

**PENN TOWNSHIP BOARD OF SUPERVISORS**  
**100 Municipal Building Road**  
**Duncannon, PA 17020-1100**

Henry A. Holman, Jr., Chairman

Lucinda (CeCe) Novinger, Vice-Chairman

Brian Maguire, Supervisor

**MINUTES OF MAY 18, 2010**

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The Penn Township Board of Supervisors (PTS) met on Tuesday, May 18, 2010 in the Municipal Building. Chairman Henry Holman, Jr., Vice-Chairman CeCe Novinger, and Supervisor Brian Maguire were in attendance. Other personnel present were P. Richard Wagner (Solicitor), Helen Klinepeter (Secretary), Patrolman Mark Jackson, (Police) and Christine Shaffer (Treasurer). A list of visitors is on file in the Township office.

Chairman Holman called the meeting to order at 7:00 p.m. with the *Pledge of Allegiance* and moment of silence. The Chairman reminded all present that the meeting was being taped to assist in the preparation of minutes, and anyone privately taping needed to declare that to all in attendance.

**FRITZ DRIVE**

In an attempt to settle an ongoing storm drainage issue with residents along the Fritz Drive area, Chairman Holman asked that this meeting be convened in order to see if common ground could be reached on a long-standing issue. In the interest of Mr. Forsyth, Mr. Firkal, Mr. Heller, the Kallenbergers, and other residents along this area, Chairman Holman visited the area and spoke to residents, and wanted to present what information the Township had in regards to the Township maintained road and its history, and responsibilities for maintenance, and try to assist in the problems that have been occurring in that area.

The first issue discussed was the actual lay of Fritz Drive, with copies of the original plans being provided, along with the original plan. Mr. Forsyth maintained that the section of dirt lane that extended off of the paved section of Fritz Drive was still a Township road, and should be maintained by the Township. Upon research, when the township took over the lane in the 1950's, the original lay of the road was changed and moved up away from Sherman's Creek. The new road was then ended at the Fritz barn. It is still the position of the Township, based on all documents found, that the Township public road ends at said barn.

Mr. Forsyth asked who was responsible for the installation of the drainage system underneath the paved section of road, to which Chairman Holman responded he did not know. Due to the culvert being blocked, the water could no longer follow its normal path to the creek. At that point Mr. Forsyth wanted to know how the drainage issue would be rectified, and Chairman Holman deferred to Solicitor Wagner. He also questioned the wording on his deed, and language about his access that was deeded to him.

Solicitor Wagner reviewed the aerial maps and the paperwork supplied by Mr. Forsyth. After much discussion, the Solicitor offered the following comments. The consensus of the residents is that there is a storm drainage issue, be it under the Township road or private lane, and the pipe needs to be reopened. Mr. Forsyth feels that the historical path needs to be reopened, and Mr. Firkal objects to the volume of water that is draining into his field.

Chairman Holman would like to avoid litigation, and work the problem out at a local level. Solicitor Wagner informed the visitors that if this could not be accomplished, it would have to go to court, which would incur unnecessary expense and ill will on all involved. After further discussion, a Holman/Novinger motion was unanimously approved to have the township engineer review the area and offer his suggestion.

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**ADJOURNMENT**

Upon a Holman/Novinger motion, the PTS voted unanimously to adjourn the meeting at 7:40 p.m.

Christine Shaffer  
Recording Secretary