

Minutes from Meeting held March 14, 2023

The March meeting of the South Shenango Township Supervisors was held on Tuesday, March 14, 2023 at the South Shenango Township Building, located at 6865 Collins Road, Jamestown, PA 16134. The meeting was called to order at 2:34 pm by Chairperson Joe Livingston. Present were Supervisors Joe Livingston and Nick Ceremuga; Solicitor Brett Stedman; Roadmaster Jamie Fries; Secretary Rebecca Andrew; Property Maintenance Bob Goff. Five visitors were present. Minutes from the February 14th meeting were reviewed and approved with a motion by Joe Livingston and a second by Nick Ceremuga. MC

The Treasurer's report was as follows:

South Shenango Township General Fund

Previous Month's Balance – January 31, 2023	\$ 185,276.17
February Credits/Deposits	\$ 36,790.75
February Credits/Interest	\$ 4.12
February Debits/Checks	\$ 26,479.00
Balance as of February 28, 2023	\$ 195,592.04

South Shenango Twp. State Account

Previous Month's Balance – January 31, 2023	\$ 85,944.14
February Credits/Deposits – Interest	\$.58
February Debits/Checks	\$ 13,740.66
Balance as of February 28, 2023	\$ 72,204.06

South Shenango ARPAA Fund

Balance as of February 28, 2023	\$ 208,635.30
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Joe Livingston moved to accept the Treasurer's Report with a second by Nick Ceremuga. MC

Visitors Acknowledged –A resident from Grandview Allotment asked if the township intended to do any work on Sunset Drive this year. Jamie responded that they will be making repairs to Sunset Drive.

Jeff Amon stated there was an article in The Meadville Tribune regarding John Tucker and the Sewer Authority. Jeff thanked the supervisors for their efforts in this matter.

Roadmaster's Report – Jamie Fries

New Township signs have been purchased and will be replaced when the weather permits.

Jamie stated that the salt building is outdated and does not fit the minimum amount salt that the Township contracts. He would like get bids to update the salt building. The Supervisors agreed.

Attorney's Report – Brett Stedman

Changes to the noise ordinance draft were discussed, specifically addressing fireworks. Sec.5 (C) was added. Brett will proceed with the changes that were made to the draft.

Mr. Stedman responded to the application for a curative ordinance amendment from last month. (See Below)

The South Shenango Township Board of Supervisors is in receipt of your document titled "Application for Curative Ordinance Amendment" that was first proposed to the Supervisors at their regular meeting of February 14, 2023. The document proposes a curative amendment to Ordinance 1997-2, Section 120.2, Subsections (C) and (D). Page 1, Paragraph 2. The

document further cites the Pennsylvania Municipalities Planning Code (“MPC”), Section 909.1(b)(4); Section 609.1; Section 916.1; Section 603.1; and Section 604(5) as bases to support your curative amendment request. Page 1, Paragraphs 3 and 4.

The signers of the petition are correct that under the MPC, any affected landowner in the Township has a right to request the Township adopt a curative amendment or otherwise attack the validity of any land use ordinance in the Township that falls under the jurisdiction of the MPC. However, I am writing today to inform you that Ordinance 1997-2 was not enacted as a zoning or land use ordinance under the MPC. Instead, it was enacted as an ordinance under the police powers of the Township for the health, safety, and welfare of the community and was enacted under the general powers of the Board of Supervisors, see 53 P.S. §§ 65607, 66506, in addition to the powers delegated to the Board of Supervisors for the enactment of housing regulations and code enforcement. 53 P.S. §§ 66517, 66701-A.

Outside of the MPC, a general right to request a curative amendment to a Township ordinance does not exist. Since the provision you are challenging was not enacted under the MPC, the Township therefore lacks authority to grant you a hearing as to your request. Any consideration of your petition will therefore be up to the supervisors in their ordinary course of business. Thank you for your attention to this matter.

Property Maintenance Official/Zoning Officer- Bob Goff

Joe Livingston asked Bob how he is going to ensure that campers within the township are permitted. Bob stated he will be e-mailing all the associations making them aware of the township rules and the ones without active associations he will be addressing them individually.

Supervisors’ Report –

A public hearing was held at the beginning of the meeting for the South Shenango Township, Crawford County, Board of Supervisors to consider and enact a Subdivision and Land Development Ordinance amendment. There being no public comments, Joe Livingston made a motion to accept Ordinance 1-2023 with a second by Nick Ceremuga. MC

TOWNSHIP OF SOUTH SHENANGO

CRAWFORD COUNTY, PENNSYLVANIA ORDINANCE NO. 1 - 2023

AN ORDINANCE OF THE TOWNSHIP OF SOUTH SHENANGO CRAWFORD COUNTY, PENNSYLVANIA, REPEALING ORDINANCE 93-1, PERTAINING TO AN AMENDMENT TO THE SUBDIVISION AND LAND USE ORDINANCE.

A bid for modifications to the office from Jay Adams Construction, LLC was presented in the amount of \$11,950.00. Joe Livingston made a motion to accept the bid with a second by Nick Ceremuga. MC

Secretary’s Report –Rebecca Andrew

Presented the Pension Disclosure Statement and it will be posted on the website.

Rebecca stated that the liquid fuels allocation in the amount of \$211,635.21 was received and was and was deposited into the General Fund account. She transferred the money to the State account.

PSATS publication on why distributions may have gone into wrong accounts.

AUDIT NOTE: As the state Office of Comptroller Operations is moving away from paper checks, some townships that did not have a direct deposit set up for their state fund may find that their 2023 Liquid Fuels deposit was made into a different account that the township had on file with the commonwealth. PSATS has asked PennDOT to make sure that the Auditor General’s office is aware of this and ensure that it does not result in a negative audit finding for any townships that may have received their funds in a different account.

Correspondence Received – None

Joe Livingston moved to approve the February bills with a second by Nick Ceremuga. MC

The meeting adjourned at 3:21 pm.

Respectfully submitted,

Rebecca Andrew, Secretary