Lake

Manager Stojek recommended the Board of Supervisors approve this Resolution with the condition that the Township not perform work on the road until all deeds have been received. The Township has not received a deed from the Lungren or the DuBois families but should be receiving them soon.

Ed Watson motioned seconded by Ray Anderson to approve Resolution 2001-21 with the condition that the Township not perform work on the road until all deeds have been received. A roll call vote was taken.

Motion carried.

**7. Zoning Amendment Request - Charles Delullo**

Zoning Officer James Keck reviewed the zoning amendment request from Charles Delullo. Mr. Delullo proposes a car wash along Shaffer Road. The current zoning for this site is commercial. A car wash is not listed as a permitted use at this site. Mr. Keck explained the review/amendment process to the Supervisors. The first step is for the Supervisors to refer the request to the Sandy Township Planning Commission and the Clearfield County Planning Commission for their comments. Each Commission is allotted at least 30 days for reviews and comment minimally and one public hearing must be conducted.

Ray Anderson motioned seconded by Ed Watson authorizing the Zoning Officer to initiate the process for the zoning amendment request from Charles Delullo. A roll call vote was taken.

Del Spafford - aye  
Ed Watson - aye

Ray Anderson - aye

Motion carried.

**8. Zoning Amendment Request - International Custom Products, Inc.**

Zoning Officer James Keck reviewed the zoning amendment request from International Custom Products, Inc.. International Custom Products, Inc. is requesting a zoning change of a .6 acre parcel from Residential Agricultural District to an Industrial Zoned District. The parcel is located along the eastern side of the Oklahoma-Salem Road directly adjacent to the 24.3 acre parcel owned by International Custom Products, Inc. which is industrially zoned. The request is to have this parcel re-zoned to permit ICP to relocate the truck entrance for their new plant. Mr. Keck recommended the Supervisors refer the zoning change request to the Sandy Township Planning Commission and the Clearfield County Planning Commission.

Ed Watson motioned seconded by Ray Anderson to initiate the process for the requested zoning amendment change by International Custom Products, Inc. A roll call vote was taken.

Del Spafford - aye  
Ed Watson - aye

Ray Anderson - aye

Motion carried.

**9. Request for Transfer of PA Liquor License from Houtzdale Boro to Sandy Township - Chens Chinese Buffet - Route 255 DuBois Area Plaza**

Chens Chinese Buffet requested permission to purchase and transfer a Pennsylvania Liquor License from Houtzdale Borough to Sandy Township. Chens Chinese Buffet is located on Route 255, DuBois Area Plaza.

Ed Watson motioned seconded by Ray Anderson to approve the request of Chens Chinese Buffet to transfer a Pennsylvania Liquor License from Houtzdale Borough to Sandy Township. A roll call vote was taken.

### **Motion carried.**

## **10. Overhead Door Co. - Annual Inspection Contract**

Overhead Door Company of Franklin submitted a proposal to Sandy Township for annual inspection services on five sectional doors and 4 door operators owned by the Township. Supervisors requested the Manager to contact the local Overhead Door Co for a quote from them.

Ray Anderson motioned seconded by Ed Watson to table action on the Overhead Door Company annual inspection contract until other companies were contacted. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Ed Watson - aye

## Motion carried.

## 11. Minimum Municipal Obligation 2002 - Non Uniform Employees

**\$28,170**

Ray Anderson motioned seconded by Ed Watson to budget the amount of \$28,170 for the non uniform employees pension in the year 2002. A roll call vote was taken.

### Motion carried.

**12. Minimum Municipal Obligation 2002 - Police Pension \$32,820**

Manager Stojek said in the past few years the Township has not been required to obligate funds to the Police Pension. In the past year a police officer has retired and several officers have been hired. Thus the actuary has been affected and the Police will need to contribute 5% of their salary to their pension instead of the 2 1/2% they are currently contributing. This change will take place by Resolution in January 2002. The Township must budget \$32,820 in the 2002 Budget.

Ed Watson motioned seconded by Ray Anderson to budget the amount of \$32,820 in the 2002 Budget as the Police Pension Minimum Municipal Obligation. A roll call vote was taken.

Del Spafford - aye  
Ed Watson - aye

Ray Anderson - aye

Motion carried.

**13. Award Contract - West Sandy Water Project**

Manager Stojek reported bids were opened on September 4, 2001 for the West Sandy Water Line Replacement Project. Eric Casanave, Gwin Dobson and Foreman Engineer, recommended the Township award the low bid to D&M Contracting of New Alexandria with a bid price of \$546,175.50. Bids received are as follows: D&M Contracting \$546,175.50; Greenland Construction Inc. \$562,191.00; Continental Construction, Inc. \$756,786.00; Mealy Excavating & Construction, Inc. \$779,657.00 and Glenn Johnston, Inc. \$1,024,036.00.

Ray Anderson motioned seconded by Ed Watson to award the West Sandy Water Line Replacement project bid to the low bidder of D&M Contracting of New Alexandria at the price of \$546,175.00. A roll call vote was taken.

Del Spafford - aye  
Ed Watson - aye

Ray Anderson - aye

Motion carried.

**CORRESPONDENCE**

1. County Association Fall Convention - October 19, 2001
2. Tom Mix Festival - September 14 and 15, 2001
3. Elder Beerman Ribbon Cutting Ceremony - September 13, 2001
4. Liquid Fuels Audit for year ended December 31, 2000
5. DuBois Area Catholic School Invitation - September 7, 2001

Ray Anderson motioned seconded by Ed Watson to Receive and File Correspondence 1 through 5. A roll call vote was taken.

Del Spafford - aye  
Ed Watson - aye

Ray Anderson - aye

Motion carried.

#### **ADMINISTRATIVE REPORTS**

##### **1. Road Report - August 2001**

##### **2. Managers Report:**

**✓Gwin Dobson & Foreman - Business Incubator Update**

**“Cost Analysis, Cost Reduction Schemes & Estimates for  
Rebidding”**

**✓City Issues -**

**●Water Agreement**

**●Sewer Correspondence from D.E.P regarding Chapter 94 City of  
DuBois Corrective Action Plan**

Manager Stojek reported the City Manager is not able to meet with her regarding a Water Agreement discussion until this Friday.

Manager Stojek reported the City of DuBois received correspondence from the Department of Environmental Protection regarding the excessive inflow/infiltration with the City and/or Sandy Township. During storm events the inflow/infiltration overwhelms the hydraulic capacity of the wet well pumps and necessitates bypassing of untreated sewage to Sandy Lick Creek. The letter requested the City to submit to the DEP within 90 days a Corrective Action Plan (CAP) setting forth the actions to be taken to correct the overload and provide the needed capacity to achieve compliance. Also prohibit new connections to the overloaded facilities except those connections described as an “exception to bans”. Manager Stojek said the City Manager has instructed her to submit a Corrective Action Plan from Sandy Township by October 17<sup>th</sup>. Manager Stojek had previously been informed the Township and City would work together to form this plan but now the City has instructed the Township to submit their own CAP to the City for inclusion in their Corrective Action Plan to DEP.

Manager Stojek requested authorization to request proposals from at least three engineering firms to complete this task.

Supervisor Anderson, Spafford and Watson instructed the Manager to explore the possibilities for building a sewage treatment plant for Sandy Township.

Ray Anderson motioned seconded by Ed Watson authorizing the Manager to request proposals from three engineering firms to complete the Corrective Action Plan for submission to the City of DuBois by October 17<sup>th</sup>. A roll call vote was taken.

### **Motion carried.**

Ed Watson motioned seconded by Ray Anderson to Receive and File Administrative Reports 1 and 2. A roll call vote was taken.

## Motion carried.

## **ELECTED OFFICIALS COMMENTS**

Supervisor Anderson commented it is a shame the Township is not getting cooperation from the City and that we will have to explore going our own way regarding water and sewer.

Supervisor Watson commented he is glad to see the West Sandy Water project get started. Supervisor Spafford commented if the City and Township would work together on sewer and water we could have the best system in the country.

## **OPEN MEETING TO THE FLOOR**

Jim Bernardo requested the Township look at a drainage problem on his property on Wayne Road. He also requested more police patrols when the non parochial school opens.

## **CLOSE MEETING TO THE FLOOR**

## **PAYING OF BILLS**

<b>General Fund</b>	<b>\$39,537.85</b>
<b>Municipal Authority</b>	<b>\$ 5,138.80</b>
<b>CDBG</b>	<b>\$44,435.00</b>
<b>Payroll #16</b>	<b>\$36,427.28</b>

Ed Watson motioned seconded by Ray Anderson to approve General Fund bills in the amount of \$39,537.85; Municipal Authority \$5,138.80; CDBG \$44,435.00 and Payroll #16 \$36,427.28. A roll call vote was taken.

Motion carried.

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**LEGAL AND PERSONNEL WILL FOLLOW ADJOURNMENT**

Chairperson Spafford announced a Legal and Personnel meeting will follow adjournment.

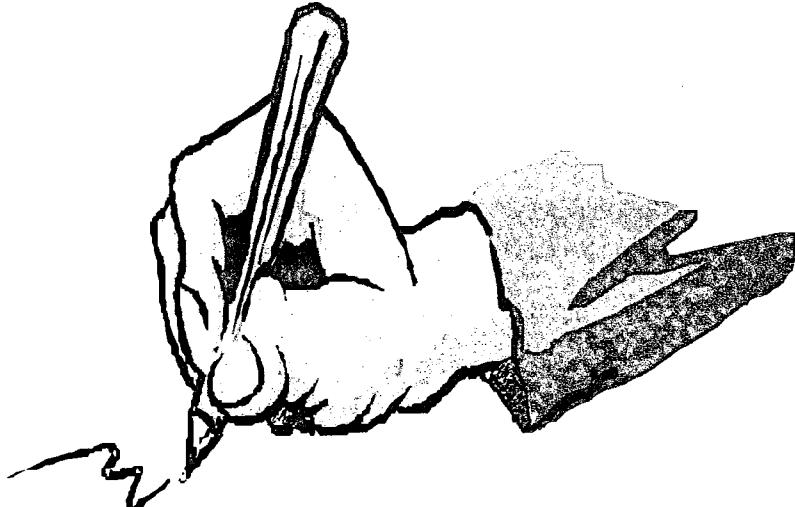
**ADJOURN**

Ray Anderson motioned to adjourn. Meeting adjourned at 7:50 P.M.

Respectfully Submitted:

*Barbara D. Hopkins*

Barbara D. Hopkins  
Secretary-Treasurer

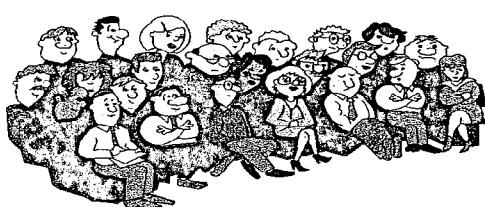


# SANDY TOWNSHIP SUPERVISORS MEETING

DATE: 9-5-01

NAME	ADDRESS
1. <u>Jane Elling</u>	<u>The Progress</u>
2. <u>Betsy Boucher</u>	<u>Sunny 106</u>
3. <u>Daril Sylva</u>	<u>701 TC DuBois, Pa</u>
4. <u>Dena Bosak</u>	<u>Courier Cypress</u>
5. _____	
6. _____	
7. _____	
8. _____	
9. _____	

PLEASE SIGN



**SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801**

**REGULAR MEETING OF OCTOBER 3, 2001 @ 7:00 P.M.**

**AGENDA**

**MEETING CALLED TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS**

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING  
OF SEPTEMBER 19, 2001**

**APPROVAL OF THE MINUTES OF THE PUBLIC HEARING  
HELD SEPTEMBER 26, 2001 (LIQUOR LICENSE TRANSFER)**

**TABLED BUSINESS**

1. Airport Zoning Ordinance
2. Overhead Door Contract

**UNFINISHED BUSINESS**

1. Resolution 2001-24 Request to Transfer Liquor License (Chen)
2. Recycling Ordinance
3. ICP Planning Commission Comments

**NEW BUSINESS**

1. Chuck Allen/Mosquito Monitoring & Control - Verbal
2. Resolution 2001-25 Disposition Destruction of Records/Tax Collector  
*Action Needed: Approve of Destruction of Tax Collection Records*
3. Resolution 2001-26 Accept & Sign All Documents/Purchase of (3)  
Water Companies  
*Action Needed: Accept and Sign all documents for Purchase of  
Water Companies*

**4. Letter of Request for Start Up Funds/Sandy Twp. Water & Sewer Authority**

*Action Needed: Approve Request for \$10,000*

**5. Lot Consolidation - Andre D. & Janie Braid**

*Action Needed: Set Public Hearing Date*

**6. Marino/Easement & Right of Way**

*Action Needed: Approve Marino Easement and Right of Way*

**7. Authorization to Advertise for Anti-Skid**

*Action Needed: Authorize to advertise for anti-skid*

**8. Authorization to Hire (4) Part Time Police Officers**

*Action Needed: Authorize to advertise for part time police officers*

**9. Authorization to Purchase Tac Vests/Police Department**

*Action Needed: Accept Grant from Justice Department for ½ cost of vests and authorize expenditure of Twp. Share for purchase*

**10. Notification Officer Roy/Probationary Period**

*Action Needed: Announce Officer Roys probationary period is completed.*

**11. Authorization to Hire Part Time Receptionist**

*Action Needed: Authorize Manager to advertise and hire part time receptionist*

**12. Veterans Day/Employees - Monday November 12<sup>th</sup>**

*No Action Needed. This is a holiday as stated in union contract*

**13. Authorize Expenditure for Looping Water Lines on First**

**Ave/Industrial Drive/ Shaffer Road and 255 to First Street**

*Action Needed: Authorize Expenditure for looping water lines on First Ave. and executing contract between Michael Joseph Development and Sandy Township for sharing in the cost.*

**14. Resignation of Planning Commission Member John King**

*Action Needed: Accept resignation of John King*

**Appoint Board Member**

*Action Needed: Appoint Board Member for remainder of Kings Appointment*

**15. Resolution 2001 - 27 for Adopting Industrial Drive as a Township Road**

*Action Needed: Approve Resolution 2001-27*

**16. Request for Zoning Amendment /Nelson's Golden Years**

*Action Needed: Refer to Planning Commissions (Twp and County) for 30 day review period*

**CORRESPONDENCE**

1. Application to FEMA Denied/Fire Department
2. Clearfield Co. Commissions Correspondence/Tax Collectors
3. City of DuBois Meeting Notice - Council of Government

**ADMINISTRATIVE REPORTS**

**Managers Report**

- ✓Back Gate
- ✓Thank you - Rep. Surra for Flags
- ✓Update on Hire of Truck Driver/Road Crew
- ✓City Issues

**ELECTED OFFICIALS COMMENTS**

**OPEN MEETING TO THE FLOOR**

**CLOSE MEETING TO THE FLOOR**

**PAYING OF BILLS**

General Fund	\$297,757.14
Municipal Authority	\$ 17,181.75
State Fund	\$224,859.00
Payroll #19	\$ 35,252.67

**EXECUTIVE SESSION TO FOLLOW ADJOURNMENT FOR  
LEGAL AND PERSONNEL**

**ADJOURN**

**SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801**

**REGULAR MEETING OF OCTOBER 3, 2001 @ 7:00 P.M.**

**MINUTES**

**MEETING CALLED TO ORDER**

Chairperson Spafford called the Regular Meeting of October 3, 2001 to Order at 7:00 P.M. followed by the Pledge of Allegiance to the Flag.

**ROLL CALL**

Board Present:

Del Spafford

Ray Anderson

Sherry L. Beers

Ed Watson, Jr.

James Jeffers

Staff Present:

Barbara D. Hopkins, Secretary-Treasurer

M.B. Stojek, Manager

Perry Bowser, Engineer

Others Present: See Attendance List

**PUBLIC COMMENTS**

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF  
SEPTEMBER 19, 2001**

Ray Anderson motioned seconded by Sherry Beers to approve the Minutes of the Regular Meeting of September 19, 2001. A roll call vote was taken.

Del Spafford - aye

Sherry L. Beers - aye

James Jeffers - aye

Ray Anderson - aye

Ed Watson - aye

Motion carried.

**APPROVAL OF THE MINUTES OF THE PUBLIC HEARING HELD  
SEPTEMBER 26, 2001 (LIQUOR LICENSE TRANSFER)**

Ray Anderson motioned seconded by Ed Watson to approve the Minutes of the Public Hearing held September 26, 2001 (Liquor License Transfer - Chen) A roll call vote was taken.

Del Spafford - aye

Sherry L. Beers - aye

James Jeffers - aye

Ray Anderson - aye

Ed Watson - aye

Motion carried.

**TABLED BUSINESS**

**1. Airport Zoning Ordinance**

The Sandy Township Planning Commission/Airport Zoning Agency held a public hearing September 26, 2001. There were no public comments regarding the proposed Sandy Township Airport Zoning Ordinance. The Sandy Township Planning Commission/Airport Zoning Agency will take action at their October 24, 2001 meeting. Thereafter, the Sandy Township Planning Commission/Airport Zoning Agency will forward the final draft and map of the Sandy Township Airport Zoning Ordinance to the Supervisors for their action.

**2. Overhead Door Contract**

Engineer Bowser said he would have a recommendation for the Supervisors to consider at their next Regular Meeting.

**UNFINISHED BUSINESS**

**1. Resolution 2001-24 Request to Transfer Liquor License (Chen)**

As required by law the Board of Supervisors held a Public Hearing on September 19, 2001 to hear comments for a request to transfer a Pennsylvania Restaurant Liquor License from Houtzdale Borough to Sandy Township. The request is from Charlie and Tracy Chen, owners of Chen's Chinese Buffet. There were no public comments received at the September 19<sup>th</sup> Public Hearing. Resolution 2001-24 will permit the Chen's to submit to the PA Liquor Control Board formal action taken by the Supervisors in support of the requested transfer.

Ed Watson motioned seconded by Ray Anderson approving Resolution 2001-24 the Request to Transfer a Liquor License (Chens Chinese Restaurant). A roll call was taken.

Del Spafford - aye	Ray Anderson - aye
Sherry L. Beers - aye	Ed Watson - aye
James Jeffers - aye	

Motion carried.

**2. Recycling Ordinance**

Manager Stojek reported a draft ordinance will be provided to the Supervisors at their next regular meeting.

### **3. ICP Planning Commission Comments**

Zoning Officer James Keck transmitted a memo to the Supervisors with comments received at the Sandy Township Planning Commission at their September 26, 2001 meeting. The Planning Commission voted 3-1 in favor of the requested Zoning Amendment by International Custom Products re-zoning a 0.6 acre parcel from R-A to I. The review and recommendation by the Clearfield County Planning Commission will be received after their 30 day comment period (October 26, 2001) After receiving the Clearfield Planning Commission comments the Supervisors will be required to schedule a public hearing to receive comments and remarks from the public.

### **NEW BUSINESS**

#### **1. Chuck Allen/Mosquito Monitoring & Control - Verbal**

Mr. Chuck Allen, Penn State Extension Mosquito Monitoring and Control verbally updated the Supervisors on his monitoring of the West Nile Virus throughout Clearfield County. He is requesting grant funds from the State for spraying Beaver Meadow, City of DuBois. The Supervisors requested the Manager to contact the County Commissions to support his efforts.

#### **2. Resolution 2001-25 Disposition Destruction of Records/Tax Collector**

Ray Anderson motioned seconded by James Jeffers to approve Resolution 2001-25 the Disposition Destruction of Records for tax duplicates 1990-1993 as requested by the elected tax collector Lee Ann Collins. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
James Jeffers - aye

Ray Anderson - aye  
Ed Watson - aye

Motion carried.

#### **3. Resolution 2001-26 Accept & Sign All Documents/Purchase of (3) Water Companies**

Manager Stojek reported the Township has been in the process of securing grants for the purpose of providing and upgrading water service to the residents of the West Sandy area of Sandy Township. The first private water companies to sign on and be included in the Sandy Township Water and Sewer Authority are Main Street/Carson Avenue Company/Association; Brady Street Company/Association and Dixon Avenue Company/Association. Resolution 2001-26 will permit the Township Board of Supervisors to Accept and Sign all Documents pursuant to the turn over of these companies.

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Sherry Beers motioned seconded by Ray Anderson to accept and sign all documents for the purchase of Main Street/Carson Avenue; Brady Street and Dixon Avenue Water Companies. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      Ed Watson - aye  
James Jeffers - aye

### **Motion carried.**

Mr. Jim Teats, Brady Street Water Company, thanked the Supervisors for taking the initiative in providing water service to Township residents. He commented that because DEP has begun more restrictive monitoring of the small private water companies they can no longer afford to be in the water business.

#### **4. Letter of Request for Start Up Funds/Sandy Twp. Water & Sewer Authority**

A request for start up funds was received from the newly formed Sandy Township Water and Sewer Authority. The Authority met on September 25<sup>th</sup> to organize and accept their first project which is the West Sandy Waterline Project. The Authority requested \$10,000 start up funds for legal fees, auditing fees, supplies, etc. The monies collected from water customers in the future will be designated for the Sandy Township Water and Sewer Authority.

Ed Watson motioned seconded by Ray Anderson granting the request from the Sandy Township Water and Sewer Authority for start up funds in the amount of \$10,000. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      Ed Watson - aye  
James Jeffers - aye

## Motion carried.

## 5. Lot Consolidation - Andre D. & Janie Braid

Ray Anderson motioned seconded by Ed Watson to set a public hearing date for a lot consolidation request for Braid on Wednesday, October 17, 2001 at 6:45 P.M. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      Ed Watson - aye  
James Jeffers - ave

### Motion carried

**6. Marino/Easement & Right of Way**

Engineer Bowser explained the need for an easement and right of way through the lands of Amada and Cecelia Marino. The easements are being conveyed to Sandy Township for the installation of a water line through the Marino property. This easement is necessary in order to complete a looped water line from Breezewood Avenue to Broad Street. The Manager and Engineer recommend the Supervisors accept the permanent easement and a temporary construction easement.

Ed Watson motioned seconded by Ray Anderson to accept and authorize the Chairman to execute the permanent easement and temporary construction easement from Amada and Cecelia Marino for the purpose of installing a looped water line from Breezewood Avenue to Broad Street. A roll call vote was taken.

**7. Authorization to Advertise for Anti-Skid**

Ray Anderson motioned seconded by Ed Watson authorizing the advertisement of 2000 tons, more or less type 2 crushed stone anti-skid for use on Township Roads. A roll call vote was taken.

Del Spafford - aye	Ray Anderson - aye
Sherry L. Beers - aye	Ed Watson - aye
James Jeffers - aye	

Motion carried.

**8. Authorization to Hire (4) Part Time Police Officers**

A request was received from Chief William Beers for the approval of hiring four additional part time officers for the Police Department.

Ray Anderson motioned seconded by Ed Watson authorizing the approval of hiring four additional part time police officers. A roll call vote was taken.

Del Spafford - aye	Ray Anderson - aye
Sherry L. Beers - aye	Ed Watson - aye
James Jeffers - aye	

Motion carried.

**9. Authorization to Purchase Tac Vests/Police Department**

The Sandy Township Police Department applied for and received a grant for the purchase of Tac Vests. The grant is to fund one half of the purchase of the vests. The cost of 6 vests is \$7,620.00. (Township share \$3,810)

Ray Anderson motioned seconded by Sherry Beers authorizing the purchase of 6 Tac Vests for the quick response team in the Police Department. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      Ed Watson - aye  
James Jeffers - aye

## Motion carried.

#### **10. Notification Officer Roy/Probationary Period**

In a memo from Chief Beers, he announced Officer Dustin Roy has completed his probation period.

Ray Anderson motioned seconded by James Jeffers acknowledging Dustin Roy as a full time officer and announcing the end of his probationary period. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      Ed Watson - aye  
James Jeffers - aye

## Motion carried.

## 11. Authorization to Hire Part Time Receptionist

Manager Stojek requested authorization to hire a part time receptionist for the municipal office because of restructuring of employees.

Sherry Beers motioned seconded by Ray Anderson authorizing the Manager to hire a part time receptionist for the municipal offices. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      Ed Watson - aye  
James Jeffers - aye

## Motion carried.

## 12. Veterans Day/Employees - Monday November 12<sup>th</sup>

Manager Stojek said that the non uniform employees contract provides for a Veterans Day holiday. Since the holiday falls on a Sunday the holiday will be celebrated by the non uniform employees on Monday, November 12<sup>th</sup>. No action is required by the Supervisors.

**13. Authorize Expenditure for Looping Water Lines on First Ave/Industrial Drive/  
Shaffer Road and 255 to First Street**

Manager Stojek reported the estimated cost for a waterline on First Avenue is \$165,000. In a previous Supervisors meeting the cost of sharing this waterline installation with Michael Joseph Development was discussed and agreed upon. Manager Stojek recommended the amount of \$82,000 be budgeted as follows: General Fund Economic Development Capital Improvements 463.72 \$41,000; and Municipal Authority Capital Reserve 400.75 \$41,000. Engineer Bowser reported he has been in contact with David Hopkins (Michael Joseph Development) and the Township Solicitor (Ed Ferraro) in reviewing the Development Agreement obligating the Township and Developer to share in the cost. He said several items need to be addressed before he would recommend the execution of the Agreement.

Ed Watson motioned seconded by Ray Anderson authorizing the execution of a Development Agreement to share in the cost of a waterline installation on First Avenue contingent on final review of the Township Solicitor and authorizing the Manager to budget the amounts as described. A roll call vote was taken.

Del Spafford - aye	Ray Anderson - aye
Sherry L. Beers - aye	Ed Watson - aye
James Jeffers - aye	

Motion carried.

#### **14. Resignation of Planning Commission Member John King**

Sandy Township Planning Commission member John King resigned effective September 26, 2001.

Ray Anderson motioned seconded by Ed Watson accepting the resignation of John King from the Planning Commission. A roll call vote was taken.

Del Spafford - aye	Ray Anderson - aye
Sherry L. Beers - aye	Ed Watson - aye
James Jeffers - aye	

Motion carried.

#### **Appoint Board Member**

The Supervisors announced they would accept letters of interest from Township residents to serve on the Planning Commission Board for the remainder of Mr. Kings term.

**15. Resolution 2001 - 27 for Adopting Industrial Drive as a Township Road**  
Engineer Bowser requested the Supervisors table action on Resolution 2001-27.

Ray Anderson motioned seconded by Sherry Beers to table action on Resolution 2001-27. A roll call vote was taken.

Del Spafford - aye	Ray Anderson - aye
Sherry L. Beers - aye	Ed Watson - aye
James Jeffers - aye	

Motion carried.

**16. Request for Zoning Amendment /Nelson's Golden Years**

Kathy Nelson, Administrator of Golden Years Personal Care Home requested a zoning amendment for Cen-Clear Child Services, Inc. for a Child Day Care center as an accessory use. Nelsons Golden Years home is located along Oklahoma Cemetery Road and is zoned R-1 (residential district, high density). Presently day care centers are not permitted as an accessory use in R-1 districts. Nelson's Golden Years is requesting an amendment to permit a day care center as an accessory use located on the same lot occupied by the Golden Years Personal Care Home. Zoning Officer Keck commented in a memo to the Supervisors that the request should be referred to the Sandy Township Planning Commission and the Clearfield County Planning Commission for their review and recommendations prior to the Board of Supervisors holding a public hearing. These two Planning Agencies have up to thirty (30) days to respond and submit their comments to the Supervisors. Pauline Rable spoke on behalf of Cen Clear Child Services requesting the Supervisors favorably consider the request of a zoning amendment.

Ray Anderson motioned seconded by Ed Watson to refer the zoning amendment request from Nelsons Golden Years for an accessory use to permit a day care center in the basement of the personnel care home. A roll call vote was taken.

Del Spafford - aye	Ray Anderson - aye
Sherry L. Beers - aye	Ed Watson - aye
James Jeffers - aye	

Motion carried.

**CORRESPONDENCE**

**1. Application to FEMA Denied/Fire Department**

A letter was received from Federal Emergency Management Agency notifying the Supervisors that they are unable to fund the application submitted on behalf of the Volunteer Fire Department.

Supervisors Beers said the grass is a small issue compared to the issue of dredging the stream first.

Supervisor Anderson had no comments.

Supervisor Watson commented the City needs to remove the stumps from the middle of the stream before they cut the grass.

Supervisor Spafford agreed with Supervisors Beers and Watson.

## **OPEN MEETING TO THE FLOOR**

Mr. and Mrs. John Ley expressed their concerns over the DEP moratorium on the City of DuBois sewage taps. The Ley's said they are ready to build a new house in Sylvan Heights and cannot obtain a building permit.

Manager Stojek expressed her concerns with not only the housing development in the Township but also the industrial and commercial development that wish to locate in the Township. She said the Township will be submitting sewer tap-in requests to the City and cited the 1988 Agreement that states the City will honor the requests.

Manager Stojek reported the Corrective Action Plan is currently underway and the Township has already started to take steps in reducing the I&I problems experienced in times of heavy rain.

## **CLOSE MEETING TO THE FLOOR**

## PAYING OF BILLS

<b>General Fund</b>	<b>\$297,757.14</b>
<b>Municipal Authority</b>	<b>\$ 17,181.75</b>
<b>State Fund</b>	<b>\$224,859.00</b>
<b>Payroll #19</b>	<b>\$ 35,252.67</b>

Sherry Beers motioned seconded by Ray Anderson to pay bills from General Fund \$297,757.14; Municipal Authority \$17,181.75; State Fund \$224,859.00 and Payroll #19 \$35,252.67. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
James Jeffers - aye

Ray Anderson - aye  
Ed Watson - aye

Motion carried.

**EXECUTIVE SESSION TO FOLLOW ADJOURNMENT FOR LEGAL AND PERSONNEL.**

Chairperson Spafford announced an Executive Session will follow adjournment.

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**ADJOURN**

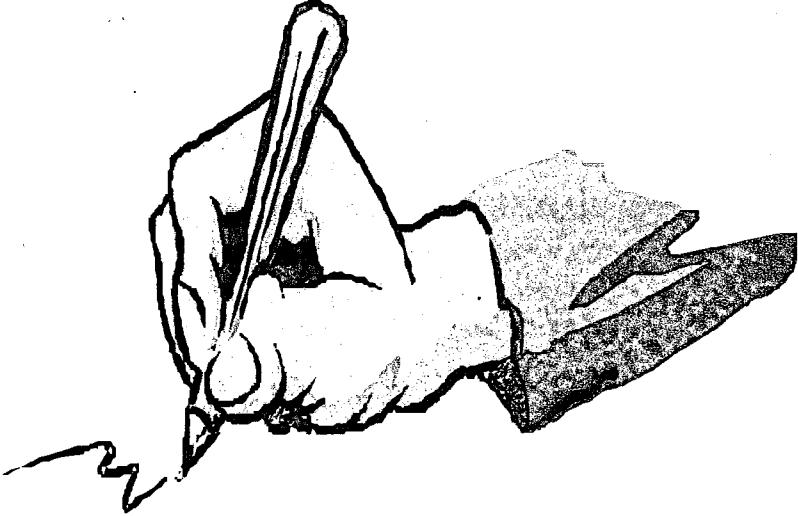
Ray Anderson motioned to adjourn. The meeting adjourned at 8:25 P.M.

Respectfully submitted:

*Barbara D. Hopkins*

Barbara D. Hopkins

Secretary-Treasurer



# SANDY TOWNSHIP SUPERVISORS MEETING

DATE: 10-03-0

## NAME

1. Beth Boucher

## ADDRESS

Summit 106.5

2. Pauline A. Rusk

Cen-ClearChild Services, Philipsburg PA

Kathy Nelson Nelsons Golden Years P.O. Box 446 DuBois PA

4. Jane Elling The Progress

5. James D. Teats 1041 S. Brady St. DuBois, Pa

6. Glenn Haskins Courier-Express

7. C.L. Allcorn 1019 T.L. DuBois

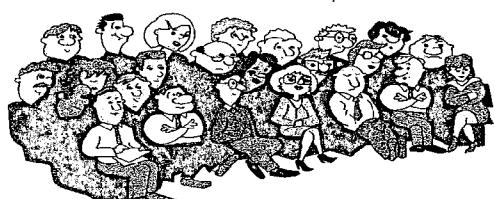
8. Rob Hallman WEBBER SMITH Assoc.

9. BRENT LIED WEBBER SMITH Assoc.

KEN MITCHELL

INTERNATIONAL CUSTOM PRODUCTS

PLEASE SIGN



**SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801**

**REGULAR MEETING OF OCTOBER 17, 2001 @ 7:00 P.M.**

**AGENDA**

**MEETING CALLED TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS**

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING  
OF OCTOBER 3, 2001**

**TABLED BUSINESS**

1. Airport Zoning Ordinance
2. Overhead Door Contract
3. Resolution 2001-27 Adopt Industrial Drive as Township Road

**UNFINISHED BUSINESS**

1. Recycling Ordinance - Draft
2. Schedule Public Hearing/ICP Zone Change Request
3. Appoint Member to serve on Sandy Twp. Planning Commission

**NEW BUSINESS**

1. Lot Consolidation/Braid
2. Staff Restructuring
3. Staff Promotion
4. Alan Polohonki - Zoning Amendment Request
5. Request to Award Printing of Sewer Vac Forms
6. Cancel October 24<sup>th</sup> Workshop and Reschedule Special Meeting

**October 31, 2001 @ 7:00 PM**

### CORRESPONDENCE

1. Jefferson Co. DuBois A.V.T.S.
2. DuBois Nursing Home/Conference November 5, 2001
3. Cultural Resources, Inc./Welcome Reception October 28, 2001

### ADMINISTRATIVE REPORTS

1. Road Report - September 2001
2. Equipment Expense Report - September 2001
3. Tax Collectors Report - September 2001
4. Department Chief Report - August 2001
5. Managers Report:
  - Michael Joseph Development Agreement/Waterline
  - Reminder - Veterans Day- Twp. Office closed Mon. Nov. 12<sup>th</sup>
  - City Issues:
    - Sewage Issues/Bill from City
    - Sewage Billing
    - DEP/DuBois CAP/Corrective Measures
    - Water Agreement prepared by City/Copy of Township Response
    - City Flood Control Project Update
    - Council of Governments

### ELECTED OFFICIALS COMMENTS

### OPEN MEETING TO THE FLOOR

### CLOSE MEETING TO THE FLOOR

### PAYING OF BILLS

General Fund	\$68,518.21
Municipal Authority	\$ 2,270.63
CDBG	\$31,150.00
Payroll #20	\$35,293.90

### EXECUTIVE SESSION TO FOLLOW ADJOURNMENT FOR LEGAL AND PERSONNEL ISSUES

### ADJOURN

**SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801**

**REGULAR MEETING OF OCTOBER 17, 2001 @ 7:00 P.M.**

**MINUTES**

**MEETING CALLED TO ORDER**

Vice Chairperson Anderson called the meeting to Order followed by the Pledge of Allegiance to the Flag.

**ROLL CALL**

Board Present:

Ray Anderson

Sherry L. Beers

James Jeffers

Absent:

Ed Watson

Del Spafford (joined meeting at 7:10)

Staff Present:

Barbara D. Hopkins, Secretary-Treas

MB Stojek, Manager

Perry Bowser, Engineer

See Attendance Sheet

**PUBLIC COMMENTS**

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF  
OCTOBER 3, 2001**

Sherry Beers motioned seconded by James Jeffers to approve the Minutes of the Regular Meeting of October 3, 2001. A roll call vote was taken.

Ray Anderson - aye

James Jeffers - aye

Sherry L. Beers - aye

Motion carried.

**TABLED BUSINESS**

**1. Airport Zoning Ordinance**

Manager Stojek reported the Township Solicitor will be addressing this issue soon. Supervisor Del Spafford entered the Meeting.

**2. Overhead Door Contract**

Engineer Bowser reported a preventive maintenance proposal was presented to the Supervisors at a previous meeting for overhead doors on our two maintenance buildings and the police garage. Two proposals were received. Overhead Door Company \$250/per inspection and Penn Central Door \$120. The representative of the Penn Central Door recommended repairs to the large door on the rear of the Maintenance Garage and the Police Garage Door totaling \$254.00. The Township Manager and Engineer recommend these repairs be done by Penn Central along with the preventive maintenance contract.

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Sherry L. Beers motioned seconded by James Jeffers to award a preventive maintenance contract to Penn Central Door and authorize Penn Central Door to repair the large door on the rear of the Maintenance Garage and the Police Garage door totaling \$254.00. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      James Jeffers - aye

### Motion carried.

### **3. Resolution 2001-27 Adopt Industrial Drive as Township Road**

Manager Stojek presented Resolution 2001-27 to adopt Industrial Drive into the Township Road system.

Ray Anderson motioned seconded by Sherry L. Beers to approve Resolution 2001-27 adopting Industrial Drive into the Township Road System. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      James Jeffers - aye

Motion carried.

## UNFINISHED BUSINESS

## **1. Recycling Ordinance - Draft**

Manager Stojek presented a draft Recycling Ordinance for the Supervisors consideration. This Ordinance would regulate the accumulation, storage and collection of garbage, refuse, rubbish and recyclable material within the Township. She recommended the Supervisors remove the fee structure from this draft and respond to a fee structure in the form of a resolution.

Ray Anderson motioned seconded by James Jeffers to table action on submitting the draft ordinance to the Solicitor for advertising until they had time to review it. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      James Jeffers - aye

Motion carried.

## 2. Schedule Public Hearing/ICP Zone Change Request

Ray Anderson motioned seconded by James Jeffers to schedule a public hearing November 7, 2001 at 6:00 P.M. for International Custom Products request for the Supervisors to re-zone .6 acre parcel located along the Oklahoma-Salem Road from a Residential-Agriculture to Industrial. A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      James Jeffers - aye

Motion carried.

### **3. Appoint Member to serve on Sandy Twp. Planning Commission**

One letter of interest (Thomas E. Allshouse) was submitted to the Supervisors requesting his appointment to serve on the Sandy Township Planning Commission Board.

Sherry L. Beers motioned seconded by Ray Anderson to appoint Thomas E. Allshouse of 1001 Hillcrest Avenue to the Sandy Township Planning Commission Board for the remainder of the unexpired term of John King. (April 2002) A roll call vote was taken.

Del Spafford - aye      Ray Anderson - aye  
Sherry L. Beers - aye      James Jeffers - aye

### Motion carried.

## NEW BUSINESS

## **1. Lot Consolidation/Braid**

A modification request of the Official Development Plan for Treasure Lake Planned Residential Development was received from Ande D. and Janie L. Braid of 321 Treasure Lake. The proposed modification would consolidate Lots 208 and 209 in Section 23. The purpose of this consolidation is to allow the owner to construct a new home that will not violate the side yard setback regulations. The Sandy Township Planning Commission approved this lot consolidation on September 26, 2001. The Township Manager, Engineer and Zoning Officer recommend approval of the subdivision as submitted.

Ray Anderson motioned seconded by Sherry L. Beers to approve the modification request from Ande D. and Janie L. Braid of 321 Treasure Lake to consolidate Lots 208 and 209 in Section 23. A roll call vote was taken.

Motion carried.

## **2. Staff Restructuring**

Manager Stojek reported on hiring, promoting and expanding duties and a recommendation of staff restructuring of several positions. The Township hired Jody McKee of 119 Wayne Road to fill the new truck driver position in the Road Department. She recommended hiring a part-time receptionist and promoting Shelly Reasinger to the management position of Co-Planning Commission Director. Jim Keck, Code Enforcement Officer, will concentrate on his role as Code Enforcement Officer targeting sewage violations. Ms. Reasinger has also assumed all tasks previously performed by an employee that retired in March. Barbara Hopkins was selected by the Sandy Township Water and Sewer Authority to serve as Secretary-Treasurer for the Authority. Perry Bowser will serve as staff engineer to the new Sandy Township Water and Sewer Authority.

Ray Anderson motioned seconded by James Jeffers authorizing the Manager to hire, promote and expand duties as discussed. A roll call vote was taken.

Del Spafford - aye

Ray Anderson - aye

Sherry L. Beers - aye

James Jeffers - aye

Motion carried.

## **3. Staff Promotion**

Manager Stojek requested authorization to amend the budget to provide a \$3,250 increase in annual salary promoting Shelly Reasinger to Co-Planning Director.

Sherry L. Beers motioned seconded by Ray Anderson authorizing the Manager to provide an increase in salary of \$3,250 to Shelly Reasinger in her promotion to Co-Planning Director. A roll call vote was taken.

Del Spafford - aye

Ray Anderson - aye

Sherry L. Beers - aye

James Jeffers - aye

Motion carried.

## **4. Alan Polohonki - Zoning Amendment Request**

Alan Polohonki requested a Zoning Amendment to permit Mini-Storage Facilities in a Commercial Zoned District. The proposed mini-storage facility is located along Jefferson Avenue and Tannery Row Road in the Slab Run area of Sandy Township.

Ray Anderson motioned seconded by Sherry L. Beers to refer the Zoning Amendment Request to the Sandy Township Planning Commission and the Clearfield County Planning Commission for their 30 day review and comments. A roll call vote was taken.

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Del Spafford - aye	Ray Anderson - aye
Sherry L. Beers - aye	James Jeffers - aye

Motion carried.

### THE SICK CHILD.

### 5. Request to Award Printing of Sewer Vac Forms

In a memo from James Keck, Zoning Officer, he received three price quotes for the printing of 500 Sewer Vac Forms to be used by the City and Township. LaBue Printing quoted a price of \$81.62/500; Premier Graphics \$84.56/500 and CW Graphics \$94.00/500. The cost will be shared equally between Sandy Township and the City of DuBois.

Ray Anderson motioned seconded by James Jeffers to award the printing of sewer vac forms to LaBue Printing for a price of \$81.62 for 500 forms. A roll call vote was taken.

6. **Cancer October 24 Workshop and Reschedule Special Meeting October 31, 2001 @ 7:00 PM**

Ray Anderson motioned seconded by James Jeffers to cancel the October 24<sup>th</sup> Workshop and schedule a Special Meeting October 31, 2001 at 7:00 P.M. A roll call vote was taken.

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## **L. Jefferson Co. DuBois**

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1. Jefferson Co. DuBois H.V.T.S. Open House invitation October 25, 2001.
2. DuBois Nursing Home/Conference November 5, 2001
3. Cultural Resources, Inc./Welcome Reception October 28, 2001

Ray Anderson motioned seconded by James Jeffers to Receive and File correspondence 1 through 3. A roll call vote was taken.

Motion carried.

**ADMINISTRATIVE REPORTS**

1. Road Report - September 2001
2. Equipment Expense Report - September 2001
3. Tax Collectors Report - September 2001
4. Department Chief Report - August 2001
5. Managers Report:

**✗Michael Joseph Development Agreement/Waterline Loop**

At a previous meeting the Supervisors approved a Development Agreement between the Township and Michael Joseph Development to install a waterline loop along the right of way of First Avenue from Shaffer Drive to Industrial Drive and along the right of way of Commons Drive from First Avenue to Route 255 and connect at K-Mart. The Township and Michael Joseph Development will share the cost. This Agreement was conditional on the Township Solicitor also approving the language in the document. The Solicitor has reviewed the document and recommends the Supervisors sign it.

**✗Reminder - Veterans Day- Twp. Office closed Mon. Nov. 12<sup>th</sup>**

**✗City Issues:**

**►Sewage Issues/Bill from City**

Manager Stojek reported the Township received a sewage bill from the City of DuBois in the amount of \$104,630.58 for the 3<sup>rd</sup> Quarter based on flow meters the City placed in Township lines. The Manager returned the bill to the City Manager with a letter indicating that billing should be based on the 1988 Guarantee Agreement. Discussion was held on whether the flow meters are accurate and that it was her understanding they should be used for diagnostic purposes only. Per our consulting Engineers, more costly flow meters are normally utilized for qualitative purposes.

**►Sewage Billing**

Manager Stojek reported a staff member found errors in billing our customers for sewage usage. Ms. Reisinger assumed the duties of former staff member Donna Ellenberger, who retired in March 2001. Thereafter errors were discovered by Ms. Reisinger. The Township will review, correct and reconcile the amounts with the City.

**►DEP/DuBois CAP/Corrective Measures**

Manager Stojek reported she delivered Sandy Township's portion of the Corrective Action Plan to the City of DuBois. She is seeking a meeting with the City of DuBois and Falls Creek to coordinate each municipality's respective CAP for submission to the DEP. Manager Stojek requested the Township endorse submission of the draft to DuBois and request a meeting with the City.

Ray Anderson motioned seconded by Sherry L. Beers endorsing the submission of the Corrective Action Plan draft as prepared by Gwin, Dobson and Foreman Engineering to the City of DuBois and request a joint meeting with the City of DuBois and Falls Creek Borough to coordinate the CAP for submission to the DEP. A roll call vote was taken.

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Del Spafford - aye      Ray Anderson - aye

Sherry L. Beers - aye

James Jeffers - aye

Motion carried.

**► Water Agreement prepared by City/Copy of Township Response (Attached to these Minutes is a draft Water Agreement and the Managers responding correspondence)**

Manager Stojek reported the City submitted a draft Water Agreement for the Township to purchase water. She discussed (4) four areas of concern with the draft Water Agreement namely: the rates, meter installation and maintenance, capital expenditures and term of Agreement. The amount the City is requesting is \$2.70/per thousand gallons; The City requested the Township to furnish and maintain a standard type meter at least four inches in size for measuring water sold; the City requested would obligate the Township to contribute to the expenses to upgrade and expand the existing facilities of the DuBois Water Filtration Plant; the Term of Agreement was not stated in the draft received from the City. Manager Stojek answered these issues in a letter to the City September 24, 2001. The rate they are suggesting is in violation of the City ordinance established a graduated billing system based on gallonage used. The Township is willing to furnish the meters as long as DuBois agrees to maintain them and be subject to the same yearly calibration, certification and proof requirements as stated in the paragraphs 1 and 6. The Township has no objection to contributing to the expenses to upgrade and expand the existing facilities of the DuBois Water Filtration Plant, however, Sandy Township proposed to make payment by user fee rather than in one lump sum and a specific formula to be used to calculate the bill, provide for more notice to the Township of the bill, receive confirmation of the expenditures made and that Sandy Township have a role in the decision making process for the type of construction/installation, upgrade and expansion projects to be conducted at the DuBois Water Filtration Plant. Regarding the term of the Agreement Sandy Township's position is that a clause should be inserted allowing the Township to terminate the Agreement upon adequate notice should Sandy Township desire to have water supplied from an alternate source for any and all of the delivery points which become subjects of the Agreement.

**► City Flood Control Project Update**

The Board of Supervisors discussed the request from the City to pay for mowing along several areas of the Township located in the City's Flood Control Project. The Supervisors said it was not in the Township's current budget and rejected the request. Manager Stojek said a meeting will be held October 25<sup>th</sup> regarding the project and she will attend.

**► Council of Governments**

Manager Stojek attended a Council of Governments meeting. She said the concept is good however the issue of water and sewer were not addressed. She will attend the next COG meeting November 8<sup>th</sup> for further information.

**ELECTED OFFICIALS COMMENTS**

Supervisor Jeffers did not have any comments.

Supervisor Beers agreed with the Manager about sewer and water issues should be addressed at COG meetings.

Supervisor Anderson suggested the City and Township get past the current problems of sewer and water and move on toward growth.

Supervisor Anderson asked Loretta Lux about the condition of her son Jim. (I-80 accident 10-24-00 Fire Department Emergency Response call)

Mrs. Lux said Jim received a letter in the mail from Blue Cross/Blue Shield telling him his hospitalization has been canceled by the City of DuBois. She said the City had not formally given him a termination notice before the time of the notice from Blue Cross/Blue Shield. She said Jim is still paralyzed from the waist down and is depressed. Mrs. Lux commented she did not appreciate the way the City handled Jim's termination of employment.

Supervisor Spafford apologized for any actions by the Township that would cause Jim distress.

Supervisor Spafford said the reason the Township pays a lesser amount for sewer and water from the City is because the Township owns and maintains their own lines.

Ray Anderson motioned seconded by Sherry L. Beers to Receive and File Administrative Reports. A roll call vote was taken.

Del Spafford - aye                      Ray Anderson - aye

Sherry L. Beers - aye                      James Jeffers - aye

Motion carried.

**OPEN MEETING TO THE FLOOR**

Dave Sylvis commented the City cannot function without the Township and if the Township cannot grow because of lack of tap-ins then perhaps we should explore our own water and sewer plants.

Loretta Lux commented the growth is in the Township however the jobs created benefit the area. She also requested the Supervisors give more information to the public regarding issues between the City and Township.

Manager Stojek and Supervisor Spafford strongly suggested a joint municipal authority between the City, Township, Falls Creek and Sykesville. She said without sewer taps the Township loses its competitiveness with other municipalities.

Mary Joe Yeubernetsky commented that if the Township wants a joint authority perhaps consolidation should be discussed.

**CLOSE MEETING TO THE FLOOR**

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**PAYING OF BILLS**

General Fund	\$68,518.21
Municipal Authority	\$ 2,270.63
CDBG	\$31,150.00
Payroll #20	\$35,293.90

Ray Anderson motioned seconded by James Jeffers to pay General Fund Bills \$68,518.21; Municipal Authority Bills \$2,270.63; CDBG Bills \$31,150.00 and Payroll #20 \$35,293.90. A roll call vote was taken.

Del Spafford - aye	Ray Anderson - aye
Sherry L. Beers - aye	James Jeffers - aye

Motion carried.

**EXECUTIVE SESSION TO FOLLOW ADJOURNMENT FOR LEGAL AND PERSONNEL ISSUES**

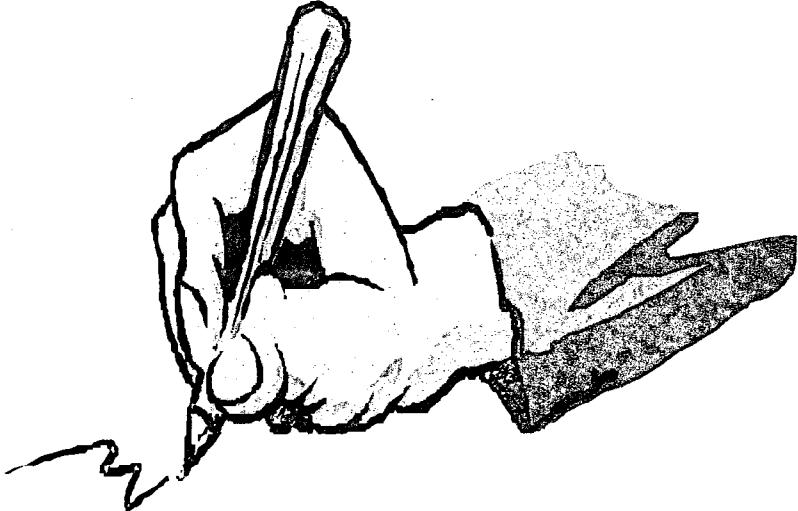
Chairperson Spafford announced there would be an Executive Session following adjournment.

**ADJOURN**

Ray Anderson motioned to adjourn.  
Meeting adjourned 7:55 P.M.

Respectfully submitted:

*Barbara D. Hopkins*  
Barbara D. Hopkins  
Secretary-Treasurer



# SANDY TOWNSHIP SUPERVISORS MEETING

DATE: 10-17-01

**NAME**

1. Shanne Byers

2. David Sif

3. Sandra Lee

4. Mary Jo Ybarra

5. Jessica Curry

6. \_\_\_\_\_

7. \_\_\_\_\_

8. \_\_\_\_\_

9. \_\_\_\_\_

**ADDRESS**

Mahaffey The Progress

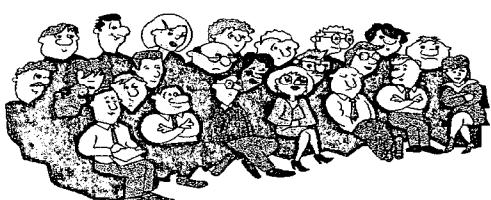
201 TC DuBois PA.

S. Main St. DuBois

C-E

Sunny 106.5

**PLEASE SIGN**



**SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801**

**SPECIAL MEETING OF OCTOBER 31, 2001 AT 7:00 P.M.**

**AGENDA**

**MEETING CALLED TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS**

**APPROVAL OF THE PUBLIC HEARING MINUTES OF  
OCTOBER 17, 2001 (BRAID)**

**APPROVAL OF THE MINUTES OF THE REGULAR  
MEETING OF OCTOBER 17, 2001**

**TABLED BUSINESS**

1. Airport Zoning Ordinance

**UNFINISHED BUSINESS**

1. Recycling Ordinance - Final Draft - Supervisors Meeting of November 7<sup>th</sup>

**NEW BUSINESS**

1. Police Promotions
2. Supervisor Jeffers/Township Group Life Insurance Plan

3. Employment Agreements:
  - ✓ Article of Agreement between Sandy Township and Barbara Hopkins
  - ✓ MB Stojek - Acknowledge End of Managers Probationary Period October 31, 2001
4. Resolution 2001-28 - Authorizing Chairman to Execute Documents for PennDOT Project named Brady St.
5. Award Anti-skid Bids
6. DuFAST Transit 2002 Request - Resolution 2001-29
7. Disposition of Township Personal Property
8. Accept Deeds of Dedication/Fourth Street Widening Project
9. Accept Deed of Easement for Sewer Extension/Long Avenue to Fourth Street
10. Minor subdivision/DuBois Realty Partnership
11. Minor subdivision/ Fairman Estate
12. Proposed Zoning Amendment/Delullo/Car Wash (Set Public Hearing Date)
13. Commons Sign Request Sally Beauty Supply
14. Commons Sign Request Village Peddler Country Store
15. GWIN Dobson & Foreman - Amendment to Contract
16. Emergency Management/Request for Staff Addition

#### **CORRESPONDENCE**

1. Department Auditor General Pension Reports
  - ✓ Police
  - ✓ Non Uniform
2. Council of Government
3. North Central KOZ Quarterly Report
4. By the Room Furniture
5. YMCA Dedication Ceremony and Open House-November 14<sup>th</sup>

6. Penn State Veteran's Day Program - November 12 @ Noon

**ADMINISTRATIVE REPORTS**

1. Engineers Report

- ✓ Flashing Light/PennDOT
- ✓ PennDOT Response/First Avenue and Commons Drive
- ✓ Leaf Pick Up Schedule
- ✓ Update on West Sandy Water Line Project
- ✓ Minor Subdivision with Modification Request/DuBois  
Realty

2. Managers Report

- ✓ Recyclables
- ✓ ICP Public Hearing/Nov. 7<sup>th</sup> @ 6 PM (reminder)

**City Issues:**

- ✓ Flood Control Project
- ✓ Quarterly Sewage Billing
- ✓ Corrective Action Plan/Request for Meeting
- ✓ Response to Open Letter

**ELECTED OFFICIALS COMMENTS**

**OPEN MEETING TO THE FLOOR**

**CLOSE MEETING TO THE FLOOR**

**ADJOURN**

SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801

**REGULAR MEETING OF NOVEMBER 7, 2001 @ 7:00 P.M.**

**AGENDA**

**MEETING CALLED TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS**

**APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF  
OCTOBER 31, 2001**

**TABLED BUSINESS**

1. Airport Zoning Ordinance  
(Recommend to Table until further notice)

**UNFINISHED BUSINESS**

1. Recycling Ordinance - Draft  
*Action Needed: Authorize Solicitor to Advertise*
2. Police Promotions/Clarification and Documentation  
*Action Needed: Kris Kruzelak and Rod Fairman*

**NEW BUSINESS**

1. International Custom Products Zoning Request  
*Action Needed: Approve or deny ICP Request*
2. Public Notice/Delullo Car Wash - Nov. 20, 2001 @ 6:45 P.M.
3. Reschedule Regular Meeting of November 21 to Tuesday November 20, 2001 @ 7:00 P.M.
4. West Sandy Water Line Project/Contract Change Order  
*Action Needed: Approve Change Order*
5. Accept Deed of Dedication/Bembenic/Catholic School Project  
*Action Needed: Accept Deed*

**ELECTED OFFICIALS COMMENTS**

**OPEN MEETING TO THE FLOOR**

**CLOSE MEETING TO THE FLOOR**

**PAYING OF BILLS**

General Fund	\$115,558.78
Municipal Authority	\$ 81,474.41
Payroll #21&22	\$ 79,860.60

**ADJOURN**

SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801

**PUBLIC HEARING NOVEMBER 7, 2001 @ 6:00 P.M.  
RE-ZONING REQUEST OF INTERNATIONAL CUSTOM PRODUCTS, INC.**

**AGENDA**

**PUBLIC HEARING CALL TO ORDER**

**PURPOSE OF PUBLIC HEARING**

The Sandy Township Supervisors will hold a Public Hearing at the request of the applicant International Custom Products, Inc. The applicant is requesting for the re-zoning of a 0.6 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-00026) from R-A Residential Agricultural District to an Industrial Zoned District. The property is located along the eastern side of the Oklahoma-Salem Road in Sandy Township, Clearfield County. The property is zoned R-A Residential Agricultural. The request is being made to have this parcel re-zoned Industrial. The Public Hearing will be held on Wednesday, November 7, 2001 at 6:00 P.M. at the Sandy Township Municipal Building located at 12<sup>th</sup> Street and Chestnut Avenue. Barbara D. Hopkins, Secretary Sandy Township Supervisors. Published in *Courier Express* October 23, 2001 and October 31, 2001.

**ATTACHMENTS FOR BOARD OF SUPERVISORS REVIEW**

1. August 30, 2001 ICP Request for Re-zone and Map
2. October 1, 2001 Sandy Township Planning Commission Comments and favorable vote to Re-Zone Request
3. October 1, 2001 Memo from Zoning Officer to Supervisors/Procedure
4. October 11, 2001 Cld. Co. Planning Commission/Comment Letter

**PRESENTATION BY PROPERTY OWNERS**

**PUBLIC PARTICIPATION**

**SUPERVISORS COMMENTS**

**ADJOURN**

**SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801**

**PUBLIC HEARING NOVEMBER 7, 2001 @ 6:00 P.M.  
RE-ZONING REQUEST OF INTERNATIONAL CUSTOM PRODUCTS, INC.**

**MINUTES**

**PUBLIC HEARING CALL TO ORDER**

Supervisor Watson called the Public Hearing to Order followed by the Pledge of Allegiance to the Flag. Supervisors present: Ed Watson, Sherry L. Beers and James Jeffers. Staff present: MB Stojek, Perry Bowser and Barbara Hopkins.

**PURPOSE OF PUBLIC HEARING**

The Sandy Township Supervisors will hold a Public Hearing at the request of the applicant International Custom Products, Inc. The applicant is requesting the re-zoning of a 0.6 acre parcel (Clearfield County Tax Assessment Map # 128.0-C04-000-00026) from R-A Residential Agricultural District to an Industrial Zoned District. The property is located along the eastern side of the Oklahoma-Salem Road in Sandy Township, Clearfield County. The property is zoned R-A Residential Agricultural. The request is being made to have this parcel re-zoned Industrial. The Public Hearing will be held on Wednesday, November 7, 2001 at 6:00 P.M. at the Sandy Township Municipal Building located at 12<sup>th</sup> Street and Chestnut Avenue. Barbara D. Hopkins, Secretary Sandy Township Supervisors. Published in *Courier Express* October 23, 2001 and October 31, 2001.

Supervisor Del Spafford joined the hearing and resumed position of Chairman.

**ATTACHMENTS FOR BOARD OF SUPERVISORS REVIEW**

1. **August 30, 2001 ICP Request for Re-zone and Map**
2. **October 1, 2001 Sandy Township Planning Commission Comments and favorable vote to Re-Zone Request**
3. **October 1, 2001 Memo from Zoning Officer to Supervisors/Procedure**
4. **October 11, 2001 Cld. Co. Planning Commission/Comment Letter**

**PRESENTATION BY PROPERTY OWNERS**

Ken Mitchell, CEO/Project Manager, International Custom Products, and Rob Hallman of Weber Smith Engineering explained the project. ICP is proposing to demolish the entire McDowell building and construct a new one. The request for a zone change of .6 acres currently zoned R-A (Residential Agricultural) to Industrial would permit ICP to relocate the truck entrance. The property is located along the eastern side of the Oklahoma-Salem Road directly adjacent to the 24.3 acre site that ICP will be developing. The new entrance will provide for maximum site distance for trucks entering and exiting the property.

**PUBLIC PARTICIPATION**

Charlie Reynolds asked if ICP is considered light or heavy industry. He commented on the position of the proposed driveway. The .6 acre parcel is across the highway from his property and is concerned about the expected high volume of truck and employee traffic. Mr. Reynolds stated he is objecting to the driveway as currently proposed.

Brady LaBorde stated the .6 acre parcel should remain residential. He commented it gives residents a guaranteed buffer. Mr. LaBorde said the angled driveway that was recommended by the Planning Commission would be better than using the .6 acre parcel as part of the driveway.

Ray Nelson asked the Supervisors to consider the amount of truck traffic that would be turning off of Maple Avenue onto Oklahoma Salem Road and suggested another road. Mr. Mitchell of ICP said the driveway currently on the property will continue to be used by employees. Mr. Mitchell said ICP never considered using the property along the soccer field as part of the truck entrance or exit.

**SUPERVISORS COMMENTS**

Supervisor Jeffers asked Weber and Smith Engineer if they could use the .6 acre parcel as the exit from the property only and having a split driveway.

Supervisor Beers stated she is concerned about the safety factor for trucks on the Oklahoma Salem Road as well as the surrounding property owners.

Supervisor Watson stated he is in agreement with the driveway proposal submitted and discussed at the October 3, 2001 meeting. He said he is not in favor of utilizing the .6 acre parcel as part of that driveway.

Supervisor Spafford said he would like to see an amicable solution to the issue of using the .6 acre parcel. He stated that ICP has already invested a large amount of money in this project and does not want to lose them and reminded everyone that ICP owns the property.

**ADJOURN**

Public Hearing adjourned at 6:35 P.M.

Respectfully submitted:

*Barbara D. Hopkins*  
Barbara D. Hopkins  
Secretary Treasurer

SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801

REGULAR MEETING OF NOVEMBER 7, 2001 @ 7:00 P.M.

MINUTES

MEETING CALLED TO ORDER

Chairperson Spafford called the Regular Meeting of November 7, 2001 to Order at 7:00 P.M. followed by the Pledge of Allegiance to the Flag.

ROLL CALL

Board Present:

Del Spafford

Sherry L. Beers

Ed Watson, Jr.

James Jeffers

Absent:

Ray Anderson

Staff Present:

Barbara D. Hopkins, Secretary-Treasurer

MB Stojek, Manager

Perry Bowser, Engineer

See Attendance List for Others Present

PUBLIC COMMENTS

APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF OCTOBER 31, 2001

Ed Watson motioned seconded by Sherry Beers to approve the Minutes of the Special Meeting of October 31, 2001. A roll call vote was taken.

Del Spafford - aye

Sherry L. Beers - aye

Ed Watson - aye

James Jeffers - aye

Motion carried.

TABLED BUSINESS

**1. Airport Zoning Ordinance**

**(Recommend to Table until further notice)**

Manager Stojek recommended to the Board of Supervisors to table the Airport Zoning Ordinance until further notice.

The Board of Supervisors unanimously agreed to table until further notice.

**UNFINISHED BUSINESS**

**1. Recycling Ordinance - Draft**

Manager Stojek explained the recommended recycling ordinance. The Township may be eligible for a grant to purchase a recycling truck and recycling bins from DEP if an ordinance is in place stating no person shall burn or willfully cause to be burned recyclables.

Sherry L Beers motioned seconded by Ed Watson authorizing the Township Solicitor to advertise a recycling ordinance for Supervisors to consider. A roll call vote was taken.

Del Spafford - aye

Ed Watson - aye

Sherry L. Beers - aye

James Jeffers - aye

Motion carried.

**2. Police Promotions/Clarification and Documentation**

The Manager recommended the Board table action until the Township Solicitor reviews the documentation.

Ed Watson motioned seconded by James Jeffers to table action on the Police Promotions until the Township Solicitor reviews the documentation and renders a legal opinion. A roll call vote was taken.

Del Spafford - aye

Ed Watson - aye

Sherry L. Beers - aye

James Jeffers - aye

Motion carried.

**NEW BUSINESS**

**1. International Custom Products Zoning Request**

The Board of Supervisors held a Public Hearing November 7, 2001 at 6:00 P.M. to hear comments concerning the proposed International Custom Products Zoning Request. The request is for the re-zoning of a .6 acre parcel Tax Assessment Map # 128.0-C04-000-00026 from Residential Agricultural district to an Industrial Zoned District.

James Jeffers motioned seconded by Ed Watson to table the ICP zoning request until an opinion letter on the type of manufacturing is answered by the Township Solicitor (light or heavy industrial). A roll call vote was taken.

**2. Public Notice/Delullo Car Wash - Nov. 20, 2001 @ 6:45 P.M.**

Ed Watson motioned seconded by Sherry Beers to hold a public hearing on November 20, 2001 at 6:45 P.M. at the request of the applicant Delullo for a Special Exception for a Zoning Amendment for a property that is zoned commercial. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye

### Motion carried.

Ed Watson - aye  
James Jeffers - aye

**3. Reschedule Regular Meeting of November 21 to Tuesday November 20, 2001 @ 7:00 P.M.**

Ed Watson motioned seconded by James Jeffers to reschedule the next regular meeting of November 21 to Tuesday, November 20, 2001 at 7:00 P.M. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye

### Motion carried.

Ed Watson - aye  
James Jeffers - aye

#### 4. West Sandy Water Line Project/Contract Change Order

Project. 58 additional taps are needed at \$600/unit price and additional work needs completed on the sidewalk and curb. The total projected additional cost is \$40,056. Mr. Bowser said there are also a few deletions on the bituminous overlay and concrete base course amounting to \$4,127.75. The total additional cost as of this date is \$35,928.25.

Ed Watson motioned seconded by Sherry Beers approving the total additional costs of the West Sandy Water Line Project in the amount of \$35,938.25. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye

Motion carried.

Ed Watson - aye  
James Jeffers - aye

## **5. Accept Deed of Dedication/Bembenic/Catholic School Project**

Engineer Bower reported a deed of dedication has been received from Bembenic for the Catholic School Project. Manager Stojek recommended the Supervisors accept the Deed of Dedication.

James Jeffers motioned seconded by Sherry L. Beers to accept the Deed of Dedication from Timothy J. Bembenic, Grantor and National Fuel Gas Distribution Corporation, Internal Revenue Service and E.M. Brown, Inc. Creditors to Sandy Township. A roll call vote was taken.

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Del Spafford - aye  
Sherry L. Beers - aye

Ed Watson - aye  
James Jeffers - aye

Motion carried.

**6. Special Tax Assessment/Fire Department Purposes**

Manager Stojek discussed the issue of whether the Township can have a special tax for fire department purposes. In an opinion letter from the Township Solicitor he said according to the Second Class Township Code the Supervisors may establish by resolution a tax not to exceed three (3) mills for certain fire purposes. The Solicitor recommended the Supervisors advertise the Resolution in the local newspaper to make the public aware of the intentions of the Supervisors regarding special mills. Manager Stojek said she discussed the concept with the Fire Department and was favorably received. She said if proposed she would recommend 2 mills of taxes which would amount to approximately \$95,000/per mill if all property owners paid their Township Real Estate Taxes. An Agreement would have to be worked out with the Fire Department and Sandy Township Supervisors specifying the terms. Some of the terms would be the Supervisors would make payment to the Fire Department in 12 monthly installments and the Supervisors would be "purchasing" fire services for the Township and the Fire Department must have a yearly audit before monies from the next fiscal year would be allocated. The Fire Department requested the Township consider a bond issue for 2 million dollars to upgrade their fire equipment and buildings.

Supervisors Beers recommended the Supervisors wait and see how this works before going forward with it.

Supervisor Watson asked the Manager if she was proposing a two mill tax increase.

Sherry L. Beers motioned seconded by Ed Watson authorizing the Manager to pursue the issue of a Fire Tax and Resolution for the Supervisors to consider. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye

Ed Watson - aye  
James Jeffers - aye

Motion carried.

**7. DAEDC Business Incubator and Request for Financial Assistance \$25,000**

A letter was received from Denny Merrey, Chairman of the Clearfield County Economic Development Corporation requesting \$25,000 for construction expenses regarding the DAEDC Business Incubator. Manager Stojek suggested a few requirements for the release of the \$25,000: 1. Incubator Construction is finished in 2002; 2. Title of land and incubator transfers from DAEDC to the CCEDC in 2002, and; 3. Failure by the CCEDC to achieve these conditions obligates the CCEDC to return the \$25,000 Township grant to Sandy Township in 2002.

Ed Watson motioned seconded by James Jeffers authorizing \$25,000 to the Clearfield County Economic Development Corporation for financial assistance for the Business Incubator Construction and to use budget line item 463.73. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye

Ed Watson - aye  
James Jeffers - aye

## Motion carried.

## 8. Garage Siding

Three proposals for purchasing the siding removed from the maintenance garage were received. Terry Snyder \$500; Rich Gardner \$158; Joe Urberti Jr. \$101.50.

Sherry L. Beers motioned seconded by James Jeffers to award the proposal to purchase the siding removed from the garage to Terry Snyder in the amount of \$500. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye

Ed Watson - aye  
James Jeffers - aye

## Motion carried.

## **9. Borough of Sykesville/Wastewater Treatment Service Information**

Manager Stojek and the Supervisors discussed the possibility of treating the West Liberty Sewage at the Borough of Sykesville Sewage Treatment Plant. Sykesville recently completed a new wastewater treatment plant and is willing to discuss the idea of Sandy Township purchasing services from them. Manager Stojek informed the Supervisors that this would not violate the 1988 Agreement between the City and Township by designation of the "service area" in the 1988 Agreement. She also reported she has discussed this concept with the Department of Environmental Protection and they are receptive. She also reminded the Supervisors that a grant of \$480,000 is still waiting for Sandy Township from former Congressman Bud Shusters office. DEP put a moratoriums on sewer taps for the City and Township because of Inflow and Infiltration problems so the assumption is that going to Sykesville with one of the Townships problem areas would help the City as well as the Township. A modification will be needed for the Act 537 Plan.

Ed Watson motioned seconded by Sherry L. Beers to pursue the possibility of taking the West Liberty (Area 11 in the Act 537 Plan) to Sykesville. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye

Ed Watson - aye  
James Jeffers - aye

Motion carried.

**10. Helping Hands/Free Medical Clinic of DuBois Request for Contribution**

Ed Watson motioned seconded by Sherry L. Beers to contribute \$250 to the Helping Hands Free Medical Clinic of DuBois, Inc. and authorize the Manager to include this item in the 2002 budget. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye

Ed Watson - aye  
James Jeffers - aye

Motion carried.

**CORRESPONDENCE**

**1. PennDOT/Approval of Cost Sharing/Brady Street Project**

A letter from the Department of Transportation has been received informing the Township our request for the DOT to share in the cost to relocate the water and sanitary sewer facilities has been favorably reviewed by their office. The Department will share in the total actual costs of relocating our water facilities presently located in the public right of way, an amount estimated to be \$225,135 by assuming 90 per cent of the costs, less any betterment. This project is on S.R. 0219, Sections A03, 228, N06 and known as the Brady Street Bridge Project.

**2. Letter of Request for Information/City of DuBois**

A copy of a letter to Ron Trzyna, City Manager was given to the Supervisors for review. The Township requested a copy of the City's audit from the Sewage Account concerning income and expenses and especially the amounts that have been spent towards capital improvement and maintaining the sewage system.

**3. Clearfield Co. 2001 Solid Waste Municipal Waste Management Plan Revisions**

**4. COG Meeting/November 8 @ 7 P.M.**

Sherry L. Beers motioned seconded by Ed Watson to Receive and File Correspondence 1 through 4. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye

Ed Watson - aye  
James Jeffers - aye

Motion carried.

**ADMINISTRATIVE REPORTS**

**1. Tax Collectors Report - October 2001**

**2. Engineering Report:**

**✓West Sandy Water Project**

The main line is charged and tested and in good working condition. The project is moving along as planned.

**✓1<sup>st</sup> Avenue Water Line Project/Update**

The contractor completed the main line.

**✓Treasure Lake Back Gate Road/Update**

All deeds of dedication have been received for the Township to include the back gate road into the road system. Engineer Bowser said the Township road crew will be making temporary repairs to get through the winter and the more extensive work is anticipated in the spring to get ready for paving.

**✓Sewer Camera/Update**

Engineer Bowser said three bids were received for a purchase of a sewer camera. The City and Township will be sharing a sewer camera and have received grant funds for the purchase. He said the low bidder did not meet the specifications and neither did the next low bidder. He said his recommendation to the City would be to go with the highest bidder because that one met the specifications and best performed in demonstrations.

**✓Forms for Evaluating the Sewer System**

New forms for evaluating the sewer system including inventory of manholes and improvements of lines will be used as recommended by GD&F Engineering.

**✓Leaf Pick Up**

Engineer Bowser said Kiwanis Park is finished and the crew will be starting in the Oklahoma area.

**3. Managers Report:**

**✓City Denies Township Sewer Taps**

A letter was received from Ron Trzyna, City Manager denying the Township a request of 19 sewer taps because of the DEP moratorium.

**✓CAP Deadline - November 17<sup>th</sup>**

Manager Stojek reported the Township submitted a Corrective Action Plan to the City of DuBois on October 17<sup>th</sup>. The Manager stated she has requested meetings with the City on numerous occasions to discuss the CAP but the City has not responded. She stated the morifolium is affecting growth in the Township. She said she met with DEP on November 1<sup>st</sup> and they are concerned about how the City will coordinate the Corrective Action Plan when no meetings have been held with the Township.

Manager Stojek reminded the Supervisors the Township office would be closed Monday, November 12<sup>th</sup> in observance of Veterans Day. Also a winter maintenance training program was held today for the road crew.

Ed Watson motioned seconded by James Jeffers to Receive and File Administrative Reports 1 through 3. A roll call vote was taken.

Del Spafford - aye

Sherry L. Beers - aye

Ed Watson - aye

James Jeffers - aye

Motion carried.

**ELECTED OFFICIALS COMMENTS**

Supervisor Watson commented on the West Sandy Water Line Project.

Supervisor Beers commented the City and Township should form a Joint Water and Sewer Authority. She also commented the idea of taking sewage to Sykesville for the West Liberty area is a good idea.

Supervisor Jeffers agreed with Mrs. Beers and added it should take some pressure off the City.

Supervisor Spafford reminded the audience that the Township is the only place to grow and cited some examples (ICP 90 jobs; 90 homes at Christ the King; 17 new stores in the Commons, and homes)

**OPEN MEETING TO THE FLOOR**

Charlie Reynolds commended the Supervisors for listening to the residents that will be affected by the ICP proposal.

Department Chief reported that the fire department has experienced a few problems with the 911 emergency calls.

Manager Stojek said she would meet with the County Commissions to work through the problems. Some of the 911 calls that should be going to Clearfield have been going to the City of DuBois or Jefferson County 911 Dispatch.

**CLOSE MEETING TO THE FLOOR**

**PAYING OF BILLS**

General Fund	\$115,558.78
Municipal Authority	\$ 81,474.41
Payroll #21&22	\$ 79,860.60

Ed Watson motioned seconded by Sherry L. Beers to approve General Fund \$115,558.78; Municipal Authority \$81,474.41 and Payroll #21 and 22 invoices for payment. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye

Ed Watson - aye  
James Jeffers - aye

Motion carried.

**LEGAL AND PERSONNEL MEETING**

Chairperson Spafford announced a legal and personnel meeting would be held immediately following adjournment.

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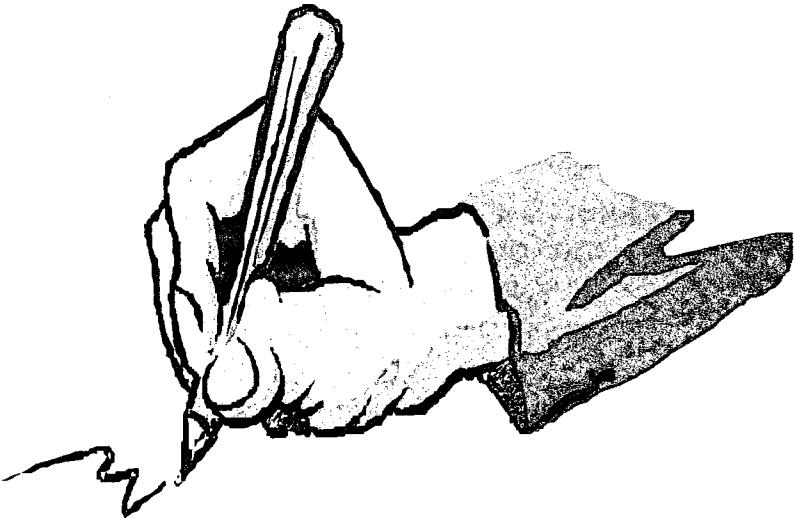
**ADJOURN**

Ed Watson motioned to adjourn. Meeting adjourned at 8:00 P.M.

Respectfully submitted,

*Barbara D. Hopkins*

Barbara D. Hopkins  
Secretary-Treasurer



# SANDY TOWNSHIP SUPERVISORS MEETING

ICP  
Public Hearing  
DATE: 11-7-01

## NAME

1. Rob Hallman

2. Ken Mitchell

3. Jane Elegig

4. Georga Curry

5. Kurt A. Rude

6. Ray Nelson

7. Brady LaBorde

8. Maryj. Yevrenetsky

9. \_\_\_\_\_

## ADDRESS

WEBBER/SMITH

I.C.P.

The Progress

Sunny 106.5

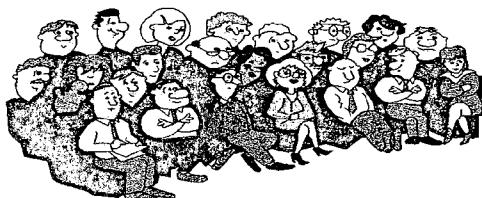
Sunny 106.5

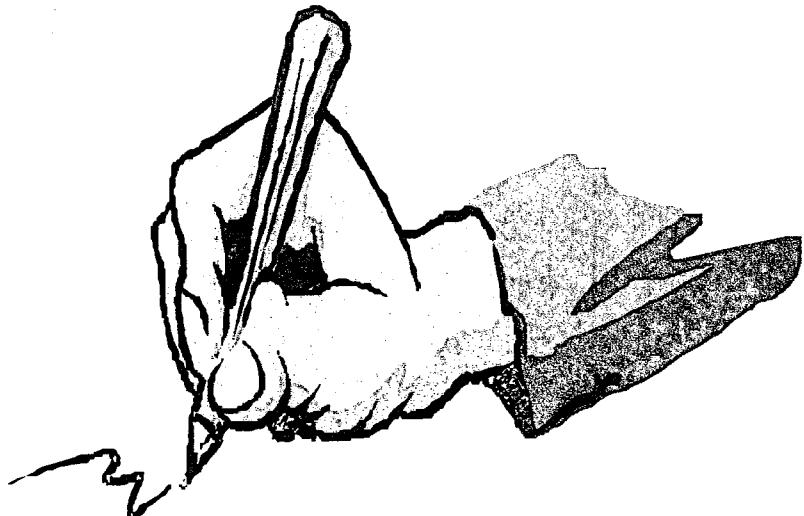
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RD 3 Dubois Pa

C-E

PLEASE SIGN





# SANDY TOWNSHIP SUPERVISORS MEETING

DATE: 11-7-01

NAME

1. Maryly Yermitsky

ADDRESS

Courier-Express

2. Janet Eddings

The Progress

3. Laurita Lutz

S. Main St. Deli Bar

4. Rob Hallman

WEBBER/SWITZ

5. Key MITCHELL

I. C. P.

6. \_\_\_\_\_

7. \_\_\_\_\_

8. \_\_\_\_\_

9. \_\_\_\_\_

PLEASE SIGN



**SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801**

**REGULAR MEETING OF NOVEMBER 20, 2001 @ 7:00 P.M.**

**AGENDA**

**MEETING CALLED TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS**

**APPROVAL OF THE MINUTES OF THE PUBLIC HEARING  
HELD NOVEMBER 7, 2001 (ICP)**

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING  
HELD NOVEMBER 7, 2001**

**TABLED BUSINESS**

1. ICP
2. Police Promotions Clarification and Documentation

**UNFINISHED BUSINESS**

1. Recycling Ordinance 2001-5

**NEW BUSINESS**

1. Delullo Car Wash/Zoning Amendment
2. Application for Payment #1 D&M Contracting \$119,344.41
3. Part Time Police Officers/Request to Hire
4. Resolution 2001-30 - CPA for 2001 Accounts
5. Authorization to Hold Special Meeting Wednesday, November 28<sup>th</sup> at 6:30 P.M.
6. Township Planning Commission Request for Extension/Polonki
7. Township Planning Commission Request for Extension/Golden Years Nursing Home

**8. Introduction of 2002 Budget:**

**General Fund**

**State/Liquid Fuels Fund**

**CORRESPONDENCE**

- 1. Township Assessed Valuation**
- 2. Notice of Assessment Board Action on Appeal**
- 3. Clearfield County Transportation Projects**
- 4. EADS - Letter to City of DuBois Requesting Information**

**ADMINISTRATIVE REPORTS**

- 1. Road Report - October 2001**
- 2. Department Chief Report - Sept. & Oct. 2001**
- 3. Equipment Expense Report - October 2001**
- 4. Managers Report:**  
✓Chester Engineering CAP for City of DuBois

**ELECTED OFFICIALS COMMENTS**

**OPEN MEETING TO THE FLOOR**

**CLOSE MEETING TO THE FLOOR**

**PAYING OF BILLS**

<b>General Fund</b>	<b>\$ 55,923.63</b>
<b>Municipal Authority</b>	<b>\$ 16,663.12</b>
<b>CDBG</b>	<b>\$127,994.41</b>
<b>Payroll #23</b>	<b>\$ 37,209.21</b>

**LEGAL AND PERSONNEL TO FOLLOW ADJOURNMENT**

**ADJOURN**

**SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801**

**REGULAR MEETING OF NOVEMBER 20, 2001 @ 7:00 P.M.**

**MINUTES**

**MEETING CALLED TO ORDER**

Chairperson Spafford called the Regular Meeting of November 20, 2001 to Order at 7:00 P.M. followed by the Pledge of Allegiance to the Flag.

**ROLL CALL**

Board Present:

Del Spafford

Ray Anderson

Sherry L. Beers

James Jeffers

Ed Watson, Jr.

Staff Present:

Barbara D. Hopkins, Secretary

MB Stojek, Manager

Perry Bowser, Engineer

James Keck, Zoning Officer

Others Present:

See Attendance Sheet

**PUBLIC COMMENTS**

Bill Larson commented on the budget and the proposed fire tax. He requested a meeting with the Supervisors to discuss the budget.

**APPROVAL OF THE MINUTES OF THE PUBLIC HEARING HELD  
NOVEMBER 7, 2001 (ICP)**

Ed Watson motioned seconded by Sherry Beers to approve the Minutes of the Public Hearing held November 7, 2001 for ICP. A roll call vote was taken.

Del Spafford - aye

Sherry L. Beers - aye

Ed Watson, Jr. - aye

Ray Anderson - aye

James Jeffers - aye

Motion carried.

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING HELD  
NOVEMBER 7, 2001**

Ray Anderson motioned seconded by Ed Watson to approve the Minutes of the Regular Meeting held November 7, 2001. A roll call vote was taken.

Del Spafford - aye

Sherry L. Beers - aye

Ed Watson, Jr. - aye

Ray Anderson - aye

James Jeffers - aye

Motion carried.

**TABLED BUSINESS**

**1. ICP**

The Board of Supervisors held a public hearing November 7<sup>th</sup> to hear public comments regarding the proposed re zoning of a .6 acre parcel located along the Oklahoma-Salem Road from a Residential Agricultural District to Industrial District. The request for the zone change was made by International Custom Products. At the Board of Supervisors regular meeting held November 7<sup>th</sup> this issue was tabled. The Township Zoning Officer explained the Supervisors must approve or deny the request. If the request is approved the Supervisors will draft an amendment and then hold a second public hearing.

Manager Stojek reviewed an opinion from the Township Solicitor concerning the definition of light vs. heavy manufacturing. In their opinion the proposed manufacturing and production of cheese and related products is defined as light manufacturing.

Ray Anderson stated he did not approve of the area proposed for the exit of the trucks from the plant.

Discussion followed on PennDOT safety standards.

Sherry Beers motioned seconded by Del Spafford to approve the proposed zoning amendment requested by International Custom Products for a .6 acre parcel. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - nay  
James Jeffers - aye

Motion carried.

The Township Solicitor will be instructed to prepare a zoning amendment ordinance and the Township Engineer will be instructed to prepare a map. Thereafter, a second public hearing will be set.

**2. Police Promotions Clarification and Documentation**

The Board of Supervisors at their October 31<sup>st</sup> meeting promoted Kristopher Kruzelak and Rodney Fairman to sergeants in the Township Police Department. At that time the Supervisors did not clarify or acknowledge the terms of the promotions. Both Officers have signed an Acknowledgment stating they are being promoted to the position on a trial basis. Further the acknowledgment stated the probationary period is one year and for any reason and even without cause at the discretion of the Township the officers may be returned to their former rank. Manager Stojek stated the salary for each officer as sergeant is \$38,600 as specified in the police contract.

Supervisor Beers said the Police Contract calls for one sergeant not two and is concerned about an unfair labor practice. She also commented the current Board of Supervisors should not decide this issue because the Township will have two new Supervisors next year and they should decide.

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11-20-01 Minutes

Ed Watson motioned seconded by Ray Anderson to promote Rodney C. Fairman and Kristopher P. Kruzelak to the position of sergeant beginning December 2, 2001 with a one year probationary period. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - nay  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**UNFINISHED BUSINESS**

**1. Recycling Ordinance 2001-5**

**AN ORDINANCE OF THE TOWNSHIP OF SANDY PROHIBITING  
THE BURNING OF RECYCLABLES AS DEFINED IN THE  
MUNICIPAL WASTE PLANNING, RECYCLING AND WASTE  
REDUCTION ACT AND PROVIDING FOR PENALTIES FOR THE  
VIOLATION OF THE ORDINANCE**

Manager Stojek explained the Ordinance is needed for the 902 Recycling grant the Township has applied for. According to the last census the Township has a population of more than 10,000 people so we will be mandated to recycle certain items. The grant applied for is a recycling truck, bins and educational materials.

Ed Watson motioned seconded by Ray Anderson adopting the recycling Ordinance 2001-5. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**NEW BUSINESS**

**1. Delullo Car Wash/Zoning Amendment**

The Board of Supervisors held a public hearing previous to this evenings meeting to hear public comments regarding a proposed zoning amendment to permit a car wash in a commercial zoned district. The parcel is located along Shaffer Road next to Satterlee Fuel Depot and is zoned commercial. The request of Charles Delullo is for a Special Exception in a Commercial Highway Zone. The Board of Supervisors must approve or deny the request. If the request is approved an amendment will be drafted along with a map and a second public hearing must be held.

Sherry L. Beers motioned seconded by James Jeffers to approve the Delullo Car Wash zoning amendment request from commercial to a special exception in a Commercial Highway Zone. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

The Township Staff and Solicitor were instructed to prepare the map and ordinance changes. Thereafter, a second public hearing must be scheduled.

**2. Application for Payment #1 D&M Contracting \$119,344.41**

Manager Stojek reported the Sandy Township Water and Sewer Authority approved this request for payment on November 14<sup>th</sup>. The requested amount is for the West Sandy Water Line project.

Ray Anderson motioned seconded by Ed Watson to approve D&M Contracting application for payment in the amount of \$119,344.41 to be paid from CDBG funds. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**3. Part Time Police Officers/Request to Hire**

Manager Stojek reported police interviews were conducted for part time police officers. Chief William Beers and the interview committee recommended Terry Young, Randall Young, Charles Edwards, William Peck, Jeremiah Weber and Joshua R. Johnston.

Sherry L. Beers motioned seconded by Ray Anderson to hire the six officers as part time employees as recommended. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**4. Resolution 2001-30 - CPA for 2001 Accounts**

Ed Watson motioned seconded by Ray Anderson to approve Resolution 2001-30 for Catalano, Case Catalano and Fannin, Certified Public Accountants, to audit the 2001 Township Accounts and Officers in the amount of \$8,000. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**5. Authorization to Hold Special Meeting Wednesday, November 28<sup>th</sup> at 6:30 P.M.**

Sherry Beers motioned seconded by Ray Anderson to advertise a Special Meeting for Wednesday, November 28<sup>th</sup> at 6:30 P.M. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**6. Township Planning Commission Request for Extension/Polonki**

**7. Township Planning Commission Request for Extension/Golden Years Nursing Home**

The Zoning Officer, on behalf of the Planning Commission, requested an extension of time to review a zoning amendment change by Alan Polohonki and Golden Years Nursing Home.

Ray Anderson motioned seconded by James Jeffers to grant an extension to the Planning Commission to review a zoning amendment change by Alan Polohonki for mini storage facilities and Golden Years Nursing Home for a child day care center. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**8. Introduction of 2002 Budget:  
General Fund**

Manager Stojek presented the Board of Supervisors with the General Fund 2002 Budget. The General Fund budget totals \$3,610,650. The proposed budget will require an additional one mill of revenue. The proposed tax increase is necessary for expanding municipal services to include a curbside recycling program, purchase of a sports utility vehicle for the police department, increased training budget for the police department, a fenced impound yard for the police department, replace pick up and snow plow for public works, purchase a used bucket truck for public works, implement bridge repairs for Juniata and Platt bridges, fence salt shed area and construct a garage for loader on site, improve Shaffer Road and Iselin Heights Road, establish two mills of financing for the operation of the Volunteer Fire Department, provide for heightened local preparedness by increasing the Emergency Management Operating Budget, purchase audio system and replace chairs for the meeting room and purchase computer equipment for a part time receptionist.

Manager Stojek said the 2002 budget will be available for the public to review and comment for the next 20 days at the Township Municipal Building.

Ed Watson motioned seconded by Ray Anderson to accept the General Fund 2002 Budget as proposed by the Township Manager in the amount of \$3,610,650.

A roll call

was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**State/Liquid Fuels Fund**

Manager Stojek presented the Board of Supervisors the proposed State Fund Liquid Fuels 2002 Budget. The amount of the budget is \$439,794.

Ray Anderson motioned seconded by Ed Watson to accept the State Fund Liquid Fuels 2002 Budget as proposed by the Township Manager in the amount of \$439,794. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**CORRESPONDENCE**

- 1. Township Assessed Valuation** - Clearfield County Assessment Office notified the Supervisors the estimated assessed real estate valuation for Sandy Township for the year 2002 is \$96,329,260.00.
- 2. Notice of Assessment Board Action on Appeal** - The Clearfield County Board of Assessment Appeals notified Sandy Township that the property owned by the City of DuBois (Dr. DoLittle's) has been granted a reduced market valuation of \$156,800 to \$67,200. The assessed valuation has been reduced from \$39,200 to \$16,800.
- 3. Clearfield County Transportation Projects**
- 4. EADS - Letter to City of DuBois Requesting Information**

Ray Anderson motioned seconded by Sherry L. Beers to Receive and File Correspondence 1 through 4. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**ADMINISTRATIVE REPORTS**

- 1. Road Report - October 2001**
- 2. Department Chief Report - Sept. & Oct. 2001**
- 3. Equipment Expense Report - October 2001**
- 4. Managers Report:**

**✓Chester Engineering CAP for City of DuBois**

Manager Stojek reported the City of DuBois mailed their Corrective Action Plan to the Township, which was received November 15<sup>th</sup>.

Ray Anderson motioned seconded by Ed Watson to Receive and File Administrative Reports 1 through 4. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**ELECTED OFFICIALS COMMENTS**

Supervisor Watson did not have any comments.

Supervisor Anderson commented the City is holding up millions of dollars in proposed development because of sewer problems. Manager Stojek reported the amount to be approximately 40 million dollars.

Supervisor Beers asked the Manager to again request audit reports from the City.

Supervisor Jeffers did not have any comments.

Supervisor Spafford congratulated Dave Sylvis on winning the election for supervisor.

**OPEN MEETING TO THE FLOOR**

Bill Larson asked if the Supervisors would meet with the Fire Department to discuss the budget the first meeting in December. A time of 6:00 P.M. on Wednesday, December 5, 2001 was set for the meeting.

Dave Betts asked if the issue of the Township working with the Sykesville Borough on sewage issues has been resolved.

Two Township residents voiced their concerns about the burning of recyclables ordinance.

**CLOSE MEETING TO THE FLOOR**

**PAYING OF BILLS**

General Fund	\$ 55,923.63
Municipal Authority	\$ 16,663.12
CDBG	\$127,994.41
Payroll #23	\$ 37,209.21

Sherry L. Beers motioned seconded by Ray Anderson to approve General Fund bills in the amount of \$55,923.63; Municipal Authority bills in the amount of \$16,664.12; CDBG bills in the amount of \$127,994.41 and Payroll #23 in the amount of \$37,209.21. A roll call vote was taken.

Del Spafford - aye  
Sherry L. Beers - aye  
Ed Watson, Jr. - aye

Ray Anderson - aye  
James Jeffers - aye

Motion carried.

**LEGAL AND PERSONNEL TO FOLLOW ADJOURNMENT**

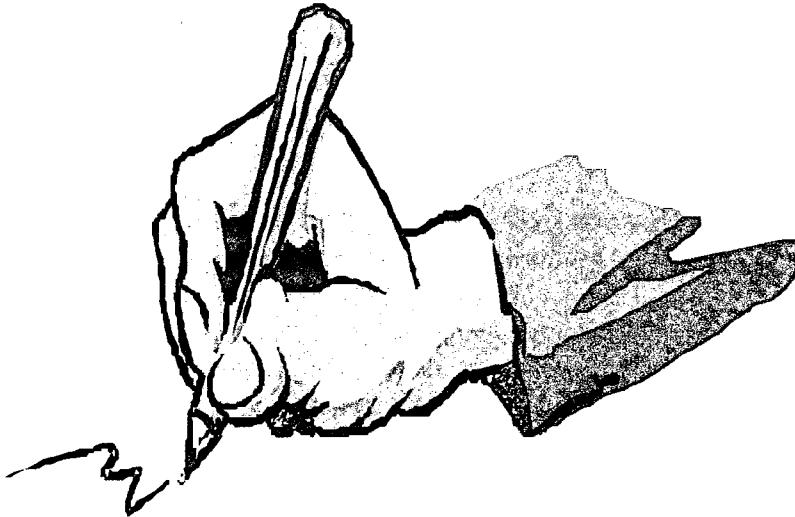
Chairperson Spafford announced a Legal and Personnel meeting will be held November 27, 2001 at 11:00 A.M. with the Township Solicitors.

**ADJOURN**

Sherry L. Beers motioned to adjourn. Meeting adjourned at 7:45 P.M.

Respectfully submitted:

*Barbara D. Hopkins*  
Barbara D. Hopkins  
Secretary-Treasurer



# SANDY TOWNSHIP SUPERVISORS MEETING

DATE: 11-20-01

**NAME**

1. Buck Alexander Fous Creek, Pa

2. David Sylva TL Dubois Pa. ,

3. Dave Petts Sandy

4. Glanne Byers The Progress

5. Bob Hall WEBBER / SMITH

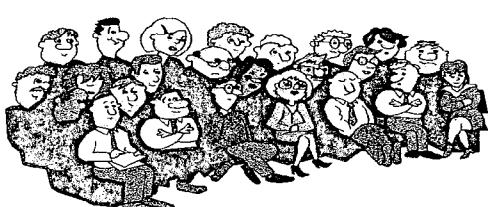
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7. \_\_\_\_\_

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9. \_\_\_\_\_

**PLEASE SIGN**



**SANDY TOWNSHIP SUPERVISORS  
12<sup>TH</sup> STREET AND CHESTNUT AVENUE  
DUBOIS, PA 15801**

**REGULAR MEETING OF DECEMBER 5, 2001 @ 7:00 P.M.**

**AGENDA**

**MEETING CALLED TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS**

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING  
OF NOVEMBER 28, 2001**

**TABLED BUSINESS**

**UNFINISHED BUSINESS**

1. ICP
2. Delullo
3. Police Promotions Ceremony
4. Insurance/Sick Days - Manager

**NEW BUSINESS**

1. Nelsons Golden Years - Schedule Public Hearing
2. Polohonki - Schedule Public Hearing
3. Modification to T.L. PRD for Shooting Range - Schedule Public Hearing
4. Minor Subdivision/Lot Consolidation - Larry Reed
5. Minor Subdivision/Lot Consolidation - Coble

**CORRESPONDENCE**

1. Chamber of Commerce
2. PEMA

**ADMINISTRATIVE REPORTS**

**1. Tax Collectors Report**

**2. Managers Report**

✓Wilson Terrace

✓Sewer Update to City of DuBois

✓Police Department/Bicycles to Goodwill Industries

✓Clearfield County Economic Development

**ELECTED OFFICIALS COMMENTS**

**OPEN MEETING TO THE FLOOR**

**CLOSE MEETING TO THE FLOOR**

**PAYING OF BILLS**

General Fund	\$51,906.27
Municipal Authority	\$ 6,868.86
CDBG	\$ 1,856.50
Police Pension	\$ 3,624.00
Payroll #24	\$36,203.97

**LEGAL AND PERSONNEL WILL FOLLOW ADJOURNMENT**

**ADJOURN**

**SANDY TOWNSHIP SUPERVISORS**  
**12<sup>TH</sup> STREET AND CHESTNUT AVENUE**  
**DUBOIS, PA 15801**

**REGULAR MEETING OF DECEMBER 5, 2001 @ 7:00 P.M.**

**MINUTES**

**MEETING CALLED TO ORDER**

Chairperson Spafford called the Regular Meeting of December 5, 2001 to Order at 7:00 P.M. followed by the Pledge of Allegiance to the Flag.

**ROLL CALL**

Board Present:

Del Spafford

Ray Anderson

Sherry L. Beers

James Jeffers

Ed Watson, Jr.

Staff Present:

Barbara D. Hopkins, Secretary-Treasurer

MB Stojek, Manager

James Keck, Zoning Officer

See Attendance List

**PUBLIC COMMENTS**

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 28, 2001**

Ray Anderson motioned seconded by James Jeffers to approve the Minutes of the Regular Meeting of November 28, 2001. A roll call vote was taken.

Del Spafford - aye

Ray Anderson - aye

Sherry L. Beers - aye

James Jeffers - aye

Ed Watson, Jr. - aye

Motion carried.

**TABLED BUSINESS**

**UNFINISHED BUSINESS**

**1. ICP**

**2. Delullo**

Manager Stojek reported on the ICP and Delullo Zoning Amendment Request. The Township Solicitor has been forwarded the maps and revised section of the ordinance as completed by the Township Engineer in order to review and provide recommendation to the Supervisors.

**3. Police Promotions Ceremony**

Officers Kruzelak and Fairman were officially promoted to Sandy Township Police Sergeants as of December 2, 2001. Police Chief Beers and the sergeants wives participated in a pinning ceremony. An informal celebration followed.

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December 5, 2001 Minutes

**4. Insurance/Sick Days - Manager**

Manager Stojek referred to her Employment Agreement with the Supervisors regarding Page 3 Number 6 A Insurance Coverage. The Township is to provide the manager with disability insurance and etc. Ms. Stojek recommended UNUM for key person disability insurance. She suggested the pre-pay two years premium at \$8,543.62. Since the insurance would not be available under this coverage for the first 30 days she also requested 20 sick days not transferable from one year to the next.

Ray Anderson motioned seconded by Ed Watson to approve the key person disability insurance through A.J. Kuzneski, Jr. Insurance Agency broker for UNUM at a pre-pay two years premium for \$8,543.62 and provide 20 sick days annually with no carry over from one year to the next. A roll call vote was taken.

Del Spafford - aye	James Jeffers - aye
Ray Anderson - aye	Ed Watson, Jr. - aye
Sherry L. Beers - aye	

Motion carried.

**NEW BUSINESS**

**1. Nelsons Golden Years - Schedule Public Hearing**

A public hearing is required for Nelsons Golden Years for a zoning amendment request to modify the Township's Zoning Ordinance. The request is for the Sandy Township Zoning Ordinance to be amended to permit Child Day Care Center as an "Accessory Use".

Ray Anderson motioned seconded by Sherry Beers to schedule a public hearing for Nelsons Golden Years and receive public comments on December 27, 2001 at 4:00 P.M. at the Township Municipal Building. A roll call vote was taken.

Del Spafford - aye	James Jeffers - aye
Ray Anderson - aye	Ed Watson, Jr. - aye
Sherry L. Beers - aye	

Motion carried.

**2. Polohonki - Schedule Public Hearing**

A public hearing is required to accommodate Allan Polohonki, Jr.'s request to modify the Sandy Township Zoning Ordinance. The request is for the Zoning Ordinance to be amended to permit Mini-Storage Facilities in a Commercial Zoned District as a "Special Exception".

Sherry L. Beers motioned seconded by James Jeffers to schedule a public hearing for Allan Polohonki (Mini Storage Facilities) to receive public comments on December 27, 2001 at 4:00 P.M. at the Township Municipal Building. A roll call vote was taken.

Del Spafford - aye	James Jeffers - aye
Ray Anderson - aye	Ed Watson, Jr. - aye
Sherry L. Beers - aye	

Motion carried.

**3. Modification to T.L. PRD for Shooting Range - Schedule Public Hearing**

The Sandy Township Planning Commission, at their November 28, 2001 meeting, reviewed and approved the plans for the Shooting Range to be located at Treasure Lake. The Supervisors must schedule a Public Hearing for a Modification to the Treasure Lake Planned Residential Development.

Ray Anderson motioned seconded by Ed Watson to schedule a public hearing for Treasure Lake Shooting Range to receive public comments on December 27, 2001 at 4:00 P.M. at the Township Municipal Building. A roll call vote was taken.

Del Spafford - aye	James Jeffers - aye
Ray Anderson - aye	Ed Watson, Jr. - aye
Sherry L. Beers - aye	

Motion carried.

**4. Minor Subdivision/Lot Consolidation - Larry Reed**

Presented to the Supervisors for their review is a request for a minor subdivision/lot consolidation for Larry Reed. The applicant proposes to subdivide and consolidate to create three new parcels. The three proposed parcels will consist of a subdivision from the original tract of 67.462 acres. The first parcel containing 8.25 acres will be subdivided from the original tract and will be consolidated with an existing parcel containing 8.69 acres to create a new parcel containing 16.94 acres. An existing working on lot sewage system is present for the newly created 16.94 acre parcel, with no noted malfunctions at this time. The second parcel which will be subdivided from the original tract will contain .502 acres, which will be retained by Mr. Reed. Mr. Reed is requesting under Article 10, Section 1004 of the Subdivision and Land Development Ordinance a modification for the .502 acre parcel. The modification is being requested because the .502 acre parcel, which will be used for an existing well/spring pump house for the Country Place Mobile Home Trailer Court, does not meet the current Township Zoning Ordinance for the minimum lot size of one acre. The residual tract retains 58.71 acres. Also attached for your review is a request for an approval of a D.E.P. Form "B" non building waiver for the residual tract. This subdivision is located to the East of

Page 4  
December 5, 2001 Minutes

RT 255 and to the West of Kilmer Road, in the Sabula area. The Township Planning Commission recommended approval of this subdivision with the Supervisors approval of the modification request for the .502 acre parcel and approval of the D.E.P. Form "B" non building waiver for the residual tract on November 28, 2001. The Township Manager, Engineer, Co-Planning Director and Zoning Officer recommend approval of the subdivision as submitted.

Sherry Beers motioned seconded by Ed Watson to approve the Minor Subdivision/Lot Consolidation and the D.E.P Form "B" Non Building Waiver as recommended by Township Staff. A roll call vote was taken.

Del Spafford - aye	James Jeffers - aye
Ray Anderson - aye	Ed Watson, Jr. - aye
Sherry L. Beers - aye	

Motion carried.

**5. Minor Subdivision/Lot Consolidation - Coble**

A minor subdivision/lot consolidation request was submitted to the Supervisors for their review. The applicant is Gary L. and Jacqueline L. Coble of RR 2, Box 214, DuBois. The applicant proposes to consolidate three lots: a 1 acre parcel, an 8.22 acre parcel, and a 8.49 acre parcel. The consolidated lots will be subdivided into Parcel 1 containing 5.13 acres and Parcel 2 containing 12.57 acres. On lot sewage planning has been done for the 12.57 acre parcel (Parcel 2) and the 5.13 acre parcel (Parcel 1) has an existing on lot sewage system that is in good working order and shows no signs of malfunction. This subdivision is located off of Wall Street (T-422). The Sandy Township Planning Commission recommended approval of this subdivision on November 28, 2001. The Township Manager, Township Engineer, Township Co-Planning Director and the Zoning Officer recommend approval of the subdivision as submitted.

Ray Anderson motioned seconded by Ed Watson to approve the minor subdivision lot consolidation request of Gary L. and Jacqueline L. Coble as presented and recommended by Township staff. A roll call vote was taken.

Del Spafford - aye	James Jeffers - aye
Ray Anderson - aye	Ed Watson, Jr. - aye
Sherry L. Beers - aye	

Motion carried.

**CORRESPONDENCE**

**1. Chamber of Commerce** - Letter from Nancy Micks, Chamber of Commerce Director, to Curt White of D.E.P. regarding the moratorium on sewage taps place on DuBois, Sandy Township and Falls Creek municipalities.

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December 5, 2001 Minutes

**2. PEMA**

An acknowledgment letter was received from the Pennsylvania Emergency Management Agency advising the Supervisors the recommendation for appointment of Mark Sullivan as EMC has been received.

Ed Watson motioned seconded by Ray Anderson to Receive and File Correspondence 1 and 2. A roll call vote was taken.

Del Spafford - aye	James Jeffers - aye
Ray Anderson - aye	Ed Watson, Jr. - aye
Sherry L. Beers - aye	

Motion carried.

**ADMINISTRATIVE REPORTS**

**1. Tax Collectors Report**

**2. Managers Report**

**✓Wilson Terrace**

Manager Stojeck reported the Wilson Terrace private water company has agreed to turn over their assets to the Township on or before December 31<sup>st</sup> of this year providing the remaining monies be used exclusively for the Wilson Terrace service area.

**✓Sewer Update to City of DuBois**

A recent sewer update was mailed to the City of DuBois.

**✓Police Department/Bicycles to Goodwill Industries**

**✓Clearfield County Economic Development**

Ed Watson motioned to receive and file Administrative Reports 1 and 2. A roll call vote was taken.

Del Spafford - aye	James Jeffers - aye
Ray Anderson - aye	Ed Watson, Jr. - aye
Sherry L. Beers - aye	

Motion carried.

**ELECTED OFFICIALS COMMENTS**

Ed Watson did not have any comments.

Ray Anderson thanked the audience for attending.

Sherry Beers congratulated the two new sergeants.

James Jeffers congratulated the two new sergeants.

Del Spafford congratulated the two new sergeants.

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December 5, 2001 Minutes

**OPEN MEETING TO THE FLOOR**

Walter Muscovich, a local realtor, requested the Supervisors review the actions of the Township Sewage Enforcement Officer regarding a property he sold to Denny Young located along DuBois-Rockton Road and on Clearfield County Tax Assessment Map #128.0-C04-000-00192. Mr. Muscovich did not agree with the Township's Sewage Enforcement Officers findings and recommendations.

Chairperson Spafford agreed to have the Township Engineer review the situation.

**CLOSE MEETING TO THE FLOOR**

**PAYING OF BILLS**

<b>General Fund</b>	<b>\$51,906.27</b>
<b>Municipal Authority</b>	<b>\$ 6,868.86</b>
<b>CDBG</b>	<b>\$ 1,856.50</b>
<b>Police Pension</b>	<b>\$ 3,624.00</b>
<b>Payroll #24</b>	<b>\$36,203.97</b>

Ed Watson motioned seconded by Ray Anderson to approve General Fund invoices of \$51,906.27; Municipal Authority invoices of \$6,868.86; CDBG invoices of \$1,856.50; Police Pension of \$3,624.00 and Payroll #24 of \$36,203.97. A roll call vote was taken.

Del Spafford - aye  
Ray Anderson - aye  
Sherry L. Beers - aye

James Jeffers - aye  
Ed Watson, Jr. - aye

Motion carried.

**LEGAL AND PERSONNEL WILL FOLLOW ADJOURNMENT**

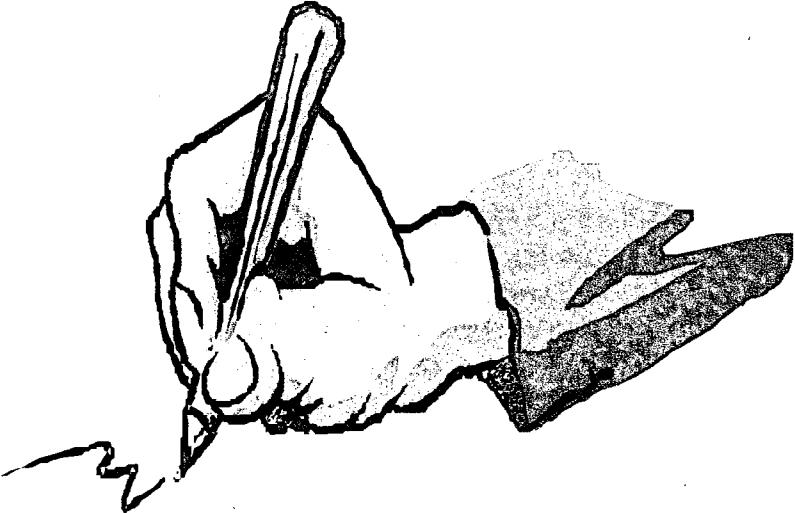
Chairperson Spafford announced a Legal and Personnel meeting will follow adjournment.

**ADJOURN**

Ed Watson motioned to adjourn. Meeting adjourned at 7:40 P.M.

Respectfully submitted;

Barbara D. Hopkins  
Secretary-Treasurer



# SANDY TOWNSHIP SUPERVISORS MEETING

DATE: 12-5-01

**NAME**

1. Dianne Byers

**ADDRESS**

The Progress

2. Beth M Boucher

Sunny 106.5

3. David Syl

TL Dubois Ph.

4. Kathy Nelson

Nelson's Golden Years

5. Mary Kaeling

CE

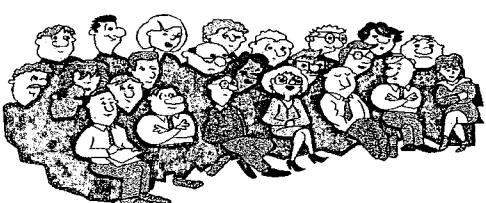
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**PLEASE SIGN**



SANDY TOWNSHIP  
PLANNING COMMISSION MEETING  
AUGUST 22, 2001  
8:00 P.M.

AGENDA

**1. MEETING CALLED TO ORDER**

**2. APPROVAL OF MINUTES OF PREVIOUS REGULAR MEETING OF  
JULY 25, 2001.**

**3. PUBLIC COMMENTS** - (Regarding AGENDA ITEMS ONLY)

**4. CORRESPONDENCE**

RECEIVED:

- A. International Custom Products, Inc.
- B. James Keck
- C. James Keck
- D. James Keck

SENT:

- A. Alexander & Associates, Inc.

**5. REPORTS OF ZONING OFFICER AND COMMITTEES**

- A. ZONING OFFICER'S REPORT
- B. SANDY TOWNSHIP SUPERVISORS MEETING MINUTES
- C. CLEARFIELD COUNTY PLANNING COMMISSION
- D. TREASURE LAKE PROPERTY CONTROL COMMITTEE

**6. TABLED BUSINESS**

- A. Alexander & Associates, Inc. - commercial development plan for Charles Delullo along Shaffer Road.  
*Action Needed: Disapprove request for commercial development plan for Charles Delullo along Shaffer Road.*

**7. UNFINISHED BUSINESS**

- A. None

**8. NEW BUSINESS**

- A. International Custom Products - sketch plan review for a commercial development plan for the former McDowell property.  
*Action Needed: NONE  
Plan is for review only*
- B. James H. Keck - Airport Zoning Ordinance  
*Action Needed: Motion recommending boundaries and regulations for the Airport Hazardous Zoning  
Action Needed: Motion to approve scheduling and advertising of Public Hearing for September 26 at 7:45 p.m.*

**9. PUBLIC COMMENTS AND QUESTIONS**

**10. ADJOURNMENT**

SANDY TOWNSHIP  
PLANNING COMMISSION MEETING  
AUGUST 22, 2001

MEMBERS

DAN CORBET  
MIKE CRYTSER  
ROBERT FLECK  
JOHN HORTEN  
JOHN KING - absent

ZONING OFFICER

JAMES KECK

ENGINEER

PERRY BOWSER -absent

MEETING CALLED TO ORDER.

The meeting was called to order at 8:00 P.M. by Chairman Dan Corbet.

APPROVAL OF MINUTES OF PREVIOUS REGULAR MEETING OF  
JULY 25, 2001.

Motion by John Horten, seconded by Bob Fleck to approve the minutes of the regular meeting of July 25, 2001. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

Bob Fleck - aye  
John Horten - aye

PUBLIC COMMENTS (Regarding Agenda Items)

There were no comments.

CORRESPONDENCE:

RECEIVED:

- A. International Custom Products
- B. Jim Keck
- C. Jim Keck
- D. Jim Keck

SENT:

- A. Alexander & Associates, Inc.

REPORTS OF ZONING OFFICER AND COMMITTEES.

- A. Zoning Officer's Report
- B. Sandy Township Supervisors Meeting Minutes
- C. Clearfield County Planning Commission Minutes
- D. Treasure Lake Property Control Committee

TABLED BUSINESS

- A. Alexander & Associates, Inc. - commercial development plan for Charles Delullo along Shaffer Road.

Motion by John Horten, seconded by Bob Fleck to disapprove the request for a commercial development plan for Charles Delullo along Shaffer Road as submitted. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

Bob Fleck - aye  
John Horten - aye

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08/22/01

UNFINISHED BUSINESS:

A. None

NEW BUSINESS

A. International Custom Products, Inc. - sketch plan review for a commercial development plan for the former McDowell property.

Brent Lied, Webber/Smith, design engineer for International Custom Products, Inc., presented a sketch plan for the proposed development on the former McDowell Manufacturing property. Mr. Lied stated they plan to remove the existing structure on the property and replace it with 130,000 to 150,000 sq. ft. building. The building would be done in three phases, phase one (1) will contain the offices and phase two (2) will contain the processing plant. Phase three will be future expansion of the processing plant. Mr. Lied said they plan to move the existing entrance on the property farther to the south as a safety measure. Employee traffic and truck traffic will be segregated.

Several residents were in attendance and expressed their concerns with the driveway entrance/exit being across from their property.

No action was taken as this was a sketch plan for comment only.

B. James H. Keck - Airport Hazardous Zoning

James Keck, Zoning Officer, presented a request to establish boundaries and regulations and schedule a public hearing for the Airport Hazardous Zoning. Mr. Keck explained that the Supervisors appointed the Planning Commission as the Airport Zoning Agency. The Airport Hazardous Zoning will regulate and restrict the height to which structures may be erected or objects of natural growth in the vicinity of the DuBois Jefferson County Airport.

Motion by Mike Crytser, seconded by John Horten to approve the request to establish boundaries and regulations to restrict height of structures and natural growth as part of Airport Hazardous Zoning. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

Bob Fleck - aye  
John Horten - aye

Motion by John Horten, seconded by Bob Fleck to approve the scheduling and advertising of a public hearing for September 26, 2001 at 7:45 p.m. to discuss Airport Hazardous Zoning. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

Bob Fleck - aye  
John Horten - aye

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08/22/01

ADJOURNMENT

Motion by John Horten, seconded by Mike Crytser to adjourn the meeting at 9:30 p.m. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

Bob Fleck - aye  
John Horten - aye

Respectfully submitted,

*Michael L. Crytser*  
Michael L. Crytser  
Secretary

SANDY TOWNSHIP  
PLANNING AND ZONING REGULAR MEETING  
AUGUST 22, 2001

NAME	ORGANIZATION	ADDRESS
1. BRENT LIED	WEBBER/SMITH	1857 WILLIAM PENN WAY SUITE 200 Lancaster PA 17601
2. Bob Hallman	WEBBER/SMITH	"
3. Ken Mitchell	ICP	DuBois Pa
4. Bob Fetzell	Home Owner	RD#3 Dubois
5. Jennifer Lee	Home Owner	RD#3 Dubois
6. Charles L. Reynolds	Home Owner	RD#3 Dubois
7. Mrs. Stump	Manager	TIR#4, 648 Wm. Penn
8. Del Spofford		
9.		
10.		
11.		
12.		
13.		
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17.		

SANDY TOWNSHIP  
PLANNING COMMISSION MEETING  
SEPTEMBER 26, 2001  
8:00 P.M.

AGENDA

- 1. MEETING CALLED TO ORDER**
- 2. APPROVAL OF MINUTES OF PREVIOUS REGULAR MEETING OF AUGUST 22, 2001.**
- 3. PUBLIC COMMENTS** - (Regarding AGENDA ITEMS ONLY)
- 4. CORRESPONDENCE**

RECEIVED:

- A. International Custom Products, Inc.
- B. Larry Reed
- C. Thomas C. Wingert
- D. J.S. Construction
- E. James Keck
- F. James Keck

SENT:

- A. None

**5. REPORTS OF ZONING OFFICER AND COMMITTEES**

- A. ZONING OFFICER'S REPORT
- B. SANDY TOWNSHIP SUPERVISORS MEETING MINUTES
- C. CLEARFIELD COUNTY PLANNING COMMISSION
- D. TREASURE LAKE PROPERTY CONTROL COMMITTEE

**6. TABLED BUSINESS**

- A. None

**7. UNFINISHED BUSINESS**

- A. None

**8. SKETCH PLANS**

- A. International Custom Products - sketch plan review for a commercial development plan for the former McDowell property.

*Action Needed: NONE*

*Plan is for review only*

**9. NEW BUSINESS**

- A. Larry Reed - Minor subdivision  
*Action Needed: Approve/Disapprove request for minor subdivision for Larry Reed along the Oklahoma-Salem Road*
- B. Thomas C. Wingert - Lot consolidation - Ande & Janie Braid  
*Action Needed: Approve/Disapprove the lot consolidation for Ande & Janie Braid located at Treasure Lake, Section 23 Lots 208 and 209*
- C. J.S. Construction - revised commercial development plan-Sound Garden  
*Action Needed: Approve/Disapprove the revised commercial development plan for The Sound Garden along S. Brady St.*

- D. James H. Keck - Sandy Township Airport Zoning Ordinance  
*Action Needed: Motion recommending boundaries and regulations for the Airport Hazardous Zoning Ordinance*
- E. James H. Keck - Zoning Amendment - International Custom Products  
*Action Needed: Allow/Disallow the zoning change for a 0.6 acre parcel located along the Oklahoma-Salem Road from R-A Residential Agricultural to Industrial and forward the recommendation to the Supervisors for their action.*
- F. James H. Keck - Zoning Amendment - Charles DeLullo  
*Action Needed: Allow/Disallow the zoning change to permit Car Washes in a Commercial Highway Zone as a Special Exception and forward the recommendation to the Supervisors for their action.*

**10. PUBLIC COMMENTS AND QUESTIONS**

**11. ADJOURNMENT**

SANDY TOWNSHIP  
PLANNING COMMISSION MEETING  
SEPTEMBER 26, 2001

MEMBERS

DAN CORBET  
MIKE CRYTSER - absent  
ROBERT FLECK  
JOHN HORTEN  
JOHN KING

ZONING OFFICER  
JAMES KECK

ENGINEER  
PERRY BOWSER

MEETING CALLED TO ORDER.

The meeting was called to order at 7:55 P.M. by Chairman Dan Corbet.

APPROVAL OF MINUTES OF PREVIOUS REGULAR MEETING OF  
AUGUST 22, 2001.

Motion by John Horten, seconded by Bob Fleck to approve the minutes of the regular meeting of August 22, 2001. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Bob Fleck - aye

John Horten - aye  
John King - aye

PUBLIC COMMENTS (Regarding Agenda Items)

There were no comments.

CORRESPONDENCE:

RECEIVED:

- A. International Custom Products
- B. Larry Reed
- C. Thomas C. Wingert
- D. J.S. Construction
- E. Jim Keck
- F. Jim Keck

SENT:

- A. None

REPORTS OF ZONING OFFICER AND COMMITTEES.

- A. Zoning Officer's Report
- B. Sandy Township Supervisors Meeting Minutes
- C. Clearfield County Planning Commission Minutes
- D. Treasure Lake Property Control Committee

TABLED BUSINESS

- A. None

UNFINISHED BUSINESS:

- A. None

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SKETCH PLANS

A. International Custom Products, Inc. - sketch plan review for a commercial development plan for the former McDowell property.

Brent Lied, Webber/Smith, design engineer for International Custom Products, Inc., presented a sketch plan for the proposed development on the former McDowell Manufacturing property. Mr. Lien stated they have made several changes to the sketch plan that was presented at the August meeting. Mr. Lied said an on site visit was made and the concerns of the residents regarding the driveway entrance/exit were taken into consideration and the new plans reflect those concerns. Mr. Lied stated they have made the driveway entrance/exit have a 60° angle and are still able to meet the ordinance requirements for the entrance. Mr. Lied said they looked at an alternate entrance near the pond but with safety concerns and other issues it is not feasible.

Several residents were in attendance and expressed their concerns with traffic increases and the driveway entrance/exit.

Don Fezell presented a traffic study and other data collected by Raymond Nelson. See Attached.

John King had concerns about the truck traffic exiting from Oklahoma-Salem Road onto Maple Avenue.

Bob Fleck was pleased with the plan and asked Mr. Lied if they could check with PennDOT concerning the intersection of Oklahoma-Salem Road and Maple Avenue.

John Horten was pleased with the plan and was glad to see the concerns of the Planning Commission, Supervisors and residents taken into consideration with the new sketch plan.

The Planning Commission had no further objections to the sketch plan. The developer may proceed with a more detailed plan and submit said plan to the Planning Commission for formal action.

NEW BUSINESS

A. Larry Reed - request for approval of a minor subdivision along Oklahoma-Salem Road.

Larry Reed presented a request for approval of a minor subdivision for his property along the Oklahoma-Salem Road. Mr. Reed stated he wishes to subdivide the property into four (4) separate parcels. Parcel 1 includes a mobile home and consists of 29,561 sq. ft. Parcel 2 contains a house and consists of 14,087 sq. ft. Parcel 3 contains a garage and consists of 14,664 sq. ft. Parcel 4 consists of 13,188 sq. ft. The water service for the house on parcel 2 goes through the garage on parcel 3.

Motion by John King, seconded by Bob Fleck to approve the request for a minor subdivision for Larry Reed along the Oklahoma-Salem Road with the stipulation that the house on Parcel 2 get its own water service before forwarding the subdivision to the Supervisors for their approval. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Bob Fleck - aye

John Horten - aye  
John King - aye

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09/26/01

B. Thomas C. Wingert - request for approval of a lot consolidation for Ande and Janie Braid at Treasure Lake.

Thomas Wingert, representing Ande and Janie Braid, presented a request for approval of a lot consolidation at Treasure Lake Section 23 Lots 208 and 209. Mr. Wingert stated the purpose for the lot consolidation is to build across lot lines.

Motion by Bob Fleck, seconded by John King to approve the request for a lot consolidation for Ande and Janie Braid at Treasure Lake Section 23 Lots 208 and 209 and forward the request to the Supervisors for their approval. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Bob Fleck - aye

C. J.S. Construction - request for approval of a revised commercial development plan for The Sound Garden

Joe Sabatose, J.S. Construction, presented a request for approval of a revised commercial development plan for The Sound Garden located along S. Brady Street. Mr. Sabatose stated that Brian Lamorte, owner of The Sound Garden, wishes to build a 24' x 34' addition to his existing building. Mr. Sabatose stated the addition wouldn't meet the side yard setback requirement. The Zoning Hearing Board would have to grant a variance. The plan must meet the parking requirements of one (1) space per 200 sq. ft. of gross floor space. The plan does not meet those requirements.

Motion by John King, seconded by Bob Fleck to disapprove the request for a revised commercial development plan for The Sound Garden due to inadequate parking. Motion carried by a 4-0 vote.

Dan Corbet - aye      John Horten - aye  
Bob Fleck - aye      John King - aye

D. James H. Keck - Sandy Township Airport Zoning Ordinance

James H. Keck, Zoning Officer, stated the Sandy Township Airport Zoning Ordinance would not be ready until the October meeting.

Motion by John Horten, seconded by Bob Fleck to table the Sandy Township Airport Zoning Ordinance until the October meeting. Motion carried by a 4-0 vote.

E. James H. Keck - Zoning Amendment for International Custom Products

James H. Keck, presented a request for a zoning amendment for International Custom Products located along the Oklahoma-Salem Road. Mr. Keck said the Planning Commission Mr. Keck explained that International Custom Products owns a 0.6 acre parcel which is zoned R-A adjacent to their 24.3 acre Industrial zoned parcel and they wish to have the 0.6 acre parcel re-zoned Industrial.

Bob Fleck stated the zoning change would tie the parcel in to reflect the rest of the property.

John Horten stated the zoning change would square up the property.

John King said the parcel should remain R-A to prevent the driveway from being placed on that parcel to protect the residents of the

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John King motioned to not allow the R-A zones parcel to be re-zoned Industrial. Motion died for lack of a second.

Motion by Bob Fleck, seconded by John Horten to recommend the 0.6 acre R-A parcel be re-zoned Industrial provided the 0.6 acre parcel is combined with the 24.3 acre Industrial zoned parcel into one deed. Motion carried by a 3-1 vote.

Dan Corbet - aye	John Horten - aye
Bob Fleck - aye	John King - nay

F. James H. Keck - Zoning Amendment for Charles DeLullo

James H. Keck presented a request for a zoning amendment for Charles DeLullo who wishes to place a carwash along Shaffer Road which is zoned Commercial. Carwashes are presently allowed in Commercial Highway districts as a "Special Use". Mr. DeLullo wishes to have a zoning amendment to permit carwashes in Commercial zoned districts. Perry Bowser, Township Engineer, said uses in a Commercial District are also allowed in a Commercial-Urban District and a carwash might not be appropriate in a Commercial-Urban District.

Motion by John King, seconded by Bob Fleck to table the zoning amendment request for Charles DeLullo until the October meeting.

Dan Corbet - aye	John Horten - aye
Bob Fleck - aye	John King - aye

OTHER BUSINESS

A. John King stated he is planning to go to Florida for an extended period of time and would be unable to fulfill his duties on the planning commission. Mr. King resigned effective immediately.

ADJOURNMENT

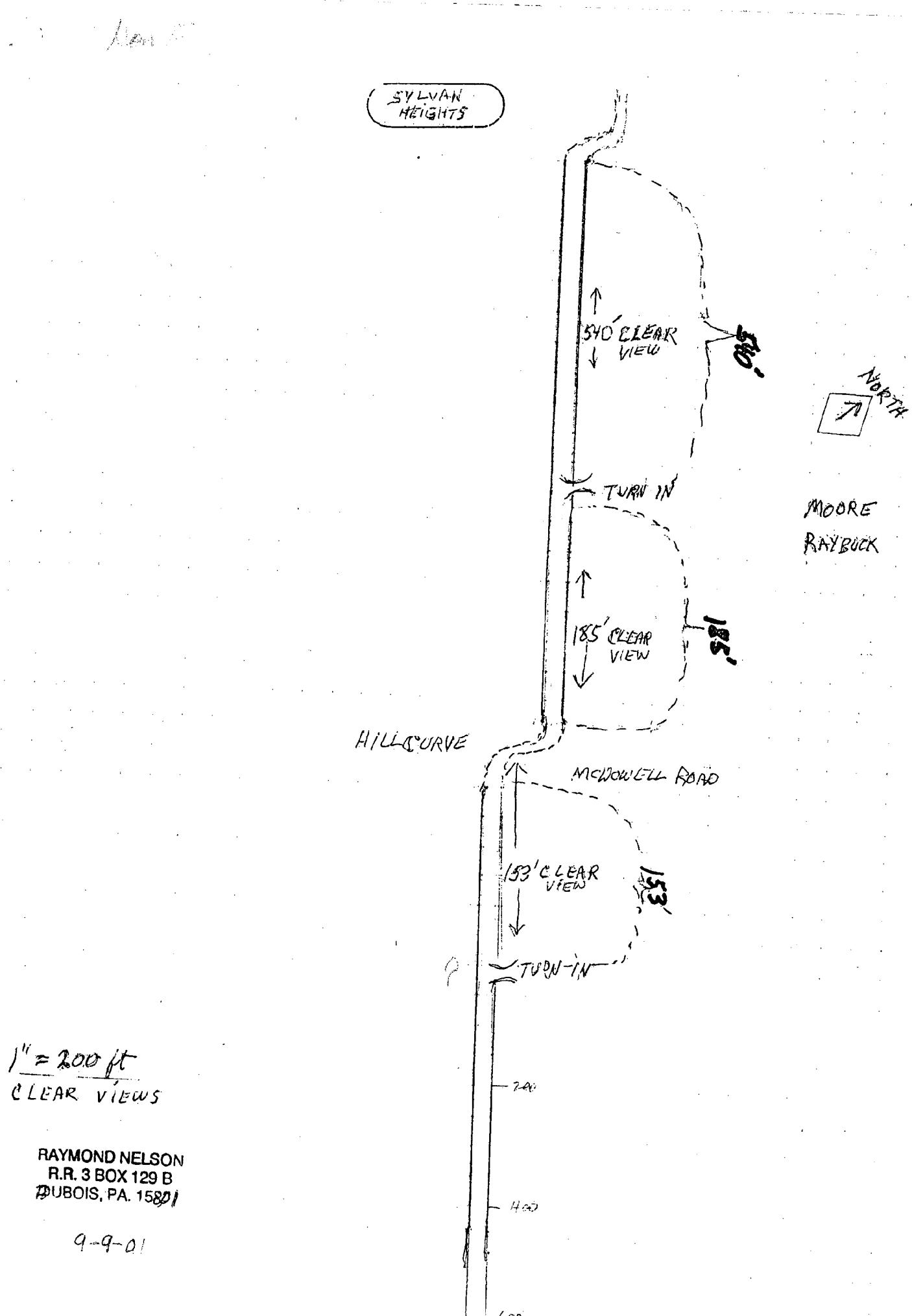
Motion by John Horten, seconded by ~~Mike Crytser~~ to adjourn the meeting at 9:30 p.m. Motion carried by a 4-0 vote.

Dan Corbet - aye	Bob Fleck - aye
<del>Mike Crytser</del> - aye	John Horten - aye
<i>John King</i>	

*See minutes of 10/24/01*

Respectfully submitted,

*Michael L. Crytser*  
Michael L. Crytser  
Secretary



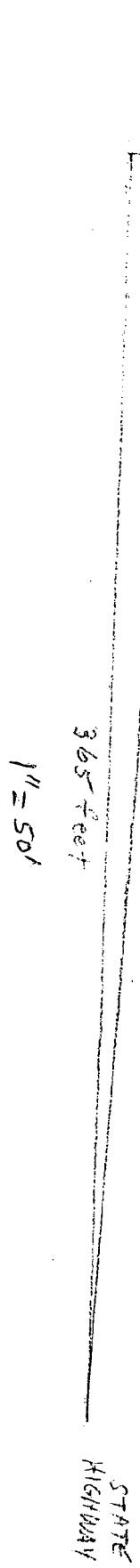
Maple  
Buck  
Road

45°

(POND)



The Ra**b**uck Road space between Pond and Moore's Bldg is 60 feet.  
This allows 20 <sup>feet</sup> on each side of middle of proposed road.  
One inch equals ~~one foot~~ <sup>one foot</sup> Estimated angle of earth fill repose is 45%.



RAYMOND NELSON  
R.R. 3 BOX 129 B  
DUBOIS, PA. 15801

OKLA-SALEM 0. \*  
 CAR Count

8-9 AM	174.	+
11 AM-12 AM	194.	+
-3 PM-4 PM	337.	+
Total 3 HOUR	705.	*

$\div 3 \text{ HRS} = 235 \text{ CARS}$

per hour

10 Sept	3 PM - 4 PM Monday	
To No		75
No		34
To South		75
So		80
80		43
		Total 337
	$337 \div 60 = 5 \text{ min} : 60 \text{ sec} = 1 \text{ sec} / 0.16$	

SANDY TOWNSHIP  
PLANNING AND ZONING PUBLIC HEARING ~~REGULAR MEETING~~  
SEPTEMBER 26, 2001

NAME	ORGANIZATION	ADDRESS
1. <u>Brady LaBoeke</u>	<u>RD 3 DuBois</u>	
2. <u>Dow Tom</u>	<u>RD#3 Dubois</u>	
3. <u>Larry Reed</u>	<u>RD#2 Box 71 DuBois, Pa.</u>	
4. <u>Mary E. Kherew</u>	<u>35 Sloping View Rd DuBois Pa</u>	
5. <u>Bruce Johnson</u>	<u>35 Sloping View Dr DuBois, PA</u>	
6. <u>Maryjo Yurketsky</u>	<u>Courier-Express</u>	
7. <u>Tom Wingerter RS</u>	<u>Fox's Creek Rd 15840</u>	
8. <u>Bob Laennec</u>	<u>DuBois Pa 15801</u>	
9. <u>JOE SABATOSE JSconstruction 544 T.L. DuBois Pa 15801</u>		
10. _____		
11. _____		
12. _____		
13. _____		
14. _____		
15. _____		
16. _____		
17. _____		

SANDY TOWNSHIP  
PLANNING COMMISSION MEETING  
OCTOBER 24, 2001  
8:00 P.M.

AGENDA

- 1. MEETING CALLED TO ORDER**
- 2. APPROVAL OF MINUTES OF PREVIOUS REGULAR MEETING OF SEPTEMBER 26, 2001.**
- 3. APPROVAL OF MINUTES OF PUBLIC HEARING OF SEPTEMBER 26, 2001.**
- 4. PUBLIC COMMENTS** - (Regarding AGENDA ITEMS ONLY)

**5. CORRESPONDENCE**

RECEIVED:

- A. The Sound Garden
- B. International Custom Products, Inc.
- C. Alexander & Associates, Inc.
- D. Alexander & Associates, Inc.
- E. RBA Group
- F. MB Stojek
- G. Shelly Reisinger & James Keck
- H. James Keck
- I. James Keck

SENT:

- A. None

**5. REPORTS OF ZONING OFFICER AND COMMITTEES**

- A. ZONING OFFICER'S REPORT
- B. SANDY TOWNSHIP SUPERVISORS MEETING MINUTES
- C. CLEARFIELD COUNTY PLANNING COMMISSION
- D. CLEARFIELD COUNTY PLANNING DIRECTOR'S REPORT
- E. TREASURE LAKE PROPERTY CONTROL COMMITTEE

**6. TABLED BUSINESS**

- A. Sandy Township Airport Zoning Ordinance  
*Action Needed: Motion recommending boundaries and regulations for the Airport Hazardous Zoning Ordinance*
- B. Zoning Amendment - Charles Delullo  
*Action Needed: Recommend/Not Recommend the zoning change to permit Car Washes in a Commercial Zoned District*

**7. UNFINISHED BUSINESS**

- A. None

**8. SKETCH PLANS**

- A. None

**9. NEW BUSINESS**

- A. Brian LaMorte - The Sound Garden - revised commercial development  
*Action Needed: Approve/Disapprove the revised commercial development plan for The Sound Garden along S. Brady Street*

B. International Custom Products, Inc. - revised commercial development  
*Action Needed: Approve/Disapprove the revised commercial development plan for International Custom Products along the Oklahoma-Salem Road*

C. Alexander & Associates, Inc. - minor subdivision - DuBois Realty Partners, L.P.  
*Action Needed: Approve/Disapprove the minor subdivision for DuBois Realty Partners, L.P. in the RT 255, Commons Drive, First Avenue area*

D. Alexander & Associates, Inc. - minor subdivision/lot consolidation - Eleanor Fairman Estate  
*Action Needed: Approve/Disapprove the minor subdivision/lot consolidation for the Eleanor Fairman Estate along Juniata Street Extension*

E. RBA Group - revised commercial development plan - Ruby Tuesday  
*Action Needed: Approve/Disapprove the revised commercial development plan for Ruby Tuesday located along Shaffer Road*

F. James H. Keck - Zoning Amendment - Cen-Clear Child Services, Inc.  
*Action Needed: Recommend/Not Recommend the zoning change to allow Child Day Care Center as an "Accessory Use" in an R-1 Zoning District and forward the recommendation to the Supervisors for their action.*

G. James H. Keck - Zoning Amendment - Allan Polohonki, Jr.  
*Action Needed: Recommend/Not Recommend the zoning change to permit Mini-Storage Facilities in a Commercial Zoning district and forward the recommendation to the Supervisors for their action.*

**10. PUBLIC COMMENTS AND QUESTIONS**

**11. ADJOURNMENT**

SANDY TOWNSHIP  
PLANNING COMMISSION MEETING  
OCTOBER 24, 2001

## MEMBERS

THOMAS ALLSHOUSE  
DAN CORBET  
MIKE CRYTSER  
ROBERT FLECK  
JOHN HORTEN

ZONING OFFICER  
JAMES KECK

MEETING CALLED TO ORDER

The meeting was called to order at 8:00 P.M. by Chairman Dan Corbet

APPROVAL OF MINUTES OF SPECIAL HEARING OF SEPTEMBER 26, 2001.

Motion by John Horten, seconded by Bob Fleck to approve the minutes of the Special Hearing of September 26, 2001. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

Bob Fleck - aye  
John Horten - aye

APPROVAL OF MINUTES OF PREVIOUS REGULAR MEETING OF  
SEPTEMBER 26, 2001

Motion by John Horten, seconded by Bob Fleck to approve the minutes of the regular meeting of September 26, 2001 with the correction of the adjournment. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

Bob Fleck - aye  
John Horten - aye

#### PUBLIC COMMENTS (Regarding Agenda Items)

There were no comment

#### CORRESPONDENCE

RECEIVED.

- A. The Sound Garden
- B. International Custom Products, Inc.
- C. Alexander & Associates, Inc.
- D. Alexander & Associates, Inc.
- E. RBA Group
- F. MB Stojek
- G. Shelly Reasinger & James Keck
- H. James Keck
- I. James Keck

SENT.

A. None

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REPORTS OF ZONING OFFICER AND COMMITTEES.

- A. Zoning Officer's Report
- B. Sandy Township Supervisors Meeting Minutes
- C. Clearfield County Planning Commission Minutes
- D. Clearfield County Planning Director's Report
- E. Treasure Lake Property Control Committee

TABLED BUSINESS

- A. Sandy Township Airport Zoning Ordinance

James Keck presented the Airport Zoning Ordinance restricting height for structures to be built within the zones established by this ordinance.

Motion by John Horten, seconded by Mike Crytser to forward the Airport Zoning Ordinance to the Supervisors for their action. Motion carried by a 4-0 vote.

Dan Corbet - aye	Bob Fleck - aye
Mike Crytser - aye	John Horten - aye

- B. Zoning Amendment - Charles Delullo

James Keck presented the request for amendment to permit carwashes as a Special Exception in a Commercial zoned district. Mr. Keck stated carwashes are permitted in a Commercial-Highway zoned district as a Special Exception.

Bob Fleck was not opposed to allowing carwashes as a Special Exception in a Commercial zoned district.

Motion by Bob Fleck, seconded by John Horten to recommend the amendment to the Zoning Ordinance to permit carwashes as a Special Exception in a Commercial zoned district and forward the recommendation to the Supervisors for their action. Motion carried by a 4-0 vote.

Dan Corbet - aye	Bob Fleck - aye
Mike Crytser - aye	John Horten - aye

UNFINISHED BUSINESS:

- A. None

SKETCH PLANS

- A. None

NEW BUSINESS

- A. Brian Lamorte - The Sound Garden - request for approval of a revised commercial development plan

Brian Lamorte presented a request for approval of a revised commercial development plan for The Sound Garden located along South Brady Street. James Keck stated the request was denied at the September 2001 meeting due to inadequate parking. Mr. Keck said the Mr. Lamorte went before the Zoning Hearing Board for a sideyard setback reduction and also

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for a reduction on the parking requirements. Variances were received for both requests.

Motion by Mike Crytser, seconded by Bob Fleck to approve the request for a revised commercial development plan for Brian Lamorte for The Sound Garden with the stipulation that the area along Short Street be blocked to prevent the cars from entering and exiting directly onto Short Street. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

B. International Custom Products - request for approval of a revised commercial development plan

Ken Mitchell, International Custom Products, presented a request for approval of a revised commercial development plan for the former McDowell building along the Oklahoma-Salem Road. Mr. Mitchell stated they wish to remodel the inside of the existing building only to use as office space and warehouse space. Rob Hallman, Webber/Smith, stated the would be doing internal renovations only.

Motion by John Horten, seconded by Mike Crytser to approve the request for a revised commercial development plan for the minor internal renovations for International Custom Products as presented. Motion carried by a 4-0 vote.

C. Alexander & Associates, Inc. - request for approval of a minor subdivision for DuBois Realty Partners, L.P.

Lional Alexander, Alexander & Associates, Inc., presented a request for approval of a minor subdivision for DuBois Realty Partners, L.P. along Commons Driver, First Avenue, and Route 255. The land is being divided into three (3) parcels. Parcel A and Parcel B meet the zoning requirements for a Commercial-Highway district but Parcel C does not. Mr. Alexander stated they would like a modification of the zoning requirements for Parcel C.

Motion by Bob Fleck, seconded by John Horten to approve the request for approval of a minor subdivision for DuBois Realty Partners, L.P. for Parcel A as presented. Motion carried by a 3-0 vote.

Dan Corbet - abstained      Bob Fleck - aye  
Mike Crytser - aye      John Horten - aye

Motion by John Horten, seconded by Mike Crytser to approve the request for approval of a minor subdivision for DuBois Realty Partners, L.P. for Parcel B and Parcel C as presented and forward the modification request for Parcel C to the Supervisors for their approval. Motion carried by a 3-0 vote.

Dan Corbet - abstained      Bob Fleck - aye  
Mike Crytser - aye      John Horten - aye

Dan Corbet abstained from both votes due to a conflict of interest.

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10/24/01

D. Alexander & Associates, Inc. - request for approval of a minor subdivision and lot consolidation for the Eleanor Fairman Estate along Juniata Street Extension.

Lional Alexander, Alexander & Associates, Inc., presented a request for approval of a minor subdivision and lot consolidation for the Eleanor Fairman estate located along Juniata Street Extension. Mr. Alexander stated they are a 0.53 acre parcel from the 99.03 acre parcel and combining the 0.53 acre parcel with the 0.27 acre parcel owned by Allison Gearhart. The remaining 98.5 acre parcel is being retained by the Eleanor Fairman Estate.

Motion by Bob Fleck, seconded by John Horten to approve the request for a minor subdivision and lot consolidation for the Eleanor Fairman Estate along Juniata Street as presented. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

E. RBA Group - revised commercial development plan for Ruby Tuesday restaurant

James Keck stated there is a minor amendment to the plans that were submitted earlier this year. Mr. Keck said an existing sign may be staying on the Laurel of DuBois property and there is a change in parking.

Motion Mike Crytser, seconded by Bob Fleck to approve the revised commercial development plan for the RBA Group regarding the parking issue and the Laurel of DuBois Sign. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

F. James Keck - Zoning Amendment for Cen-Clear Child Services, Inc.

Mr. Keck stated Cen-Clear Child Services are requesting a Zoning Amendment to allow Child Day Care Center as an Accessory Use in an R-1 Zoning District.

Bob Fleck is not sure the change would be a good idea.

Dan Corbet stated the matter needs further review.

Motion by Bob Fleck, seconded by Mike Crytser to table the Zoning Amendment request for Cen-Clear Child Services, Inc. until the November meeting for further review. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

G. James Keck - Zoning Amendment for Allan Bolah and J.

Mr. Keck stated Allan Polohonki, Jr. is requesting a Zoning Amendment to permit Mini-Storage Facilities in a Commercial Zoning district.

Dan Corbet stated the matter needs further investigation.

Motion by John Horten, seconded by Mike Crytser to table the request for a Zoning Amendment for Allan Polohonki, Jr. until the November meeting for further review. Motion carried by a 4-0 vote.

MINUTES  
PAGE FIVE  
10/24/01

OTHER BUSINESS

A discussion was held regarding holding a joint meeting with the Supervisors, Zoning Hearing Board and the Planning Commission to discuss zoning, sign and other issues.

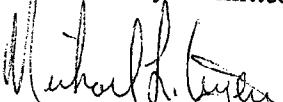
ADJOURNMENT

Motion by John Horten, seconded by Mike Crytser to adjourn the meeting at 9:15 p.m. Motion carried by a 4-0 vote.

Dan Corbet - aye  
Mike Crytser - aye

Bob Fleck - aye  
John Horten - aye

Respectfully submitted,

  
Michael L. Crytser  
Secretary

**SANDY TOWNSHIP**  
**PLANNING AND ZONING REGULAR MEETING**  
**OCTOBER 24, 2001**

NAME	ORGANIZATION	ADDRESS
1. <u>Kathy Nelson</u>	<u>Nelson's Golden Years</u>	<u>Da Brix</u>
2. <u>Pauline Pash</u>	<u>Cen-Clear Child Services</u>	<u>Philipsburg, Pa</u>
3. <u>B. Lee</u>	<u>The Sound Garden</u>	<u>Da Bois</u>
4. <u>Tom Blakely</u>	<u>OTG</u>	<u>Da Brix</u>
5. <u>Rob Hallman</u>	<u>WEBBER SMITH</u>	<u>Lancaster, Pa.</u>
6. <u>Ken Mitchell</u>	<u>I.C.P.</u>	<u>Da Bois, Pa.</u>
7. <u>Buck Alexander</u>	<u>ALEXANDER &amp; Assoc.</u>	<u>Faus Creek</u>
8. _____		
9. _____		
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12. _____		
13. _____		
14. _____		
15. _____		
16. _____		
17. _____		

SANDY TOWNSHIP  
PLANNING COMMISSION MEETING  
NOVEMBER 28, 2001  
8:00 P.M.

AGENDA

- 1. MEETING CALLED TO ORDER**
- 2. APPROVAL OF MINUTES OF PREVIOUS REGULAR MEETING OF OCTOBER 24, 2001.**
- 3. PUBLIC COMMENTS** - (Regarding AGENDA ITEMS ONLY)
- 4. CORRESPONDENCE**

RECEIVED:

- A. Lee-Simpson Associates, Inc.
- B. Larry Reed
- C. Thomas C. Wingert
- D. Phillips & Associates, Inc.
- E. Alexander & Associates, Inc.
- F. Perry L. Bowser
- G. Jim Keck

SENT:

- A. None

**5. REPORTS OF ZONING OFFICER AND COMMITTEES**

- A. SANDY TOWNSHIP SUPERVISORS MEETING MINUTES
- B. CLEARFIELD COUNTY PLANNING COMMISSION
- C. CLEARFIELD COUNTY PLANNING DIRECTOR'S REPORT
- D. TREASURE LAKE PROPERTY CONTROL COMMITTEE

**6. TABLED BUSINESS**

- A. Nelson's Golden Years Personal Care Home-Zoning Amendment Request  
*Action Needed: Motion to recommend or not recommend the Zoning Amendment request to allow an Accessory Use in a Residential District and forward the recommendation to the Supervisors for their action*
- B. Allan Polohonki - Zoning Amendment Request  
*Action Needed: Motion to recommend or not recommend the Zoning Amendment request to allow Mini-Storage in a Commercial zoned district and forward the recommendation to the Supervisors for their action.*

**7. UNFINISHED BUSINESS**

- A. None

**8. SKETCH PLANS**

- A. None

## 9. NEW BUSINESS

A. Lee-Simpson Associates, Inc. - minor subdivision/lot consolidation for Larry Reed off of Kilmer Road

*Action Needed: Motion to approve/disapprove the request for a minor subdivision/lot consolidation for Larry Reed as submitted with the modification request and forward to the Supervisors for their action*

*Action Needed: Motion to approve/disapprove the request for DEP Form B Non-Building Waiver for the residual parcel and forward to the Supervisors for their action*

B. Thomas Wingert - minor subdivision for Gary L. & Jacqueline Coble off of Wall Street

*Action Needed: Motion to approve/disapprove the request for a minor subdivision for Gary L. & Jacqueline Coble as submitted and forward to the Supervisors for their action*

*Action Needed: Motion to approve/disapprove the request for DEP Component 1 approval and forward to the Supervisors for their action*

C. Phillips & Associates, Inc. - commercial development plan for DuBois Realty Partners, L.P.

*Action Needed: Motion to approve/disapprove the request for a commercial development plan for DuBois Realty Partners, L.P. for Eckerd at the corner of SR 255 and Commons Drive with the stipulation that Water & Sewage approval must be received prior to the issuance of a building permit*

D. Alexander & Associates, Inc. - site development plan for Treasure Lake Property Owners Association for a Shooting Range

*Action Needed: Motion to approve/disapprove the request for a site development plan for Treasure Lake Property Owners Association for a Shooting Range and forward to the Supervisors for their action*

## 10. PUBLIC COMMENTS AND QUESTIONS

## 11. ADJOURNMENT

SANDY TOWNSHIP  
PLANNING AND ZONING REGULAR MEETING  
NOVEMBER 28, 2001

NAME	ORGANIZATION	ADDRESS
1. Roger Simpson LEE-Simpson		DuBois
2. Jim Polomski		Falls Creek
3. Tom Murray		" "
4. Kathy Nelson Nelson Golden Years		DuBois
5. Pauline D. Rab	Cla-Clear Child Services	Philipsburg, PA
6. Dave Both		Sandy
7. Charles Reynolds		DuBois
8. Buck Alexander		Falls Creek
9. Geoffrey C. Phillips	Phillips & Assoc. 1122 Mossside Blvd Wall, PA 15196	
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FILED

3:10-CV-  
JAN 14 2001

1cc Amy Tenaro  
Clerk

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS, CLEARFIELD COUNTY, PENNSYLVANIA

CHARLES L. REYNOLDS and  
BARBARA J. REYNOLDS; and  
DONALD R. FEZELL and MARY LEE  
FEZELL,

Appellants,

-vs-

SANDY TOWNSHIP; SANDY  
TOWNSHIP SUPERVISORS; and SANDY  
TOWNSHIP PLANNING AND ZONING  
COMMISSION,

Appellees,

INTERNATIONAL CUSTOM  
PRODUCTS, INC.,

Intervenor.

**FILED**

JAN 18 2002

William A. Shaw  
Prothonotary

CIVIL DIVISION

ISSUE NO.

NO. 01-2029-CD

**NOTICE OF INTERVENTION**

CODE NO.  
(Land Use Appeal)

FILED ON BEHALF OF:  
International Custom Products, Inc.,  
Intervenor

COUNSEL OF RECORD FOR THIS  
PARTY:

W. Patric Boyer, Esquire  
PA I.D. #26650  
Gregory H. Teufel, Esquire  
PA I.D. #73062  
Schnader Harrison Segal & Lewis LLP  
120 Fifth Avenue, Suite 2700  
Pittsburgh, PA 15222-3010  
Telephone: (412) 577-5289  
Facsimile: (412) 765-3858

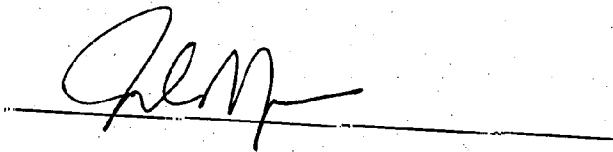
John R. Ryan, Esquire  
PA I.D. #38739  
Colavecchi, Ryan & Colavecchi  
P.O. Box 131  
221 East Market Street  
Clearfield, PA 16830  
Telephone: (814) 765-1566  
Facsimile: (814) 764-4570

CERTIFICATE OF SERVICE

I hereby certify that, as counsel of record for the Intervenor herein described, that a true and correct copy of the foregoing Notice of Intervention was hereby served by United States, first-class mail, postage prepaid, this 18th day of January, 2002, upon the following parties and/or counsel:

Michael P. Yeager, Esquire  
{Attorney for Appellants-Reynolds/Fezell}  
P.O. Box 752  
110 North Second Street  
Clearfield, PA 16830

R. Edward Ferraro, Esquire  
Feiraro & Young  
{Attorneys for Appellees-Sandy Township, et al.}  
690 Main Street  
Brockway, PA 15824



—Lap over margin—

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.

CIVIL DIVISION  
No. 01 - 2029 - CD

CHARLES L. REYNOLDS and BARBARA  
J. REYNOLDS; and DOANDL R. FEZELL  
and MARY LEE FEZELL,  
Appellants

vs.

SANDY TOWNSHIP; SANDY TOWNSHIP  
SUPERVISORS; and SANDY TOWNSHIP  
PLANNING AND ZONING COMMISSION,  
Appellees

vs.

INTERNATIONAL CUSTOM PRODUCTS,  
INC.,  
Intervenor

NOTICE OF INTERVENTION

FILED 400  
C/10/24/01  
JAN 18 2002  
Atty Ryan

William A. Shaw  
Prothonotary

*Atty*

COLAVECCHI  
RYAN & COLAVECCHI

ATTORNEYS AT LAW

221 EAST MARKET STREET  
(ACROSS FROM COURTHOUSE)  
P. O. BOX 131  
CLEARFIELD, PA 16830

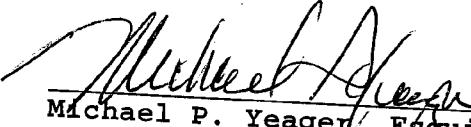
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

CHARLES L. REYNOLDS and :  
BARBARA J. REYNOLDS; and :  
DONALD R. FEZELL and MARY LEE :  
FEZELL, :  
Appellants : No. 01 - 2029 - CD  
vs :  
SANDY TOWNSHIP, SANDY :  
TOWNSHIP SUPERVISORS and :  
SANDY TOWNSHIP PLANNING :  
AND ZONING COMMISSION, :  
Appellees :  
:

P R A E C I P E

TO WILLIAM A. SHAW, PROTHONOTARY:

Please discontinue and end the above-captioned matter.

  
Michael P. Yeager, Esquire  
Attorney for Plaintiff

FILED  
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FEB 27 2002 copy to eIA

William A. Shaw  
Prothonotary

E  
KDA

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Charles L. Reynolds  
Barbara J. Reynolds  
Donald R. Fezell  
Mary Lee Fezell

Vs.  
Sandy Township  
Sandy Township Supervisors  
Sandy Township Planning and Zoning Commission

No. 2001-02029-CD

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA  
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on February 27, 2002 marked:

Discontinued

Record costs in the sum of \$80.00 have been paid in full by Michael P. Yeager, Esq..

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 27th day of February A.D. 2002.

\_\_\_\_\_  
William A. Shaw, Prothonotary