

Zoning

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within which to respond," Jones said.

"I think there's no alternative really," said Jones after the meeting.

Heck's property on Rice Street has a mobile home on it, which the township allowed to be put there temporarily in 1987.

Ironically however, though the township's zoning ordinance may change, she still may face citations for zoning and building code violations at her property.

Among the violations are the fact that she has two principal structures on one lot, she doesn't meet set-back requirements, and numerous building code violations, according to township manager Jeffrey Box.

At the meeting, the township authorized solicitor Jones to take legal action against Heck if the violations were not corrected.

The proposed change in the township's zoning ordinance would not affect private housing developments, where property owners sign a restrictive covenant when they purchase property.

If the ordinance is changed, mobile homes would also still have to meet the township's building codes.

At the meeting, the supervisors also voted to have stop signs placed at Staub Road at the intersection of Hill Street. The signs were added after residents on Staub Road complained of speeding on the street.

The township had the first reading of two ordinances which would

rezone properties.

Robert and Mary McLaughlin requested that their property at 57 North Main Street be changed from a two-family residential zoning (R-2) to a general commercial district (B-2). Nearby properties are zoned B-2.

Joseph Gallagher and Kay Warden, who own properties in the 200 block of North Main Street asked that their properties be rezoned from B-2 to residential.

In other business, the supervisors:

- Announced that the Recreation Commission is sponsoring the annual punt, pass and kick contest at the Dallas High School on October 26 at 10 a.m.

- Announced that bagged leaf collection by the road department will be held the week of November 11. Leaves must be bagged and placed at the curbside for collection.

- Appointed Judilyn Price of Holly Street, Trucksville, as a school crossing guard effective September 30.

- Confirmed the appointment of Robert N. Opel II as special counsel to the board of supervisors with regard to the lawsuit levied against the Dallas Area Municipal Authority and township officials by C&K Refuse, Searles Sanitation, and Dave's Sanitation.

- Township manager Box announced that the initial meeting of the transportation association will be Wednesday, Oct. 16 at 7:30 p.m. at Penn State.



Made to last

Geraldine and Barry Edwards stand in front of their 1964 Brockway deisel truck, which recently won a contest for having the oldest working Fuller twin countershaft transmission in it. Geraldine does the bookkeeping and public relations work for her husband's business, Barry Edwards Excavation.

Barry Edwards won a new Fuller Transmission of his choice and a clutch after entering a contest sponsored by the company. The value of the prize is over \$6,000. Fuller recently manufactured the three millionth twin shaft transmission in December of 1990. Edwards' was made December 20, 1963, the same year the transmission was invented. The new transmission will go in a 1967 Brockway dual axle dump truck. Owner Operator Magazine will have a story about Edwards in an upcoming issue. (Post Photo/Eric Foster)

Gasoline

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Station on Route 118 owned by George Maculloch. A hole was discovered in one of the station's tanks in October of 1990. The tank was replaced, and a ground water study at the time showed no contamination, according to Carmon.

"Between the department and Mr. Maculloch's consultant, we've sampled 15 to 20 homes or facilities in that area. We've got a general idea of the direction the contamination is moving," said Carmon. "It seems to be running in an easterly direction. How wide and how far down we really don't know."

Maculloch has been cooperating with DER by providing bottled water for the residents of the mobile home park, the Junior High School, and the private residence with benzene in the well water.

The two wells which were contaminated with benzene were approximately 100 feet deep, said Carmon.

New wells have been drilled at the those locations, paid for by Maculloch. The new well for the mobile home park is 600 feet deep, and the well for the private home is about 725 feet deep, said Carmon. To make sure the new wells are not contaminated, they have been cased, and have had concrete forced between the casing and the

ground to ensure that the contamination does not seep into a deeper layer of ground water.

The new wells are now having their water tested, and Carmon said he expects them to be in use sometime this week.

"Right now we're in more of an acute phase of the investigation - making sure of the safety of the ground water. The acute phase will not last much longer, a matter of a few more weeks."

Once the acute phase is over, Carmon said that DER will be able to plan how to remove the contamination from the ground.

The most likely method of cleaning the ground water would be to drill a well into the midst of contamination and pump the water out, where it could be purified by one of several means.

"This is not going to be a matter of years," said Carmon. "It may be over within several months."

Property transfers

Property transfers recorded at the Luzerne County Court House from October 2, 1991 to October 7, 1991. Prices are extrapolated from transfer taxes paid. Many transfers, such as those between family members, are exempt from tax, so no amounts are shown.

Albert S. Matochak to John Lysiak, 17 Sycamore St., Wilkes-Barre Twp., property Matochak Sub., 21.884 ac., Ross Twp., \$20,000.

George Kromelbein to Steven L. Lloyd, PO Box 802, Pittston, property W. 8th St., 3.45 ac., Kingston Twp., \$500.

Richard E. Jones to Richard E. Jones, RD 5, Box 95, Robbins Rd., Dallas, property Robbins Rd., Dallas Twp.

Ernest G. Evans to Romayne Evans, RD 4, Box 389, Dallas, property 5 parcels, Lehman Twp. Est. Ruth A. Jabour, Thomas D. Jabour, Ext. to Christopher Molesky, 26 Oak Dr., Wyoming, property 5.40 ac., Ross Twp., \$21,000.

Kenneth Pizano to Kenneth Pizano, RR 169-4, Municipal Rd., Dallas, property Twp. Rte. 282, 2.015 ac., Franklin Twp.

James M. O'Brien to Anastasios Iliadis, 345 Howell Rd., Shavertown, property Howell Rd., Kingston Twp., \$127,500.

Wm. A. McLaughlin to Kevin M. McLaughlin, RD 3, Box 218, Harveys Lake, property High St., Harveys Lake.

Samuel Shirinko to Samuel Shirinko, Box 26, Harveys Lake, property Harveys Lake.

Edward G. Gross to Edward G. Moss, RD 3, Box 230, Valley View Park, Dallas, property 5.00 acres, Dallas Twp.

Comm Center

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are six communities involved. When we say \$35,000 that's not going to be one budget. That'll be spread out over five or six years."

The board expects to have specific costs of both alternatives for its next meeting November 12 at 7 p.m. in the Dallas Borough Building.

Both Sabol and Wagner felt that the center should eventually move. "The center is kind of a hangout for police," said Sabol. "I would like to see it away from the police so it belongs to everybody."

Nancy Kline, the board's treasurer said that the latest decision could be made would be next month, so that the board has time to prepare a budget for 1992.

The board did decide to ask the member communities to fund the Communications Center at the same percentages that they did last year, as opposed to basing the contributions from municipalities on the assessed valuation of property, or by population.

Kingston Township manager Jeffrey Box prepared three different funding formulas for the board.

The center has a proposed budget of \$172,071 for 1992, a 17 percent increase over 1991's \$147,226 budget.

Dallas Borough and Harveys Lake will be asked to provide 15% of the budget, or \$25,811 each, an increase of \$4,309 each.

Dallas and Kingston townships will each be asked to provide 18.1% of the budget, or \$31,145, an increase of \$4,534.

Jackson and Lehman Townships will each be asked to provide 6.1% of the budget, or \$9,000, an increase of \$1,497.

Nesbitt Hospital will be asked to provide 12.2% of the budget, or \$20,293, an increase of \$2,293.

The fire and ambulance companies will be asked to provide \$15,000, which is the same as the provided last year, for 8.7% of the total.

The assessed valuation and per capita formulas would have both called for Dallas Borough and Harveys Lake to provide less money, with the other municipalities providing more.

Soccer

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"Our numbers are in the eight and nine hundreds," said Adrian Merolli, treasurer of the Back Mountain Soccer Association. Merolli added that Back Mountain Baseball was originally interested in the fields, but is no longer to his knowledge.

At the Dallas School Board meeting of the committee of the whole October 8, Merolli asked the school board about building two new fields behind the high school.

"We're here to get a feeling for the board's opinion before we go any further," said Merolli, adding that creating the two fields would cost tens of thousands of dollars. "We couldn't invest that money until we have the legal arrangements in place."

Merolli asked the board how they would feel about a proposal which would grant the Soccer Association a perpetual easement to the land, giving the association access to the fields even if the land was sold.

"I just can't believe that a school board has the power to grant a perpetual easement because that's tantamount to selling the land," said school board solicitor Attorney Benjamin Jones.

"A fallback position would be some type of lease arrangement," said Merolli.

Jones said that he would investigate the proposal, and added that he felt that if the land was leased the development costs could be considered as rent.

Board member Thomas Stitzer, wondered if money from the proposed sale of school land and buildings on Church Street could be used to make soccer fields.

Jones replied that funds from the land sale could be used, because it would be a capital improvement project.

Board president John Litz asked Merolli to have the Soccer Association prepare a proposed agreement, along with a specific estimate of the project's cost.

Merolli said that construction could begin as soon as the legal arrangements are made. He added that the 11th Congressional District Equipment Center has given the association favorable quotes for the cost of constructing the fields.

"If we could be under construction in the spring, it could be ready in the fall of '92 or the spring of '93," said Merolli. "You usually want one full growing season, sometimes two, before you get on the field. You have to be patient. If you get on the field too soon before the root structure is there you'll tear it up."

Insurance company may cover Kingston Township's legal costs

While Kingston Township has retained Attorney Robert Opel II as special counsel to represent the township in the lawsuit against the waste collection pact made with the Dallas Area Municipal Authority - Opel's services may not be necessary.

Opel is paid \$65 an hour, the same as township solicitor Benjamin Jones.

Kingston Township manager Jeffrey Box has been notified by telephone that the Scottsdale Insurance Company, which carries the township public official's liability insurance would hire a lawyer to represent the township.

Because Scottsdale also insures Dallas Borough and Dallas Township, Box said he was told that the municipalities' defense would be consolidated with a single attorney.

Box had not received written confirmation from the insurance company Monday.

Taxpayers Association sets meeting

The Back Mountain Taxpayers Association will hold its next meeting October 20, at 4 p.m. in the Carvertown United Methodist Church.

According to association president Frank Gelsleichter, questionnaires on the recent waste collection program have been delivered

to many area homes, and are available at Moore's Store and the Hi Score Gun Shop on Demunds Road.

Scheduled for the October 20 meeting is a discussion which has happened to communities which have only a single garbage hauler, said Gelsleichter.

Five arrested at DUI checkpoint

The Kingston Township Police Department conducted a D.U.I. Checkpoint on Saturday evening, October 5. The checkpoint was conducted on Route 309 in the Township, which is a very heavily traveled thoroughfare.

The checkpoint was in operation from 10:30 p.m. to 2:30 p.m. The Kingston Township Police Department was assisted by officers from Dallas Township Police Department, Dallas Borough Police Department, Jackson Township Police Department, and Harveys Lake Borough Police Department. The checkpoint was under

the direction of Kingston Township Police Sergeant James Balavage.

The officers stopped 639 vehicles and detained 13 of the 639. Drivers of eight of the 13 detained vehicles were given field sobriety

tests. Five of the eight were taken for further evidence of intoxication and subsequently charged with D.U.I.

The Kingston Township Police Department had made 39 D.U.I. arrests in 1991 prior to the checkpoint. The arrests made on Oct. 5 bring the total to 44.

Police report

LEHMAN TOWNSHIP

HUNTING EQUIPMENT STOLEN

Charles Finn reported to police that on October 2 between 9 a.m. and 3 p.m. the rear window of his Toyota pickup was smashed while parked in the Lehman High School parking lot. Stolen from the truck was a Hoyt Easton Spectra Bow valued at \$300, 12 arrows, \$45, two Pioneer speakers, \$150, a gear shift handle, \$20, and 23 cassette tapes, mostly of Hank Williams Jr., \$230. The cost to replace the window is approximately \$200.

Investigating officer is Ptl. Howard Kocher.

Police are also investigating a similar theft which occurred at Penn State Wilkes-Barre on October 2. A vehicle was entered and stereo equipment was stolen along with \$100 in rolled coins.

AUTO OVERTURNS

Gerald Niznik, of Valley View Drive, Hunlock Creek, was driving south on Route 29 on October 7 at 2:55 p.m. when he served to avoid a dump truck stopped in the road to make a left turn, police said. His 1987 Mazda ran up an embankment and flipped onto its roof. Niznik was unhurt, but the vehicle was severely damaged, according to police.

Investigating officer was Ptl. Howard Kocher.

KINGSTON TOWNSHIP

CHARGED WITH DUI

According to police, Randy S. Yale, 21, of Pittston, was charged with driving under the influence of alcohol after his 1984 Firebird Trans Am struck at guardrail on East Center Street October 12 at 12:33 a.m.

Police said that Yale claimed that his vehicle stalled on a curve, which caused the power steering to stop and the car to hit the guardrail.

Investigating officer was Ptl. Charles J. Rauschkolb.

According to police, Mary Williams, 25, of Wyoming Street, Wilkes-Barre, was charged with driving under the influence of alcohol after being stopped at the DUI checkpoint on Route 309 October 12.

STEREO EQUIPMENT STOLEN

Thomas Heffernan of Dallas has offered a \$1,000 reward for information leading to the arrest and conviction of the person(s) responsible for stealing stereo equipment from his 1987 Ford conversion van, according to police.

The van was entered by smashing the right front window between 10:25 p.m. October 7 and 9:30 a.m. October 8, police said.

Investigating officer is Ptl. Michael Moravec.

CHARGED WITH SIMPLE ASSAULT

Police said Jim J. Wicks, 36, of Meadowcrest Drive, was charged with simple assault and disorderly conduct after he assaulted another person at his home address.

Investigating officer was Ptl. Robert Weiss.

HARVEYS LAKE

ARRESTED FOR CASHING STOLEN CHECKS

A man and a woman were arrested by Harveys Lake Police October 1 for cashing more than \$700 in stolen checks.

Michelle Baker, 20, no address given, was charged with theft by unlawful taking, criminal solicitation, and criminal conspiracy, police said, and Donald Miles Cool, of Rice Street, Trucksville, was charged with criminal conspiracy.

Baker allegedly stole checks from John P. Kupstas, of Old Lake Road. According to a statement given police by Cool, Baker would fill out the checks, and Cool would sign them. Three checks were cashed at the ACME in Shavertown, and three at the Jamesway in Luzerne in late August, according to police.

Baker had been staying with the Kupstases for a few months while they got on their feet, police said. Baker left the residence on about September 1.

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