

Memorandum

TO: Newberry Township Board of Supervisors

FROM: William J. Rudy, PE
Newberry Township Engineer

DATE: February 19th, 2026

SUBJECT: **645 Cragmoor Road - Kann
Minor Final Subdivision Plan
Engineer's Reference No. NBTWP12507**

We have reviewed the above referenced Final Subdivision Plan dated November 19th, 2025, last revised January 16th, 2026, as prepared by Gordon Brown & Associates, Inc. and offer the following comments:

A. Zoning

1. Show that all sensitive environmental overlay districts are met for lot 2 (380-27.G).
 - a. Wetland Protection Overlay - The Wetland Protection District and conservation easement shall be described by metes and bounds, indicating the location and measurements of the district 380-31F(6)(b).

B. Subdivision

1. Plan must be signed and properly notarized by the landowner (344-20D(9)).
2. Plans must be signed and sealed by the engineer & surveyor responsible for the plan content (344-20.D(2)).
3. Plan must meet the park and recreation requirements or pay a fee in lieu (344-41).
4. Provide a listing of all applicable waivers, variances, and any waiver approval statements must be revised to acknowledge the outcome of the requested waivers (344-20C(11)). Zoning reference to the docket must be noted on the plan.
5. Non-Building waiver must be approved by the Township and DEP (344-20C(9)). Non-building waiver must be reviewed by the Township SEO.
6. Joint use driveways shall have a cross-access easement that is reviewed and approved by the Township (344-33D(8)(f)[4]).

C. Waivers

1. Provide a site context map (344-20.E). **Applicant requesting a waiver to this section. The planning commission recommended granting this waiver on January 12, 2026. The engineer takes no exception to this waiver.**
2. Submission of a stormwater management plan and report in accordance with Chapter 332. **Applicant requesting a waiver to this section. The planning commission recommended granting this waiver on January 12, 2026. The stormwater report must be submitted at the time of any building.**



3. Plan scale shall be 1" =10', 20', 30', 40', 50' 60' (344-20.B.1). Applicant requesting a waiver to this section. **Applicant requesting a waiver to this section. The planning commission recommended granting this waiver on January 12, 2026. The engineer takes no exception to this waiver.**

D. General

1. Access agreement must be reviewed by the Township Solicitor.

Please provide a PDF submission with any revised plans submitted to our office. Email is preferred. Please email PDF to Bill Rudy (wrudy@pennoni.com).

cc: Jake Hebel, SIT, Gordon L. Brown & Associates - Email

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Gordon L. Brown & Associates, Inc.
Consulting Civil Engineers & Land Surveyors

2238 South Queen Street York PA 17402-4631
(717) 741-4621 www.GLBA-Engineering.com
Breaking New Ground Since 1952!

January 16, 2026

Donna Donald
Newberry Township
1915 Old Trail Road
Etters, PA 17319

Re: Kenneth E. Kann Trust
Final Subdivision Plan
645 Cragmoor Road
Newberry Township, York County

Dear Ms. Donald:

I have reviewed the comments regarding the above-referenced plan for conformance with the Township's regulations and offer the following responses:

York County Planning Commission Comments:

Zoning Ordinance:

1. The "agricultural and forestry setback requirement" should be noted on the plan (s.380-27.F).

Note 8 has been added to the plan.

2. The "agricultural nuisance disclaimer" should be noted on the plan (s.380-27.F).

The agricultural nuisance disclaimer has been added to the title sheet.

3. The plan must meet all sensitive environmental overlay district requirements (s.380-27.G).

A 25' Stream Buffer has been added to the plan. Note 9 has been added to the plan regarding wetlands. The Surface Water Protection Overlay does not apply to the property since there are no ponds or lakes.

Subdivision and Land Development Ordinance:

4. The following information should be shown on or provided with the plan:

- A. Proof that the waiver requested was granted (s.344-20.C.11).

Noted.

- B. The dated signature of the surveyor (s.344-20.D.2).

Noted.

- C. The statement of ownership should be signed by the owner and notarized (s.344-20.D.9).

Noted.

- D. Non-Building Waiver approval by the Township and DEP (s.344-20.C.9).

Noted.

- E. Any required access easement agreement for the proposed 20' Access Easement (s.344-33.8.f.4).

The agreement will be prepared by the client's attorney and submitted to the solicitor for review.

- F. A copy of any deed restrictions or covenants (s.344-20.D.13).

None will be proposed other than the agreement previously mentioned.

Township Engineer Comments:

Zoning Ordinance:

1. Please add agricultural zoning and site data to the plan.

The agricultural zoning and site data has been added to the plan.

2. Lot 2 does not meet the maximum lot coverage. (380-27.C) A zoning variance will be required.

A zoning hearing has been scheduled to address the issue.

3. Provide agricultural and forestry setback statement on the plans (380-271.F).

Note 8 has been added to the plan.

4. Show that all sensitive environmental overlay districts are met for lot 2 (380-27.G).

a. Stream Protection Overlay

A 25' Stream Buffer has been added to the plan.

b. Surface Water Protection Overlay
Does not apply to the property since there are no ponds or lakes.

c. Wetland Protection Overlay
Note 9 has been added to the plans.

Subdivision Ordinance:

1. Plan must be signed and properly notarized by the landowner (344-20.D(9)).

Noted.

2. Plans must be signed and sealed by the engineer & surveyor responsible for the plan content (344-20.D(2)).

Noted.

3. Plan must meet the park and recreation requirements or pay a fee in lieu (344-41).

Client will pay all necessary fees.

4. Provide a listing of all applicable waivers, variances, special exceptions, non-conformities and any waiver approval statements must revised to acknowledge the outcome of the requested waivers (344-200(11)).

All waiver requests have been added to the title sheet.

5. Non-Building waiver must be approved by the Township and DEP (344-200(9)). Non-Building waiver must be reviewed by the Township SEO.

Non-Building waiver was submitted to the township.

6. Add additional general notes that cover sections 344-20D(4),(5),(6),(7) and (8).

Notes 10-14 have been added to the plan.

7. Joint use driveways shall have a cross-access easement that is reviewed and approved by the Township (344-33D(8)(f)[4]).

The agreement will be prepared by the client's attorney and submitted to the solicitor for review.

8. Provide a copy of any deed restrictions imposed on the property as a condition of sale (344-20D(13)). Plan has a note stating no deed restrictions but the plan should make reference to the shared driveway.

Note 3 has been revised.

9. Provide a site context map (344-20.E).

A waiver has been requested.

10. Submission of a stormwater management plan and report in accordance with Chapter 332.

A waiver has been requested.

11. Plan scale shall be 1" =10', 20', 30', 40', 50' 60' (344-20.B.1)

A waiver has been requested.

General Comments:

1. The plan must be reviewed by the York County Planning Commission and all comments must be addressed.

Responses to YCPC Comments are included above.

2. Access agreement must be reviewed by the Township Solicitor.

The agreement will be prepared by the client's attorney and submitted to the solicitor for review.

3. Application should be submitted along with the plans.

The application has been submitted.



Memorandum

TO: Newberry Township Board of Supervisors

FROM: William J. Rudy, PE
Newberry Township Engineer

DATE: October 22nd, 2025

SUBJECT: Lesak & Strickhouser - 10 Markley Drive & 229 Cragmoor Road
Minor Final Subdivision Plan
Engineer's Reference No. NBTWP12508

We have reviewed the above referenced Final Subdivision Plan dated August 2nd, 2025, last revision undated as prepared by Gordon L. Brown & Associates, Inc., and offer the following comments:

The planning commission recommended approving this plan on October 14, 2025.

A. Subdivision

1. ~~Non-building waiver must be approved by the Township and DEP (344-20C(9)). Provide PADEP code number referencing the approved planning module on the cover sheet (344-20I).~~
2. OO X Waiver approval statements must revised to acknowledge the outcome of the requested waivers (344-20C(11)). BOS 10/28/25
3. OO X A notarized statement signed by the landowner, duly acknowledged before an officer authorized to take acknowledgement of deed is required and must be dated following the last change or revision to the plans. 344-21C(7)
4. ~~An application for consideration of a subdivision and/or land development plan is required, 344-21C(13)~~
5. ~~Provide previous PA DEP code number referencing the approved planning module. § 344-21C(6).~~

B. Waivers

1. X OO Provide a site context map (344-20.E). **Applicant Requesting a waiver to this section. The planning commission recommended granting this on October 14, 2025.** BOS 10/28/25

C. General

1. ~~The plan must be reviewed by the York County Planning Commission.~~
2. ~~Dedicated right-of-way line says see note 8 but there is no note 8. Additionally, all numbering of notes must be updated.~~
3. ~~Provide note about how 229 Cragmoor road access the property.~~

Please provide a PDF submission with any revised plans submitted to our office. Email is preferred. Please email PDF to Bill Rudy (wrudy@pennoni.com).

Memorandum

TO: Newberry Township Board of Supervisors

FROM: William J. Rudy, PE
Newberry Township Engineer

DATE: November 17th, 2025

SUBJECT: **Watkins Solar Project – SoLAmerica Energy
Preliminary/Final Land Development Plan
Engineer’s Reference No. NBTWP22404**

We have reviewed the above referenced Preliminary/Final Land Development Plan dated November 2024, last revised November 3rd, 2025, as prepared by Integrated Consulting & Associates, LLC. and offer the following comments:

A. Subdivision

1. Plans must be signed and sealed by the registered professional engineer, landscape architect or land surveyor responsible for preparation of the survey and plan (344-20D(2)).
2. Provide an executed memorandum of understanding which sets forth the responsibilities of all parties regarding the installation and inspection of the required improvements (344-20D(12)).
3. Improvement Guarantees must be submitted in accordance with Article V (344-21C(12)). Performance bond must be provided to the Township in accordance with January 2, 2025 letter approving the bond amount.
4. Provide a notarized statement signed by the landowner, acknowledged by an authorized officer, confirming that the land development on the plan is the owner's act and deed (344-21C(7)).
5. Park and recreation requirements must be met for the proposed land development (344-41).

B. Stormwater

1. Provide a signed Operation and Maintenance Agreement in accordance with Appendix A (332-26A).

C. Waivers

1. Preliminary plan submission (344-15). **Applicant requesting a waiver to this section. The Board of Supervisors approved this waiver on January 28, 2025.**
2. The minimum pipe diameter for stormwater management pipes must be a minimum of 15 inches (332-17C(5)). **Applicant requesting a waiver to this section. The Board of Supervisors approved this waiver on January 28, 2025.**

DD

3. Existing resources and site analysis plans shall be prepared at a scale of one-inch equals 100 feet or one-inch equals 200 feet, whichever would best fit a single standard-size sheet 24 inches by 36 inches (344-20F(3)). **Applicant requesting a waiver to this section. The Board of Supervisors approved this waiver on January 28, 2025.**

D. General

DD

1. Provide Bond in the amount of \$427,694.80 for estimated decommissioning costs as noted in the special exception. This estimate is required to be updated every 5 years.
2. The emergency response plan must be reviewed and approved by the Newberry Township fire chief and emergency services department.

Please provide a PDF submission with any revised plans submitted to our office. Email is preferred. Please email PDF to Bill Rudy (wrudy@pennoni.com).

cc: Zane Geist, P.E. Integrated Development

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D. General

1. Decommissioning bond will be provided before permit is issued

\$7500.00 will be placed in Escrow for inspections

AMENDMENT NO. 5

NEWBERRY TOWNSHIP POLICE RETIREMENT PLAN

The Plan named above gives the Employer the right to amend it at any time. According to that right, the plan is amended effective retroactively to January 1, 2025, as follows:

By amending the definition of **Compensation (DEFINITIONS SECTION 1.02 of Article I)**, as previously adopted, to the following:

Compensation: means the total earnings, except as modified in this definition, from the Employer (Township) during any specified period. Earnings as used in this definition includes salary, court pay, holiday pay, overtime pay, vacation pay, sick pay and other remuneration as described below:

(a): For purposes of calculating a retiree's benefit the payout amount for only those accumulated, but unused, sick and vacation leave that is earned within the last thirty-six (36) months of employment and otherwise payable to the retiree upon his/her separation of employment shall be included

This amendment is made an integral part of the aforesaid Plan and is controlling over the terms of said Plan with respect to the particular items addressed expressly herein. All other provisions of the Plan remain unchanged and controlling. Unless otherwise stated on any page of this amendment, eligibility for benefits and the amount of any benefits payable to or on behalf of an individual who is an Inactive Participant on the effective date(s) stated above, shall be determined according to the provisions of the aforesaid Plan as in effect on the day before he became an Inactive Participant.

Signing this amendment, the Employer, as plan sponsor, has made the decision to adopt this plan amendment.

Signed: _____, 2026

NEWBERRY TOWNSHIP

By: _____

Title: _____

**NEWBERRY TOWNSHIP
YORK COUNTY, PENNSYLVANIA**

ORDINANCE NO. 438

**AN ORDINANCE OF NEWBERRY TOWNSHIP, YORK COUNTY,
PENNSYLVANIA, AMENDING THE POLICE PENSION PLAN
DOCUMENT AMENDING THE DEFINITION OF
"COMPENSATION" (DEFINITIONS SECTION 1.02 of Article I)**

WHEREAS, Newberry Township, York County, Pennsylvania (the "Township") is a second-class township and municipal corporation organized under the Pennsylvania Second Class Township Code (the "Code"); and

WHEREAS, pursuant to the Code at § 1910(h), any township police pension is governed by the Municipal Police Pension Law, 53 P.S. § 767, et seq. (the "Pension Law"); and

WHEREAS, the Township has adopted a Police Retirement Plan (the "Retirement Plan") pursuant to the Pension Law; and

WHEREAS, the Retirement Plan authorizes the Township, from time to time, to amend the terms and conditions of the Retirement plan; and

WHEREAS, Township desires to amend the Retirement Plan effective retroactively to January 1, 2025.

NOW, THEREFORE, be it ordained and enacted and it is hereby ordained and enacted as follows:

SECTION 1: In Article I, the definition of "Compensation" shall be deleted in its entirety and replaced with the following definition:

Compensation: means the total earnings, except as modified in this definition, from the Employer during any specified period. Earnings as used in this definition includes salary, court pay, holiday pay, overtime pay, and other remuneration with the following changes made:

(A) For purposes of calculating a retiree's benefit for officers retiring on or after January 1, 2025, the payout amount for only those accumulated, but unused, sick and vacation leave that is earned within the last thirty-six (36) months of employment and otherwise payable to the retiree upon his/her separation of employment shall be included

SECTION 2: This Ordinance is made an integral part of the Retirement Plan and is controlling over the terms of said Retirement Plan with respect to the particular items addressed above. All other provisions of this Retirement Plan remain unchanged and controlling.

SECTION 3: If any sentence, clause, or section of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, or sections of this Ordinance. It is hereby declared to be the intent of the Township Board of Supervisors that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, or section not been included herein.

SECTION 4: This Ordinance shall be effective five (5) days after its enactment with the Retirement Plan being amended retroactively to January 1, 2025.

ENACTED AND ORDAINED, this _____ day of _____, 2026.

ATTEST:

BOARD OF SUPERVISORS OF
NEWBERRY TOWNSHIP

Aaron Schwartz, Secretary

Mario Eckert, Chairman

SEAL

CERTIFICATE

I, the undersigned, Secretary of the Board of Supervisors of the Township of Newberry, York County, Pennsylvania (the "Township"), certify that the foregoing is a true and correct copy of an Ordinance of the Board of Supervisors of the Township which was duly enacted by _____ to _____ affirmative vote majority of the members of the Board of Supervisors of the Township, at an open public meeting held after notice required by law on February 24, 2026, that said Ordinance has been recorded in the Ordinance Book of the Township; that said Ordinance was duly published as required by law; and that said Ordinance remains in effect, unaltered and unamended as of the date of this Certificate.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township on this 24th day of February 2026.

Aaron Schwartz, Secretary

AGREEMENT REGARDING FIRE PROTECTION SERVICES

This Agreement is made this ___ day of _____, 2026, by and between the Township of Newberry, York County, Pennsylvania, by its Board of Supervisors (“Township”), and the **Susquehanna Fire Company** (“Fire Company”).

WHEREAS, the Township is authorized under the Second Class Township Code, Act of May 1, 1933, P.L. 103, Art. VII, §702, clause IV, as amended (53 P.S. §65704), to make contributions to fire companies for the furnishing of fire protection services; and

WHEREAS, the Township desires to have fire protection services provided by the Fire Company; and

WHEREAS, the Fire Company is willing to provide such services under the terms set forth herein;

NOW, THEREFORE, the parties agree as follows:

SECTION 1. Fire Protection Services

The Fire Company agrees to furnish fire protection services within Newberry Township, to the best of its ability, in consideration of contributions received from the Township pursuant to the above-cited statute.

SECTION 2. Term and Renewal

This Agreement shall commence January 1, 2026, and shall continue for an initial term of three (3) years. Thereafter, this Agreement shall automatically renew for successive one-year terms unless either party provides written notice of termination at least ninety (90) days prior to the end of the then-current term.

SECTION 3. Township Contributions

Any financial contributions made by the Township to the Fire Company shall be gratuitous contributions authorized annually by the Board of Supervisors as part of the Township’s budget process or by separate resolution. Nothing herein shall obligate the Township to make a contribution in any particular amount or in any given year.

SECTION 4. Independent Contractor

The Fire Company is an independent contractor and the Township does not control the means or methods by which the Fire Company performs fire protection services. This Agreement does not create a master-servant, employer-employee, or principal-agent relationship.

SECTION 5. Insurance

The Fire Company shall maintain Comprehensive General Liability Insurance naming the Township of Newberry as an additional insured in amounts deemed adequate by the Township.

SECTION 6. Indemnification

The Fire Company agrees to indemnify and hold harmless the Township of Newberry and its Board of Supervisors from any claims arising from the acts or omissions of the Fire Company.

SECTION 7. Termination

Either party may terminate this Agreement for any reason upon ninety (90) days written notice.

SECTION 8. Entire Agreement

This Agreement constitutes the entire agreement between the parties and may only be amended in writing approved by both parties.

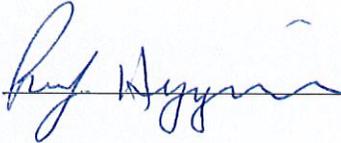
IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

BOARD OF SUPERVISORS

By: _____
Mario Eckert, Chairman

ATTEST:
By: _____
Aaron Schwartz, Secretary

FIRE COMPANY

By:  _____ Pres

By:  _____ Sec

NEWBERRY TOWNSHIP

RESOLUTION NO. 2026-10

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF NEWBERRY PROVIDING FOR SUPPLEMENTAL APPROPRIATIONS FOR THE 2026 BUDGET

WHEREAS, Newberry Township (“Township”) is a second class township duly organized and existing under the Second Class Township Code; and

WHEREAS, the Board of Supervisors of the Township adopted a budget for the calendar year 2026 on December 22, 2025; and

WHEREAS, the Second Class Township Code Article XXXII, Section 3202(e) authorizes the Supervisors to, by Resolution, make supplemental appropriations for any lawful purpose from any funds on hand or estimated to be received within the fiscal year not otherwise appropriated; and

WHEREAS, the Township has the funds available to make the supplemental expenditures from its Fire Tax Fund.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Newberry Township, to make the following supplemental appropriations for the 2026 budget from the Fire Tax Fund of the Township:

SECTION 1. An appropriation to provide additional funding by reimbursement to support operations of the following volunteer fire departments servicing the Township:

Newberry Township Volunteer Fire Department - \$48,000
Goldsboro Volunteer Fire Department - \$5,000
York Haven Volunteer Fire Department - \$22,000

SECTION 2. This Resolution shall be effective immediately.

RESOLVED this 24th day of February, 2026, by the Board of Supervisors of the Township of Newberry, York County, Pennsylvania.

ATTEST:

NEWBERRY TOWNSHIP
BOARD OF SUPERVISORS

Aaron Schwartz, Secretary

By: _____
Mario Eckert, Chairman

(SEAL)

CERTIFICATE

I, the undersigned, Secretary of the Board of Supervisors of the Township of Newberry, York County, Pennsylvania (the "Township"), certify that the foregoing is a true and correct copy of a Resolution of the Board of Supervisors of the Township which was duly enacted by _____ to _____ affirmative vote majority of the members of the Board of Supervisors of the Township, at a regular meeting held on February 24th, 2026, that said Resolution has been recorded in the Resolution Book of the Township; that said Resolution was duly published as required by law; and that said Resolution remains in effect, unaltered and unamended as of the date of this Certificate.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township on this 24th day of February, 2026.

Aaron Schwartz, Secretary

**NEWBERRY TOWNSHIP
YORK COUNTY, PENNSYLVANIA
NOTICE OF PROPOSED ORDINANCE**

The Board of Supervisors of Newberry Township will consider adoption of an ordinance amending Chapter 325 of the Newberry Township Code of Ordinances, entitled *Solid Waste, Recycling, and Refuse*, at its regular meeting on **March 24, 2026**, at **6:00 p.m.** at the **Newberry Township MESB Building, 1895 Old Trail Road, Etters, PA**. Copies of the proposed ordinance are available for inspection at the **Newberry Township Administration Building** during normal business hours.

By order of the Newberry Township Board of Supervisors

NEWBERRY TOWNSHIP
YORK COUNTY, PENNSYLVANIA

ORDINANCE NO. 439

**AN ORDINANCE OF NEWBERRY TOWNSHIP, YORK COUNTY, PENNSYLVANIA,
AMENDING CHAPTER 325 OF THE CODE OF ORDINANCES OF NEWBERRY
TOWNSHIP, ENTITLED "SOLID WASTE, RECYCLING, AND REFUSE," TO UPDATE
COLLECTION HOURS, MODERNIZE CONTAINER AND RECYCLING PROVISIONS,
CLARIFY ADMINISTRATIVE AUTHORITY, AND ALIGN THE ORDINANCE WITH
THE TOWNSHIP'S AUTHORIZED SOLID WASTE AND RECYCLING COLLECTION
CONTRACT**

WHEREAS, Newberry Township, York County, Pennsylvania (the "Township") is a second-class township and municipal corporation organized under the Pennsylvania Second Class Township Code (the "Code"); and

WHEREAS, pursuant to the Code and the Pennsylvania Solid Waste Management Act, the Township is authorized to regulate and provide for the exclusive collection, transportation, recycling, and disposal of municipal waste and recyclable materials; and

WHEREAS, the Township has adopted Chapter 325 of the Code of Ordinances governing solid waste, recycling, and refuse collection; and

WHEREAS, the Township has entered into an authorized solid waste and recycling collection contract for residential properties within the Township; and

WHEREAS, certain provisions of Chapter 325 predate modern collection practices and no longer fully reflect current operational methods, equipment standards, recycling streams, or administrative needs; and

WHEREAS, the Board of Supervisors desires to amend Chapter 325 to align the ordinance with the Township's authorized contract, provide administrative flexibility, and improve clarity and efficiency while preserving the Board's authority over rates and contracts.

NOW, THEREFORE, be it ordained and enacted and it is hereby ordained and enacted as follows:

SECTION 1: § 325-2. Definitions. (Amended)

APPROVED REFUSE CONTAINER OR CART — A refuse container or wheeled cart meeting specifications approved by the Township or provided by the Township's authorized contractor, including automated or semi-automated carts.

TOWNSHIP MANAGER — The Township Manager of Newberry Township or his or her authorized designee.

SECTION 2: § 325-4. Placement of refuse containers and bins holding recyclables. (Amended)

Refuse containers and recycling containers shall be placed curbside no more than twenty-four (24) hours before the scheduled collection day and shall be removed from the curbside no later than twenty-four (24) hours after collection, unless otherwise authorized by the Township Manager due to weather conditions, holidays, emergencies, or operational considerations.

Recyclable containers or carts may be provided by the Township or its authorized contractor. The Township may establish container standards, replacement policies, and related requirements by resolution, administrative policy, or contract.

SECTION 3: § 325-22. Collection schedules. (Amended)

The contractor shall collect municipal waste in accordance with the terms of the contract between the contractor and the Township, but in no event less than one (1) time per week from each dwelling unit.

Unless otherwise expressly permitted by contract or authorized by the Township Manager, collection shall occur between the hours of 6:00 a.m. and 6:00 p.m., prevailing time. The Township Manager is authorized to approve temporary or permanent adjustments to collection hours, schedules, or routes due to holidays, weather events, emergencies, equipment failures, or other operational needs.

SECTION 4: § 325-25. Recyclable materials. (Amended)

The contractor shall collect and dispose of recyclable materials in accordance with Article I of this chapter and the terms of the Township's authorized solid waste and recycling collection contract. The Township or its authorized contractor may designate recyclable materials consistent with the requirements of the Pennsylvania Department of Environmental Protection and the York County Solid Waste Authority.

SECTION 5: § 325-26. Billing and payment procedures. (Amended)

All service fees for municipal waste and recycling collection shall be established and adjusted exclusively by contract approved by the Board of Supervisors and by resolution adopting the Township Fee Schedule.

SECTION 6: § 325-27. Ownership of municipal waste. (Amended)

Recyclable materials shall become the property of the Township upon placement at the curbside and shall transfer to the Township's authorized contractor upon collection, consistent with the Township's exclusive collection contract.

SECTION 7: § 325-30. Observance of laws and ordinances. (Amended)

Enforcement of contractor performance standards, service levels, penalties, and remedies shall be governed exclusively by the terms of the Township's authorized contract and shall not be subject to criminal enforcement under this chapter.

SECTION 8: § 325-34. Administrative authority. (Added)

The Township Manager is authorized to administer and enforce the provisions of this chapter, approve temporary schedule adjustments, authorize early or delayed collections, resolve service complaints, and issue administrative rules and procedures consistent with this chapter and the Township's authorized solid waste and recycling collection contract.

SECTION 9: If any sentence, clause, or section of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such determination shall not affect the remaining provisions of this Ordinance.

SECTION 10: This Ordinance shall be effective five (5) days after its enactment as provided by law.

ENACTED AND ORDAINED, this _____ day of _____, 2026.

ATTEST:

BOARD OF SUPERVISORS OF
NEWBERRY TOWNSHIP

Aaron Schwartz, Secretary

Mario Eckert, Chairman

SEAL

CERTIFICATE

I, the undersigned, Secretary of the Board of Supervisors of the Township of Newberry, York County, Pennsylvania (the "Township"), certify that the foregoing is a true and correct copy of an Ordinance of the Board of Supervisors of the Township which was duly enacted by _____ to _____ affirmative vote majority of the members of the Board of Supervisors of the Township, at an open public meeting held after notice required by law on March 24, 2026, that said Ordinance has been recorded in the Ordinance Book of the Township; that said Ordinance was duly published as required by law; and that said Ordinance remains in effect, unaltered and unamended as of the date of this Certificate.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township on this 24th day of March 2026.

Aaron Schwartz, Secretary

RESOLUTION NO. 2026-11

**A RESOLUTION AUTHORIZING AN APPLICATION TO THE
PENNSYLVANIA MUNICIPAL ASSISTANCE PROGRAM (MAP)
NEWBERRY TOWNSHIP
YORK COUNTY, PENNSYLVANIA**

WHEREAS, Newberry Township intends to undertake a project to develop and adopt a Comprehensive Plan update to guide future growth, land use, infrastructure coordination, and implementation strategies within the Township; and

WHEREAS, the Pennsylvania Department of Community and Economic Development (DCED) makes available grants-in-aid for such projects through the Municipal Assistance Program (MAP); and

WHEREAS, the total anticipated project cost is One Hundred Thousand Dollars (\$100,000); and

WHEREAS, MAP funding may provide up to fifty percent (50%) of eligible project costs;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Newberry Township, York County, Pennsylvania, that the Township hereby authorizes submission of an application to the Pennsylvania Municipal Assistance Program for funding in the amount of Fifty Thousand Dollars (\$50,000); and

BE IT FURTHER RESOLVED that the Board of Supervisors hereby commits municipal resources in the amount of Fifty Thousand Dollars (\$50,000) as the required local match for said project; and

BE IT FURTHER RESOLVED that the Township Manager is authorized to execute all documents necessary to submit the application and administer the grant, if awarded.

RESOLVED this 24th day of February 2026, by the Board of Supervisors of the Township of Newberry, York County, Pennsylvania.

ATTEST:

NEWBERRY TOWNSHIP
BOARD OF SUPERVISORS

Aaron Schwartz, Secretary

Mario Eckert, Chairman

(SEAL)

CERTIFICATE

I, the undersigned, Secretary of the Board of Supervisors of the Township of Newberry, York County, Pennsylvania (the "Township"), certify that the foregoing is a true and correct copy of a Resolution of the Board of Supervisors of the Township which was duly enacted by _____ to _____ affirmative vote majority of the members of the Board of Supervisors of the Township, at a regular meeting held on February 24th, 2026, that said Resolution has been recorded in the Resolution Book of the Township; that said Resolution was duly published as required by law; and that said Resolution remains in effect, unaltered and unamended as of the date of this Certificate.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township on this 24th day of February 2026.

Aaron Schwartz, Secretary



Pennsylvania
**Department of Conservation
and Natural Resources**

Office of the Secretary

Rachel Carson State Office Building | P.O. Box 8767 | Harrisburg, PA 17105-8767 | Phone: (717) 772-9084 | Fax: (717) 772-9106 | dcnr.pa.gov

January 12, 2026

Dave Kirkpatrick
Newberry Township
1915 Old Trail Road
Etters, PA 17319-9130

RE: Newberry Township
Terry Dolan Memorial Park- Development

Mr. Kirkpatrick

On behalf of Governor Josh Shapiro, I am writing to congratulate you on a grant award in the amount of \$192,400.00 from the Community Conservation Partnerships Program administered by the Department of Conservation and Natural Resources (DCNR). Funding for projects comes from a variety of sources including the state Keystone Recreation, Park and Conservation Fund, Environmental Stewardship Fund, ATV and Snowmobile Management Restricted Accounts, and Pennsylvania Heritage Area Program; and the federal Land and Water Conservation Fund and Recreational Trails Program.

The Department is committed to building community conservation partnerships with local governments and nonprofit organizations to protect critical natural areas and open space, develop greenways and trails, provide quality park, recreation and conservation opportunities, and to improve the quality of life in Pennsylvania's communities.

Your DCNR grant award is a recognition of outstanding recreation and conservation work that should be shared with your community. DCNR staff will be in contact with your project coordinator to finalize the grant agreement and to provide additional information on our grant procedures.

I wish you much success in implementing this project, which will contribute to the quality of life for many Commonwealth citizens. If you have any questions, please contact DCNR's Bureau of Recreation and Conservation at 717-783-2658, or via email at DCNR-Grants@pa.gov for assistance.

Sincerely,

A handwritten signature in black ink that reads "Cindy Adams Dunn".

Cindy Adams Dunn
Secretary

Commonwealth of Pennsylvania
 Department of Conservation and Natural Resources
 Bureau of Recreation and Conservation
 Community Conservation Partnerships Program

Applicant Name: Newberry Township
 Project Title: Terry Dolan Memorial Park Rehabilitation Phase II

Date: 3/19/25
 Web Application ID: 2011758

DEVELOPMENT - Detailed Budget Template

Consult a design professional to develop a realistic detailed budget for the project. All scope of work elements discussed in the grant application and shown on the site development drawing (SDD) must be assigned a cost in the detailed budget (add/delete rows as needed). This includes all cash costs and non-cash values. Types of non-cash values are defined below. Refer to the Development- Eligible and Ineligible Grant Project Activities/Costs/Match Policy to ensure eligibility. Separate material and labor costs, where possible, and assume PA Prevailing Wage Rates will be required for all contracted labor. Refer to the "Budget (Example Only)" tab below for an example. Contact your DCNR Regional Advisor for further assistance.

[Click here for Development- Eligible and Ineligible Grant Project Activities/Costs/Match Policy](#)

Item	Description of Item	#	Units	Unit Cost	Cash Costs	Non-Cash Value
1	Site Access / Parking					
A.	Driveway Overlay	1,500	S.Y.	\$12.00	\$13,000.00	\$5,000.00
B.	Additional Pavement for Parking Spaces	270	S.Y.	\$18.00	\$3,000.00	\$1,860.00
C.	ADA Detectable Warning	1	EA.	\$500.00	\$500.00	
D.	ADA Concrete Sidewalk	150	L.F.	\$150.00	\$22,500.00	
E.	Crosswalk across access drive to Sport Courts	24	L.F.	\$10.00	\$240.00	
F.	Parking Striping	1	L.S.	\$500.00	\$500.00	
G.	Signage - Accessible Parking Sign & Post	2	EA.	\$100.00	\$200.00	
2	Sport Courts					
A.	Pickleball Court Base & Surfacing	2,500	S.Y.	\$10.00	\$25,000.00	
B.	Court Striping (Basketball & Pickleball)	1	L.S.	\$2,000.00	\$2,000.00	
C.	Mill & Overlay Basketball Courts	677	S.Y.	\$12.00	\$8,124.00	
D.	Reset Pole and Backboard	2	EA.	\$300.00	\$600.00	
3	Play & Exercise Area					
A.	Demolition of Existing Playground Equipment	1	EA.	\$5,500.00	\$5,500.00	
B.	Exercise Equipment / Structures	1	L.S.	\$32,087.00	\$32,087.00	
C.	Play Equipment	1	L.S.	\$79,563.00	\$79,563.00	
D.	Play Equipment Safety Signs	3	EA.	\$253.00	\$759.00	
E.	Freight	1	L.S.	\$7,436.00	\$7,436.00	
F.	ADA Half Ramp System	1	L.S.	\$697.40	\$697.40	
G.	Installation of Kompan Equipment and ADA Ramp	1	L.S.	\$50,416.66	\$50,416.66	
4	Playground Surfacing					
A.	Filter Fabric	3,870	SF	\$2.05	\$7,918.02	
B.	Freight for Filter Fabric	1	L.S.	\$759.00	\$759.00	
C.	Installation of Filter Fabric	1	L.S.	\$4,583.70	\$4,583.70	
D.	Poured-In-Place Safety Surfacing	905	SF	\$33.68	\$30,482.21	
E.	Freight for Poured-In-Place	1	L.S.	\$1,650.00	\$1,650.00	
5	Raingarden					
A.	Excavation	50	CY	\$200.00		\$10,000.00
B.	Native Vegetation	1	L.S.	\$2,500.00	\$1,750.00	\$750.00
6	Erosion & Sedimentation Control					
A.	12" Filter Sock	1	L.S.	\$3,500.00	\$3,000.00	\$500.00
B.	Rock Construction Entrance	1	EA.	\$1,500.00	\$1,000.00	\$500.00
C.	Strip Topsoil & Stockpile	1	L.S.	\$3,000.00		\$3,000.00
D.	Topsoil / Seed / Mulch	250	S.Y.	\$2.00		\$500.00
7	Pavillion					
A.	Picnic Tables	6	L.S.	\$2,000.00	\$12,000.00	
B.	Security Camera	1	L.S.	\$18,000.00	\$18,000.00	
C.	Lighting	1	L.S.	\$9,000.00	\$9,000.00	
8	DCNR Funding Acknowledgement Sign					
A.	DCNR Funding Acknowledgement Sign	1	EA.	\$150.00	\$150.00	
9	Professional Services					
A.	Consultant Design, Bid Preparation, Construction Observation, Inspection	1	L.S.	\$38,000.00	\$20,000.00	
B.	Permitting (Zoning Permit)	1	L.S.	\$400.00	\$400.00	

Total Cash Costs: \$362,815.99

Total Non-Cash Value:	\$22,110.00
Total Project Cost:	\$384,925.99

Types of Non-Cash Value

In-House Services (Grantee Employees): Eligible In-House Services are professional services and labor provided by Grantee employed staff. Services and labor must be directly related to the completion of the Bureau approved Project Scope of Work as stated in Appendix "A" of the Grant Agreement. The value of In-House Services will be equal to the employees established hourly wage rate as set by the organization/agency governing body or the employee hourly rate plus fringe benefits and operational overhead costs. Fringe benefits and overhead costs include, but are not limited to: Employee insurance, retirement benefits, and paid time off. If awarded a grant, a Billable Rate Schedule must be provided to the Bureau Project Manager for pre-approval.

Equipment Use (Grantee Owned): Eligible Equipment Use is related to the equipment owned and used by Grantee employed staff. The Equipment Use must be directly related to the completion of the Bureau approved Project Scope of Work as stated in Appendix "A" of the Grant Agreement. If awarded a grant, a Billable Equipment Rate Schedule must be provided to the Bureau Project Manager for pre-approval. If Grantee equipment rates are not established, the FEMA Schedule of Equipment Rates may be acceptable.

[Click here for FEMA Schedule of Equipment Rates](#)

Donated Goods and/or Services: Eligible Donated Goods and/or Services are defined as goods and/or services that are provided at no cost to the Grantee and directly related to the completion of the Bureau approved Project Scope of Work as stated in Appendix "A" of the Grant Agreement. The value for Donated Goods will be the actual cost of the goods if they were to be sold by a supplier. Donated Services may include both labor and equipment donated by a business, organization, or person. If a grant is awarded, a Letter of Donation from the business, organization, or person making the donation must be provided for all donated goods and/or services. The dated and signed letter must provide the date and description of the work performed/equipment donated and the value. Land Donation Value of the project site or adjoining lands may also be eligible; however, all land donation must be pre-approved by the Bureau Project Manager prior to acquisition or incurring any project costs.

Volunteer Services: Eligible Volunteer Services consist of non-skilled labor not paid for by the Grantee. Services and labor must be directly related to the completion of the Bureau approved Project Scope of Work as stated in Appendix "A" of the Grant Agreement. The Bureau accepts different hourly rates for Adults (Independent Sector Rate for PA) and Youth under the age of 18 (PA Minimum Wage Rate). If awarded a grant, hourly rates must be pre-approved by the Bureau Project Manager.

[Click here for Independent Sector Website](#)



February 20, 2026

NBTWP00332

Aaron Schwartz, Township Manager
Newberry Township
1915 Old Trail Road
Etters, Pennsylvania 17319

**RE: Bids Received for Contract 2026-01
2026 Road Program
Newberry Township, York County, PA**

Dear Mr. Schwartz,

Enclosed please find the bid tabulation for the above referenced project. We have reviewed the six (6) bids received for completeness and have determined that they are qualified bids, and we recommend awarding to the low bidder, Pennsy Supply, Inc., for the base bid amount of \$369,458.55.

If you should have any questions, please do not hesitate to contact this office.

Sincerely,

PENNONI ASSOCIATES INC.

A handwritten signature in blue ink that reads "William J. Rudy".

William J. Rudy, PE
Township Engineer

Enclosures

cc: File

U:\Accounts\NBTWP\NBTWP00332 - 2026 Road Program\CONSTRUCTION\BID