Manager's Report

Activity in the Month of October

- Attended Police Commission meeting, Authority meeting, Planning Commission meeting, Board of Supervisors meeting, Berks County Association of Township Officials convention, Berks County Cooperative Purchasing Council meeting, Secretaries Association program on the County Assessment and Tax Claim office, MS4 meeting and meeting with Shaffer Technologies on document management.
- Permit applications, bills, deposits and bank reconciliations were handled in a timely manner.
- Renewed notary
- Preparation of 2017 Budget.
- Follow up letters for Authority easements on Rt 222 project.
- Finished work on calendar.
- Attended Fire Company Safe Halloween event

Projects for November:
MS4 permit application
Confirm snow plow relief drivers, get plows ready, salt and cinders
Reorganization preparation

317 Sofia Blvd

Mon, 17 Oct 2016 10:53:16 -0700 (PDT)
MIME-Version: 1.0
Received: by 10.64.90.36 with HTTP; Mon, 17 Oct 2016 10:52:36 -0700 (PDT)
From: Diane Hollenbach <maidentwp@gmail.com>
Date: Mon, 17 Oct 2016 13:52:36 -0400
Message-ID: <CAGUVkPhB_hLwZXfvy3Tv4xQZQSLthNDAQ1A3HsMsO-h_bmSJYA@mail.gmail.com>
Subject: Melrose Place
To: kelly.grube@berkscd.com, eric.hout@berkscd.com
Content-Type: multipart/alternative; boundary=001a114f37a62545dd053f134024
[Quoted text hidden]

Eric Hout <Eric.Hout@berkscd.com> Mon, Oct 17, 2016 at 2:38 PM
To: Diane Hollenbach <maidentwp@gmail.com>

Hi Diane,

Vicky may be referring to the attached inspection report. A copy should have been provided to Maidencreek Township (If not, I apologize), but a copy was not provided to the Board of Supervisors. Otherwise, to my knowledge, no other report has been provided to the Township or Board of Supervisors pertaining to the NPDES permit for Melrose Place. In summary, Vicky had contacted us at the end of July/beginning of August to note a possible lack of topsoil on her property. When the conservation district investigated, we took soil probings of Vicky's property, as well as the properties of her two neighbors, and noted that these three lots did not have amended soils installed as noted in the approved PCSM plan. After the inspection, I wrote the attached report, and reached out to the Dept. of Environmental Protection for the possibility of meeting with the developer and consulting engineer to determine the best way to rectify this situation. As of our most recent correspondence with the consulting engineer a couple of weeks ago, it sounds as though a corrective action plan for the NPDES permit may be in the works to account for the runoff volume that would have gone to the amended soils on the recently constructed lots. A meeting with the individuals I've mentioned previously may or may not yet happen, depending on whether the corrective action plan will be adequate to address the amended soils issues.

Vicky has reached out to me several times. It sounds as though her main concerns have not been with the lack of amended soils, but instead lie with the grading of her property and the way the water drains onto her property. She would like to see her property regarded to drain toward the swale in the back of her lot. The swale and its associated berm fall outside the NPDES permit boundary for this lot, so it is not likely the grading to the swale can be changed.

Does this answer your questions? Feel free to reach out to me by email or phone if you'd like to discuss further. Thanks.

Eric

Eric Hout

Urban Resource Conservationist

Berks County Conservation District

1238 County Welfare Road | Suite 200 | Leesport, PA 19533

610-372-4657 ext: 205 | Fax: 610-478-7058

3150-FM-BWEW0092 Rev. 1/2016

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF WATERWAYS ENGINEERING AND WETLANDS

Permit No. PAG02 0006 14 036
Report No. 16-3

EARTH DISTURBANCE INSPECTION REPORT

Project Name Melrose Place **Inspection Date** 8/2/2016 **Inspection Time** 1:00 PM

Weather Conditions Partly cloudy **Total Project Area** 21.80

Location North side of East Park Road **Total Disturbed Area** 7.2

Municipality Maidencreek Township **County** Berks

Receiving Water(s) Willow Creek **Designated/Existing Use** CWF, MF

Responsible Party(s) Marco Folino / Rodolfo Folino & Sons

(name & address) 68 South Hampton Drive

Wyomissing Hills, PA 19610

Phone (610) 780-5517 (___) _____

Site Representative (name) _____

(title) _____

Inspector (name) Eric Hout

(title) Urban Resource Conservationist

Type of Inspection (check only one)

Routine complete ☐ Routine partial ☐ Follow-up ☐ Complaint ☒ Final ☐

Photographs Taken Yes ☒ No ☐

Site Description & Observations

1) Arrived on site in response to a complaint regarding the potential lack of soil amendments on recently constructed lots. Attending: Eric Hout / Michael Pedrick of the BCCD, and the owners of lots 47 and 48.

2) Lots completed include: 15, 16, 19, 23, 34, 35, 46, 47, 48.

3) Lots currently with active earth disturbance activities include: 17, 18, 20, 21, 22, 49.

4) Lots that have not been started include: 3, 24, 25, 26, 28, 30, 31, 36, 38, 40, 41.

5) Per the approved PCSM plan, compost soil amendments are to be placed on lots 3, 15-26, 28, 30-31, 34-36, 38, 40-41, and 47-49. The PCSM details call for the soil amendments to consist of 2-3 inches of approved compost placed on existing soil, with an additional overlaying of 6 inches of approved compost/soil mixture. The compost shall be approved by a licensed professional required to be on site during placement of the amended soil.

Permit and Plan Requirements

Y	N	
☒	☐	Written Erosion & Sediment Plan required
☒	☐	Written Post Construction Stormwater Management Plan required
☐	☒	Erosion & Sediment Plan requested
☐	☒	Post Construction Stormwater Management Plan requested
☐	☒	E & S Permit required ☐ ESCGP Permit required
☐	☒	NPDES Permit required
		☐ Phased Constr. ☒ Non-Phased Constr.

Permit #: PAG02 0006 14 036 **Exp. Date:** 8/7/19

Type of Activity (check as many as appropriate)

		☐	Other _____
☐	Pub. Road Constr./Maint. (PRC)	☐	Pvt. Road/Residence (PRRS)
☒	Res. Subdivision (RSBD)	☐	Comm./Indust. Dev. (CMIN)
☐	Govmt. Facilities (GOV)	☐	Recreation Facilities (RECF)
☐	Utilities Facilities (UTL)	☐	Agricul. Activities (AGA)
☐	Sewer/Water Systems (SWS)	☐	Pipeline (PL)
☐	Remediation/Restoration (RRES)	☐	Silviculture (SILV)

CC: Tom Unger/Systems Design Engineering, Maidencreek Township, File

☐ White - Inspector ☐ Yellow - Responsible Party ☐ Pink - Department ☐ Goldenrod - Other

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Permit No. PAG02 0006 14 036
Report No. 16-3

EARTH DISTURBANCE INSPECTION REPORT

Project Name Melrose Place **Inspection Date** 8/2/2016 **Inspection Time** 1:00 PM

Continuation Sheet

Site Description & Observations

6) Soil probes were taken on lots 46, 47, and 48. Probing samples show 1-4 inches of topsoil. No soil amendments appeared to be present in the samples. (n, u)

7) The permittee has not yet provided the BCCD the date and place of recording of a PCSM instrument along with a reference to the docket, deed book, or other record within 90 days from the date of permit authorization in accordance with permit condition 14f, and has not provided notice of compliance with permit condition 14g within 45 days from the date of permit authorization. (p, u)

8) Per homeowners on site, elevations shown on the approved PCSM plans do not appear to match actual site conditions on lots 47-49. Homeowners have stated they believe actual elevations are higher than what is shown on approved plans.

Compliance Assistance Measures

1) Per permit condition 14b, record an instrument with the Berks County Recorder of Deeds to assure disclosure of PCSM BMPs and the related obligations in the ordinary course of a title search. Provide a receipt of this recording to the Berks County Conservation District within 30 days.

2) Per permit condition 14g, notify the purchaser of each recently sold lot of the long-term PCSM BMPs operation and maintennance requirements. Provide notification of compliance with this request to the Berks County Conservation District within 30 days.

3) Per permit condition 14g, upon the sale or other transfer of any lot, notify the purchaser of the long-term PCSM BMP operation and maintennance requirements, and provide notification of compliance with this request to the Berks County Conservation District within 45 days from the date of transfer of the property and at the time the permittee files a Notice of Termination. Within 30 days, please also provide documentation to the BCCD that the disclosure of the long-term PCSM operation and maintennance obligations has taken place for the sale of any lots that have a PCSM BMP.

4) Provide certification statements from a licensed professional that the PCSM BMPs have been installed per plan.

5) Follow the approved PCSM plans and comply with all NPDES permit conditions.

Follow-up Inspection will occur on or about (date) As necessary

		Eric Hout	8/3/2016
(Signature of Site Representative)	(Date)	(Inspector's Signature)	(Date)

The Site Representatives' signature acknowledges that they have read the report and received a copy and that they were given an opportunity to discuss it with the inspector. The signature does not necessarily mean the signee agrees with the report.

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Permit No. PAG02 0006 14 036
Report No. 16-3

EARTH DISTURBANCE INSPECTION REPORT

Project Name Melrose Place **Inspection Date** 8/2/2016 **Inspection Time** 1:00 PM

Inspection Findings	**Reference**
No violations observed at this time.	☐ (N/A)
a. Failure to develop a written Erosion and Sediment (E&S) Plan.	☐ (102.4)
b. Failure to have an E&S Plan available onsite.	☐ (102.4)
c. Failure to submit an E&S Plan as requested.	☐ (102.4)
d. Failure to implement effective E&S Best Management Practices (BMPs).	☐ (102.4)
e. Failure to maintain effective E&S BMPs.	☐ (102.4)
f. Failure to use Antidegradation Best Available Combination of Technologies (ABACT) BMPs for discharges to High Quality or Exceptional Value Waters.	☐ (102.4)
g. Failure to obtain an NPDES Permit for Stormwater Discharges Associated with Construction Activities.	☐ (102.5)
h. Failure to obtain an E&S Permit.	☐ (102.5)
i. Failure to prepare and implement a Preparedness, Prevention, and Contingency (PPC) Plan.	☐ (102.5)
j. Failure to submit a Notice of Termination (NOT).	☐ (102.7)
k. Failure to develop a written Post Construction Stormwater Management (PCSM) Plan/Restoration Plan.	☐ (102.8)
l. Failure to have PCSM Plan/Restoration Plan available onsite.	☐ (102.8)
m. Failure to submit PCSM Plan/Restoration Plan as requested.	☐ (102.8)
n. Failure to implement effective PCSM BMPs.	☒ (102.8)
o. Failure to maintain effective PCSM BMPs.	☐ (102.8)
p. Failure to perform reporting and recordkeeping as required.	☒ (102.8)
q. Failure to implement riparian buffer or riparian forest buffer.	☐ (102.14)
r. Failure to meet regulatory requirements for riparian forest buffer.	☐ (102.14)
s. Failure to provide temporary stabilization of the earth disturbance site.	☐ (102.22)
t. Failure to provide permanent stabilization of the earth disturbance site.	☐ (102.22)
u. Failure to comply with permit conditions.	☒ (402 CSL)
v. Sediment or other pollutant was discharged into waters of the Commonwealth.	☐ (401 CSL)
w. Site conditions present a potential for pollution to waters of the Commonwealth.	☒ (402 CSL)
x. Failure to comply with a Department Order.	☐ (402, 611 CSL)
y. Failure to comply with PCSM long-term operation and maintenance requirements.	☐ (102.8)
z. Failure to conduct a preconstruction meeting.	☐ (102.5)
aa. Failure to provide proof of consultation with the Pennsylvania Natural Heritage Program regarding the presence of a State or Federal threatened or endangered species on a project site requiring a Chapter 102 permit.	☐ (102.6)
bb. Failure to withhold a building or other permit or approval from those proposing or conducting earth disturbance activities, which require a Department permit, until the Department or conservation district has approved/acknowledged the Chapter 102 permit.	☐ (102.43)

☒ **Inspection of this project has revealed site conditions which constitute violations of 25 Pa. Code Chapters 92a and/or 102 and the Clean Streams Law, the act of June 22, 1937, P.L. 1987, 35 P.S. §691.1 *et seq.***

Additional information regarding these violations can be found on the back of this page.

☐ White - Inspector ☐ Yellow - Responsible Party ☐ Pink - Department ☐ Goldenrod - Other

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This report is official notification that a representative of the Department of Environmental Protection has conducted an inspection of your earth disturbance activity to determine compliance with Title 25, Chapter 92a, National Pollutant Discharge Elimination System, Title 25, Chapter 102, Erosion and Sediment Control, and the Pennsylvania Clean Streams Law. This representative may be an employee of the local County Conservation District, which by delegation agreement with the Department of Environmental Protection, is authorized to investigate complaints, inspect earth disturbance activities and conduct compliance actions. Any violations observed by the Department/Conservation District have been noted on this report form and constitute unlawful conduct as defined in Section 611 of the Clean Streams Law.

There will be no written confirmation of those violations from the Department. Failure to take corrective actions to resolve the violations may result in administrative, civil and/or criminal penalties being instituted by the Department of Environmental Protection as defined in Section 602 of the Clean Streams Law of Pennsylvania. The Clean Streams Law provides for up to $10,000 per day in civil penalties, up to $10,000 in summary criminal penalties, and up to $25,000 in misdemeanor criminal penalties for each violation.

This report does not constitute an Order or appealable action of the Department. Nothing contained herein shall be deemed to grant or imply immunity from legal action for any violation noted herein.

For further information or assistance please contact:

Eric Hout
Urban Resource Conservationist
Berks County Conservation District
Phone: 610-372-4657 extension 205

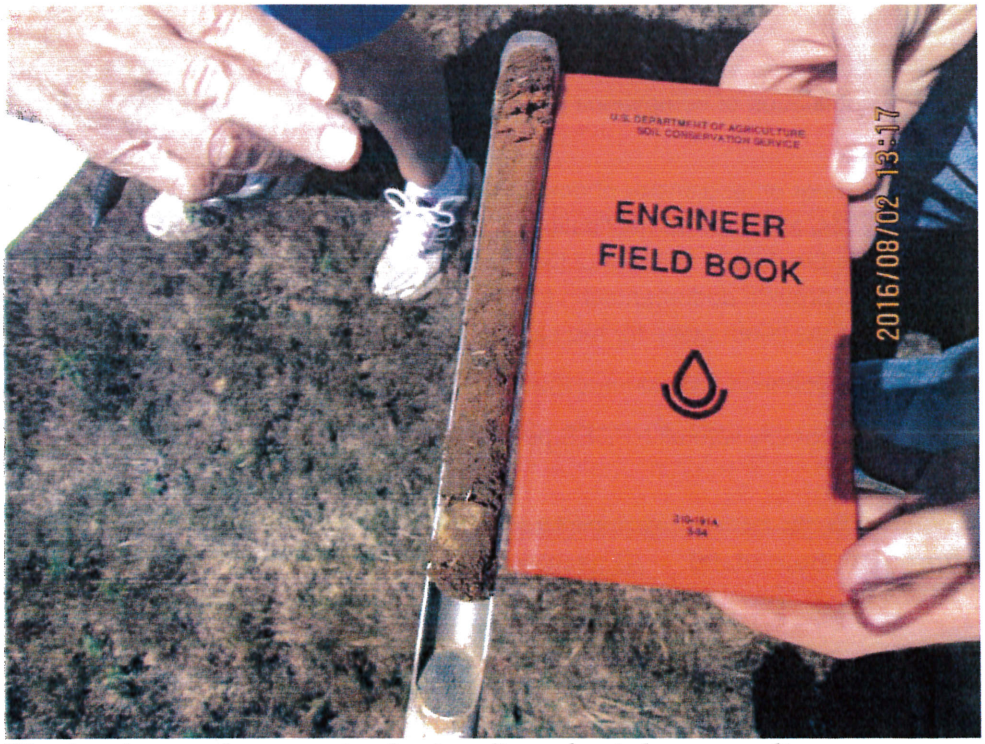


Photo above shows a typical soil probe taken on site.