

TOWNSHIP OF STROUD
BOARD OF SUPERVISORS
MEETING MINUTES

PUBLIC HEARING, June 8, 2023 at 3:00 P.M. Continued from April 20, 2023, at 3:30 P.M.

Stephen Welge, Jr. and Lauren Welge appeal from the Notice of Violation dated November 4, 2022, which alleges violations of Stroud Township's Stormwater Management Ordinance at 154 Arbor Way

The Public Hearing of the Stroud Township Board of Supervisors was called to order by Chairwoman & Secretary, Christine A. Wilkins at 3:00 P.M., Also present were Vice Chairwoman & Ass't Secretary, Jennifer Shukaitis; Supervisor/Ass't Treasurer, Edward C. Cramer; Township Manager, Daryl A. Eppley; Township Engineer, Chris McDermott, of Reilly Associates; Stroud Township Zoning Officer, Michael Manter Township Solicitor, Todd Weitzmann; and Recording Secretary, Janice Willey. Mrs. Wilkins began the meeting with the Pledge of Allegiance.

Mrs. Wilkins opened the hearing and turned it over to Mr. Wietzmann who gave a full explanation what has developed since we last met. On April 20th the board met for an appeal filed by Mr. & Mrs. Welge, after some discussion it was agreed that the hearing would adjourn and give time for the Welge's Engineer, Mr. Nagorny to go out and do a site inspection then prepare a report for the Township Engineer, Mr. McDermott's review. This was to certify the as-built existing stormwater facility on the property are comparable to or better than the stormwater facility that is required to be there on the approved plans. That subsequently did happen and Mr. Nagorny stated the following in his report, "I respectfully submit that the above test results along with the observations I recorded during my August 26 site visit are sufficient to confirm that the capacity of the as-built stormwater capture system exceeds that of the original approved design of the onlot retention basin and the system should be permitted to stay in place without modification."

Mr. McDermott did submit a letter dated 6//8/2023, stating "I recommend that the board accepts the documentation and approve it as it is an acceptable alternative to the previous surface basin with the following conditions, 1. The property owner agrees to complete grading on site to ensure upslope drainage flows but does not bypass the storage area provided on site, 2. The lot owner must maintain the system and the surface must be maintained in a porous condition."

Mr. Weitzmann said since we have the findings of the Welge's engineer and an approval from the township's engineer, he prepared a stipulation that was sent to the Welge's attorney. It makes the statements for the board's consideration, 1. Appellants (Mr. & Mrs. Welge) must submit the memorandum of Jeff Nagorny, Professional Engineer as evidence of the capacity of the existing stomwater facility on the subject property meet or exceed that of the original design depicted on the retention basin details attached memo, 2. Appellants will promptly grade and install vegetation on the subject property in accordance required in attached memo, 3. Appellants will promptly execute a stormwater maintenance agreement with the township in a form satisfactory to the township, 4. This stipulation is to be submitted to the Township Board of Supervisors for approval for the resolution of this appeal subject only to enforcement by the township for violation thereof. This has been signed on behalf of the applicant Michael V. Gazza, Esq., attorney for the appellants.

Mr. Weitzmann summarized, the Welge's have contended that the existing system is adequate to the one that should be here. Their engineer provided justification of that. Township engineer has reviewed it and said that is accurate. And the stipulation they have submitted saying they will do the grading and maintenance agreement. They wish for you to accept the stipulation as the resolution of this appeal.

Mr. Cramer made a motion to **approve and accept the stipulation with regards to the appeal of Stroud Township's Stormwater Management Ordinance at 154 Arbor Way and a signed agreement within 30 days for operation and maintenance of the stormwater facility.** Ms. Shukaitis seconded the motion. All voted aye, motion carried 3-0.

There being no further business, Ms. Shukaitis made a motion to **adjourn the hearing at 3:19 P.M.** Mr. Cramer seconded the motion. All voted aye, motion carried 3-0.

Respectfully Submitted,
Janice Willey
Administrative and Recording Secretary