

**SOLEBURY TOWNSHIP BOARD OF SUPERVISORS**

May 23, 2019 – 6:00 P.M.

**Solebury Township Hall**

**MEETING MINUTES**

Attendance: Mark Baum Baicker, Chair, John S. Francis, Vice-Chair , Robert McEwan, Kevin Morrissey, Noel Barrett, Dennis H. Carney, Township Manager, Michele Blood, Assistant Manager, and Catherine Cataldi, Secretary. Mark L. Freed, Solicitor was also in attendance.

**I. The meeting was called to order followed by the Pledge of Allegiance.**

Audio recording device was then turned on.

**II. Approval of Bills Payable – May 16, 2019**

**Res. 2019-71 – Upon a motion by Mr. Barrett, seconded by Mr. Morrissey, the list of Bills Payable dated May 16, 2019 were unanimously approved as prepared and posted.**

**III. Approval of Minutes – May 7, 2019**

**Res. 2019-72 – Upon a motion by Mr. McEwan, seconded by Mr. Barrett, the Minutes of the May 7, 2019 meeting were unanimously approved as written and posted.**

**IV. Announcements/Resignations/Appointments**

• Executive Session

The Board announced an executive session held on May 23, 2019, prior to the meeting, dealing with Land Preservation and Legal Environmental Issues.

• Appointment of Gretchen Rice to the Solebury Township Planning Commission

**Res. 2019-73 – Upon a motion by Mr. McEwan, seconded by Mr. Barrett it was unanimously agreed to appoint Gretchen Rice, Solebury resident, without compensation, to the Solebury Township Planning Commission for the term ending December 31, 2019.**

• Appointment of Lesley Wright Marino to the Solebury Township Planning Commission

**Res. 2019-74 – Upon a motion by Mr. Barrett, seconded by Mr. Morrissey it was unanimously agreed to appoint Lesley Wright Marino, Solebury resident, without compensation, to the Solebury Township Planning Commission for the term ending December 31, 2020.**

• Appointment of Amishi Castelli as Associate Member to the Solebury Township Planning Commission

**Res. 2019-75 – Upon a motion by Mr. Morrissey, seconded by Mr. Barrett it was unanimously agreed to appoint Amishi Castelli, Solebury resident, without compensation, as Associate Member to the Solebury Township Planning Commission for the term ending December 31, 2019.**

• Appointment of Steve Young as Associate Member to the Historical Architectural Review Board

**Res. 2019-76 – Upon a motion by Mr. Barrett, seconded by Mr. McEwan it was unanimously agreed to appoint Steve Young, Solebury resident, without compensation, as Associate Member to the Historical Architectural Review Board for the term ending December 31, 2019.**

## **V. Supervisors Comment**

- Mr. Morrissey commented about the Recycling Forum being held by the Environmental Advisory Council on June 11, 2019 from 7:00 pm – 8:30 pm. Speakers include representatives from: Solebury Township; the Environmental Advisory committee and Bucks County Recycling Department. Mr. Morrissey encouraged residents to attend. Mr. Morrissey thanked Christy Cheever, EAC member, for coordinating the event.
- Mr. Morrissey commented about the E-Waste Recycling Event being held for Solebury Residents on June 22, 2019 from 9:00 am – 12:00 pm. Additional information, including the list of accepted items, can be found on the Township's website: [www.soleburytp.org](http://www.soleburytp.org) Mr. Morrissey thanked the Township Administration for coordinating the event.
- Mr. McEwan commented about the presentation regarding the project on 202 scheduled for June 18, 2019 Board of Supervisors meeting. Mr. McEwan encouraged resident to attend and give feedback.

## **VI. Public Comment**

- Joseph Klicka, resident, expressed continued concern regarding the non-compliant septic system, illegal leech field on adjacent property, non-compliant shed and renovations, indoor and outside, at 6186 Honey Hollow Road. Mr. Klicka expressed continued concern regarding the Township's lack of Use & Occupancy Permit for existing structures. Mr. Freed informed Mr. Klicka that all options to get the property, 6186 Honey Hollow Road, in compliance are being actively researched and pursued.

## **VII. Public Hearings**

### Intergovernmental Agreement with New Hope Regarding Shared Parks & Recreation Facilities Ordinance – Authorization to Adopt

The proposed ordinance enacts an intergovernmental agreement between Solebury and New Hope regarding the shared Parks & Recreation facilities. Highlights of the agreement include:

- New Hope Borough is to pay Solebury Township \$5,000.00 per year to offset the Township's expenses for maintenance of the Parks and Recreation facilities
- Initial term of agreement is three years
- Commencement date is June 1, 2019

Mr. Morrissey thanked Mr. Baum Baicker and Connie Gering, New Hope President, for their dedication and team effort.

Mr. Baum Baicker thanked Ms. Gering for working with Solebury Township.

Kevin Campbell, Parks and Recreation Committee President, expressed gratitude to Mr. Baum Baicker and Ms. Gering for working together to achieve a resolution.

Frank Lawson, Solebury Soccer Club President, expressed gratitude to Mr. Baum Baicker and Ms. Gering. Mr. Lawson asked the Board to consider reducing or eliminating the non-resident fee for all out of town participants.

The Intergovernmental Agreement was executed following the adoption of the Ordinance.

**Res.2019-77 – Upon a motion by Mr. Baum Baicker, seconded by Mr. Morrissey it was unanimously agreed to adopt the Intergovernmental Agreement with New Hope Regarding Shared Parks & Recreation Facilities Ordinance.**

HARB – Certificate of Appropriateness – Dennis J. Hansen (TMP # 41-004-028, 3795 Aquetong Road)

The Historical Architectural Review Board reviewed Dennis J. Hansen’s application and recommended the issuance of a Certificate of Appropriateness to TMP#41-004-028, 3795 Aquetong Road, for the installation of two Juliet balconies on the north side of the house; enclosure of an electrical box/meter in the backyard; installation of a new HVAC screen for the air conditioning units in the backyard; and installation of a lamp post at the end of the driveway

**Res.2019-78 – Upon a motion by Mr. Morrissey, seconded by Mr. Barrett it was unanimously agreed to approve the issuance of a Certificate of Appropriateness to TMP # 41-004-028 , 3795 Aquetong Road as recommended by the Historical Architectural Review Board. The issuance of the Certificate of Appropriateness does not relieve the applicant from obtaining the required permits.**

#### **VIII. New Business**

Speed Limit on Carversville Road Ordinance – Authorization to Advertise

The proposed ordinance amends the Solebury Township Code of Ordinances Chapter 15 section 201 to reduce the speed limit on a section of Carversville Road.

**Res. 2019-79 – Upon a motion by Mr. Francis, seconded by Mr. Barrett it was unanimously agreed to Advertise the Speed Limit on Carversville Road Ordinance.**

Resolution in Support of Comprehensive Nondiscrimination Legislation

Mr. McEwan opened the discussion regarding the Board’s support of Comprehensive Nondiscrimination Legislation. Some key points of discussion include:

- Currently the Township does not have any nondiscrimination ordinances or resolutions against any specific activity.
- The Township relies on State nondiscrimination laws
- The possibility of enacting an ordinance or resolution against Conversion Therapy has been researched.

A resolution in support of comprehensive statewide and federal nondiscrimination legislation, including specific language banning conversion therapy for minors, is to be prepared and posted to the Township website. The drafted resolution will be read at a future Board of Supervisors meeting. The Board encouraged residents to attend the meeting and express their thoughts.

Mr. McEwan thanked the residents that brought this to the Board’s attention.

Tom Lyons, resident, expressed gratitude that the Board took the initiative to address this topic of concern.

Zoning Hearing Board Applications

This Agenda Item was eliminated.

**IX. Public Comment**

**X. Adjournment**

**The meeting was adjourned at 6:37 p.m.**

Respectfully submitted,  
Catherine Cataldi  
Secretary

**ORDINANCE NO. 2019-005**

**AN ORDINANCE OF THE TOWNSHIP OF SOLEBURY, BUCKS COUNTY,  
PENNSYLVANIA APPROVING AND ADOPTING A CERTAIN  
INTERGOVERNMENTAL AGREEMENT WITH THE BOROUGH OF NEW HOPE  
REGARDING SHARED PARKS AND RECREATIONAL FACILITIES**

**WHEREAS**, Solebury Township is a Township of the Second Class; and

**WHEREAS**, pursuant to the provisions of Subchapter A of the Intergovernmental Cooperation Act, 53 Pa.C.S. §2301, et seq., local governments may enter into intergovernmental cooperation agreements with other governmental units for the exercise or performance of their respective governmental functions, powers or responsibilities upon passage of an Ordinance by its governing body; and

**WHEREAS**, Solebury Township desires to enter into an intergovernmental agreement with the Borough of New Hope regarding the sharing of Solebury Township parks and recreational facilities (“Intergovernmental Agreement”); and

**WHEREAS**, in order to enter into an Intergovernmental Agreement, the governing body of the Township must enact an Ordinance authorizing same.

**NOW, THEREFORE**, in consideration of the foregoing, **IT IS HEREBY ORDAINED** and **ENACTED** by the Board of Supervisors of Solebury Township, Bucks County, Pennsylvania, as follows:

**Section 1. Intergovernmental Agreement.** The Board of Supervisors of Solebury Township shall enter into the Intergovernmental Agreement which is attached hereto, incorporated herein, and labeled Exhibit “A,” relating to the sharing of Solebury Township parks and recreational facilities with residents of the Borough of New Hope in exchange for certain compensation and other support from the Borough of New Hope.

**Section 2. Filing and Inspection.** A copy of the Intergovernmental Agreement, in the form so presented and approved, shall be filed with the Township of Solebury and shall be made available at reasonable times to interested persons requesting such inspection.

**Section 3. Execution and Authorization.** The Township Manager is authorized to execute, attest, acknowledge, and deliver the Intergovernmental Agreement. The Township Manager is further authorized and directed to execute all documents and to do any other acts as may be necessary and proper to carry out the intent and purpose of this Ordinance.

**Section 4. Term.** The initial term of the Intergovernmental Agreement shall commence June 1, 2019, will be valid for an initial term of three (3) years and will be automatically renewable for three additional terms of one (1) year each. Either party to the Intergovernmental Agreement may terminate its participation in the Intergovernmental

Agreement by providing written notification to the other party at least thirty (30) days prior to the date of such termination.

**Section 5. Repealer.** All other provisions of the Ordinances of Solebury Township, as amended, shall remain in full force and effect. All other Ordinances or provisions of Ordinances inconsistent herewith shall be and the same are expressly repealed.

**Section 6. Severability.** The provisions of this Ordinance are severable. In the event that any provision, section, sentence, clause or portion of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or portion of this Ordinance, it being the intent of the Township Board of Supervisors that such remainder shall be and shall remain in full force and effect.

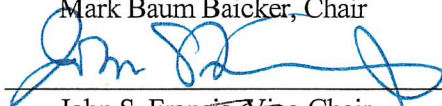
**Section 7. Effective Date.** This Ordinance shall be in full force and effect five (5) days after its enactment.

ORDAINED AND ENACTED this 23<sup>rd</sup> day of May, 2019.

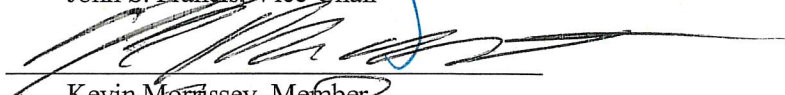
BOARD OF SUPERVISORS OF SOLEBURY  
TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA

By: 

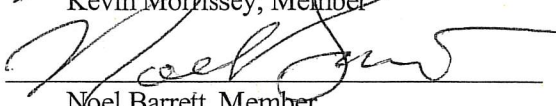
Mark Baum Baicker, Chair



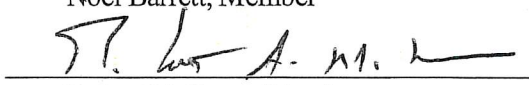
John S. Francis, Vice-Chair



Kevin Morrissey, Member

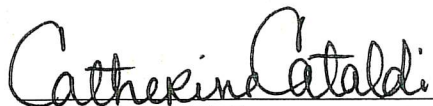


Noel Barrett, Member



Robert McEwan, Member

ATTEST:

  
Catherine Cataldi, Secretary

# Exhibit "A"

**INTERGOVERNMENTAL AGREEMENT BETWEEN SOLEBURY TOWNSHIP AND  
NEW HOPE BOROUGH FOR THE USE OF RECREATIONAL FACILITIES**

This Intergovernmental Agreement ("Agreement") made this 23rd day of  
May, 2019 by and between **SOLEBURY TOWNSHIP**, 3092 Sungan Road,  
Solebury Township, PA 18963 ("Township") and the **BOROUGH OF NEW HOPE**, 123 New  
Street, New Hope, PA 18938 ("Borough").

**DEFINITIONS**

"Parks and Recreational Facilities" means the sites and facilities owned and maintained  
by the Township for recreational purposes as are included on Exhibit A attached hereto.

"Recreational Use" means any recreational activity, sport or educational use.

**RECITALS**

**WHEREAS**, the Township and the Borough share a mutual goal of providing  
recreational facilities to the residents of the Township and the Borough; and

**WHEREAS**, the Township has Parks and Recreational Facilities that meet the needs of  
the residents of the Township; and

**WHEREAS**, the Borough has limited park and recreational facilities with which to serve  
its residents; and

**WHEREAS**, residents of the Borough have participated for many years in Recreational  
Uses sponsored by the Township that utilize the Township's Parks and Recreational Facilities;  
and

**WHEREAS**, the Township and Borough wish to enter into a written agreement enabling  
Borough residents to use the Township's Parks and Recreational Facilities on the same basis as  
Township residents; and



**WHEREAS**, the Township and the Borough agree that the Recreational Use of the Township's Parks and Recreational Facilities by Borough residents shall be without charge to the Borough except as provided in this Agreement.

**COVENANTS**

In consideration of the foregoing Definitions and Recitals, which are incorporated herein by reference, and of the mutual covenants and promises contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and intending to be legally bound hereby, the Township and the Borough agree as follows:

1. The Township shall permit residents of the Borough to join in and participate in Recreational Uses sponsored by the Township at the Township's Parks and Recreational Facilities provided that Borough residents meet all program requirements for such Recreational Use as set forth by the Township, which shall be the same requirements for Township residents.

2. Borough agrees to support the Township in the Township's efforts to secure grant funds and other funding sources to finance capital improvements to Township Parks and Recreational Facilities.

3. Borough support shall include, but not be limited to, providing letters of support and committing to a portion of the mutually agreed upon local match requirements for grant applications.

4. Township shall seek grants to supplement its funding to support capital improvements to the Park and Recreational Facilities. Said improvements shall be consistent with the Township's Master Park and Recreation Plan adopted July, 2014.

5. Borough residents participating in a Township sponsored Recreational Use shall pay the same registration fee as if they were Township residents.

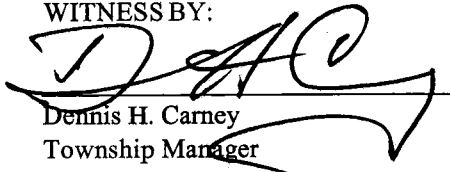
6. The initial term ("Initial Term") of this Agreement shall be for three years, commencing on June 1, 2019. Each year of the Initial Term shall be referred to herein as a "Contract Year."

7. Borough agrees to pay to the Township \$5,000.00 ("Annual Fee") per year for each Contract Year of the Initial Term to offset the Township's expenses for maintenance of the Parks and Recreational Facilities. Payment for the first Contract Year of the Initial Term shall be made on or before July 1, 2019. Payment for the second and third Contract Years of the Initial Term shall be made on or before June 1, 2020 and June 1, 2021, respectively.

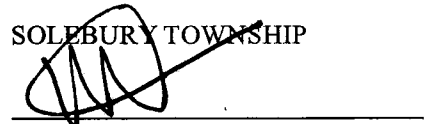
8. This Agreement shall automatically renew for up to three (3) successive one-year periods (each, an "Extension Period") upon the same terms and conditions as the Initial Term, with payment of the Annual Fee for each Extension Period to be made on June 1 of the respective year.

9. Either party may terminate this Agreement at any time upon thirty (30) days' written notice to the other party. All such notices shall be effective upon receipt. Upon termination, the Township shall refund to the Borough, on a pro-rata basis, the Annual Fee paid for such Contract Year or Extension Period.

WITNESS BY:

  
Dennis H. Carney  
Township Manager

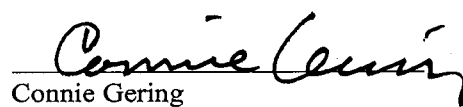
SOLEBURY TOWNSHIP

  
Mark Baum Baicker  
Chair, Solebury Board of Supervisors

WITNESS BY:

  
E. J. Lee  
Borough Manager

NEW HOPEBOROUGH

  
Connie Gering  
President, New Hope Council

# Solebury Township Bucks County, PA

## Legend


 Township Boundary


 Roads


 Overhead Electricline

 Solebury Township Trail


 Delaware Canal State Park  
and Trail


 Bucks County Lands  
Commonwealth of  
Pennsylvania Lands

 Privately Owned Lands

 Solebury Twp. OpenSpace


 Solebury Township Parks

 New Jersey State Parks

 New Hope/ Ivyland  
Railroad

 Parcels

 Hydric Soils

 Streams



4000 4000 8000 Fft