

**Public Hearing
Motor Freight Terminal Conditional Use Hearing #15
May 15, 2008**

The North Middleton Township Supervisors held a continued public hearing on May 15, 2008 at the Township Municipal Building, 2051 Spring Road, Carlisle, PA. Chairman Richard A. Bucher called the hearing to order at 6:30 p.m. Board members present: Vice Chairman Robert Shearer, Supervisor Harry Kelso, Supervisor Dennis Hurley, Supervisor Robert Reisinger, Solicitor Mark Allshouse and Recording Secretary Roxanne M. Bortner. Visitors: **See attachment #1.**

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

Chairman Bucher turned the proceedings over to Vice Chairman Shearer. Vice Chairman Shearer announced the first administrative item was the township building's new sound recording system, advising everyone to lean into the microphones when speaking. The next administrative item was to schedule hearings, deciding on May 20, June 10 and June 23, 2008, all hearings to commence at 6:30 p.m. The third administrative item, requested by Solicitor Allshouse, concerned the proper labeling of exhibits, updated list to be provided by Mr. Moore, due at the June 10th hearing. Final administrative item, Solicitor Allshouse directed Mr. Wolf to e-mail to counsel additional questions from Mr. Lucas to continue with Mr. Methey's cross examination. Hearing attendees were advised that the meeting would conclude at 9:00 p.m.

Solicitor Allshouse recalled Mr. Stephen Methey to the stand, advising him he was still under oath. Mr. Methey, an acoustical consultant, prepared Exhibit #18, titled Acoustic Impact Report. Mr. Lucas proceeded to cross examined Mr. Methey regarding his report, citing the following:

Mr. Methey's sound equipment measurement height stated in his report differed from the preferred/typical height published in the American National Standard, possibly resulting in decibel variation. In essence, Mr. Methey affirmed the American National Standard abstract was printed in 1971, he uses new and different recording and measurement equipment and his equipment is calibrated and certified by the Shubert Calibration Service, Inc. Mr. Methey said he did not record air temperature and cloud cover, but a weather forecast was included in his study. From Mr. Methey's diagrams, several disparities about microphone placements were noted and a

possible mislabeled diagram. Mr. Methey stated his logic in deviating from the American National Standards guidelines. i.e., terrain and exception (routine) noise. Mr. Lucas stated the work was in not accordance with industry standards as Mr. Methey deviated from the guidelines. Mr. Methey explained ambient, reflective and low frequency sounds, measurements timing and recording equipment locations.

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

Adjournment

Chairman Bucher moved to continue the public hearing to May 20, 2008 at 6:30 p.m. Seconded and the motion carried.

The meeting was adjourned at 9:00 p.m.

Respectfully submitted,

Deborah A. Ealer
Township Secretary

Roxanne M. Bortner
Recording Secretary