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**REGULAR SEMI-MONTHLY MEETING**  
**April 26, 2011**

The regular semi-monthly meeting of the Board of Supervisors, Hanover Township, Northampton County, Pennsylvania was called to order by Chairman John N. Diacogiannis at the Hanover Township Municipal Building, 3630 Jacksonville Road, Bethlehem, Pennsylvania, 18017 at 7:00 P.M.

Present were Supervisors Nagle, Tanczos and Walbert, Engineer James Birdsall, Solicitor James Broughal, Public Works Director Vince Milite and Township Manager John J. Finnigan, Jr.

The Pledge of Allegiance was performed.

Upon motion of Mr. Nagle, seconded by Mr. Walbert, the Board unanimously approved the Agenda.

Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Mr. Diacogiannis noted that approval of the April 12, 2011 minutes will need to be placed on the next Agenda because he and Mr. Walbert were not in attendance at that meeting and those present tonight would not constitute a majority of the Board voting to approve.

Upon motion of Mr. Nagle, seconded by Mr. Walbert, the Board approved the List of Bills and Transfer dated April 26, 2011 as presented by the Secretary/Assistant Treasurer, and to enter the signed List of Bills by the Secretary/Assistant Treasurer and the Board of Supervisors as an attachment to the minutes.

COURTESY OF THE FLOOR

Mr. Charles Ribau of 1321 Biafore Avenue was present to receive clarity on his 2011 trash/recycling bill and to ask relief from the additional penalty amount of \$30.50.

The Board denied the request.

REPORT OF THE CHAIRMAN

Mr. Diacogiannis had nothing to report.

REPORT OF THE VICE-CHAIRMAN

Mr. Walbert had nothing to report.

SUPERVISOR'S COMMENTS & ROAD REPORTS

Mr. Nagle – Road District #1, had nothing to report.

Mr. Walbert – Road District #2, had nothing to report.

Mr. Tanczos – Road District #4, had nothing to report.

Mr. Diacogiannis – Road District #5, had nothing to report.

APPOINTMENTS & RESIGNATIONS

There were no items on the Agenda.

## PLANNING & ZONING

### **Conditional Use Hearing – Greenway Creative Learning Center, for the Property located at 57 Highland Avenue.**

Mr. Walbert closed the regular meeting and opened the Public Hearing. It is noted for the record that the hearing has been duly advertised and the Secretary received Proof of Publication. A Court Stenographer was present to record all testimony. After everyone who wished to speak, has spoken, the Public Hearing was closed and the regular meeting was reopened.

### **Conditional Use Application – Liberty Property Trust, Lehigh Valley Academy – 1560 Valley Center Parkway – Seeking Relief to allow Lehigh Valley Academy, a Private School, to expand in the P.O.R.R. Zoning District.**

Mr. Walbert moved that the Board authorize the Zoning Officer to advertise a Conditional Use Hearing for May 24, 2011 for Conditional Use Application submitted by Liberty Property Trust, Lehigh Valley Academy located at 1560 Valley Center Parkway.

Mr. Nagle seconded the motion.

Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

### **Waiver of Land Development Planning Process – Guardian Life Insurance Company, 3900 Burgess Place.**

Mr. Paul Szewczak from Liberty Engineering was present representing Guardian Life Insurance Company regarding a request for a waiver from the land development planning process in regards to the construction of a 15 foot by 61 foot one-story building to house electrical equipment. Mr. Szewczak reviewed plans showing where the proposed building would be.

Discussion was held on impervious cover, a revised site plan and some engineering issues.

Mr. Walbert moved that the Board approve to grant Guardian Life Insurance Company a waiver from the Land Development process for the addition of a 15x61 foot one-story building to house electrical equipment for the upgrading of their IT facilities conditioned upon the Developer providing a revised Site Plan showing the site plan addition.

Mr. Nagle seconded the motion.

Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

## ADMINISTRATION

### **Adopt Resolution 11-10, Approved Shade Tree List**

Mr. Nagle moved that the Board approve Resolution 11-10 and authorize the Chairman and Secretary to sign the Resolution.

## **HANOVER TOWNSHIP – NORTHAMPTON COUNTY**

### **RESOLUTION # 11-10**

WHEREAS, the Board of Supervisors of Hanover Township, Northampton County, Pennsylvania (the “Board of Supervisors”) enacted certain amendments to the Shade Tree Ordinance (the “Ordinance”) on April 28, 2009; and

WHEREAS, the Ordinance provides for the Board of Supervisors to update the Approved Shade Tree List, by resolution.

NOW THEREFORE, BE IT RESOLVED and it is RESOLVED by the Board of Supervisors that the Approved Shade Tree List is hereby established in accordance with the provision of Ordinance 09-05 as follows:

#### PROHIBITED TREES

American Elm (non-Dutch Elm disease resistant)	Callery Pear	Poplar
Ash	Catalpa	Sassafras
Birch	Gingko – Female	Silver Maple
Black Locust	Honey Locust	Sumac
Boxelder	Horsechestnut	Sycamore/Plane Tree
	Mulberry	Tree of Heaven
	Pin Oak	Walnut
		Willow

#### TREES TO BE USED WITH OVERHEAD WIRES

Under 30 Feet (directly under wires):

Trident Maple (*Acer buergerianum*)  
Hedge Maple (*Acer campestre*)  
Tatarian Maple (*Acer tataricum*)  
Serviceberry (many cultivars) (*Amelanchier x grandiflora*)  
American Hornbeam (*Carpinus caroliniana*)  
Hawthorn (*Crataegus* species: Crimson Cloud, Superba (*laevigata*), Ohio Pioneer (*punctata*), Inermis (*crus-galli*), Winter King (*viridis*))  
Crabapple (disease and fireblight resistant) (*Malus* cultivars: Adams, Centurion, Donald Wyman, Henningi, Indian Summer, Prairie Fire, Professor Sprengei, Red Jewel, Robinson, Snowdrift, Spring Snow, Sugar Tyme, Strawberry Parfait, White Angel)  
Redbud Crabapple (*Malus x zumi* ‘Calocarpa’)  
Japanese Flowering Crabapple (*Malus floribunda*)  
Japanese Tree Lilac (*Syringa reticulata* ‘Summer Snow’, ‘Regent’, ‘Ivory Silk’)  
Japanese Snowbell (*Styrax japonica*)  
Eastern Redbud (*Cercis canadensis*)

30 to 45 Feet (next to wires):

Goldenrain Tree (*Koelreuteria paniculata*)  
Hop Hornbeam (*Ostrya virginiana*)  
European Hornbeam (*Carpinus betulus*, no columnar cultivars)  
Amur Cork Tree – male only (*Phellodendron amurense* ‘Macho’)  
Yoshino Cherry (*Prunus yedoensis*)  
Chinese Elm (*Ulmus parvifolia*)

#### TREES TO BE USED WITHOUT OVERHEAD WIRES

Norway Maple (*Acer plantanoides* ‘Crimson King’)  
 Sugar Maple (*Acer saccharum*, no columnar cultivars)  
 Sugar Hackberry (*Celtis laevigata*)  
 Hackberry (*Celtis occidentalis*)  
 Turkish Filbert or Hazel (*Corylus colurna*)  
 Ginkgo – male only (*Ginkgo biloba*)  
 Sweet Gum – seedless (*Liquidambar styraciflua* ‘Rotundiloba’)  
 Black Gum (*Nyssa sylvatica*)  
 Oak (*Quercus* species):  
     White (*alba*)                      Willow (*phellos*)                      Shumard (*shumardii*)  
     Swamp white (*bicolor*)              English (*robur*)                      Bur (*macrocarpa*)  
     Shingle (*imbricaria*)              Red (*rubra*)                      Sawtooth (*acutissima*)  
 Japanese Scholartree or Pagodatree (*Sophora japonica* ‘Halka’, ‘Princeton’ or ‘Regent’)  
 Linden (*Tilia* species):  
     American (*americana*)              Little Leaf (*cordata*)  
     Silver (*tomentosa*)              Crimean-ungrafted (*euchlora*)  
 Hybrid Elm (*Ulmus* hybrids: ‘Homestead’, ‘Pioneer’)  
 American Elm – Dutch Elm Disease Resistant (*Ulmus americana* ‘Delaware’, ‘Dynasty’, ‘Princeton’)  
 Zelkova (*Zelkova serrata* ‘Village Green’, ‘Green Vase’, ‘Halka’)  
 Autumn Blaze Maple (*Acer x freemanii* "Autumn Blaze")

Mr. Walbert seconded the motion.

Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

**Adoption of Ordinance 11-3 – Authorizing and Establishing Certain Guidelines for the Compensation of the Supervisors of Hanover Township**

Mr. Nagle moved that the Board approve to adopt Ordinance 11-3 as follows and to authorize the Chairman and Secretary to sign the Ordinance.

ORDINANCE NO. 11 – 3

AN ORDINANCE OF THE TOWNSHIP OF HANOVER, NORTHAMPTON COUNTY, PENNSYLVANIA AMENDING ORDINANCE 02-01, BY DELETING AND REPLACING CHAPTER 30, AUTHORIZING AND ESTABLISHING CERTAIN GUIDELINES AND LIMITATIONS FOR THE COMPENSATION OF THE SUPERVISORS OF THE TOWNSHIP OF HANOVER, NORTHAMPTON COUNTY, PENNSYLVANIA.

Mr. Tanczos seconded the motion.

Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

### **Authorize the Chairman to sign the Amendment to the Healthways Agreement**

Mr. Nagle moved to authorize the Chairman to sign the Amendment to the Agreement between American Healthways Services, LLC and Hanover Township Northampton County effective June 1, 2011. It is noted that the amendment to the agreement has been reviewed by the Solicitor and accepted upon certain changes.

Mr. Tanczos seconded the motion.

Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

## **PUBLIC WORKS**

### **DEVELOPMENTS**

#### **Note for the Record - 1,144 Acre Lot Consolidation Plan – Extension**

Mr. Tanczos noted for the record that Lehigh Northampton Airport Authority has granted the Township a 90-day extension to August 3, 2011 to review the 1,144 Acre Lot Consolidation Plan.

#### **Note for the Record – Newly Weds Foods, LVIP IV Lot 23 – Extension**

Mr. Tanczos noted for the record that LVIP IV Lot 23, Newly Weds Foods – Building Addition has granted the Township a 90-day extension to August 7, 2011 for review and approval of the plan.

#### **Lehigh Valley Corporate Center, Phase II – End of Maintenance**

Mr. Tanczos moved that the Board approve, as recommended in Hanover Engineering's letter dated April 21, 2011; to return the Maintenance Bond, upon the Developer's acknowledgement (satisfactory to the Township Solicitor) that Lot 10's driveway responsibilities will be satisfied during the development of Lot 10 and that the Developer adhere to Township Policy #25 (payment of Plans and Appeals Account charges).

Mr. Walbert seconded the motion.

It was noted Mr. Bill Bumber from Liberty Property Trust was present to discuss the status of the properties at Lehigh Valley Corporate Center.

Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

### **STAFF REPORTS**

Mr. Birdsall had nothing to report.

Mr. Broughal had nothing to report.

Mr. Milite updated the Board on the electrical situation at the shop and explained the proposal from PPL and the cost of \$14,579.00 to properly correct the situation. It was noted that the Township and PPL will pay \$14,579.00 each.

Mr. Milite also updated the Board on the 2011 Roadwork project.

Mr. Finnigan distributed the Fire Company Report and the B. A. P. L. Annual Report and noted that the Sousa Concert is this Sunday, May 1<sup>st</sup>.

Upon motion of Mr. Nagle, seconded by Mr. Tanczos, the Board approved adjournment at 7:47 P.M.  
Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Lori A. Stranzl  
Secretary/Assistant Treasurer