

**EUREKA TOWNSHIP
PLANNING COMMISSION MINUTES
REGULAR MEETING
February 1, 2010
Eureka Town Hall
Dakota County, Minnesota**

The Eureka Township Planning Commission meeting was called to order by Chair Vince Mako at 7:10 p.m.

Members Present: Vince Mako, Ken Olstad, Pete Storlie, Kenny Miller, Cheryl Groves. The Town Board representative for the February meeting was Supervisor, Jeff Otto. Supervisor, Nancy Sauber, was also present. Carol Kelly, Recorder, was present.

APPROVAL OF AGENDA

Add item 1.a. under Other Business, Building Permits.

A motion by Vince Mako: To approve the agenda as amended. Pete Storlie seconded the motion. The motion was carried unanimously.

A. PERMIT REQUESTS

None

B. LAND USE & ZONING ITEMS

None

C. APPROVAL OF MINUTES

A correction was made to the October 6, 2010 meeting minutes.

A motion by Vince Mako: To approve the minutes as amended. Ken Olstad 2nd the motion and it was carried unanimously.

D. OTHER BUSINESS

1. Board Report

Jeff Otto reported that Kelly Aggregate/Ames Construction was provided formal notice of the automatic extension to end March 24, 2010 regarding the mining text amendment. The Town Board has not heard from representatives of Ames regarding a joint meeting between those concerned. It was suggested that a Public Hearing be scheduled at this time. Discussion followed as to whether or not the

text amendment should be modified/cleaned-up before presentation at the Public Hearing. It was agreed that the text amendment should be reviewed, any changes made, and forwarded to Ames for review. If Ames agrees to another extension the Public Hearing may be delayed. For now the Public Hearing is scheduled on Monday, February 22, 2010 at 7:00 p.m. Jeff Otto will contact Ames after the next Town Board meeting. If Ames does not make a formal waiver of the extension at that time, the Public Hearing will be held as scheduled. The Township Clerk, Nanett Sandstrom, will be notified of the Public Hearing to be posted no later than February 12, 2010.

A motion by Ken Olstad: To schedule a Public Hearing for the mining text amendment on February 22, 2010 at 7:00 p.m. Vince Mako seconded the motion. The motion was carried unanimously.

Jeff Otto also reported that negotiations with Country Stone have been reopened. Summations were due last Friday but a 30-day extension has been granted due to the reopening of negotiations.

It was reported that the Town Board is still waiting for feedback from the attorney on the Ordinance updates.

a. Building Permit Fees (Plan Review Fee)

Pete Storlie presented a report about various ways of charging a plan review fee. It was proposed that a plan review fee be paid up front at the time the application for a building permit is dropped off. The fee would be a flat fee based on the size of the project.

A motion by Kenny Miller: Submit to the Town Board that a representative from the Town Board and Pete Storlie meet with Scott Qualle, the building inspector, to discuss how to charge plan review fees. Ken Olstad seconded the motion. The motion was carried unanimously.

2. Ordinance Updates

As noted previously, waiting for feedback from the attorney on the Ordinance updates.

There was further discussion regarding the following items in the updated Ordinances:

- Dog Kennels
The issue of how many dogs would constitute a private kennel, requiring a license, was raised. Ken Olstad reported that he had talked with people involved with the original drafting of the Ordinance updates and found that the change from 6 dogs to 4 dogs was an arbitrary number. There was

discussion about leaving the number at 6 dogs if there had been no problems.

It was then brought up that the proposed Ordinances cap the number of dogs to 8. This added further confusion to the meaning of the Private Kennel Ordinance.

A motion by Pete Storlie: To remove the private kennel language until it could be worked on and final decisions made. Cheryl Groves seconded the motion. Ken Olstad requested further discussion.

It was suggested that the changes be kept and that the definition of dog kennel be removed and combined with the definition of private dog kennel, making it clear that commercial/public dog kennels are not allowed. Eliminate the barking and yelping since it had been covered previously.

A motion by Vince Mako: Again, to remove the language at this time. Ken Olstad seconded the motion. The motion was not passed.

It was decided that Ken Olstad would reword/consolidate the definitions.

- Swimming Pools

Issues were brought forth surrounding the non-climbable pool wall and grandfathering existing pools. Further discussion followed regarding the additional language and detail proposed in the Pool Ordinances.

Members of the Planning Commission should review these Ordinances and make note of changes.

- Truck Idling

Discussion as to whether or not the Ordinance is needed.

- Junk

- Compression Brakes

It was decided that the above listed Ordinances would be further discussed at the March meeting of the Planning Commission after input from the members. Any unresolved issues would be tabled at the April meeting.

Nancy Sauber has some minor changes that she will send to Nanett to distribute.

3. Comp Plan

The reason for septic pumping every 3 years was discussed. It was brought forth that it is state mandated and enforcement was pushed to the Townships. The Town Board is to discuss enforcement. An Ordinance update may follow.

Water Surface Management Plan – Jeff Otto has provided language so a resolution can pass and not just a motion.

Land Use Tables confusion – A change was made from title of land use to land use zones. A question was raised clarifying the land use for the airport. It was confirmed by MAC that the land use for the airport should stand at 462.

4. Professional Services Policy

Tabled until March meeting.

5. Commercial/Industrial Study/Task Force

Nanett contacted the former applicants via email to find out if they are still interested in participating on the Task Force. She has not heard back from them.

A motion by Vince Mako: Post to the website that those interested should apply by March 26. The motion was carried unanimously.

There was further discussion regarding the interview process and attention paid to the CAC interview instructions. A phased approach will be taken to make sure there is interest before continuing along each step in the process.

A motion by Pete Storlie: To adjourn the meeting. Ken Olstad seconded the motion and it was carried unanimously.

Meeting was adjourned at 10:20 p.m.