

**Public Hearing Vacating Boyer Ct. & portion of Hoffadeckel Ct.**  
**Thursday, October 9th, 2008 @ 6:00 P M**  
**Lynn Twp.- 7911 Kings Hgwy., New Tripoli**

**Call to Order:** The Public Hearing on the vacating of Boyer Ct. and a portion of Hoffadeckel Ct. was called to order by Chairman Kermit E. DeLong Jr. at 6:00 pm in the Municipal Building. Present were Chairman Kermit E. DeLong Jr., Vice Chairman Thomas C. Creighton III, and David C. Najarian, Zoning Officer Kevin N. Deppe, Secretary/Treasurer Tammy M. White, Solicitor Ed Healy, Stenographer from Gallagher Reporting and approximately 12 citizens.

**Public Comment:** *Kermit E. DeLong* stated the following areas in question for vacating:

1. Boyer Court, also known as T-675, proceeding north from Allemaengel Road, also known as SR-4032, for a distance of .07 miles where it dead ends.
2. That portion of Hoffadeckel Court, also known as T-762, beginning at the northern side of the sole cow path crossing such road in an east-west direction (which cow path lies south of a certain property known as 7108 Hoffadeckel Court and north of a certain property known as 7069 Hoffadeckel Court) and thence in a southerly direction for a distance of 0.0729 miles to the terminus of said Hoffadeckel Court.

*Roadmaster, Bruce Raber* stated that at one time; turn around areas for the township equipment was accessible at the end of Boyer Ct. and Hoffadeckel Ct. The parking of cars, on Hoffadeckel Ct., has also been an issue for the road crew to be able to properly maintain the road. Solicitor, Ed Healy suggested that "NO PARKING" signs could be erected in lieu of vacating.

*Ted & Danielle Hollinger, of 7981 Allemaengel Rd. New Tripoli;* stated that their property boards Boyer Ct. and that there is no turn around available at the end of Boyer Ct. Mr. Hollinger asked if a road went through the property in question would the title of the property be turned over. Solicitor Ed Healy stated that information would be listed in the deed language.

*Marlin Hamm, of 7892 Brobst Hill Rd. New Tripoli;* stated that he is owner of 7999 Allemaengel Rd and that he uses Boyer Ct. as an access to a barn. Mrs. Hollinger had questions concerning liability of the property owners for personal injury suffered by trespassers. Mrs. Hollinger added, what would happen in the event Mr. Hamm had an accident crossing over their property to get to his barn, and sustained injuries, who would be responsible for the injuries? Mr. Hamm would have the right to travel to his barn across their property because he would have an easement. Solicitor, Ed Healy stated that property owners can have liability for personal injuries suffered by trespassers.

*Charles Lenhart, of 7069 Hoffadeckel Ct;* submitted a letter addressed to Zoning Officer, Kevin Deppe stating that he does not agree with the vacating of the portion of Hoffadeckel Ct. in question, and felt he was being harassed by a board member. Charles Lenhart's letter is part of the documented minutes.

The BOS tabled the issue of vacating Boyer Ct. and a portion of Hoffadeckel Ct.

**Adjournment:** A motion was made by David C. Najarian and seconded by Thomas C. Creighton III to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 6:40pm.

Respectfully Submitted,

Tammy M. White  
Secretary/Treasurer