

Eureka Township

*Dakota County
State of Minnesota*

Special Eureka Town board Meeting

June 21, 2004

Chair Don Pflaum called the meeting to order at 7:00 p.m.

Town board members present were Chair Don Pflaum, Supervisor Kenny Miller, Supervisor Mark Malecha, Supervisor Dan Rogers and Supervisor Connie Anderson. Deputy Clerk/Treasurer Jeanne Nordstrom recorded the minutes.

Eureka Township Attorney, Peter Tiede, was also present

Agenda: Ordinance Work

Dennis Ozment to discuss the June 22 meeting at MIPCA with board

Ordinance Work

Chair Don Pflaum presented the history of the board's work through the ordinances to update them. The board is now working on Ordinance 32 - the ordinance that deals with nonconforming use permits. The deadline is September 2004 to have the zoning ordinance in place.

Chair Pflaum stated that on August 19, 2003 the task force which had been charged with investigating alternatives to the present Ordinance 32 voted to approve the replacement ordinance for ordinance 32. He also read their recommendations. Discussion was held on this issue with members of the audience offering recommendations for the board on the zoning ordinance. Peter Tiede, Eureka township attorney defined the legal differences between nonconforming, conditional use permits (CUPs), and grandfathered CUPs. Much discussion of board members and the audience attending was held.

A motion by Supervisor Mark Malecha: To accept resolution number 1 from the task force. (*See attachment-* Initial report of Eureka Township Ordinance Task Force- September 2, 2003 "RESOLUTIONS AND VOTES") The motion was seconded by Supervisor Dan Rogers. Discussion followed. It was decided that motions should not be made at this time, to review materials only.

Mark Malecha rescinded his motion. Seconded by Supervisor Dan Rogers.

Chair Pflaum asked that the discussion be continued on July 19. In the meantime the attorney will look into a bill which may be signed by the governor on nonconforming use.

June 22 meeting on requesting an EIS

Dennis Ozment, State Representative was able to attend tonight's meeting. He presented his view on the environmental issues and requested more information on why Eureka Township wants to request an EIS. Members of the board and the audience participated in a discussion of the reasons behind going to the MPCA. Representative Ozment agreed to attend the meeting at the MPCA on June 22.

Supervisor Kenny Miller made a motion to adjourn. Supervisor Dan Roger seconded. The meeting was adjourned at 10:35 p.m.