

## **Minutes**

## **Town Board**

**11-14-2016**

Roll Call: Chair: Bill Puetz; Supervisors: Pat Docter, Jackie Veldman, Ken Sonntag, and Jen Buelow;

Clerk: Linnae Wierus, Treasurer: Rosemary Mugan;

Also present: Penny Dobas, Janet Sepstead, Ken Dobas, Tom Lawn, Chris Clark, June Papenfuss, Brandon Throne, Maralyn Fowler, Peter Mayer, Todd Triebensee, Bob Rementer, Ron Sippel, Gene Ohrmund, Norb Kraemer, and Janet Kraemer

### **Public Hearing**

1. **Call to Order** – Bill calls the public hearing to order at 7:10 pm.
2. **NOTICE IS HEREBY GIVEN** that the Town Board will have a Public Hearing on November 14, 2016 beginning at 7 p.m., located at the Town Hall, W8095 Parnell Road, Cascade, WI 53011, to consider the request from Brandon Thone for a conditional use permit. Brandon Thone is the owner of the Tax Parcel 59012150631 (Lot: 5.02 acres) Property address is located at W7137 1848 Settlement Ln. Plymouth, WI. Legal Description: Part of NE NW SEC 1 T14N-R20, Town of Mitchell, Sheboygan County, Wisconsin. Reasons & justifications for the public hearing: Brandon needs a conditional use permit for utility construction business activity on his property.
3. **Public Comment**
  - June Papenfuss states she has no issues along with the majority of neighbors on 1848 Settlement Lane with Brandon's business and is in favor of the conditional use permit. She doesn't think there is any excessive noise or any disturbances caused by the utility business.
  - Ken Dobas asks why there is a need for the conditional use permit. Jackie and Ken explains the reasoning because it is a home based business
  - Attorney Peter Mayer representing Tom and Sue Lawn disburses packets including 3 objections for the conditional use permit from his clients
  - Bob Rementer asks if the town's attorney has said it is against our ordinances. Jackie states that Attorney Fieber did say it was acceptable within our zoning ordinances
  - Tom Lawn explains his objections to the conditional use
4. **Adjournment** – Ken makes the motion to close the public hearing. Pat seconds the motion. No nays, motion carried.

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### **Town Board Meeting**

1. **Call to Order & Pledge of Allegiance** – Bill calls the meeting to order at 7:50pm
2. **Approval of 10-10-2016 minutes** – Jackie makes the motion to approve the meeting minutes from 10-10-2016. Pat seconds the motion. No nays, motion carried.
3. **Treasurer Report and Bank account status report** – Rosemary reads her treasurer's report and bank information.
4. **Clerk report, correspondence, and approval of vouchers** – Linnae reports the town had an 82% turnout for the elections and had over 90 people register to vote. The office hours of Saturday only have been going good and

many residents took advantage of it for early voting and registering. Due to time restraints associated with having a full-time position, Linnae lets the board know that she will end her term in April and not seek re-election. Norb Kraemer thanks Linnae for her service to the town and a job well done.

#### **5. Monthly Reports:**

- a. Building Inspector's report for the month of October** – 1 permit issued for shed with electric
- b. County Supervisor's (Dick Bemis) report for the month of October** – Nothing to report
- c. Road Commissioner's report for the month of October** – Nothing to report
- d. Plan Commission's report for the month of October** – No meeting in October
- e. Town Chairman's report for the month of October** – Nothing to report
- f. Monthly check of fire extinguishers, furnace filter, & LP tank** – LP is at 75% percent

#### **6. Old Business (All items below will be Discussion & Possible Action)**

- a. Winter newsletter** - The board reviews the newsletter draft and would like to add an ad for help wanted to shoveling at the town hall for this winter and lawn care at both the Town Park and Hall for next season. Also, include the town hall's phone number under the Clerk's corner and Ken's phone number on the Plan Commission article. Pat makes the motion to approve the newsletter including the corrections made. Jackie seconds the motion. No nays, motion carried.
- b. Gentle Hands Animal Rescue/Kristina Bludau** – Rosemary states a check was received for the kennel license and late fees. No further discussion.
- c. Building permit approval by the Plan Commission for new buildings and homes** – Linnae will contact Safebuilt for amending the contract to include verifying setbacks for new exterior building not including new homes.
- d. Public hearing notices for both Plan Commission and Town Board** – Linnae will follow up with Attorney Fieber
- e. WTA meeting** – Jen states the WTA meeting was very informational and went well.
- f. Road work/brush cutting** – Pat verifies with Rosemary of the remaining amount allowed to spend. Pat will look into doing additional brush cutting before the end of the year. Ken makes the motion to allow up to \$30k to be used on brush cutting for the remainder of the year. Jackie seconds the motion. No nays, motion carried.

**7. Public Comment** – Marilyn Fowler asks about the conditional use permit for the Highlands Hunt Club and if it includes helicopter rides. She also mentions the increase use of the rifle range. Linnae will locate the conditional use permit.

#### **8. New Business (All Items below will be Discussion & Possible Action)**

- a. Insurance coverage information** – Ken had a question related to worker's comp. The insurance agent provides an explanation of the coverage. No further discussion.
- b. Approval of the budget** – Pat makes the motion to approve and adopt the budget for 2017. Jackie seconds the motion. No nays, motion carried.
- c. Brandon Thone** - Ken makes the motion to deny the conditional use permit. Jackie seconds the motion in order to discuss this. Ken explains the reasoning for the zoning code and he doesn't believe the permit is in compliance with the zoning code. Also, he doesn't think this type of business belongs in a residential area and it wouldn't be a betterment for the area. Jackie explains the business operation is not being taking place at the location. Bob Rementer clarifies the use and terms of the conditional use permit being requested and that the Plan Commission did make their recommendation to the Town Board to approve the conditional use permit with the terms discussed. Pat states that Brandon has done numerous attempts to control the nuisance caused by his business including installing a secondary driveway. Ken is

in favor of the motion. Pat, Jackie, Jen, and Bill oppose the motion. Motion is denied. The Town Board decides the terms of the conditional use permit are as follows:

- Hours of operation: 6:30am – 6:30pm Monday through Friday
  - Shop (maintenance) hours: 4:00pm-6:30pm Monday through Friday
  - No more than 4 employees reporting to work at the location that are not residence of the property
  - Move the fuel tank to the back portion of the property
  - Install a separate driveway
  - Use of 1848 Settlement for work vehicles and equipment to a minimum, personal use is not restricted
  - Work vehicles at maximum: 3 trucks and 3 trailers, personal vehicles are not restricted
  - Review in 7 months to address any complaints or concerns
  - Upon approval of the extension, building plans need to be submitted for business equipment storage
- Pat makes the motion to approve the conditional use permit with the terms as read. Jackie seconds the motion. Ken opposes the motion. Motion carried.

**d. County Revenue Agreement** – Ken makes the motion to approve the County Revenue Agreement in the amount of \$19125.00 to be used on the road maintenance only. Jackie seconds the motion. No nays, motion carried.

**e. Shoveling at the Town Hall** – Linnae will add an ad to the newsletter for shoveling. Bids accepted immediately.

**f. Lawn care at the town park** – The board discuss the option of accepting bids for the lawn care for at the Town Park and Hall. The lawn bids will be accepted until 3/1/16.

**g. Culvert/driveway** – Tabled till next month

#### **9. Set Agenda for Next Month's Meeting**

- Organize basement
- Building permits approval by the plan commission for new buildings and homes.
- Public hearings notices for both plan commission and town board
- Highlands hunt club conditional use permit
- Fence repair at the town park
- Job description for lawn care at the town park
- Driveway improvement
- Resolution for County Revenue Agreement

**10. Adjournment** – Ken makes the motion to adjourn. Pat seconds the motion. No nays, motion carried. Meeting is adjourned at 9:35 p.m.

**Respectfully submitted,**

**Linnae Wierus**