AGENDA
UPPER BURRELL TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
November 2, 2022

1. **Call to Order – Chairman Walker**

   Opening of Bids - None

   Open to the Floor-Item on the Agenda
   The Board will now hear public comments from residents and tax payers of Upper Burrell Township on any agenda item at this time. Please state your name and address for the official meeting minutes.

2. **Minutes**
   Minutes from the October 5, 2022, Regular Meeting and the October 21, 2022, Budget Meeting are submitted for the Board's review and approval.

3. **Correspondence**

   - Received correspondence from CEC stating under the requirements of the 2012 Oil and Gas Act is to inform the township that Olympus Energy, LLC is applying for coverage for a Permit to Drill and Operate an Unconventional Well from the PA DEP for eight (8) gas wells. All adjacent municipalities must be notified. The proposed wells (1M,3M,5M,7M,9M,11M,13M and 15M) will be drilled on an existing pad that is located off of Kistler Drive in Washington Township.

   - Received correspondence from Jeffrey Balzer, Controller, Westmoreland County Controller's Office in regards to the Audit year ended December 31, 2021 for Magisterial District Court 10-1-04, do present fairly in all material respects.

   - Received comment letter from Bankson Engineers dated October 14, in regards to the Hephaestus Well Pad which are addressed in the Planning Commission notes.

   - Received letter from CEC addressing Bankson Engineers comment letter dated October 14, in regards to the Hephaestus Well Pad which will be addressed during the conditional use hearing. Received second letter dated October 28, 2022, stating in response to their initial letter review letter for the subject application, dated October 14, 2022, the letter was accompanied by the attachments enumerated in the letter. Bankson stated they have reviewed those documents and find that the responses provided satisfactorily address their comment with the Township's overall interest in the Conditional Use Section 350-107 of the Township's Zoning Ordinance as it applies to the development of a gas well pad with the Township and they therefore recommend that the Planning Commission and the Township approve the Conditional Use Application for the Hephaestus Well Pad conditioned upon the recommendation stipulated in their October 14, 2022 review letter.

- Received notice from CEC stating under the requirements of Acts 14, 67, 68 and 127 of the Municipalities Planning Code, is to inform you that Hyperion Midstream LLC is applying for an Erosion and Sediment Control General Permit (ESCGP-3) for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment Operations or Transmission Facilities from the PA DEP for the Hephaestus to Hermes Pipeline project.

  Project Location and Description: The proposed project will begin approximately 0.16 miles southeast of the intersection of Morrow Lane and Merwin Road at the proposed Hephaestus Well Pad and will traverse in a southwestern direction toward the proposed Hermes Pipeline in Plum Borough. The project will consist of two (2) 16 inch steel gas pipelines and one (1) 16 inch high-density polyethylene buried waterline along a 50 foot wide permanent right of way. Additional temporary construction ROW and extra workspaces are proposed within the limit of disturbance. The pipelines and buried waterline will cross Greensburg Road, Beighley Road and Logan Ferry Road.

- Received correspondence from Alicia Gismondi Walker and Maris Trzeciak, Recreation Committee Co-Chairs, requesting the 2022 Senior Citizens Holiday Drive-Thru Celebration in the amount of $2,700.00. The luncheon celebration will be held on Saturday, December 10, 2022 from noon to 3:00 p.m., at the First Baptist Church Banquet Hall across the street from the Township Building. Senior citizens must reside in Upper Burrell and pre-registration will be required.

4. <u>Road Report</u>

5. <u>Police Report –</u>

a) Emergency Management Report

6. <u>Engineers Report</u>

7. <u>Planning Commission</u> -

- <u>Demharter Consolidation Plan</u>
  Mr. & Mrs. Demharter attended the meeting. After understanding the right of way agreement, the Brian Holmes property is not land locked. Motion to approve the Demharter Plan was made by Rick Ryan seconded by Chester Lockwood and all were in favor.

- <u>Olympus Energy Presentation on Hephaestus Well Pad</u>
  Seven employees from Olympus Energy attended the meeting. A presentation on the Hephaestus Well Pad off of Merwin Road was given. There were many questions about the well pad and the pipeline from Selene Well Pad to the Hephaestus Well Pad. Time line for construction will be March 2023. Drilling may start around January 2025. Olympus will make improvements on Merwin Road.

  A motion was made by Chester Lockwood to approve the Conditional Use Application contingent upon Bankson Engineers letter dated October 14, 2022 being met seconded by Rick Ryan and all were in favor.

8. <u>Solicitor's Report</u>

9 New Business

A. Motion to have Bankson Engineers apply for two Dirt and Gravel Low Volume Road Funding Applications through the Westmoreland Conservation District – Hunter Hill Road 36" Cross Drain Replacement and Whitten Hollow Road Asphalt Surface Treatment.

B. Motion to authorize the advertisement of the 2023 General Budget and that the Budget is available for inspection.

C. Motion to appoint Dennis Matto to the Planning Commission to fill the vacant seat left by Dan Hosac.

D. Motion to accept letters of interest for the upcoming vacant seats on Planning Commission and Zoning Hearing Board beginning January 1, 2023.

E. Motion to approve the Demharter Consolidation Plan.

F. Motion to approve the 4 year collective bargaining agreement for the Road Department.

G. Motion to grant the $2,700.00 allocation request to the Recreation Committee for the 2022 Senior Citizens Holiday Drive-Thru Celebration.

H. Motion to pay and ratify all the bills and accept the financial report for the month of October, 2022.

10. Pay all Bills & Financial Report

GENERAL FUND	
Beginning Balance	$ 972,085.09
Receipts	20,704.82
Expenditures	94,382.72
Closing Balance	$ 898,407.19

CAPITAL RESERVE FUND	
Beginning Balance	$ 407,466.26
Receipts	102,889.82
Expenditures	0
Closing Balance	$ 510,356.08

FIRE HYDRANT TAX	
Beginning Balance	$ 3,429.86
Receipts	1.31
Expenditures	1,560.00
Closing Balance	$ 1,871.17

STATE AID FUND	
Beginning Balance	$ 398,758.22
Receipts	792.03
Expenditures	12,157.38
Closing Balance	$ 387,392.87

11. Open to the Floor

The Board will now hear public comments from residents and tax payers of Upper Burrell Township on any non-agenda item at this time. Please state your name and address for the official meeting minutes.

12. Adjournment

Motion to adjourn _____ Second _____ at _____ p.m.

Next meeting of the Township Supervisors will be held on Wednesday, December 7, 2022 beginning @ 7:00 pm

Amended Agenda:

Dan Myers, 200 Barnview Drive, asked about the proposed barking dog ordinance that was brought up last month by the Police Chief asking for the Supervisor's to have the solicitor prepare an ordinance. Solicitor Yakopec stated at the last meeting approval was not given to have the ordinance prepared.

A motion was made by Walker second by Slahtovsky to have the solicitor prepare a barking dog ordinance. There were no comments on the floor. Motion passed 2 – 0.