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**MINUTES**  
**REGULAR MEETING OF THE**  
**UPPER BURRELL SUPERVISORS**  
**WEDNESDAY, JUNE 7<sup>TH</sup>, 2017**  
**MEETING ROOM, 3735 - 7<sup>TH</sup> STREET ROAD**

Board of Supervisors, Chairman, Ross Walker, called the regular meeting of the Upper Burrell Township Supervisors to order at 7:00 pm.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:** The following members of Council responded to roll call:

**Present:**            **Ross G. Walker, III, Chairman**  
                             **Peter F. Dombroski, Vice Chairman**  
                             **Allen E. Uhler, Supervisor**

**Also present:**    **David Kerchner, Engineer**  
                             **Melissa A. Cortileso, Secretary**  
                             **Stephen Yakopec, Solicitor**

**OPENING OF BIDS** – 1 bid received for the sale of the 1999 Tiger Boom Mower in the amount of \$2100.00.

A motion was made by Walker second by Dombroski to accept the bid in the amount of \$2,100.00, from Tim Fouse, Kittanning, Pa.

Motion passed 3 – 0

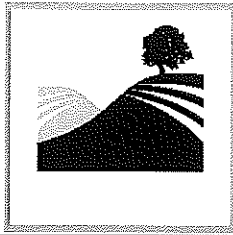
**OPEN TO THE FLOOR –**

Bill Rusiewicz, Executor of the Robert Dunn estate, explained the sewage situation at the property located at 3861 Baxter Drive. Mr. Rusiewicz explained that, SEO, Norm George stated that plans are acceptable for the system to be installed, however, there seems to be another issue. Mr. George stated that he personally observed the various farm animals located on said property, at the time it was explained to Mr. Dunn that the animals needed to be removed and that a certain amount of property needed to be fenced off so that said animals could not disturb the area. Due to Mr. Dunn never following Mr. George's recommendations, Mr. George has now determined that this ground cannot have a septic system installed due to the animals being allowed to remain and disturb the property by compacting the ground. Mr. George advised Mr. Rusiewicz that if he can get a soil scientist to test the ground and say the ground is safe Mr. George will then move forward with issuing the permit, but only if the soil scientist says it OK. All agreed.

**APPROVAL OF THE MINUTES**

Motion made by Walker, second by Dombroski to approve the minutes of the May 3, 2017, regular meeting of the Township Supervisors.

Motion passed 3-0.



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## **CORRESPONDENCE**

Chairman Walker asked Mrs. Cortileso, to review the correspondence from the month. Mrs. Cortileso reviewed the items that were listed on the agenda.

## **ROAD REPORT –**

Supervisor Dombroski reported that a lot of the time was cutting up Ash trees, patching and cleaning out ditches. Dombroski stated that Clean Up Days were a success, filling up 2 dumpsters and collecting around \$200.00 in scrap metal fees.

Dombroski stated that Huntley & Huntley would like to meet with the Supervisors and the Engineer in the field to go over the truck route and discuss any concerns.

**POLICE REPORT –** 102 calls for the month, 25 being Traffic Offenses. One DUI Checkpoint was attended and there will be more and anyone with information pertaining to the poster for the missing young lady, Brianna Hughes, please contact the police.

## **EMC REPORT -**

Mr. Knox reported that he attended the May 24, 2017 meeting in Murrysville.

## **ENGINEERS REPORT**

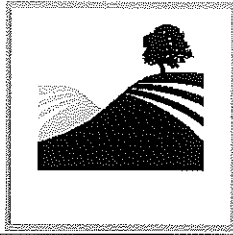
Mr. Kerchner reported that the survey work for the cross drains has been completed especially the ones located on Menk Road. The contract paperwork for the paving plan in the Industrial Park has been exchanged, once completed they will issue a notice to proceed with the work.

## **PLANNING COMMISSION – None**

## **SOLICITORS REPORT –**

Solicitor Yakopec stated that in regards to item #4 on the Agenda under the correspondence, the Forum comes from the Court of Common Pleas, the wait is all the documentation that needs to be submitted for review. The court will hear it or a judge or the judge may appoint a hearing officer, the facts of law will be submitted which a judge will review, does not have to accept it and can make changes.

The addendum page, the Notice of Appeal filed will go to the Court of Common Pleas, the Troiano's Attorney filed for a status conference which all lawyers will come and sit down to discuss. Mr. Smith also requested a time limit for testimony & briefs, there will be a decision rendered at some point unless the judge holds due to Gorse case Frederick case since no opinions have come down, then there will be directions to follow, don't know when any opinions will be issued. The judge can hold in abeyance or proceed. Mr. Yakopec will be part of the Status Conference due to the fact that he is the one who drafted the Ordinance which Mr. Smith is challenging and he does not believe this would be open to the public.



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### **NEW BUSINESS**

A motion was made by Walker second by Uhler to accept with regrets the resignation of John Gillette, Part Time Patrolman.

Motion passed 3 – 0

A motion was made by Walker, second by Uhler to accept appoint Paul Schwan as an alternate member to the Zoning Hearing Board for a three (3) year term said term to expire December 31, 2019.

Motion passed 3 – 0

A motion was made by Uhler second by Walker, to pay all bills and accept the Financial Report.

Motion passed 3 – 0

### **OPEN TO THE FLOOR**

Ron Slabe, 516 Angelcrest Drive, addressed the Supervisor's stating that numerous times he has addressed and cited several health studies that have been done and the effects that unconventional drilling has caused.

Mr. Slabe went on to cite several health studies and the effects, such as infertility, heart and lung problems in infants and children, child leukemia in these areas, killing of unborn babies and an increase in neo natal mortality. Mr. Slabe stated these are concerns the Supervisors have to take into account a lot of good people are opposed to abortion and a lot of people can't see the resemblance with the infant mortality. Maryland and New York have passed bans on fracking. Yakopec stated that apart from what Mr. Slabe says, state law under the Planning Code state you must allow for this, it comes down to legislation, it does not say where it can go that is a policy decision. A resident asked can't this just be left in the Industrial District? Yakopec replied yes.

Mr. Slabe stated that under Conditional Use the Township can impose restrictions as to where and how it can be done, there are a lot of young children in the area of the Zeus pad and that is why he shares this information.

Dan Myers, 200 Barnview Drive, stated that since the old mower has been sold he would like to see the new mower in use.

### **ADJOURNMENT**

Motion made by Walker, second by Dombroski to adjourn, meeting adjourned at 7:43 p.m.

Minutes Submitted by: Melissa A. Cortileso,

Note\*\*\* Next monthly meeting, will be held on August 2, 2017, beginning at 7:00 pm