

August 20, 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, and Secretary Brenda Cressley. A list of others in attendance is attached to the Minute Book. Chairman Kemmerer called the meeting to order at 6:00 p.m., and led those present in the Pledge of Allegiance to the American Flag.

Chairman Kemmerer explained the purpose of this meeting was to discuss the information that Atty. Nanovic and Engineer Michael Tirpak found regarding the Heere Subdivision Plans. Atty. Nanovic began by showing everyone present the first subdivision map from when Gerald Shellhammer owned the property in question.

The first map he presented was from 9/20/1989 and was approved on 4/24/1990. (Map Book 2 (page 213). This map created three (3) lots. (2 lots and the 3rd lot was the residue)

The second map he showed was from 9/20/1989 – recorded the same date as the first 4/24/1990 (Map Book 2 page 264)

Next 11/3/1989 – third plan creates Lot #4- (Map Book 2 page 263)

Next plan dated 7/15/1992 – approved by the Supervisors on 10/27/1992 (Map Book 2 Page 464) was the fourth plan and created Lots #5 & #6 and Gerald Drive was drawn on the map. A note was added that Gerald Drive should be paved before any further subdivision is completed.

The fifth plan was the Heere Subdivision approved by the Supervisors on 10/10/2008. Note on plan stating the owner of Lot #3 in the future needs to create a 50 foot wide access and maintain Gerald Drive.

Township resident Leon Kamowski asked why can't the township enforce the owners of Lot #3 to maintain Gerald Drive? The Board of Supervisors at that time signed and approved the plans that states it must be maintained by the owner of Lot #3. Atty. Nanovic said the Court would have to decide that question. The Kamowski's and Scheirer's feel it is unfair to them that Gerald Drive is not maintained properly, such as snow plowed, the drainage that was in place is gone and swales are needed. They questioned if the new owners are aware of the fact that as owners of Lot#3, they need to maintain Gerald Drive and cannot use Gerald Drive for their own use? Atty. Nanovic showed the residents a copy of the letter that was sent to the settlement company that handled the sale of the property which stated they are responsible to maintain Gerald Drive.

Chairman Kemmerer said we need to come up with an agreement regarding who needs to maintain Gerald Drive which includes drainage, swales, stone with a crown, & snow plowing.

Mr. Kamowski would also like to know why only two homes are allowed on a private road. He was told we would look into his questions and concerns.

Fred Kemmerer made a motion to adjourn the meeting at 6:40 p.m. Leroy Kemmerer Jr. seconded the motion. Motion carried unanimously.

Respectfully Submitted,

Brenda E. Cressley, Secretary