

***Eureka Township***  
*Dakota County*  
*State of Minnesota*

Special Eureka Townboard Meeting

June 7, 2004

Chair Don Pflaum called the Special Meeting of the Eureka Town board to order at 8:54 pm.

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

Planning Commission members present were Butch Hansen, Cheryl Monson, Corey Behrendt, Richard Stevens and Francie Madden.

Eureka Township Attorney, Louise Toscano Seeba was also present.

Agenda: Ordinance Work

Attorney, Louise Toscano Seeba informed the town board that she is leaving private practice. Peter Tiede will be taking over as the township attorney. He is very familiar with township law and is involved with the township association. The township hired the law firm, not specifically Louise; the township will continue using the Law Firm of Murnane, Conlin, White and Brandt for legal representation. The township will not be charged for any internal change over, firm transfers. The township will only be billed for legal work.

Peter Tiede arrived shortly after 9:00 pm; he addressed town board concerns over the change over of attorneys. He will be representing the township with the Elko/ New Market Waste Water Treatment plant.

The town board requested the attorney's presence and the following up coming meetings:

June 16, 2004 7:00pm- Eureka Town Hall

June 21, 2004 7:00pm- Ordinance work – Eureka Town Hall

June 22, 2004 MPCA Citizen's Board- St. Paul

***Ordinance Work***

There were 3 issues to address from the last meeting-

*Definitions*- Louise handed out a sheet with definitions of confined, pasture and pen.

*Above ground storage tanks*- Supervisor Kenny Miller reported that any above ground storage tank 500 gallons or more are regulated by MPCA.

- The ordinance should reference all above ground storage tanks to the MPCA Standards.
- The definition of storage tanks has changed.

*Soil Erosion*

Supervisor Connie Anderson reported that there are a lot of changes that need to be made in the soil and water part of the ordinance. Brian Watson, Dakota County Soil and Water has offered to write a model draft ordinance tailored to our township, if it could be tabled until July 19, 2004 meeting.

A motion by Supervisor Mark Malecha: to grant an extension. Motion seconded by Supervisor Kenny Miller. Motion carried.

**Ordinance No. 21** Amending 4, 9 and 20

Section 1. (Ordinance 4)

3.1

- Fee needs changed.

4.1

- Keep, no changes

5.1

- Remove “dwelling” change to “permitted structure”

6.1 (add)

- Any permitted structure in the township that is going to be moved to a different location needs prior town board approval and inspection.

Section 2. (Ordinance 9)

- This section was repealed- accepted that they have been repealed.

Section 3.

- Has already been dealt with.

**Ordinance No. 22** (Right to farm Ordinance)

Section 1- no changes

Section 2- no changes

Section 3

- Refer back to applicable State laws.

**Ordinance No. 23** Keeping of Dogs

Chapter 9 Domestic and Non Domestic animals.

- Use the model ordinance regulating dangerous dogs (see attached)
- Subd. 3. (Optional)
  - A. Change to: If on owners property dog may run at large.
  - B. Remove: “5 feet”
  - C. No changes.
- The township does not require a dog license

**Ordinance No. 24**

- Ordinance missing- needs to be located.

**Ordinance No. 25**

- Expired April 9, 2004

**Ordinance No. 26** (Repealing Ordinance No. 13)

**Ordinance No. 27** (Repealing sections in Ordinance 20)

**Ordinance No. 28** (Interim Ordinance mining)- obsolete

**Ordinance No. 29** (Part of Mining)

- Move to mining

**Ordinance No. 30** (Fees for mining)

- Move to fees ordinance

**Ordinance No. 31** (Mineral Extraction)

**Ordinance No. 32** (Non Conforming Use Permits)

- Meeting June 21, 2004 7:00 pm- Eureka Town Hall
- Start with Ordinance 32 task force recommendation

A Motion by Supervisor Kenny Miller: To adjourn. Motion seconded by Supervisor Connie Anderson.

Meeting adjourned at: 9:56 pm.