
REGULAR SEMI-MONTHLY MEETING May 9, 2017

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

Present were Supervisors Salvesen, Nagle, Prendeville, Tanczos, Engineer Brien Kocher, Solicitor Jim Broughal, Township Manager John Finnigan and Public Works Director Vincent Milite.

The Pledge of Allegiance was performed.

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

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

Upon motion of Mr. Nagle seconded by Mr. Salvesen, the Board approved the minutes and BID minutes, from the meeting of the Board of Supervisors dated April 25, 2017.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

Upon motion of Mr. Nagle, seconded by Mr. Salvesen, the Board approved the list of bills and transfers dated May 9, 2017.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

COURTESY OF THE FLOOR

Bill Vogler of 1320 Biafore Ave. was present to discuss the sinkhole issues caused by the water main breaks. He questioned the board if there was anything that as a Township can do proactively improve the water main infrastructure.

Mr. Diacogiannis advised that the Township does not have authority to do anything with the City's water infrastructure.

Brian Fritz of 4012 Maria Lane was present to discuss concerns with his neighbor.

REPORT OF THE CHAIRMAN

Mr. Diacogiannis wished Mr. Finnigan a happy 60th birthday. He reminded everyone of Hanover Days May 10th – 13th.

REPORT OF THE VICE-CHAIRMAN

Mr. Tanczos inquired if there was anything the Township can do to alleviate the parking congestion on Claire Street.

SUPERVISOR'S COMMENTS

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

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

Mr. Salvesen – Road District #3, had nothing to report.

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

Mr. Prendeville– Road District #5, had nothing to report. He did commend the Public Works staff on rescuing a young gosling from the storm sewer drain.

PLANNING & ZONING

Public Hearing – Zoning Ordinance Amendment – Distilleries, Limited Distilleries, Wineries, and limited wineries

It is noted for the record that the hearing has been duly advertised and the Secretary has received proof of publication. A Court Stenographer is present to record all testimony.

Mr. Tanczos moved the Board approve to adopt Ordinance 2017 – 5, amending the Text of the Hanover Township Zoning Ordinance, Chapter 185 to provide for the establishment of Distillery, Limited Distillery, Winery and Limited Winery Uses in certain Zoning Districts of the Township of Hanover.

Mr. Prendeville seconded the motion.
Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

Public Meeting – Kunsman Street Vacation Ordinance

It is noted for the record that the meeting has been duly advertised and the Secretary has received proof of publication.

Attorney Jim Holzinger was present representing Mr. Kunsman. Mr. Holzinger advised the roads have never been recognized by the Township.

Mr. Tanczos moved the Board approve to adopt Ordinance 2017 – 6, an Ordinance to vacate certain unnamed streets separating Tax Parcel Numbers M6NW2-4-8, M6NW2-4-7, M6NW2-4-6 and M6NW2-4-5, as shown on a certain Subdivision Map with Road Index of Hanover Township, Northampton County, Pennsylvania.

Mr. Prendeville seconded the motion.
Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

Public Meeting – Bamboo Ordinance

It is noted for the record that the meeting has been duly advertised and the Secretary has received proof of publication.

Mr. Broughal advised this is to regulate certain invasive bamboo.

Mr. Diacogiannis stated he thinks this is an invasion of an individual's property rights.

Mr. Tanczos moved the Board approve to adopt Ordinance 2017 – 7, an Ordinance to amend the Code of Ordinances by amending Chapter 133, Property Maintenance, by providing for Regulations Governing the Cultivation of Bamboo.

Mr. Prendeville seconded the motion.
Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis no.

Turkey Hill Liquor License Transfer Ordinance

Mr. Tanczos recused himself.

Mr. Prendeville moved the Board approve to adopt Ordinance 2017 - 8 approving the transfer of restaurant liquor license No. R-15327 into Hanover Township, Northampton County,

Pennsylvania from the Township of Washington, Northampton County, Pennsylvania, pursuant to the Pennsylvania Liquor Code.

Mr. Finnigan advised the Solicitors office has prepared the Ordinance as well as the Resolution required should the Board deny the Ordinance. The resolution requires the Board list reasons if the resolution is passed.

Mr. Salvesen no, because liquor licenses should be given to restaurants and he stated concern that there would not be one specific individual supervising the sale of the alcohol, Mr. Nagle no, because it is ill advised to have consumable alcohol at a destination for gas to operate a vehicle, Mr. Prendeville no, the density of the liquor licenses has a negative effect on the surrounding neighborhoods, stating the potential risk far outweighs the benefit, Mr. Diacogiannis yes, because the decision for this does not belong at the Township level, it has already been decided by the State level.

Mr. Finnigan read Resolution 17-10:

RESOLUTION 17 - 10

WHEREAS, Turkey Hill, L.P., filed an application with the Township of Hanover, Northampton County, to approve the transfer of Restaurant Liquor License No. R-15327 to be utilized at its facility at 6020 Sterner's Way, located within the Township of Hanover, Northampton County, Pennsylvania, pursuant to the Pennsylvania Liquor Code; and

WHEREAS, the Board of Supervisors of Hanover Township, Northampton County, Pennsylvania held a Public Hearing on the request for the transfer of the Liquor License on April 25, 2017, and received testimony from the Applicant, Turkey Hill, L.P., and residents of the Township of Hanover, Northampton County, Pennsylvania; and

WHEREAS, The Board of Supervisors of Hanover Township, Northampton County, Pennsylvania now desire to act on the requested approval of the transfer of the Liquor License as required by the Pennsylvania Liquor Code.

NOW, THEREFORE, BE IT RESOLVED and it is *RESOLVED* that that application for the approval of the transfer of Restaurant Liquor License No. R-15327 to Turkey Hill, L.P., for 6020 Sterner's Way, Hanover Township, Northampton County, Pennsylvania is hereby denied for the following reasons:

- Lack of supervision over the sale of alcoholic beverages
- Health and wellbeing of the Township
- Density of liquor licenses in the Township

Mr. Nagle moved the Board approve to adopt Resolution 17-10.

Mr. Prendeville seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Diacogiannis aye.

Mr. Tanczos rejoined the Board.

ZHB – Variance Request 6735 Gwenmawr Road

The Board decided not to send representation to the Zoning Hearing Board meeting May 25, 2017 regarding the variance request for 6735 Gwenmawr Rd. requesting relief from the setback provisions for the fence section of the ordinance.

ADMINISTRATION

Bethlehem LVCC 3450-3500 LP Tax Assessment Appeal– Stipulation of Counsel– Signature Authorization

Mr. Prendeville moved the Board authorize the Township Solicitor to sign the Stipulation of Counsel for the Tax Assessment Appeal for Bethlehem LVCC 3450-3500 LP.

Mr. Tanczos seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

Bethlehem LVCC One LP Tax Assessment Appeal– Stipulation of Counsel– Signature Authorization

Mr. Prendeville moved the Board authorize the Township Solicitor to sign the Stipulation of Counsel for the Tax Assessment Appeal for Bethlehem LVCC One LP.

Mr. Tanczos seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

East Allen Township Ordinance 2017-02 – Signature Authorization

Mr. Prendeville moved the Board authorize the Chairman and Township Secretary to sign the East Allen Township, Intermunicipal Agreement for the Creation of a Joint Appeals Board between East Allen and Hanover Township.

Mr. Tanczos seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

PUBLIC WORKS

Telco Payment Recommendation

Mr. Nagle moved the Board approve Payment Recommendation 4 for Telco, Inc. in the amount of 4,669.25, for work completed at Brodhead Rd. & Commerce Dr. per the recommendation of Hanover Engineering's letter dated May 5, 2017.

Mr. Salvesen seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

Awarding 2017 Municipal Tract Paving Overlay

Mr. Nagle moved the Board award the 2017 Municipal Tract Paving Overlay Bid to Willow Grove Paving Inc., of PO BOX 1017 Blakeslee, PA 18610, in the amount of \$89,531.25, and authorize the Chairman and Secretary to sign the Proposal and Contract.

Mr. Nagle further moved the Board direct the Secretary to return the remaining bid packets.

Mr. Salvesen seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

DEVELOPMENTS

HTI Security Recommendation

Mr. Salvesen moved the Board denies the Security Release request from HTI, LLC received March 15, 2017, due to outstanding Engineering checklist items, per the Hanover Engineering Letter dated April 27, 2017.

Mr. Nagle seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

Northgate Business Center II, Lot 4 – Agreements

Mr. Salvesen moved that the Chairman and Secretary of the Board of Supervisors are hereby authorized and directed to execute the Site Plan Improvements Agreement, Site Plan Maintenance Agreement and Declaration of Covenant, Agreement and Easement for Maintenance of Stormwater Management Facilities between Steven Mortazavi, M.D., and the Township for Northgate Business Center, II, Lot 4, 4415 Innovation Way.

Mr. Broughal stated there will be no permits issued other than earthmoving until the Letter of Credits have been received and accepted.

Mr. Nagle seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

COURTESY OF THE FLOOR

STAFF REPORTS

Mr. Kocher – Engineer – Nothing to report.

Mr. Broughal – Solicitor – Nothing to report.

Mr. Milite – Public Works Director – Presented the Board with the agreement for Eurofins to be signed, for the testing of pool levels.

Mr. Prendeville moved that the Board authorize the Chairman to sign the agreement with Eurofins.

Mr. Tanczos seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

Mr. Finnigan – Township Manager – requested a motion for the signature of the PNC allocation agreement.

Mr. Prendeville moved that the Board authorize the Chairman to sign the PNC Allocation agreement.

Mr. Tanczos seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Prendeville aye, Mr. Tanczos aye, Mr. Diacogiannis aye.

Mr. Finnigan reminded everyone about the Armed Services Day presentation on May 20, 2017 at 10:00.

Mr. Finnigan presented the Board with the 2017 Financial Statement.

Upon motion of Mr. Tanczos the Board adjourned at 8:20 PM.

Elizabeth D. Ritter
Township Secretary