

**ORDINANCE NO. 2012-02**

**AN ORDINANCE OF THE TOWNSHIP OF HOPEWELL, BEAVER COUNTY, PENNSYLVANIA, A FIRST CLASS TOWNSHIP UNDER THE LAWS OF THE COMMONWEALTH OF PENNSYLVANIA, ACCEPTING THE DEDICATION OF MILLER LANE AS A PUBLIC ROAD**

**WHEREAS**, Miller Lane is a street situate wholly within Hopewell Township that, although never laid out on a subdivision plat, has been utilized by the public and periodically maintained by Hopewell Township; and

**WHEREAS**, The Board of Commissioners of the Township of Hopewell now desire to accept the certain dedication of right of way and easement for public highway and other public purposes within Miller Lane recorded on October 1, 2008 in the Office of the Recorder of Deeds in and for the County of Beaver and Commonwealth of Pennsylvania at Instrument Nos. 3332287, 332288, 332290, 332291 captioned Easement Agreements.

**WHEREAS**, pursuant to the First Class Township Code, Title 53 § 57005, Hopewell Township initiated proceedings to adopt this Ordinance to accept Miller Lane as a public road to become part of the Township road system by advertising consideration of said Ordinance in the Beaver County Times on May 4, 2012; and

**WHEREAS**, The Board of Commissioners now desire to accept the roadway constructed within said right of way and easement as a public street and to adopt Miller Lane as the name of said public street; 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 Miller Lane.

**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 Miller Lane which is hereby accepted as a Township roadway; and

(2) That the owners of property or properties through whose land Miller Lane passes or upon whose land it abuts shall continue to hold title to the centerline of Miller Lane; and

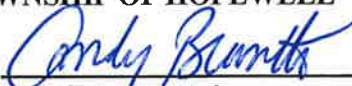
(3) That pursuant to the authority contained in the First Class Township Code, the right of way and easement described with as Miller Lane recorded on October 1, 2008 in the Office of the Recorder of Deeds in and for the County of Beaver and Commonwealth of Pennsylvania at Instrument Nos. 3332287, 332288, 332290, 332291 and specifically identified as Miller Lane beginning at a point on Brodhead Road and Mt. Olivet Cemetery; thence in an easterly direction along the northerly side of the Mt. Olivet Cemetery 581 feet more or less; thence South 20 feet to a point; thence West 581 feet more or less to

Brodhead Road; thence North along the easterly side of Brodhead Road 20 feet to the place of beginning. Said Miller Lane is 20 feet wide extending back of equal width 581 feet, as now and hereafter improved or altered, is hereby adopted and accepted as a public street in the Township of Hopewell; and

(4) That the name of "Miller Lane" is hereby adopted for this public roadway the legal description of which is attached hereto collectively as Exhibit "A."

**ORDAINED** and **ENACTED** this 14<sup>th</sup> day of May, 2012. This Ordinance shall become effective immediately following enactment.

**ATTEST:**  


**TOWNSHIP OF HOPEWELL**  
**BY:**   
Andy Brunette, Manager  
Hopewell Township

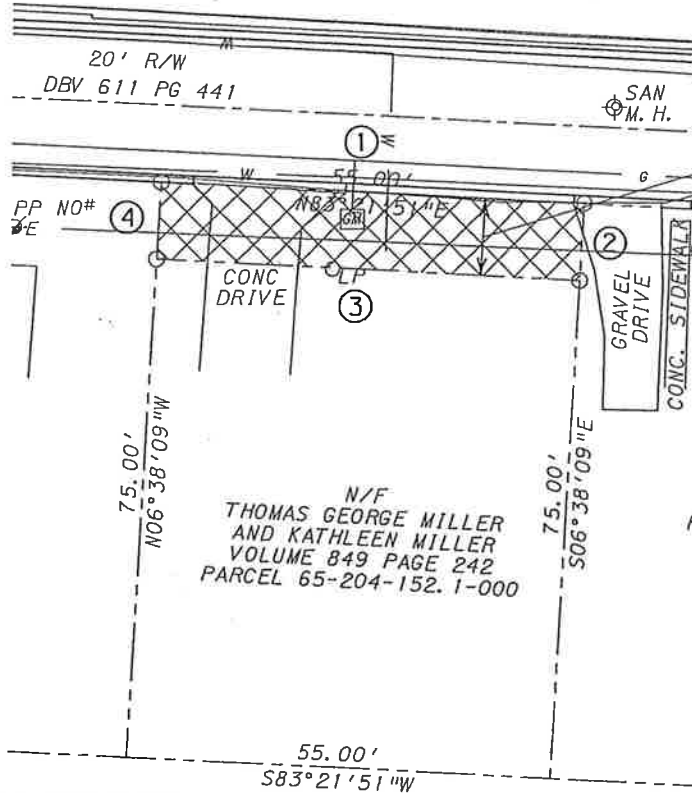
**Board of Commissioners**  
**BY:**   
Norm Kraus, Jr., President

EXHIBIT

A



JONES/MILLER EAGR 32.50 3332287 Page: 5 of 5 10/01/2008 10:13:10 Beaver County



10' TEMPORARY CONSTRUCTION EASEMENT

N/F Lenny G. Belich INSTRUMENT #3254756 PARCEL 65-204-153-000

N/F THOMAS GEORGE MILLER AND KATHLEEN MILLER VOLUME 849 PAGE 242 PARCEL 65-204-152.1-000

N/F PAUL L. SMITH AND LINDA F. SMITH INSTRUMENT #3282989 PARCEL 65-204-152-000

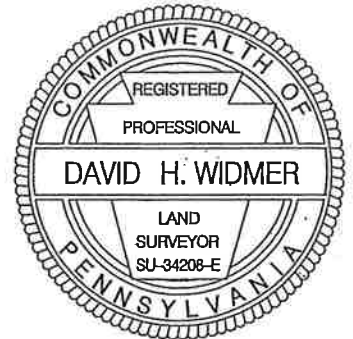
TEMPORARY CONSTRUCTION EASEMENT

- ① N83° 21' 51" E 55.00'
  - ② S06° 38' 09" E 10.00'
  - ③ S83° 21' 51" W 55.00'
  - ④ N06° 38' 09" W 10.00'
- 550 SQ. FT = 0.0126 AC.

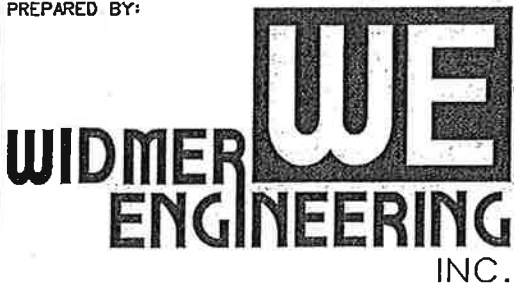
25 0 25



GRAPHIC SCALE IN FEET



PREPARED BY:



806 Lincoln Place, Beaver Falls, PA 15010

EASEMENT

TAX PARCEL 65-204-152.1

MILLER LANE

SITUATE IN: HOPEWELL TOWNSHIP

BEAVER COUNTY, PENNSYLVANIA

FIELD BOOK NO. 278

PROJECT NO. 07153

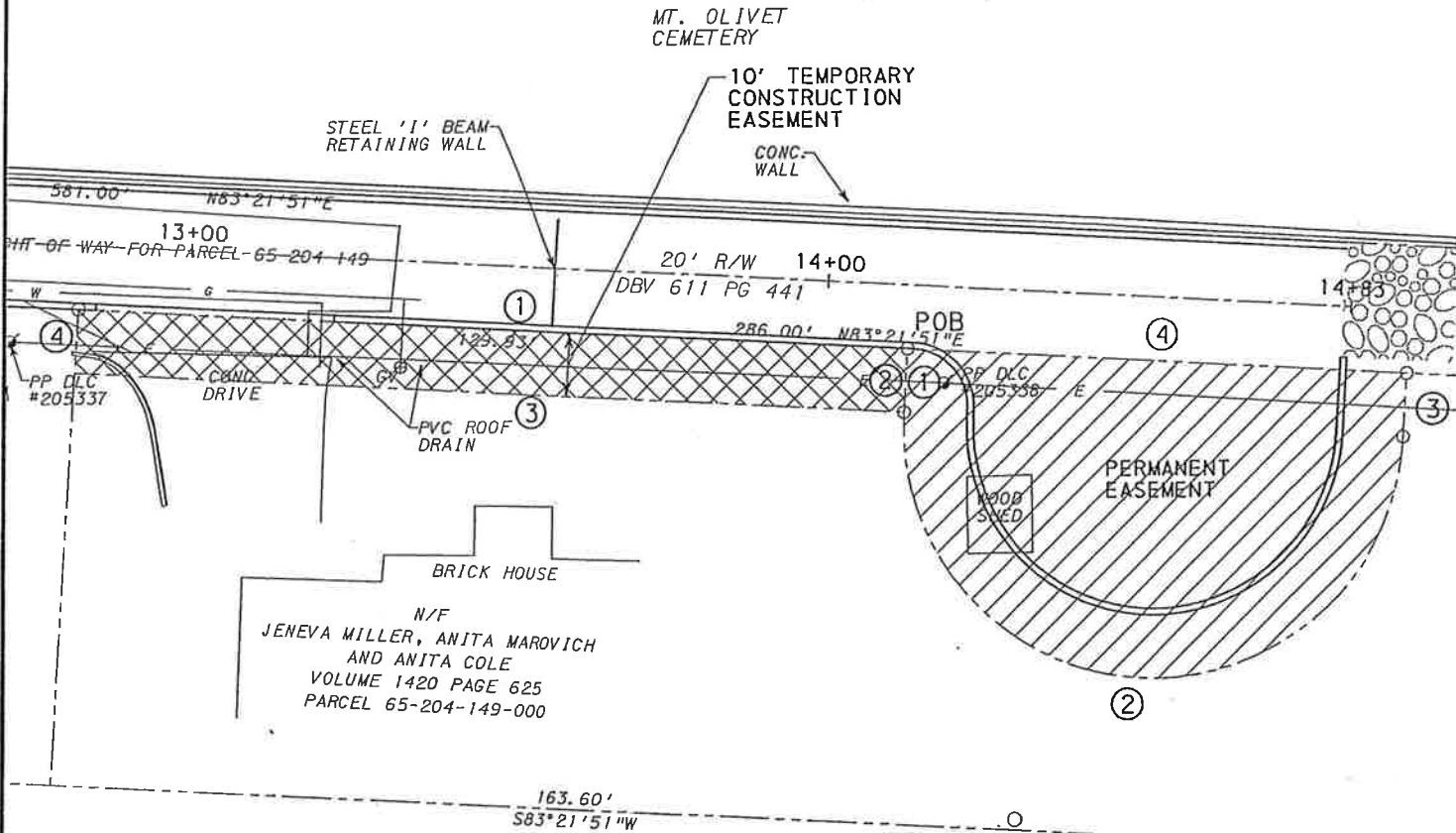
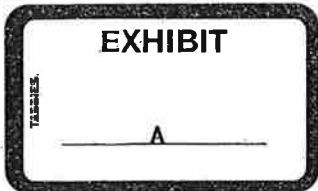
DRAWN: DCB

CHECKED: DHW

DATE: AUGUST, 2008

SCALE: 1" = 25'

SHEET No: 1 OF 1



PERMANENT EASEMENT

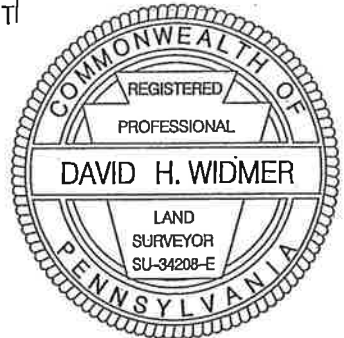
- ① S06° 38' 09" E 10.00'
- ② RADIUS 40' 125.66'
- ③ N06° 38' 09" W 10.00'
- ④ S83° 21' 51" W 80.00'

3312.69 SQ. FT = 0.0760 AC.

TEMPORARY CONSTRUCTION EASEMENT

- ① N83° 21' 51" E 129.93'
- ② S06° 38' 09" E 10.00'
- ③ S83° 21' 51" W 129.93'
- ④ N06° 38' 09" W 10.00'

1299.26 SQ. FT = 0.0298 AC.



GRAPHIC SCALE IN FEET



3332288

Page: 5 of 5  
10/01/2008 10:14

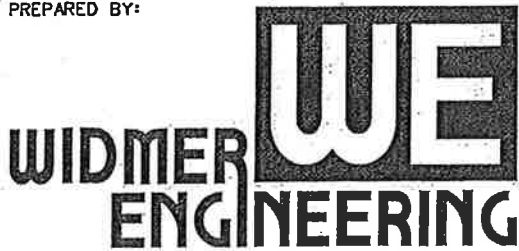
JONES/MAROVICH

EAGR

32.50

Beaver County

PREPARED BY:



806 Lincoln Place, Beaver Falls, PA 15010

EASEMENT

TAX PARCEL 65-204-149

MILLER LANE

SITUATE IN: HOPEWELL TOWNSHIP

BEAVER COUNTY, PENNSYLVANIA

FIELD BOOK NO. 278

PROJECT NO. 07153

DRAWN: DCB

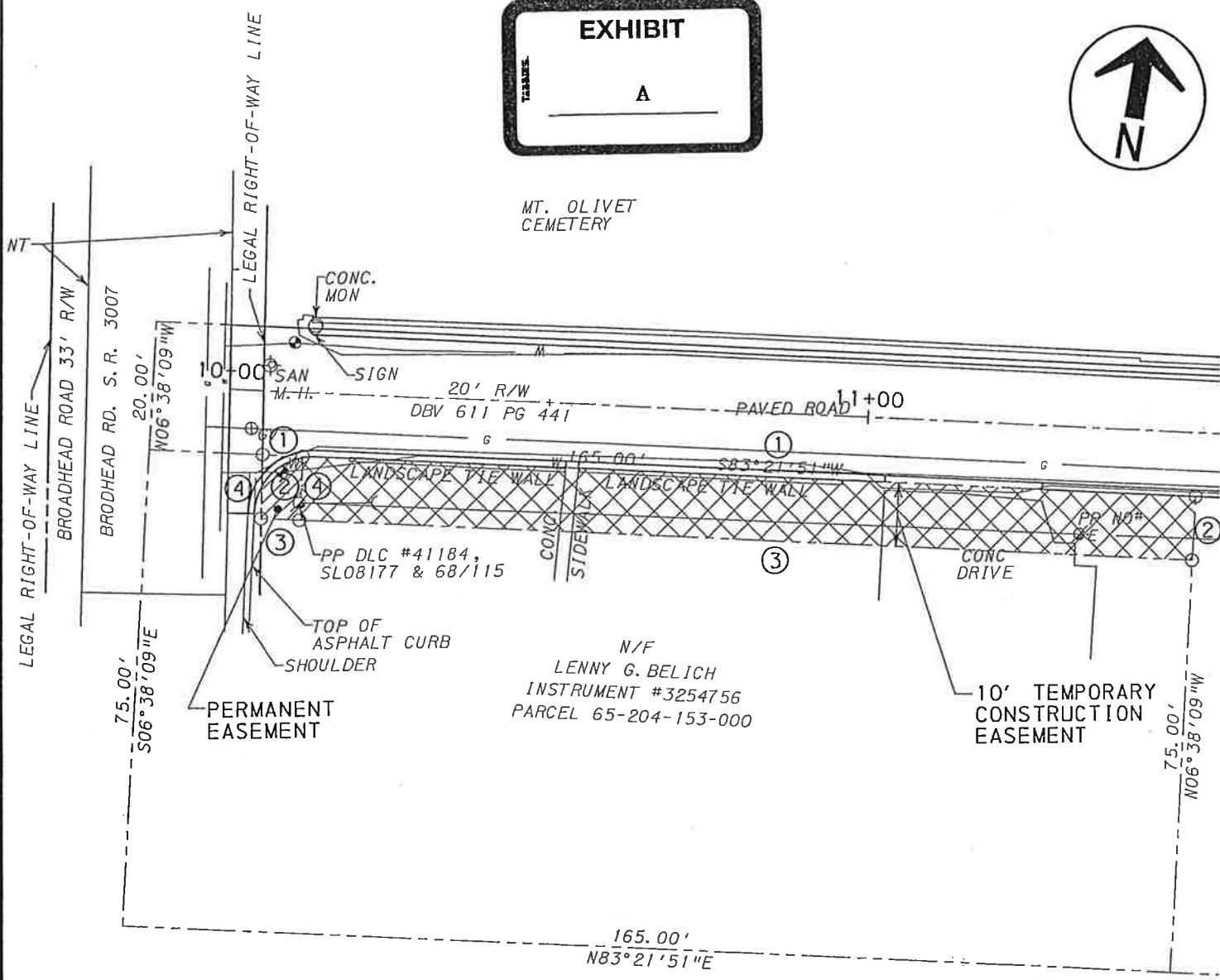
CHECKED: DHW

DATE: AUGUST, 2008

SCALE: 1" = 30'

SHEET No: 1 OF 1

**EXHIBIT**  
**A**



**PERMANENT EASEMENT**

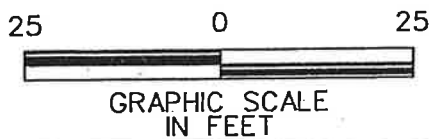
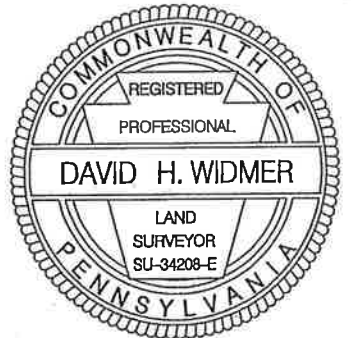
①	N83°21'51"E	6.27'
②	S06°38'09"E	10.00'
③	S83°21'51"W	5.90'
④	N08°35'00"W	10.00'

60.71 SQ. FT = 0.0014 AC.

**TEMPORARY CONSTRUCTION EASEMENT**

①	N83°21'51"E	141.00'
②	S06°38'09"E	10.00'
③	S83°21'51"W	141.00'
④	N06°38'09"W	10.00'

60.71 SQ. FT = 0.0014 AC.



**3332290**  
Page: 5 of 5  
10/01/2008 10:17  
Beaver County

PREPARED BY:

**WIDMER ENGINEERING INC.**  
806 Lincoln Place, Beaver Falls, PA 15010

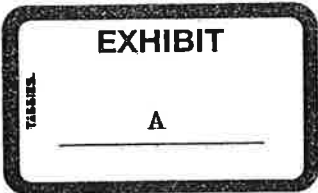
JONES/BELICH EASEMENT 32.50

TAX PARCEL 65-204-153

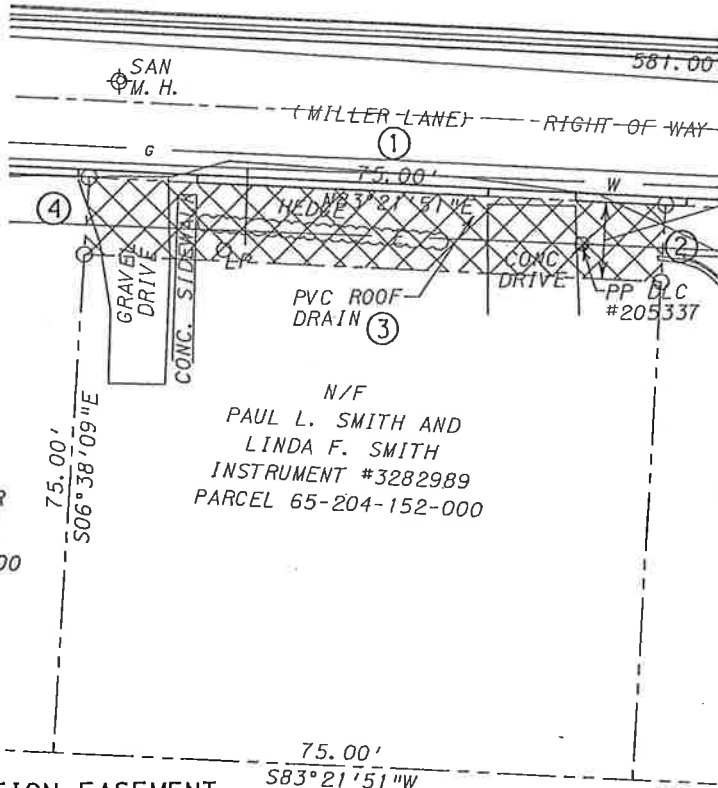
**MILLER LANE**

SITUATE IN: HOPEWELL TOWNSHIP  
BEAVER COUNTY, PENNSYLVANIA

FIELD BOOK NO. 27B	
PROJECT NO. 07153	
DRAWN: DCB	CHECKED: DHW
DATE: AUGUST, 2008	
SCALE: 1" = 25'	
SHEET No:	1 OF 1



3332291  
 Page: 5 of 5  
 10/01/2008 10:18  
 JONES/SMITH EAGR 32.50 Beaver County



10' TEMPORARY CONSTRUCTION EASEMENT

N/F THOMAS GEORGE MILLER AND KATHLEEN MILLER VOLUME 849 PAGE 242 PARCEL 65-204-152.1-000

N/F JENEVA MILLER, ANITA MAROVICH AND ANITA COLE VOLUME 1420 PAGE 625 PARCEL 65-204-149-000

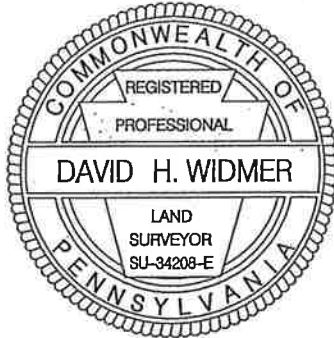
TEMPORARY CONSTRUCTION EASEMENT

- ① N83°21'51"E 75.00'
- ② S06°38'09"E 10.00'
- ③ S83°21'51"W 75.00'
- ④ N06°38'09"W 10.00'

750 SQ. FT = 0.0172 AC.



GRAPHIC SCALE IN FEET



PREPARED BY:

**WIDMER ENGINEERING INC.**

806 Lincoln Place, Beaver Falls, PA 15010

EASEMENT

TAX PARCEL 65-204-152

MILLER LANE

SITUATE IN: HOPEWELL TOWNSHIP

BEAVER COUNTY, PENNSYLVANIA

FIELD BOOK NO. 278	
PROJECT NO. 07153	
DRAWN: DCB	CHECKED: DHW
DATE: AUGUST, 2008	
SCALE: 1" = 25'	
SHEET No:	1 OF 1

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

May 14, 2012  
Meeting in Session at 6:30 p.m.

**6:30pm: 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

**6:30pm            ENGINEERS REPORT Marie Stratakis-Hartman (Report on File)**

**7:21pm            CITIZEN COMMENTS PERTAINING TO THE BUSINESS AGENDA    NONE**

**7:21pm            BUSINESS AGENDA**

Mr. Kusnir            Motion to approve the Workshop Minutes of April 9, 2012

Mr. Bufalini            Second the motion

Roll Call Vote:

Mr. DiPietro            Yes

Mr. Kusnir            Yes

Mr. Rohm            Yes

Mr. Bufalini            Yes

Mr. Kraus            Yes

Motion Carried

Mr. Kusnir            Motion to approve the list of bills dated for May 14, 2012

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

Page 2, May 14, 2012 Workshop Meeting Minutes

Mr. Kusnir      Motion to approve the advertisement for sale of a 1997 Ford F-350 turbo diesel dump truck with plow, hydraulic and block heater  
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 approve Ordinance 2012-02 an ordinance of the Township of Hopewell Beaver County Pennsylvania, a First class Township under the law of the Commonwealth of Pennsylvania, accepting the dedication of Miller lane as a public road.  
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. Rohm        Motion to approve 100 block hours of information technology support from Independent Micro invoice #2012917 in the amount of \$8,900 as per budget line item 1-155-003  
Mr. Kraus        Second the motion

Roll Call Vote:

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

Motion Carried

Mr. Bufalini    Motion to approve Resolution R-2012-09 a resolution of Hopewell Township relative to the establishment and maintenance of employees' pension, annuity insurance and benefit fund to amend certain provisions of the police pension plan of said Township  
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



Page 3, May 14, 2012 Workshop Meeting Minutes

Mr. Kusnir Motion to approve a temporary light duty policy for Hopewell Township's Police Department as revised by Township Solicitor Mike Jones  
Mr. Bufalini Second the motion

Roll Call Vote:

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

Motion Carried

Mr. DiPietro Motion to approve PJ Party Rentals for a dunk tank, hi-striker, and electronic basketball machine in the amount of \$540.00 for Park Fest 2012 per budget line item 1- 454-470 as recommended by the Park Board unanimously  
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. DiPietro Motion to approve commemorative bicentennial plastic mugs with Park Fest logo from Professional Graphic Communications for the resale at Park Fest in the amount of \$625.00 for Park Fest 2012 per budget line item 1- 454-470 as recommended by the Park Board unanimously  
Mr. Bufalini Second the motion

Roll Call Vote:

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

Motion Carried

Mr. Rohm Motion to approve the payment of \$15.00 per hour for the Hopewell School district Bus drivers for driving the buses at the 2012 Park Fest per budget line item 1- 454-470  
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 authorize the insurance settlement proceeds with Rooter Man of Pittsburgh from the Cincinnati Insurance Companies in the amount of \$24,915.43. Insurance proceeds to be deposited into the Sewer Reserve Fund. The Board also authorizes Township Manager Andy Brunette to execute the agreement

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 approve the correction on the Series A 2011 Bond form to read 2.50% beginning 12/28/2015 through 12/28/21 instead of 12/28/2016 through 12/28/21

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

**7:52pm** **ITEMS FOR DISCUSSION**

Mike Jones and the engineer are still working on revising the grading and filling ordinance and also the property maintenance ordinance. Township parking tickets were discussed and the Township Solicitor was authorized to put together an ordinance that would address this problem. The Manager advised the Board that he will be meeting with a representative from First Energy on May 24, 2012 to discuss getting a rate of \$.065 for residential electric usage. The Manager discussed the progress on the marketing plans for the Township and explained that four companies have been contacted and only two have shown interest in developing a plan for the Township. One of the companies will be at the May 21, 2012 meeting to present. The Manager also discussed with the Board the revamping of the Township's Mechanical Device ordinance for 2013. The Board authorized Solicitor Mike Jones to proceed with the new mechanical device ordinance to be effective January 1, 2013. The Manager explained the request by the V.F.W. for the Township to sweep their parking lot prior to their car cruise. The Manager also gave them an update on his meeting with the Hopewell Volunteer Fire Department and their request for the Commissioners to have their parking lot crack sealed at station #2 by the Township as well as the Board to consider implementing a Fire Tax on the residents. The Manager reminded the Commissioners that the meeting with the Beaver County Commissioners will take place May 30, 2012 at 1:30pm to discuss the movement of the Magistrate Office. The Manager advised the Board that maintenance release agreements have been passed out for Robin Street to be signed by the residents. Resident Sandy Nelko picked up the forms and is in charge of getting the release forms signed and returning them to the Township for approval.

Mr. Bufalini Motion to approve Hopewell Township's Road Department to sweep the Hopewell V.F.D. parking lot prior to their 2012 car cruise pending V.F.W. signing a release agreement and paying the rental rates listed in the release agreement for the equipment and labor.

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 the Hopewell Township's Road Department to crack seal Hopewell Township's Volunteer Fire Department's station #2 parking lot

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

**8:15pm** CITIZENS FORUM NONE

**8:16pm** NEW BUSINESS

Commissioner Rohm

Mr. Rohm questioned if the depository received an additional bin for construction material because over the weekend it was full. The Manager said there are two bins at the location as of Monday morning and the situation has been taken care of.

Commissioner DiPietro

Mr. DiPietro had questions from some elderly residents on how they could have their garbage cans picked up closer to the house instead of bringing them to curb. The Manager told Mr. DiPietro that all the residents have to do is send a medical note in to the administration office signed by their doctor stating that they are unable to move their garbage cans and are requesting a special pick-up.

**8:18pm** OLD BUSINESS

Commissioner Rohm

Mr. Rohm was questioned by two volunteer firemen about when the Township was completing the new burning ordinance and asked the Manager what the status on this was. The Manager told Mr. Rohm that the Township is waiting for Dan Caton and Ed Haney representatives of the Fire Department to write the new burning ordinance. Mr. Caton has advised in the past that they are still currently working on a new burning ordinance. The Township has yet to receive a draft for review

Solicitor Mike Jones

Mr. Jones let the Board know that periodically the Township will be receiving notices about oil and gas drilling sites within the Township and by adjacent municipalities and that its purpose is for notification only. If the drilling was taking place in Hopewell then they would have to abide by the Township ordinance. Mr. Jones told the Board that these notices were all public record. Mr. Jones also gave the board another ordinance to review in conjunction with residential properties

that have multiple tenants but only have one meter to the property. The ordinance will enable the Township to shut-off the entire building if just one of the tenants is delinquent in their sewer payment. The responsibility will now fall entirely on the owner of the property to make the invoice current.

Mr. Kusnir Motion to authorize ordinance 2012-04 regulating the installation of water meters in multiple unit buildings

Mr. Bufalini Second the motion

Roll Call Vote:

Mr. DiPietro Yes

Mr. Kusnir Yes

Mr. Rohm Yes

Mr. Bufalini Yes

Mr. Kraus Yes

Motion Carried

**8:25pm EXECUTIVE SESSION IN**

**9:50pm EXECUTIVE SESSION OUT**

Mr. Kusnir Motion to appoint Doug Martin to Hopewell Township's Sewer Authority Board term ending December 31, 2014

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. Kusnir Motion to appoint Nira Engineering from Coraopolis Pa as Hopewell Township's Planning Board Engineers effective July 1, 2012 replacing Widmer Engineering

Mr. Rohm Second the motion

Roll Call Vote:

Mr. DiPietro Yes

Mr. Kusnir Yes

Mr. Rohm No

Mr. Bufalini Yes

Mr. Kraus Yes

Motion Carried

**9: 50pm ADJOURNMENT**

Mr. Kusnir Motion to adjourn

Mr. Bufalini Second the motion

Voice Vote: All in favor

Motion Carried

Minutes Recorded by: Andy J. Brunette 05/14/12

Minutes Prepared by: Andy J. Brunette 05/15/12