

**Motor Freight Terminal Conditional Use Hearing #9**  
**February 4, 2008**

The North Middleton Township Board of Supervisors held a continued public hearing on February 4, 2008 at the Township Municipal Building, 2051 Spring Road, Carlisle, PA. Chairman Richard Bucher called the hearing to order at 6:30 p.m. Board members present were Vice-Chairman Robert Shearer, Supervisors: Harry Kelso, Robert Reisinger, and Dennis Hurley, Solicitor Mark Allshouse and Recording Secretary Mary Ann Hays.

Visitors: **See attachment #1**

The Pledge of Allegiance to the American Flag opened the meeting.

Chairman Bucher asked if there were any administrative items to be discussed. The Board had none.

Solicitor Allshouse stated he received a new Exhibit A-27 which is the official document and the original will be contained as part of the file. Also, Mr. Lucas requested, by letter dated January 28, 2008, for more than the hundred days on the MPC. He is requesting two more hearings after January 31, 2008. Mr. Shearer motioned to allow two hearings in February. February 4 and February 20, 2008. Mr. Reisinger second the motion. Chairman Bucher clarified with these two hearings, the applicants case in chief will be completed. Motion carried.

Mr. Lucas commented that there were no pages missing, that they were just out of order. The Board agreed that Mr. Lucas should put together the new Exhibit A-27 for the Supervisors, Mr. Wolf, and Mr. Moore.

Solicitor Allshouse stated, Mr. James Cullison of Trans Associates would address his traffic report comments, allow the board, the applicant, Mr. Moore and Mr. Wolf the ability to ask questions. Mr. Cullison's testimony would be complete, unless there are changes later in traffic study and his testimony would not count against either the applicant, Mr. Moore, Mr. Wolf or his clients.

Mr. James Cullison was sworn in by the court reporter. He testified in regards to a supplemental traffic impact study dated November 1, 2007 and his letter to the board, dated November 12, 2007, and response to comment letter dated November 2, 2007 prepared by Grove Miller Engineering in response to his review comments dated August 20, 2007. Mr. Cullison also referenced Applicant's Exhibit 26 and applicant's oral revision during his testimony.

After Mr. Cullison gave his testimony, the Board of Supervisors, Mr. Lucas, Mr. Wolf, and Mr. Moore were given the opportunity to ask questions.

During Mr. Lucas questioning, the following were marked for identification:

Exhibit A-33, Traffic Impact Study

Exhibit A-34, Traffic Impact Study sealed by Suzanne Hoffer

Exhibit A-35, Traffic Impact Study, July 2004

Exhibit A-36, Traffic Impact Study  
Exhibit A-37, Traffic Impact Study  
Exhibit A-38, Traffic Impact Study, December 21, 2007  
Exhibit A-39, Traffic Impact Study, November 2005  
Exhibit A-40, Traffic Impact Study, April 2006  
Exhibit A-41, Traffic Impact Study 2006  
Exhibit A-42, Traffic Impact Study, August 2006  
Exhibit A-43, Traffic Impact Study, September 2006  
Exhibit A-44, Traffic Impact Study  
Exhibit A-45, Traffic Impact Study, January 2007  
Exhibit A-46, Traffic Impact Study, August 2007  
Exhibit A-47, Traffic Impact Study, November 27, 2007

Mr. Wolf submitted what has been marked as Exhibit A-48, Letter dated January 25, 2008, Mr. States to Ms.Ealer, for use on cross examination, as a reference to the document. It has not been submitted, as yet, by the applicant.

Solicitor Allshouse stated the next hearing is scheduled for February 4, 2008 at 6:30 p.m., when Mr. Wolf will have the ability to continue and complete his cross examination of Mr. Cullison.

The following dates were set for additional hearings, all being held at 6:30 p.m.: February 20, March 12, March 18 and April 2, 2008

A full transcript of the hearing can be found at the Municipal Building.

Mr. Hurley motioned that the hearing continue on February 4<sup>th</sup> at 6:30 p.m. Mr. Shearer second the motion. Motion carried.

The meeting was adjourned at 9:30 p.m.

Respectfully submitted,

Deborah A. Ealer  
Township Secretary

Mary Ann Hays  
Recording Secretary