

Date: August 29, 2003

Subject: Meeting #11 Eureka Township
Non Conforming "land Use" Committee
Dated 8/26/03

1. The meeting opened at approximately 7:00 pm with the following task force members present:

Mark Geier	Don Storlie
Ken Olstad	Ed O'Brien
Mark Emond	Kelly Brosseth

2. Guest attending:

Glen Shirley	Ken Demaster
Randy Wood	Mike Greco
Raymond Swedeen	Gary Smith

3. Mark Geier handed out packets containing
 - a. Copies of replies from the Town Board attorneys to questions that have been brought to them
 - b. The final draft of the replacement Ordinance No. 32
 - c. A prospective sheet compiled by Mark Geier on Pro's and Con's on cups and nonconforming condition use permits

4. Don Storlie strongly suggested that the business community would not come forward for a permit of any kind with the wording nonconforming

5. Mark Geier suggested that possibly installing the "Legal Nonconforming"
 - a. Don Storlie thought that may be acceptable but wanted to first bring to Mr. Duffy

6. Discussion continued regarding the wording nonconforming and conditional use permit with participation from all Task Force members and some of the guests

7. Kelly Brosseth asked why the township attorney and Mr. Duffy have two very different opinions about the wording "Nonconforming"

8. Mark Geier made a motion:
 - A. "The Task Force has considered filling in the blanks. The Task Force will recommend only that the proposed ordinance be sent up with blanks. The Task Force may be willing to consider inserting "Legal nonconforming use" but cannot do it until they get the opinion of the township attorney and Jerry Duffy. The Task

Force members will discuss their attorneys advise with the Planning Commission and Town Board. The Task Force is interested in whether there is another word that will satisfy the Task Force members and Town Boards concerns other that (conditional use permit) or (nonconforming use permit) or (legal nonconforming use permit)

B. Ken Olstad second the motion

C. The motion was voted on by the member present with a 6 to 0 acceptance

9. The question was raised from Don Storlie and Ken Olstad

A. Would the wording “legal nonconforming” work for the existing AG businesses which wish to apply for a permit now but are conforming at the time of application

10. It was agreed that the board receiving a packet with the following info from Mark Geier

- Approved motions
- Current Proposed Ordinance with blanks
- Copies of all meeting minutes
- Copies of all legal notes
- Letters from the attorneys
- Mark Geier’s recommendations dated 8-26-03 on both cups and nonconforming permits

11. Mark Geier to give a 15 minute discussion about the Task Force findings at the Sept 8, 2003 board meeting including hand outs on the four previously voted on meetings

12. The meeting was adjourned at 8:45 with special thanks to everyone for coming and all members participation

13. Any corrections or additions to these minutes should be sent to my secretary at skopet@killmerelectric.com