

ORDINANCE NO. 2012-01

**AN ORDINANCE OF THE TOWNSHIP OF HOPEWELL, BEAVER
COUNTY, PENNSYLVANIA, A FIRST CLASS TOWNSHIP UNDER THE LAWS OF
THE COMMONWEALTH OF PENNSYLVANIA, LAYING OUT, OPENING,
ACCEPTING AND APPROVING McKENNA DRIVE AS PUBLIC ROAD**

WHEREAS, McKenna Drive is a street situate wholly within Hopewell Township that, although never laid out on a subdivision plat or offered for public dedication, has been utilized by the public and periodically maintained by Hopewell Township; and

WHEREAS, pursuant to the First Class Township Code, Title 53 § 57005, a Petition dated October 27, 2011 of a majority in interest of the owners of property or properties through whose land McKenna Drive passes or upon whose land it abuts was submitted to Hopewell Township. See attached Exhibit "A" incorporated herein fully; and

WHEREAS, pursuant to the First Class Township Code, Title 53 § 57005, Hopewell Township initiated proceedings to adopt this Ordinance to lay out and open McKenna Drive as a public road to become part of the Township road system by advertising consideration of said Ordinance in the Beaver County Times on December 6, 2011; and

WHEREAS, the Township has completed a plan drawing and legal description of McKenna Drive that has been accepted and approved by a majority in interest of the owners of property or properties through whose land McKenna Drive passes or upon whose land it abuts. The public right-of-way portion of McKenna Drive shall be 50' wide and 544.02' in length in conformity with Title 53 § 57012. See attached Exhibits "B" and "C" which are incorporated herein fully; and

WHEREAS, Hopewell Township shall also accept the underlying storm sewer system and sanitary sewer system within the paved portion of McKenna Drive as part of the public systems; and

WHEREAS, once adopted this Ordinance shall be filed in the Office of the Beaver County Clerk of Courts following which any Township resident shall have the right to file, within thirty (30) days, Exceptions to the Ordinance along with a Petition for Review; and


WHEREAS, once adopted a copy of this Ordinance shall, within ten (10) days, be posted along McKenna Drive; and


WHEREAS, Hopewell Township shall, as soon as practicable, effectually open McKenna Drive and keep it in repair and reasonably clear of all impediments to easy and convenient traveling in accordance with Title 53 § 57013; and


PETITION TO ACCEPT MCKENNA DRIVE AS A HOPEWELL TOWNSHIP ROAD


AND NOW, this 27th day of October, 2011, all of the undersigned owners of property through which McKenna Drive runs petition the Hopewell Township Board of Commissioners to accept McKenna Drive as a Hopewell Township road and, as such, that Hopewell Township repair and maintain McKenna Drive in the same manner that any other Hopewell Township road is repaired and maintained.

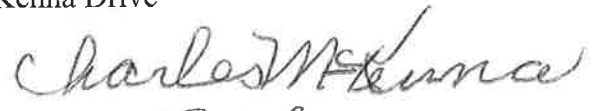
Respectfully submitted,


Tom Sipes
100 McKenna Drive



Paul G. Trillow
102 McKenna Drive



Debra A. Trillow
102 McKenna Drive



Gertha Ruth McKenna
103 McKenna Drive



P.O.A.

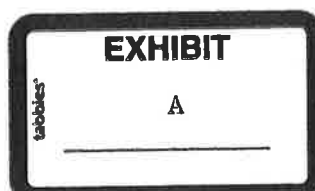

Louis J. Catalogna
104 McKenna Drive

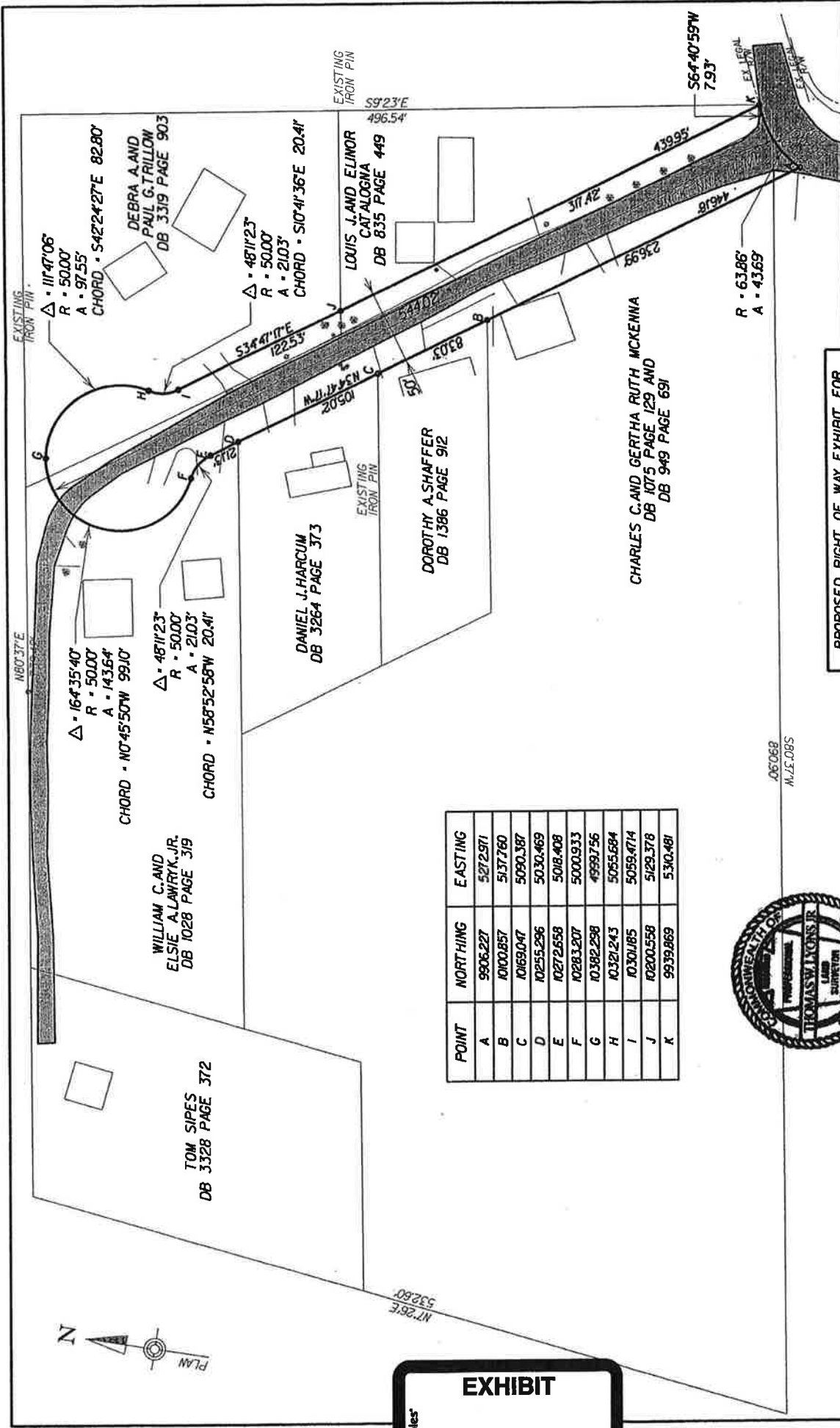

Elinor Catalogna
104 McKenna Drive


Dorothy A. Shaffer
105 McKenna Drive


Daniel J. Harcum
107 McKenna Drive


Elsie A. Lawryk
109 McKenna Drive





POINT	NORTHING	EASTING
A	9906.227	5272.971
B	10100.857	5137.760
C	10169.047	5090.387
D	10255.296	5030.469
E	10272.658	5018.408
F	10283.207	5000.933
G	10382.298	4992.756
H	10321.243	5055.684
I	10301.85	5059.4714
J	10200.558	5129.378
K	9939.869	5310.481



**WIDMER
ENGINEERING
INC.**

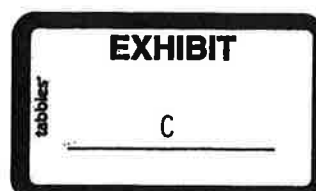
PROPOSED RIGHT OF WAY EXHIBIT FOR
MCKENNA DRIVE
HOPEWELL TOWNSHIP
BEAVER COUNTY
PENNSYLVANIA

DECEMBER 2011 SCALE: 1" = 60'

EXHIBIT
B

**LEGAL DESCRIPTION
PROPOSED RIGHT-OF-WAY
McKENNA DRIVE, HOPEWELL TOWNSHIP, BEAVER COUNTY, PA**

Beginning at a point on the northerly Right-of-Way line of Sharon Grange Road (Point K), thence S64°40'59"W a distance of 7.93 feet to a point; thence by the northerly Right-of-Way line of Sharon Grange Road by a curve to the left having a radius of 63.86 feet and an arc distance of 43.69 feet to a point (Point A); thence by the properties of Charles C. and Gertha Ruth McKenna, Dorothy A. Shaffer, Daniel J. Harcum, and William C. and Elsie A. Lawryk, Jr., N34°47'17"W a distance of 446.18 feet to a point (Point E); thence by property of William C. and Elsie A. Lawryk, Jr., by a curve to the left having a radius of 25.00 feet and an arc distance of 21.03' feet to a point (Point F); thence by property of William C. and Elsie A. Lawryk, Jr., by a curve to the right having a radius of 50.00 feet and an arc distance of 143.64 feet to a point (Point G), said point being S9°23'00"E a distance of 13.56+/- feet from the northerly boundary of the William C. and Elsie A. Lawryk, Jr. property and the Deborah A. and Paul G Trillow property; thence by the property of Deborah A. and Paul G. Trillow by a curve to the right having a radius of 50.00 feet and an arc distance of 97.55' feet to a point (Point H); thence by property of Deborah A. and Paul G Trillow by a curve to the left having a radius of 25.00 feet and an arc distance of 21.03' feet to a point (Point I), thence by the properties of Deborah A. and Paul G. Trillow and Louis J. and Elinor Catalogna S34°47'17"E a distance of 439.95 feet to a point (Point K), being the place of beginning on the northerly right of way line of Sharon Grange Road. Said McKenna Drive Right-of-Way shall have a width of 50.0 feet, a cul-de-sac radius of 50.0 feet, and a total length of 544.02 feet measured from the intersection with Sharon Grange Road to the termination of the cul-de-sac as herein described.



WHEREAS, the Board of Commissioners of the Township of Hopewell now desire to lay out and open for public highway and other public purposes McKenna Drive in accordance with Exhibits "B" and "C" attached hereto and to adopt McKenna Drive as the name of said public road.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Hopewell, a municipal corporation under the First Class Township Code, situate in the County of Beaver and Commonwealth of Pennsylvania, **AND IT IS HEREBY ORDAINED:**

(1) That the aforementioned "Whereas" clauses are incorporated herein fully and in accordance therewith Hopewell Township lays out and opens for public highway and other public purposes McKenna Drive which is hereby accepted as a Township roadway; and

(2) That the name of McKenna Drive is hereby adopted, the plan drawing and legal description of which is attached hereto as Exhibits "B" and "C."

(3) That the owners of property or properties through whose land McKenna Drive passes or upon whose land it abuts shall continue to hold title to the centerline of McKenna Drive.

ORDAINED and **ENACTED** this 9th day of JANUARY, 2012. This Ordinance shall become effective immediately following enactment.

ATTEST:



TOWNSHIP OF HOPEWELL

BY:


Andy Brunette, Manager
Hopewell Township

BY:


President
Board of Commissioners

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TOWNSHIP OF HOPEWELL

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Andy Brunette, Manager
Hopewell Township

BY:


Norman Kraus
President
Board of Commissioners

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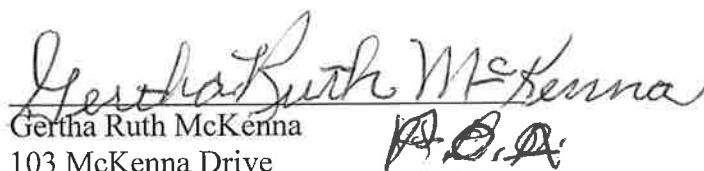
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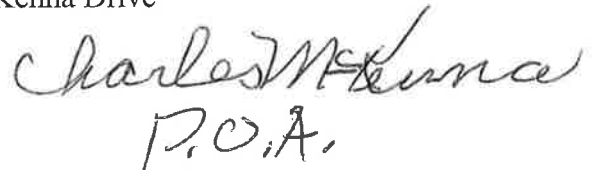
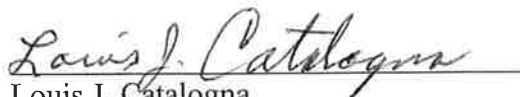
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102 McKenna Drive



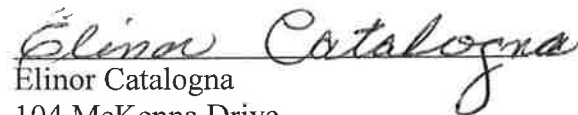
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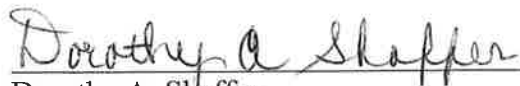
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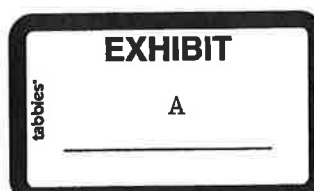
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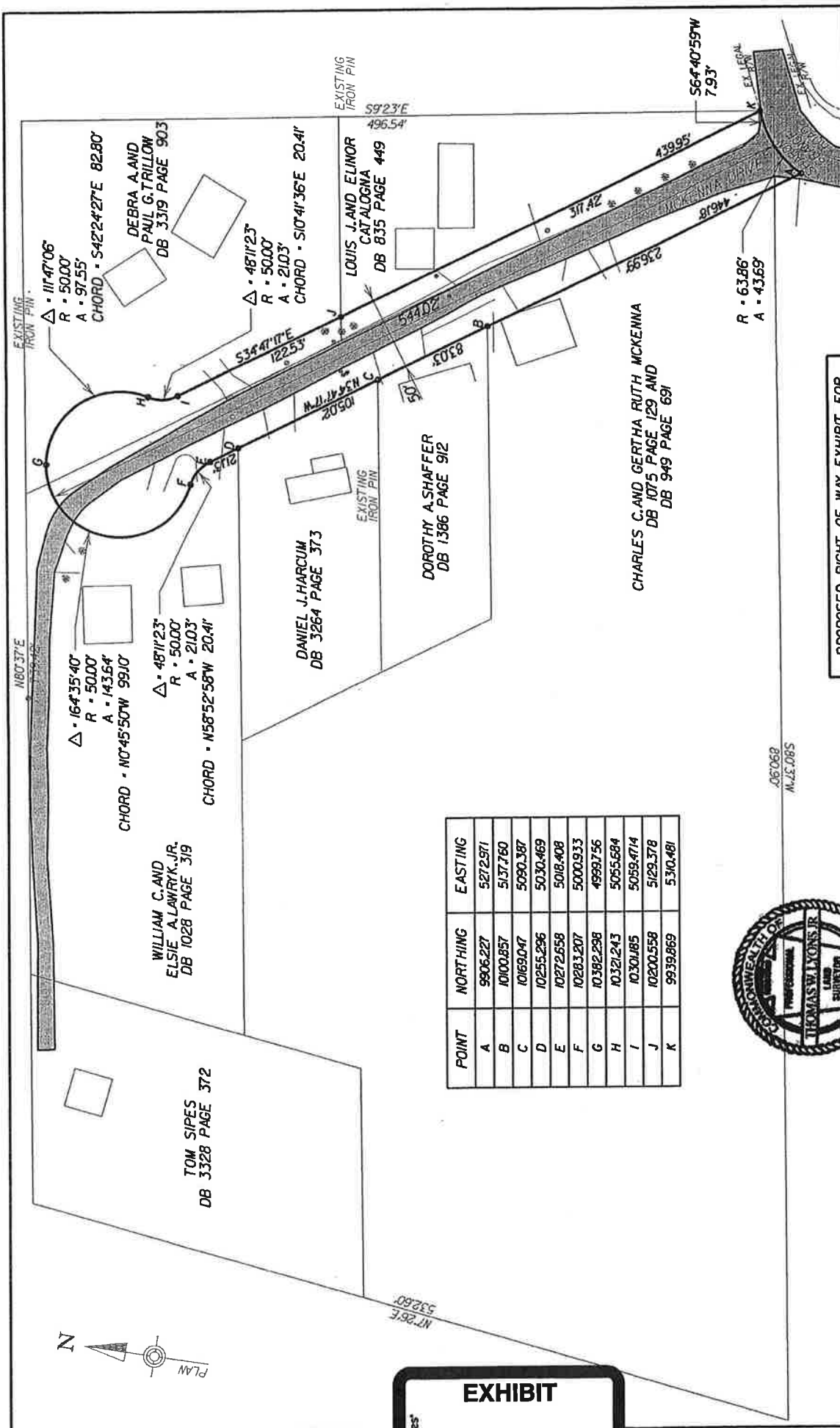


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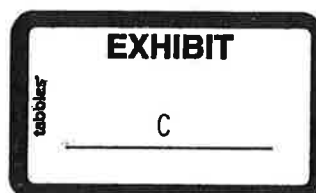
**WIDMER
ENGINEERING**
INC.

SCALE: 1" = 60'

DECEMBER 2011

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**TOWNSHIP OF HOPEWELL
Beaver County, Pennsylvania
BOARD OF COMMISSIONERS
WORKSHOP MINUTES**

January 9, 2012
Meeting in Session at 6:33 p.m.

6:33pm: Workshop Meeting Called to Order by Mr. Kraus and that the meeting will be recorded

ROLL CALL

President

Norm Kraus Jr.

Vice President

Rich Bufalini

Commissioners

Nick DiPietro

Joe Kusnir

Brian Rohm

Others Present

Andy Brunette, Township Manager/Controller

Marie Stratakis-Hartman, Township Engineer

Mike Jones Township Solicitor

6:34pm EXECUTIVE SESSION IN

6:47pm EXECUTIVE SESSION OUT

6:48pm ENGINEERS REPORT Marie Stratakis-Hartman (Report on File)

7:03pm CITIZEN COMMENTS PERTAINING TO THE BUSINESS AGENDA None

Cheryl McFarland 3037 Kane Road

Mrs. McFarland wanted to get the contact information for PennDot in regards to Veasey road for her attorney. Mrs. McFarland inquired about sidewalks on Kane Road she was advised by Mr. Kraus that she would have to contact Kane Road on that issue. Mr. Kraus also told Mrs. McFarland that the Township has requested services done on Kane Road and other State Roads and property every year and it takes them a long time to respond if at all to request that the Township makes. Mr. Kraus at this time advised Mrs. McFarland that after the Business Agenda there will be a Citizens Forum for comments and that this was the time for citizens to comment on Business Agenda items.

7:06pm BUSINESS AGENDA

Mr. Bufalini Motion to approve the Workshop Minutes of December 12, 2011
Mr. Kusnir Second the motion

Roll Call Vote:

Mr. DiPietro Yes

Mr. Kusnir Yes

Mr. Rohm Abstain

Mr. Bufalini Yes

Mr. Kraus Yes

Motion Carried

Mr. Kusnir Motion to approve the list of bills dated for January 9, 2012
Mr. Rohm Second the motion

Roll Call Vote:

Mr. DiPietro Yes
Mr. Kusnir Yes
Mr. Rohm Yes
Mr. Bufalini Yes
Mr. Kraus Yes

Motion Carried

7:11pm CONTINUED PUBLIC HEARING FOR ORDINANCE 2012-01

CITIZEN COMMENTS PERTAINING TO ORDINANCE 2012-01 None

Mr. Bufalini Motion to adopt Ordinance 2012-01 an ordinance of the Township of Hopewell, Beaver County, Pennsylvania, laying out, opening, accepting and approving McKenna Drive as public road
Mr. Rohm Second the motion

Roll Call Vote:

Mr. DiPietro Yes
Mr. Kusnir Yes
Mr. Rohm Yes
Mr. Bufalini Yes
Mr. Kraus Yes

Motion Carried

Mr. Bufalini Motion to adopt Resolution R- 2012-01 a resolution of the Township of Hopewell, Beaver County, Pennsylvania establishing a standard application fee for on-lot sewage disposal system permits
Mr. Kraus Second the motion

Roll Call Vote:

Mr. DiPietro Yes
Mr. Kusnir Yes
Mr. Rohm Yes
Mr. Bufalini Yes
Mr. Kraus Yes

Motion Carried

Mr. Kraus Motion to authorize advertisement in the officer Phil Safety Products workbook in the amount of \$299.00 per budget line item 1-410-315
Mr. DiPietro Second the motion

Roll Call Vote:

Mr. DiPietro Yes
Mr. Kusnir Yes
Mr. Rohm Yes
Mr. Bufalini Yes
Mr. Kraus Yes

Motion Carried

Mr. Bufalini Motion to hire Patti Ownes as a part-time receptionist clerk at a rate of \$13.32/hr. effective January 16, 2012

Mr. Kusnir Second the motion

Roll Call Vote:

Mr. DiPietro Yes

Mr. Kusnir Yes

Mr. Rohm Yes

Mr. Bufalini Yes

Mr. Kraus Yes

Motion Carried

Mr. Bufalini Motion to approve Chief Ungarean and Detective Greg Durkos to attend the sobriety checkpoint conference in State College Pa. between the dates of March 28, 2012 thru March 30, 2012. All cost of mileage, food and lodging to be reimbursed by the D.U.I. grant program.

Mr. Kusnir Second the motion

Roll Call Vote:

Mr. DiPietro Yes

Mr. Kusnir Yes

Mr. Rohm Yes

Mr. Bufalini Yes

Mr. Kraus Yes

Motion Carried

7:22pm **ITEMS FOR DISCUSSION**

All items for discussion in regards to engineering were addressed in the engineers report and are on file at the Township Building.

Mike Jones updated the Board that he is continuing to work on the revised grading and filling ordinance with the Township engineer. Mr. Jones is in the process of developing an ordinance for property maintenance. Mr. Jones is also working on a resolution for the 2012 depository fees. Mr. Jones advised the Board that the transfer of the liquor license between the Hideaway Lounge and The Brazilian Palms Stake House would not need a public hearing because the license would be transferred within the municipality. Mike Jones is continuing to work on the Low-Income Grant program resolution. The Manager updated the Board on the current mechanical device license fees ordinance and asks the board to review the fees in ordinance 82-3 and consider revising and updating the ordinance. President Norm Kraus asked the manager to set up an evening meeting date with the Beaver County Commissioners as well as a meeting date with Representative Christiana. The manger discussed the open position of Sewer Alternate with the Board; at this point the Board only has one name for the position and asked the manager to advertise the position to see if there might be other residents who would want to apply for the position. The manager discussed with Board the new High School Sign and agreed that the 6 x 8 sign would be sufficient enough for site view from the road and to move forward with the replacement of the welcome to Hopewell High School Signs.

7:34pm **CITIZENS FORUM**

Mr. Joe McFarland 3037 Kane Road

Mr. McFarland asked the engineer about the width of the upper section of Veasey Road and the specifications of how the road would be designed. Township engineer Marie Hartman answered the questions. Mr. Kraus also responded that nothing official will happen until PennDot makes their determination. Mrs. McFarland also asked about the removal of the Veasey Road sign at the eastern section of Kane Road. The Manager stated that the survey according to PennDot shows Veasey ending at Grace Lane, so the sign was removed until PennDot can decide were the road ends. Mr. McFarland also presented the engineer with a survey in regards to Veasey road that he had.

Mrs. Colleen O'Connor 1810 Crestmont Drive

Mrs. O'Connor wanted to check on the letter that was going to be sent to the LCB in regards to St. Michaels Club. Mr. Jones did advise Mrs. O'Connor that the Board did not send a letter, but will be discussing the issue later on in executive session. The Board did advise Mrs. O'Connor to please keep calling the police and that the Township is doing all it can in regards to this situation. Mrs. O'Connor did provide the Township Manager with photos to give to Assistant Chief Tranelli.

John O'Connor 1210 Kingsmill Road

Mr. O'Connor inquired about the depository fees. The Board advised Mr. O'Connor that all residents who use the depository will be required to purchase a \$20.00 annual pass that will include a photo ID for the depository in order to drop off yard waste material.

7:50pm NEW BUSINESS

Commissioner Kraus

Commissioner Kraus informed the Board that he has instructed the manager to set up a meeting with the Beaver County Commissioners in regards to moving the Township forward and letting them know that this Board expects them to start putting Hopewell Township first and it is now the time to start putting pressure on the County Commissioners for help and for them to start directing them to send businesses Hopewell's direction.

8:01pm OLD BUSINESS

Commissioner Brain Rohm

Mr. Rohm asked Marie for an update on the shadow lakes development and also inquired about adding Miller Lane and McKenna to the liquid fuels list. Marie updated Brian on the shadow lakes development and also informed Brian that she and the manager are in the process of adding those roads to liquid fuels. Brian also asked Mr. Jones about Lamar advertising paying the invoice owed to the Township in regards to the Lamar advertising paying rent for its signs for being on Township property. Mr. Jones said that he will research his file and invoice Lamar advertising according to the Township ordinance.

Commissioner Kraus

Commissioner Kraus asked solicitor Mike Jones what could be done in regards to the condition of Hopewell Township Shopping Center? Mr. Jones let Mr. Kraus know that issues regarding the shopping center would be discussed in executive session.

Gregory Brown 2525 Linden Avenue

Mr. Brown asked why the solicitor's discussion about St. Michael's club would be in executive session, Mr. Jones informed Mr. Brown because of potential litigation, Mr. Brown disagreed, and wanted to make sure his objection would be noted in the minutes. Mr. Brown also inquired about the paving problem in Sweet Brier and wanted to know why this was going to be discussed in executive session and not in the public, Mr. Jones advised Mr. Brown that it is because of possible litigation; again Mr. Brown disagreed with that statement and wanted his objection to be noted in minutes.

8:08pm EXECUTIVE SESSION IN

9:00pm EXECUTIVE SESSION OUT

9:01pm ADJOURNMENT

Mr. DiPietro Motion to adjourn
Mr. Kraus Second the motion
Voice Vote: All in favor
Motion Carried