

September 25, 2024

The Franklin Township Supervisors met on the above date at the Franklin Township Administration Building located at 889 Fairyland Road. Township Officials present were Supervisors Fred Kemmerer, Robin Cressley, Leroy Kemmerer Jr., and Secretary Brenda Cressley. A list of others in attendance is attached to the Minute Book. Chairman Kemmerer called the meeting to order at 6:30 p.m. and led those present in the Pledge of Allegiance to the American Flag.

Chairman Kemmerer began the meeting stating the current Board of Supervisors felt it was necessary to look into the matter of Gerald Drive being a private road and who should be maintaining it. They felt it was time to take a stance and give this topic closure.

Chairman Kemmerer read the position statement attached. This position statement will be placed in the subdivision file and attached to the minute book for future reference.

Robin Cressley made a motion to approve the position statement. Leroy Kemmerer Jr. seconded the motion. Motion carried unanimously.

The residents that live along Gerald Drive spoke about how disappointed they were. They were hoping this board would at least send the new owners of the lot a letter stating they must maintain Gerald Drive or they would be fined. Atty. Nanovic did state he had his office send the settlement company a letter basically stating that as the new owners of said lot they were to maintain Gerald Drive and they are not allowed to use the road for their private use per the subdivision plan.

Robin Cressley made a motion to adjourn the meeting at 6:50 p.m. Leroy Kemmerer Jr. seconded the motion. Motion carried unanimously.

Respectfully submitted,

Brenda Cressley, Secretary

POSITION STATEMENT

Over the years the Board of Supervisors, including not just the current Board, but prior Boards, have been asked by several property owners what, if any, action the Township was willing to take to address issues regarding Gerald Drive, a private road, depicted on the Major Subdivision Plan of Paul H. Heere, Jr. Specifically, the Supervisors have been asked whether or not they would take any action to have Gerald Drive brought up to the subdivision and land development standards, either at the time the plan was approved in 2008, or the current standards; and whether or not they would take any action to enforce a note on the plan requiring the owner of Lot No. 3 depicted on the plan to maintain Gerald Drive. This subdivision was approved in 2008, and various Boards have taken a look at these issues, and not taken any action.

This Board has taken an intensive look at this matter, heard from the property owners, and asked both the Township Engineer and the Township Solicitor to review this matter. This Board has held two (2) special meetings on March 21, 2024 and August 20, 2024, open to the public, in order to hear from all concerned persons and gather all the facts. This was necessary not only as a matter of fairness to everybody concerned, but also because none of the Supervisors currently on the Board were Supervisors when the plan was approved in 2008.

After a great deal of consideration, and taking into account the advice of the Township Solicitor, it is our decision that this is a private matter between property owners and the Township will not take any action to either have Gerald Drive brought up to the SALDO standards or maintained by the owner of Lot No. 3.

The Position Statement shall be made a part of the minutes of this meeting and placed in the Township file regarding this development for reference by future Boards.