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June 3, 2020

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VIA EMAIL [REDACTED]

Office of the Attorney General
ATTN: Senior Deputy AG Robert A. Willig
1251 waterfront Place
Mezzanine Level
Pittsburgh, PA 15222

RE: ACRE Complaint-Hopewell Township, Cumberland County, PA [REDACTED]
[REDACTED]
[REDACTED]

Dear Attorney Willig:

Our office is Solicitor for Hopewell Township and we have been asked to respond to your letter of May 7, 2020, a copy of which is attached.

With respect to the issues raised in your letter, we can advise you of the following:

1. The Township believes it has no jurisdiction with respect to any private easements or restrictions that relate to [REDACTED] property and the Township intends to take no action with respect to that issue.
2. Consistent with the existing Zoning Ordinance of the Township, [REDACTED] will be required to file Conditional Use Application for their proposed use.
3. The Township acknowledges the five hundred (500) foot setback is more restrictive than authorized through Nutrient Management Act. In a similar situation on a Conditional Use Application, the Township only enforced a three hundred (300) foot setback consistent with the Nutrient Management Act. It will be the Township's intention to do the same in connection with any Application filed by [REDACTED]. [REDACTED] Additionally, at such time as the Township engages in modifications of its existing Zoning Ordinance, it intends to address that setback issue to conform with applicable state law.

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Should you have any additional questions on this matter, please feel free to contact me.

Very truly yours,

MARTSON LAW OFFICES

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
Attachment

[REDACTED]