

June 19, 2007

The East Lampeter Township Board of Supervisors met on Tuesday, June 19, 2007 at 7:30p.m. at the East Lampeter Township Office, 2250 Old Philadelphia Pike, Lancaster, PA 17602. The meeting was called to order by Chairman Eberly and was followed by the Pledge of Allegiance. Supervisors present were: Mr. Glenn Eberly, Mr. Michael Landis, Mr. Roger Rutt, Mr. Wilbur Sollenberger and Mr. David Buckwalter. Also present was Mr. Ralph Hutchison, Township Manager.

The following persons signed in as being present:

Mr. Irl & Mrs. Lois Duling, 824 Stumpf Hill Drive, Lancaster, PA 17601
Mr. Fred Daum, 2142 New Holland Pike, Lancaster, PA 17601
Ms. Susan Synder, 435 Mt. Sidney Road, Lancaster, PA 17602
Mrs. Joyce Gerhart, RGS Associates representing Hurst Bros.
Mr. Mark Stanley, Esq. representing Hurst Bros.
Mr. Alex Piehl, RGS Associates representing Rockvale Square
Mr. Rod Glick, 2135 Stonecrest Drive, Lancaster, PA 17601
Mr. Tim Harrison, Staten Island, NY representing TCH Development
Mr. Howard Dieter, Bailey, CO representing Northpointe, LLC
Mr. Clarence Wenger, 110 Pitney Road, Lancaster, representing Dart Container
Mr. James Clymer, Esq., 408 W. Chestnut Street, Lancaster representing Hoover's Towing
Mr. John Ford, Supervisor, West Earl Township
Mr. Richard Horst, Supervisor, West Earl Township
Mr. Matt Getchell, Wieland-Davco, representing Dart Container
Mr. David Ober, 35 S. Willowdale Drive, representing Rockvale Square

Chairman Eberly announced that the Board held an Executive Session prior to the meeting for the purpose of discussing litigation matters.

Minutes:

Chairman Eberly indicated that the copies of the minutes of the June 4, 2007 regular meeting were available for review. Chairman Eberly asked if there were any comments regarding the minutes as prepared.

A motion was then made by Mr. Sollenberger and seconded by Mr. Buckwalter to dispense with the reading of the minutes and approve the minutes as presented.

Mrs. Lois Duling, 824 Stumpf Hill Drive, thanked the Board for having the draft minutes available five days in advance of the meeting. In addition, there was a brief discussion with Mr. and Mrs. Duling and Board members regarding a portion of the Public Comment section of the June 4, 2007 minutes and the Township's future process for the new zoning ordinance. Mr. and Mrs. Duling expressed their desire that the new zoning

ordinance be shared with the public prior to it being sent to the Lancaster County Planning Commission for review. It was concluded that this question was not related to the accuracy of the meeting minutes.

The motion was then passed by unanimous voice vote.

Bills:

Chairman Eberly also indicated that bills represented by various funds in the amount of \$240,158.72 were presented for payment, copies of which were available for review. After review, a motion was made by Mr. Rutt and seconded by Mr. Landis to approve payment of bills as listed in the amount of \$240,158.72. The motion was passed by unanimous voice vote.

Old Business:

- a. Request for Time Extension to Record Approved Plan – Dart Container:
Pitney Road

Mr. Clarence Wenger of Dart Container spoke briefly with the Board regarding this request. Mr. Eberly asked if there were any questions from the Board or from the audience. There were none. Mr. Buckwalter then made a motion to approve a ninety (90) day time extension for the recording of the approved Dart Container Land Development Plan. The motion was seconded by Mr. Landis and approved by unanimous voice vote.

- b. Request for Agreement to Permit Construction prior to Plan Recording –
Dart Container: Pitney Road

Mr. Clarence Wenger of Dart Container requested that the Board delay discussion and consideration of this request until other representatives of Dart Container arrive for the meeting. Chairman Eberly agreed to move on with the agenda and return to this item later in the meeting. Copies of the agreement drafted by the Township Solicitor were provided to Mr. Wenger for review.

- c. Request for Time Extension to Record Approved Plan – Commerce Bank:
Route 30

Mrs. Joyce Gerhart, RGS Associates was in attendance to represent this request. She indicated that they are anticipating resolution of Highway Occupancy issues with PA DOT very soon and would record the plan as soon as that happens. Mr. Eberly asked if there were any questions from the Board or the audience. Mr. Sollenberger asked if the extension requested to July 31, 2007 would provide adequate time to resolve all of the conditions of approval. Mrs. Gerhart indicated that she believed that would provide enough time. There were no questions from the audience.

Mr. Sollenberger then made a motion to approve a sixty (60) day time extension for the recording of the approved Commerce Bank Land Development plan. The motion was seconded by Mr. Rutt and passed by unanimous voice vote.

d. Review and Comment on Proposal to Amend W. Earl Zoning Ordinance and CV Region Comprehensive Plan re: General Consistency

Mr. John Ford, Supervisor for West Earl Township addressed the Board regarding this proposal. Mr. Ford also introduced Mr. Richard Horst, Supervisor for West Earl Township who was also in attendance. Mr. Ford indicated that they were present to request that the Board reconsider the decision made on June 4, 2007 regarding this proposal. Mr. Ford reviewed information related to the property involved in the proposal that he felt was important regarding this proposal. This information included the fact that the property was zoned for Residential development up until about ten years ago. He stated that water and sewer utilities were not available to this site at that time and that the Township had no plans to extend these services to that area. Mr. Ford indicated that because of the lack of services to the area, this property was changed to Agricultural zoning in July, 1998. In addition, Mr. Ford stated that West Earl Township rezoned approximately nine-hundred (900) acres of land from various development zoning classifications to Agricultural in 1998, including the Hurst tract which is involved in this proposal. He also said that two years later West Earl rezoned approximately seventy-five acres of land from Industrial zoning to Agricultural zoning. Mr. Ford stated that about seventy-nine percent of the land area in West Earl Township is now in Agricultural zoning and that much of that area is within their Agricultural Security Area (ASA). He noted that these facts are a strong indication that West Earl Township is serious about Agriculture in the community. Mr. Ford stated that he sees the location of this property as providing an appropriate progression of land uses from a preserved farm in Warwick Township to the Conestoga River to the floodplain and then to this tract proposed for rezoning. He further stated that the property involved is difficult to farm because the farmer is forced to take equipment onto Rt. 272 in order to access it. Mr. Ford then stated that there are two other undeveloped tracts of land which are greater than twenty (20) acres in size that are currently zoned Residential. He also indicated that these tracts are both currently operating farms with no plans for development.

Mr. Ford then reviewed the history of water and sewer system extensions along Oregon Pike. He said that the water system was extended in order to connect to the City system which now provides about fifty (50) percent of the supply due to the failure of a spring source and diminished production from their well source. Mr. Ford stated that the water extension was very expensive and unexpected. He also noted that a water pumping station is located along the Oregon Pike adjacent to the proposed rezoning. Mr. Ford then indicated that the Department of Environmental Protection (DEP) required the Township to extend sewer service to the mobile home park located across the Oregon Pike from the proposed rezoning. He said that this requirement was expensive and has forced the delay of sewer services to other developed areas of West Earl. More recently, he stated, DEP added to the problem when they allowed an anticipated large commercial user of the system to discharge their flow directly to the creek rather than into the Township system

thereby removing significant revenues from the system. Mr. Ford also noted the location of a sewer pumping station adjacent to the proposed rezoning. He stated that this has resulted in West Earl having the highest sewer rates in the County. He also said that the proposed development would add approximately \$100,000 of revenue to the sewer system annually at current rates and that additional revenue from these future water customers would help those currently connected to both systems by spreading costs over more customers. Mr. Ford also stated that although these economic factors are worthy of note, they are not the justification for the proposed change to the comprehensive plan.

Mr. Ford stated that the relocation of the growth boundary closer to the creek will simply be a logical extension of the developed area of West Earl Township in an area which is now served with public facility infrastructure. He said that he believes the situation related to this property is unique and that West Earl Township has given it a lot of thought. Mr. Ford said that West Earl feels that the proposal is consistent with the plan and that the growth boundary cannot be extended further in the future because it is limited by the creek. He indicated that because of the changes in circumstances for this property since the time of the Comprehensive Plan adoption, he believes that the proposed change makes sense now. Mr. Ford also stated that the plan was developed and adopted with the best information available at that time but that the plan can and should be modified as circumstances arise. He said that five years ago this proposal would not have made sense and would not have been supported by West Earl, but now that conditions have changed to create a unique situation, he feels that it does make sense and is supported by West Earl Township.

Mr. Eberly asked if the Rose Hill Road area adjacent to the proposed zoning change is currently supplied with service. Mr. Ford said that area is not currently served. He added that should the proposed development be constructed, extension of service to that area would be more easily accomplished.

Mr. Buckwalter asked if Mr. Ford could show him on a map where the other farms, which are currently zoned for Residential development, are located in relationship to the proposed rezoning. Mr. Ford indicated that one of them is fairly close by while the other one is somewhat distant.

There was further discussion with Mr. Ford regarding the various land uses within West Earl Township and in proximity to the proposed rezoning.

Mr. Sollenberger asked if West Earl had considered changing one of the other farms which are currently zoned for Residential development to Agricultural zoning in order to balance off the proposed rezoning of this tract. Mr. Ford said that the Township has thought about it but has not approached either of the property owners about it at this time. In addition he said that the idea concerns West Earl in that it might set a precedent for future developers to request a similar "trade" even though there is no other location that has the same set of unique and peculiar circumstances as this one presents.

Mr. Landis asked Mr. Ford why the Township rezoned this tract in 1998. Mr. Ford deferred to Mr. Horst since he was not with West Earl at that time. Mr. Horst indicated that there was strong public sentiment to decrease the amount of land zoned for development. Mr. Eberly asked if he felt that the public sentiment was different now. Mr. Horst stated that the residents who are connected to the public water and sewer systems might feel differently now because of the high rates.

Mr. Eberly asked for comments and questions from the audience.

Mr. Fred Daum, 2142 New Holland Pike, asked about the amount of undeveloped land there is currently in West Earl Township that is zoned for residential development. He also expressed concern that the proposed change might set a precedent in the region for changing Agriculturally zoned land to development zoning. Mr. Daum acknowledged that the tract involved is a unique piece of property. He also indicated to Mr. Ford that whatever action is taken by East Lampeter will not prevent West Earl from acting as they wish. Mr. Ford stated that the Implementation agreement entered into by all three Townships requires agreement on all changes to the comprehensive plan. Mr. Daum suggested that perhaps in conjunction with this proposed change there should be a limitation on further changes to the growth boundary. Mr. Ford said that he felt that each proposal should be evaluated on its own merits and that he believes that the situation for this particular piece of land is very unique. Mr. Ford also stated that the two farms which are currently zoned for residential development are thirty-four and thirty-eight acres in size.

Mr. Irl Duling, 824 Stumpf Hill Drive, asked for clarification of the issues related to this proposal. He said that he understands that there are two requests; one to rezone the land and one to move the urban growth area boundary. He asked if they are tied together or if one could be done without the other. Mr. Ford stated that he feels that both actions must be taken together for any change to make sense.

Mr. Eberly indicated that he feels that it is important to have strong cooperation among the Townships in the Conestoga Valley Region. He further stated that the Board's earlier action finding that the proposal did not fit the regional plan may not have recognized all of the circumstances existing for this particular tract. Mr. Eberly went on to say that the Township Planning Commission had been against changing Ag land to development zoning but recommended deferral to West Earl's judgment.

Mr. Daum asked about the status of comment on the proposal from Upper Leacock Township. Mr. Ford indicated that Upper Leacock has not yet reviewed the proposal but that they will be discussing it with their Planning Commission and Supervisors later in the week.

Mr. Landis stated that he is opposed to rezoning Ag land for development. In addition, he said that he understands the business sense to adding customers to the Township sewer system. He stated that he felt conflicted because the set of circumstances is unique and

makes a good argument for the proposed change although he is opposed to rezoning Ag lands for development.

Mr. Buckwalter said that he understood Mr. Ford to say that the motivation for West Earl's support of the proposal was not to aid the Township's revenues for sewer system operation but rather because the change makes sense from an overall planning perspective. As a result of this understanding, he said that he set aside the economic issues presented by DEP's decisions even though he recognizes the costs incurred by the Township. Mr. Buckwalter then went on to say that because there is undeveloped land zoned for development within the existing growth area, he is having difficulty seeing the compelling public interest in making this change now. He indicated that he could see this location being a logical extension in the future after the currently zoned lands are developed.

There was further discussion among the Board and the audience members regarding the proposal and the circumstances related to the proposal.

Mr. Daum indicated that the Conestoga Valley School District Superintendent has expressed concerns about this proposal and that although from a common sense perspective he has to agree with the proposal but from a financial perspective he is concerned that this project will place a burden on all taxpayers in the school district because it will require the construction of a new school. Mr. Ford stated that the farms which are currently zoned for residential development are not being proposed for development but would, if developed, be adding more students to the school district than this proposal would. He believes therefore, that the Superintendent's concerns related to this particular project are unfounded. Mr. Ford said that when the other farms come up to be developed then would be the time for that concern.

Mrs. Duling expressed her agreement with Mr. Buckwalter's comments and indicated that this change could be considered in the future rather than at the present time.

Mr. Sollenberger stated that based upon the presentation and discussion on this matter, he feels that the Board should reconsider the action taken earlier. Mr. Sollenberger then made a motion to support the proposed rezoning and comprehensive plan change in West Earl Township and to find the proposal to be consistent with the comprehensive plan. The motion was seconded by Mr. Eberly and passed by a vote of four in favor and one opposed. Mr. Buckwalter voted against the motion.

b. Request for Agreement to Permit Construction prior to Plan Recording – Dart Container: Pitney Road

Mr. Eberly asked if the representatives from Dart Container were ready to discuss the proposed Developer's agreement prepared by the Township Solicitor.

Mr. Matt Getchell said that he represented the general contractor working for Dart Container to complete the building expansion. He indicated that they are waiting for DEP

to approve of their sewer planning module so that they can then record the approved land development plan. He also indicated that they would like to begin construction right away in order to take advantage of favorable weather conditions. Another representative of Dart indicated that they would like to have Dart's corporate attorney review the draft agreement before they approve of it. There was discussion regarding the possibility of Dart's counsel requesting changes to the document. Mr. Eberly indicated that if changes are requested they will have to be brought to the Supervisors for approval.

Mr. Eberly asked if there were any comments from the audience on this proposal. There were none.

Mr. Buckwalter then made a motion to approve of the developer's agreement drafted by the Township Solicitor to authorize Dart Container to begin construction. The motion was seconded by Mr. Sollenberger and passed by unanimous voice vote.

New Business:

- a. Rockvale Square Outlets Land Development Plan #07-12 re: Olive Garden Restaurant and Bank

Mr. David Ober, General Partner / owner of Rockvale Outlets was in attendance to represent this application. Mr. Ober stated that he purchased the property about three years ago. He said that at that time there was a lease with Auntie Anne's for their new restaurant concept on the property. He also indicated that the new owner of Auntie Anne's made a decision to close the restaurant abruptly this past fall. Mr. Ober indicated that this caused the property to lose a restaurant facility with over four hundred seats creating a number of problems for the center. He also indicated that the center is approaching ninety percent occupancy. Mr. Ober then said that this application was requesting the Board's approval to assist him in shrinking the size of the Rockvale Square development by allowing him to replace the lost restaurant facility with a new Olive Garden Restaurant which will have one-hundred and sixty-nine fewer seats than the Auntie Anne's restaurant had. In addition, by changing the former Auntie Anne's facility to retail space and demolishing the former Levi's building the amount of retail space will be reduced by approximately two-thousand square feet. He indicated that with these changes and reconfiguration of parking space, the project will comply with the zoning ordinance parking requirements. Mr. Ober also stated that the Township Planning Commission had reviewed the plan and recommended approval. Mr. Ober also introduced Mr. Alex Piehl, from RGS Associates who would be available to address any of the engineering type questions regarding the plan.

There was discussion regarding the proposal and other changes which have been made to the property over the past three years.

Mr. Eberly asked if the applicant could show the Board how many parking spaces would be removed by the proposed buildings and parking changes. Mr. Piehl indicated that the

plan does not increase the amount of impervious coverage on the property. Mr. Hutchison indicated that the plan results in the loss of twenty-eight (28) parking spaces which is balanced by the reduction in the demand for parking spaces under the zoning ordinance. Mr. Eberly expressed his concern for any loss of parking spaces because at certain times of the year the center is full and people park along the adjacent streets which indicate that there isn't enough parking available and so losing any spaces is undesirable. Mr. Eberly indicated that although it isn't possible he wishes that the amount of parking spaces could be increased on the property. Mr. Ober agreed.

Mr. Eberly then expressed his concern for the existing right in only entrance to the site from Rt. 896. Mr. Eberly suggested that closing of this entrance would be desirable.

Mr. Landis expressed his feeling that the plan would be a positive improvement to the property and that he supported the changes. He asked about the plans for the existing bank branch once this new location is built. Mr. Ober stated that the existing location would be closed. There was some further discussion regarding the change and ultimate use of the property where the existing bank branch is located.

Mr. Hutchison then asked about the proposed restaurant design and operation with respect to curb side or take out operations, outdoor seating and other features shown on the plan. Mr. Bob Fields representing Olive Garden indicated that there will be no separate take out operation although they will have customers who will take out from the entrance use by all other customers. Mr. Fields also indicated that there will be a few benches outside of the restaurant for customers who are waiting for their table and that there is no outside seating provided. There was some additional discussion regarding the ordinance requirements for parking spaces and the lack of requirements for parking spaces related to customers waiting for seating.

There was a brief discussion regarding the review comments provided by the Township Engineer and County Planning commission regarding the plan waivers requested and the plan as prepared.

Mr. Landis then made a motion to approve the plan and requested waivers subject to the applicant satisfying the comments in the Township Engineer's review letter. Mr. Piehl then requested that the Board consider whether or not the applicant would be required to address the Park and Open Space requirements in the ordinance or the traffic impact study comment in the Township Engineer's letter. There was discussion regarding these two issues with the Board. At the conclusion of the discussion, Mr. Landis agreed to modify his motion to indicate that addressing the Park and Open Space requirements and traffic impacts would not be required. Mr. Sollenberger seconded the motion. Mr. Eberly asked if there were any comments from the audience regarding this plan. There were none. The motion then passed by unanimous voice vote.

Mr. Ober then expressed his appreciation for all of the Township staff and Fire Companies who assisted in dealing with the fire that they had on the property recently and the efforts to get the buildings rebuilt and reoccupied so quickly. He indicated that

they have scheduled a celebration to thank everyone as the stores reopen in that area in the next week.

b. Request for Waiver of Land Development Plan Processing – Bridgeport Center: 1624 Lincoln Highway East

Mr. Mark Stanley, Esq. representing the applicant was in attendance to address the Board regarding this request. He introduced Mr. Tim Harrison the owner, Mr. Howard Dieter and Mr. Dennis Gehringer who were also present. Mr. Stanley explained that the proposal involves the Bridgeport Shopping Center and in particular the easternmost building in the center which is currently occupied by a Subway Restaurant and an Internet Café / Check Cashing business. He further stated that the bulk of the building is currently vacant. He also said that the proposed changes will relocate the Subway Restaurant to another part of the center and eliminate the Internet Café / Check Cashing business. Mr. Stanley also explained that they are proposing to demolish a small portion of the building in order to create a drive through window for the CVS pharmacy related to the CVS store use of the entire building. He indicated that these changes will result in a reduction in the amount of impervious area on the site. He also described the design of the driveway and parking areas related to these changes. Mr. Stanley said that the Zoning Hearing Board has approved some minor variances that were required and that the Township Planning Commission has recommended the granting of the requested waiver.

There was a discussion with the Board regarding the proposal, the ownership of the property and the existing uses on the remainder of the property within the Bridgeport Center.

Mr. Rodney Glick, 2135 Stonecrest Drive asked if the property located on the corner of Lampeter Road and Lincoln Highway was involved in this plan. Mr. Stanley indicated that it is not. There were no other comments from the audience.

Mr. Sollenberger then made a motion to grant the requested waiver of land development plan processing for the Bridgeport Center project as described by the applicant. The motion was seconded by Mr. Buckwalter and passed by unanimous voice vote.

c. Request for ECHO Agreement – 2135 Stonecrest Drive

Mr. Rodney Glick, 2135 Stonecrest Drive was in attendance. He indicated that he wishes to make an addition to his home in order to provide temporary living space for his parents who require care. He presented the Board with some pictures and drawings of the property and proposed addition. He also said that the Zoning Hearing Board had approved of the addition earlier in the month. Mr. Glick stated that he is familiar with the ECHO agreement requirements including the requirement that the kitchen cooking facilities will have to be removed when the living space is no longer needed for his parents. Mr. Eberly asked Mr. Glick about how the addition would be used after it is no longer needed for his parents. Mr. Glick said that he expected that it would be used for

additional living space for his family. There was some additional discussion among the Board member and Mr. Glick. There were no comments from the audience.

Mr. Buckwalter then made a motion to approve the ECHO agreement for 2135 Stonecrest Drive as requested by Mr. Glick. The motion was seconded by Mr. Landis and passed by unanimous voice vote.

Other Business:

- a. Request for permission to use Township Roads for Bicycle Ride Event –
8/19/07

Mr. Hutchison indicated that the request is for the conduct of a ride rather than a race and so none of the roads will be closed to traffic during the event. He also indicated that the applicant would be required to provide the Township with a certificate of insurance. There were no comments from the audience.

Mr. Rutt then made a motion to approve of the use of Township Roads for the Bicycle Ride event on August 19, 2007. The motion was seconded by Mr. Buckwalter and passed by unanimous voice vote.

- b. Consideration of Bids for Road Reclamation and in place paving materials for
2007

Mr. Hutchison indicated that this year's project is different from what the Township has done in prior years for road work. He said that a "cold in place recycling" process and overlay is proposed for Crestmont Avenue, Skyview Avenue and Highview Avenue. He stated that this method was selected as a less expensive but very effective method for maintaining these roads rather than complete reconstruction. Mr. Hutchison said that only one bidder responded to the request for bids, E.J. Breneman. He said that they are a reputable bidder and that the price for the bid is lower than the engineer's estimate and is therefore competitive. He recommended award of the contract to E.J. Breneman. Mr. Eberly asked if there are a limited number of vendors who do this kind of work. Mr. Hutchison said that there are not many contractors equipped for cold in place but that he had hoped that at least two would respond to the bid request. Mr. Landis agreed that there are not any Lancaster County based companies equipped for the cold in place process and that it is a good option for maintaining these roads. There were no comments from the audience. Mr. Buckwalter then made a motion to accept the bid for cold in place recycling and in place materials from E.J. Breneman for \$120,732.50. The motion was seconded by Mr. Rutt and approved by unanimous voice vote.

Public Comment:

Mr. Jim Clymer, Esq. addressed the Board and indicated that he represented Hoover's Towing. He stated that recently a number of calls for towing service have been going to a new company called Silverback Towing. He stated that Silverback towing is not located in East Lampeter Township and that they have been doing questionable things which could impose liability on the Township. Mr. Clymer also said that he believes that Silverback towing is illegally storing vehicles on a property in Strasburg Township. He then indicated that Mr. Wayne and Mr. Gary Hoover were also present. He indicated that Hoover's towing had recently hired a private investigator to find out what Silverback was doing with the vehicles that they towed. He additionally stated that there was an incident on Sunday, May 29, 2007 where Silverback towed two vehicles from a location in close proximity to the Hoover's place of business. Mr. Clymer said that the two Silverback Towing trucks chased the private investigator at high speeds and attempted to run him off of the road. He also said that the private investigator called the State Police who located the tow trucks in Quarryville. Mr. Clymer suggested that this was outrageous conduct which should result in the Township refusing to call Silverback for any future towing needs. Mr. Clymer went on to say that Hoover's Towing is not requesting any special treatment only fair treatment. He indicated that they have reviewed the tow logs for 2007 which indicate that there have been sixteen calls to Silverback towing from February through May. He said that seven of these calls were made by the Police directly to Silverback. He then described an incident on Lincoln Highway that occurred in the morning hours of June 19, 2007 which was not removed from the Highway for two hours when Hoover's could have removed it much more quickly. He said that it therefore appears that the Hoover's are being deliberately excluded from towing business in the Township and that there should be a policy for towing operations which respects the zones that were established many years ago, which calls the tow operator who can most quickly respond to a call for service and to not call any tow company which conducts their affairs improperly or illegally.

Mr. Eberly indicated that the Police allow vehicle operators to select their tow service by preference, including AAA, if they have one and in the event that they have no preference the Police use the established zones to call a tow service. He also indicated that this system has resulted in Hoover's towing getting more calls for service than any other tow operator. Mr. Eberly also said that he believes that the current system is working. Mr. Eberly further indicated that the Township can look into the questions related to the incident that occurred that morning. There was additional discussion with Mr. Wayne and Mr. Gary Hoover regarding towing operations in the Township and related policies and practices for towing operators.

Mrs. Lois Duling, 824 Stumpf Hill Drive then presented the Board with copies of a newspaper article regarding the Amish. She also expressed her concern for Amish buggies being hit by automobiles. She suggested that because of this concern, the speed limit on Horseshoe Road should be reduced. Mrs. Duling also gave Mr. Eberly a video production on the Amish and suggested that all of the Board members should view it. Finally, she indicated that she was disappointed with the Board's decision regarding the proposed zoning change in West Earl Township.

Ms. Snyder also expressed her disappointment with the Board's decision regarding the proposed zoning change in West Earl Township. She also suggested that it might be helpful to have the Police require that drivers sign off indicating their choice of tow operators so that there is documentation of their choice. Mr. Buckwalter said that the Board has reviewed the policy and the numbers of tows done by the various operators in the Township. There was further discussion about this suggestion.

Adjournment:

A motion was made by Mr. Sollenberger and seconded by Mr. Rutt to adjourn the meeting. The motion was passed by unanimous voice vote. The next scheduled meeting is to be held on Monday, July 9, 2007 beginning at 7:30pm.

Respectfully submitted,

Ralph Hutchison
Township Manager