



**MUDDY CREEK TOWNSHIP  
BOARD OF SUPERVISORS**

**May 17, 2023  
7:00 PM**

**CALL TO ORDER:** The Muddy Creek Township Board of Supervisors was called to order at 7:02 PM by Mr. Dale Kerr. Pledge of Allegiance was recited.

**ROLL CALL:** Those present included Mr. Rick Saunders, Mr. Robert Jesteadt, Mr. Dale Kerr, Mr. Thomas Smith, and Mrs. Abbie Flinner.

**NOTICE OF RECORDING POLICY:** Mr. Kerr requested for anyone in the meeting to acknowledge the use of a recording device. No one acknowledged a recording device.

**PUBLIC COMMENT/VISITORS:**  
Jay Wack

**TREASURER'S REPORT:**  
A motion was made by Mr. Saunders to approve the Treasurer's report for April, 2023. Mr. Jesteadt seconded the motion. All in favor, motion carried.

**ADMINISTRATIVE ACTION (Invoices):** Motion made by Mr. Saunders to pay the bills. (General Fund: 144422 - 14451; Void: 14430, 14438); Payroll (4/27/23,5/11/23); (Electric- 5/12/2023 -storage and main) Second by Mr. Jesteadt. All in favor, motion carried.

**MINUTES:**  
A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the minutes for the April 19, 2023 meeting. All in favor, motion carried.

**CORRESPONDENCE:**  
Operating Engineers Local 66 – Annual Funding Notice – “The plan was not in the endangered, critical, or critical and declining status in the plan year.”

Thoroughbred Development, LLC – Request for Building Permit to be issued prior to Septic Approval – Mr. Saunders made a motion that the building permit may be issued prior to the septic being approved; however, the permit will be issued with the stipulation that no final inspection will be done until the septic has been approved. This stipulation is to be printed on the building permit. Mr. Jesteadt seconded this motion. Mr. Saunders and Mr. Jesteadt were in favor. Mr. Kerr opposed. Motion carried.

Thomas – 157 Flinner Road – Request for an Extension on Building Permit. – Mr. Saunders made a motion to approve a six month extension for the building permit issued to Mr. Thomas in November 2022, extending the permit until November 17, 2023. Mr. Jesteadt seconded the motion. All in favor. Motion carried.

**COMMITTEE UPDATES:**

PLANNING COMMISSION: No report

EMERGENCY SERVICES: No report

**ROAD DEPARTMENT REPORT:**

Tree Trimming – Trimming has been completed for the year.

Crack Sealing – Crack sealing is scheduled to begin next week.

**PERMITS:**

**Building:**

381 Pfeifer Rd. – Demo/Removal Permit - Pending

1651 Perry Hwy. – Demo/Building – Continuation of remodel – Pending

107 Kirk Rd. – Solar Panels - Pending

**Driveway:**

330 Stanford Rd. – New Driveway

**NEW BUSINESS:**

Resolution 2023-08: Resolution for Plan Revision for New Land Development – Thoroughbred Development, LLC. – Mr. Saunders made a motion to adopt Resolution 2023-08. Mr. Jesteadt seconded this motion. All in favor. Motion carried.

Resolution 2023-09: Resolution for Plan Revision for New Land Development – Czachowski – Mr. Saunders made a motion to adopt Resolution 2023-09. Mr. Jesteadt seconded this motion. All in favor. Motion carried. Mr. Saunders made additional motion to sign the Czachowski/ Muddy Creek Township Small Flow Treatment Facilities Agreement. Mr. Jesteadt seconded the motion. All in favor. Motion carried.

Resolution 2023-10: Revised Multimodal Transportation Fund Program Funds Request - Mr. Saunders made a motion to adopt Resolution 2023-10. Mr. Jesteadt seconded this motion. All in favor. Motion carried.

OWV Permit – EnerStar – Mr. Saunders made a motion to send a cease and desist letter via certified mail, stating that EnerStar’s permit has been revoked, and they are to stop all operations on township roads until they have renewed their OWV permit and provided an adequate road bond. Mr. Jesteadt seconded this motion. All in favor. Motion carried.

**SOLICITOR’S COMMENTS:** None.

**SECRETARY’S COMMENTS:** None.

**ADJOURNMENT:** Motion by Mr. Kerr to adjourn at 7:59 PM. Seconded by Mr. Jesteadt. All in favor. Motion carried.

**MUDDY CREEK TOWNSHIP SUPERVISORS**

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Dale Kerr, Chairman

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Abbie M. Flinner, Secretary/Treasurer

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Eric “Rick” Saunders

(Seal)

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Robert J. Jesteadt, Sr.