

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS**

**August 15, 2012
7:00 PM**

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 7:04 PM by Mr. Rick Saunders. Pledge of Allegiance was recited.

ROLL CALL: Those present included Mr. Robert Jesteadt, Sr., Mr. Rick Saunders Mr. Thomas Smith and Mrs. Kelly Livermore. Mr. Dale Kerr was absent.

NOTICE OF RECORDING POLICY: Mr. Saunders requested for anyone in the meeting to acknowledge the use of a recording device. No one acknowledged a recording device.

VISITORS: None

TREASURER'S REPORT: A motion was made by Mr. Saunders to accept the treasurer's report for the month of July. Second by Mr. Jesteadt. All in favor. Motion carried.

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills. Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES: Motion made by Mr. Jesteadt to accept the July 18, 2012 and July 31, 2012 (Special Meeting) minutes. Second by Mr. Saunders All in favor. Motion carried.

CORRESPONDENCE:

Bob Badger: Resignation as alternate on the Planning Commission effective July 31, 2012. A motion to accept Mr. Badger's resignation was made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.

County Property and Revenue: Approval granted for exemption from Real Estate Taxation on the mineral the township maintained on the Perry Highway real estate transaction.

A Concerned Citizen (16037): Regarding the hiring of the Road Worker (see attached)

PSATS: Unconstitutionality of Act 13 of 2012

DEP: Act 14, 67, 88 and 127 of 2000 Notification (Moraine State Park Sewage Treatment Plant Expansion)

PSATS: Unemployment Compensation Payment Notice

PUBLIC COMMENT: None

COMMITTEE UPDATES:

Planning Commission:

Township Land Development Plan: The Muddy Creek Township Land Development Plan was presented. The plan includes a setback variance for the proposed office building from 75' front setback to 45' setback when the office building is constructed. The Butler County Planning Commission has approved the plan.

BCATO:

No meeting scheduled until September, 2012.

COG:

No meeting.

ROAD DEPARTMENT REPORT:

- A. Project Update: The ditching and berming is complete on Currie, Fisher and Stanford Roads. The excavating for the Stanford Road project is nearing completion.
- B. Borough Roads: Winter Maintenance Agreement with the borough. The Board can leave the agreement active or terminate by September 15, 2012 for the upcoming maintenance season. A motion to table was made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.
- C. Protech Asphalt: A letter was sent to the bond company requesting more defined areas and locations that the consultant identified as needing reapplied.

OLD BUSINESS:

- A. Flood Management Ordinance: A motion to table was made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.
- B. Township Building: Motion to table made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.
- C. UCC Appeals Board: Motion to table made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.
- D. Indemnity Agreement for HOP: Motion to table made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.

NEW BUSINESS:

- A. Oliver (Stanford Road): The property owner is installing the mobile home in the flood zone without a permit. Mr. Nath issued a cease and desist.
- B. 2013 Budget: Mrs. Livermore just gave a reminder that the next year budget process will begin soon.
- C. Annual Septic Hardship Application/Agreement: Motion to approve the Allen (Sawyer Road) Application/Agreement made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.
- D. Diesel Tank: The road department staff will get prices on installing a new tank outside the garage.
- E. Building Permit Ordinances: Mrs. Livermore requested approval to work with Mr. Smith on reviewing all ordinances that address the issuance of building permits to streamline the process and more defined requirement. Motion to approve the request made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.
- F. Ordinance 63.2: Motion for Mr. Smith prepare and advertise Ordinance 63.2 which addressed over posted weight roads made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.

SOLICITORS COMMENTS: None

SECRETARY'S COMMENTS: None

ADJOURNMENT: Motion by Mr. Saunders to adjourn at 7:48 PM. Second by Mr. Jesteadt. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Rick Saunders

Robert J. Jesteadt, Sr.

Kelly A. Livermore, Secretary/Treasurer

(Seal)