

**MUNCY CREEK TOWNSHIP
SUPERVISORS REGULAR MEETING**

**April 21, 2025
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A Muncy Creek Township Supervisors Regular Meeting was held at the Muncy Creek Township Building, 575 RT 442 HWY Street, Muncy, PA on Monday, April 21, 2025, at 7:01PM the meeting was called to order by chairman, Eric Newcomer followed by the pledge of allegiance. The following were present:

Members: Gary Phillips, Eric Newcomer, Daniel Whitmoyer

Others: Mike Wiley, Leon Liggitt, Jeff Bower, Larry Hoose, Rodney Phillips, Pam Shearer, Dave Shearer, John Keene, Robin Keene, Harley Fry, Stephen Culver, Seth Green, Brandie Green, Mark Kreisher, Scott T. Williams, Cindy Newcomer, Alexis Newcomer, Derendry Tantod, Alpess Nayeek, Larry Spatz, Mike & Karla Shipman, Frank Guardini, Scott Delany, Laurie & Dick Stryker, Jeff Hiserman, Cari Buck

Solicitor Mike Wiley made an announcement that Tonight is not the time for the Board of Supervisors to take testimony for the Solar Farm or CAFOs. Please come to the hearings and present on the record.

Public Comment was called for. There were no comments.

A motion was made by D. Whitmoyer, seconded by G. Phillips to **waive the reading of the minutes** from the March 17, 2025 Supervisor's Regular Meeting and the March 28, 2025 Supervisor's Special Meeting. Motion carried. A motion was made by D. Whitmoyer, seconded by G. Phillips to **approve the minutes** from the March 17, 2025 Supervisor's Regular Meeting and the March 28, 2025 Supervisor's Special Meeting as presented. Motion carried.

A motion was made by G. Phillips, seconded by D. Whitmoyer to **receive the Planning Commission minutes** from the March 5, 2025 and the March 31, 2025 meetings as presented. Motion carried.

A motion was made by D. Whitmoyer, seconded by G. Phillips to **receive the WBRA minutes** from the March 12, 2025 meeting as presented. Motion carried.

A motion was made by D. Whitmoyer, seconded by G. Phillips to **review and approve the check detail report as presented and bills that were paid and authorize bills to be paid between this meeting and the next**. Motion carried. E. Newcomer would like to come back to check#1529 (Metal Roofing Supply) later.

Public Works Director Report – March report was received. G. Phillips asked what was going on with the grader? Any intent on updating or fixing? E. Newcomer stated that it was slated for 2026 in the equipment plan. G. Phillips added that it is unsafe to operate. E. Newcomer informed him we can't get parts, and Lloyd Smith, Public Works Director, is looking into renting one.

The township received 3 quotes for a Front-Mount Power Angle Broom for the Skid steer. E. Newcomer asked Seth Green, Public Works Foreman, if he was willing to discuss the equipment, and he stated that he already provided the board with his recommendation. E. Newcomer read Seth's recommendation, which is for either the broom from Medico or Messick. A motion was made D. Whitmoyer, seconded by E. Newcomer to **purchase the broom from Messick**. Motion carried. G. Phillips abstained since he submitted the quote from Messick. E. Newcomer asked if he had an abstention document, M. Wiley suggested he complete the written abstention form after the meeting.

The Code Inspections Report for March 2025 has been received.

Fire Company Report – The monthly report for March 2025 has been received. Scott Delany stated that the call volume continues to rise. Wanted to mention what a great community we live in. The fire company put a plea on Facebook for water and received 7 skids (over 70 cases per skid). E. Newcomer thanked Scott for use of the MAVFC facilities. Scott is happy the fire company and the township have such a great working relationship; we're here for the community.

Wildcat Fishing was present to request a donation for their program, explaining what their group is about, what the kids do and what the donation would go towards. A motion was made by D. Whitmoyer, seconded by G. Phillips to make a **donation of \$500 to Wildcat Fishing**. Motion carried.

Frank Guardini was present to represent Muncy Little League and Softball, looking for annual donation from the township. Frank thanked the township for their support and donations over the years, also stated that enrollment is up for the league. E. Newcomer mentioned that the township purchased \$2,050 in lumber from Metal Roofing Supply so the bleaches at Kiess Park could be repaired. He wanted to know if this donation request was in addition to the lumber? Frank let the board know the league paid for \$600 in hardware for the board replacement and had volunteers for the labor. G. Phillips mentioned that the little league are not the only people using the bleachers at the park. A motion was made by G. Phillips, seconded by D. Whitmoyer to make a **donation of \$500 to Muncy Little League & Softball** (in addition to the lumber). Motion carried.

A letter was received from Muncy Heritage Park & Nature Trail, located in Muncy Creek Township, requesting a donation to help with the 2-acre pond and its management. A motion was made by G. Phillips, seconded by D. Whitmoyer to make a **donation of \$500 to Muncy Heritage Park & Nature Trail**. Motion carried.

A motion was made by D. Whitmoyer, seconded by G. Phillips to **approve the quote from Nexline Communications to finish setting up the network for the building**. Motion carried.

A motion was made by G. Phillips, seconded by D. Whitmoyer to **approve Change Order #2 from J.B. Gibbons** for adjustments to the plans for the building renovations. Motion carried.

A motion was made by D. Whitmoyer, seconded by G. Phillips to **approve the continuation of service of the Book Bus** that visits Kiess Park. Motion carried.

AVS Beverage LLC is requesting the transfer of a liquor license. M. Wiley stated that the Board of Supervisors must have a hearing, and it has been advertised accordingly. Scott T. Williams, attorney for AVS Beverage LLC, provided an explanation of the situation. License is transferring from Newberry to Rt. 405 Hwy. in Muncy Creek Township. A representative from AVS Beverage LLC stated that it will be a distribution store, with beer, snacks, soda, etc. and that the location is next to Domino's in the plaza on Rt. 405 Hwy. The building is 4,506 sq. ft. and they intend to be open from 9AM to 9PM or less, and either closed on Sundays or only open for a half day. There were no questions from the Board of Supervisors or general public at this time. Scott T. Williams stated that the resolution must accompany the transfer and the applicant must comply with PLCB requirements. E. Newcomer asked if they have checked with codes? Applicant stated codes is the next step, they have hired Michael Rempel as their architect. Leon Liggitt asked how they were going to handle traffic? Can they meet the requirements? Yes, and they intend to have deliveries in the back of the building. Harley Fry mentioned a lighting concern at the plaza. The owner of the plaza stated they just fixed it. H. Fry then mentioned other licensing in town that hasn't been used? Will we transfer licenses out of the area if we are bringing other ones in? How does this affect things? Not opposed to free enterprise. Scott T. Williams stated that this will not affect anything, there are so many licenses allowed per county. E. Newcomer asked if this is the same as Sheetz and Weis? The applicant's attorney said they are not,

those are restaurant licenses, this would be a distributor license. H. Fry asked if that is like Sunbury? Or Frosty Beverage? With Delivery? Could this location turn into that? The applicant's attorney stated that they could but the possibility is very remote.

A motion was made by D. Whitmoyer, seconded by G. Phillips to **approve Resolution 25-224, the transfer of a Distributor License to AVS Beverage LLC.** Motion carried.

M. Wiley confirmed hearing requirements were met. Cari will send the signed resolution to Scott T. Williams once it is completed.

M. Wiley drafted a letter regarding the request from Donna J. Whitteker for access to her property at Mechanic Street Rear (parcel #40-008-109), behind the township lot. The joined lots previously made up the soccer field. The letter was pursuant to the board's request and provided 3 terms, which M. Wiley read. A motion was made by E. Newcomer, seconded by D. Whitmoyer **to authorize M. Wiley to send the letter to Ms. Whitteker.** Motion carried.

Solar Ordinance. Latest submission from the planning commission was e-mailed this afternoon. The Board of Supervisors has not had time to review. G. Phillips would like to proceed as quickly as possible. The item has been tabled until next month.

Tyler Road. Cari will follow-up with Dan Vassallo.

Public comments:

H. Fry: The board tabled the solar ordinance; is there any reason you can't move forward and schedule a hearing? You can make changes as you go. M. Wiley mentioned that it would depend on the type of change.

R. Phillips: What is going on with the pickleball courts at Kies Park? Why was the concrete slab removed? E. Newcomer stated that it was the contractor's decision. G. Phillips said while we're on the subject, he presented the Board of Supervisors with an e-mail from Township Engineer Dan Vassallo, G. Phillips read the e-mail, D. Vassallo says the courts should have a slope. E. Newcomer referenced the US Pickleball Association and they state to never slope from the net to the baseline; you could slope from between the courts to the outside. M. Wiley asked what direction the slope should go? G. Phillips mentioned sloping from the net to the back. C. Newcomer asked if that goes against what was just referenced from the US Pickleball Association? E. Newcomer and D. Whitmoyer both agreed that the township needs to rely on the contract for the project. L. Stryker asked if anyone has check with Short Park? L. Liggitt inquired about drainage? G. Phillips mentioned the edge should be open graded stone. H. Fry added that based on the conversation, someone has to know how to build these things, can't you bring someone in to tell you? B. Green mentioned concerns with sloping and how it could be bad if you're side stepping, someone could get hurt.

M. Shipman: Regarding the solar ordinance, how long does it take to put into force? Once the board reviews it? You currently have a proposed installation that's mentioned to be 13 projects, shouldn't that have to be 13 different applications?

Resident from Muncy Township: Thanked the board for considering a solar ordinance, asked them if they considered the towns around them?

J. Hiserman: Would like to present data to the Supervisors regarding their solar ordinance. H. Fry stated that the planning commission spent a lot of time on the solar ordinance, all the meetings were

advertised. The solar at John Fry's, he didn't want, he wanted it to be farm ground, but it's their ground. Planning commission gave a recommendation on what they've heard, if they would have just thrown together an ordinance, you probably wouldn't even know this current one was here.

S. Culver: How much was the power broom? \$10,096.80

B. Green: What was the cost for Nexline? 1x cost of \$1,514.00 with a recurring cost of \$26.00

H. Fry: First, what's the comparison for 2 brooms? Very similar, price is close. Second, nothing against little league, but soccer is in the area too, they just need to submit a letter for support? E. Newcomer mentioned that's a start. Regarding the grader, how many hours? E. Newcomer said Not enough. Could be used more if it was working. G. Phillips said the township should rent one. S. Green said the township should have a grader on hand to move snow, can't rent one when you need it. C. Newcomer asked what the safety concerns were with the grader?

A motion was made by D. Whitmoyer seconded by E. Newcomer to **adjourn** the meeting at approximately 8:10 p.m.

Respectfully Submitted,

Cari Buck, Secretary