

EUREKA TOWNSHIP
Dakota County, State of Minnesota

PLANNING COMMISSION MEETING
July 6, 2021-7:00pm
Via Teleconference

Due to the Peacetime Emergency and social distancing guidelines, the Town Board Chair has determined it is not practical or prudent to conduct an in-person meeting. Accordingly, under Minnesota Statute section 13D.021, the following meeting shall be conducted entirely through teleconferencing or other electronic means.

Call to Order

The Planning Commission Meeting was called to order at 7:00P.M. by Chair Wood.

Commissioners Present: Randy Wood (Chair)
Bill Clancy (Vice Chair)
Julie Larson (Commissioner)
Debbie Burkhardt (Commissioner)
Chad Berg (Commissioner)

Others Present: Rane Solis (Town Clerk), Amy Liberty (Deputy Clerk), Nancy Sauber (Town Board Liaison), Dan Ames, Brian Ahern, Jody Arman-Jones, and Ralph Fredlund

Approval of the Agenda

Motion: Chair Wood moved to approve the agenda as presented, seconded by Commissioner Larson. Roll Call Vote: Julie Larson-Aye; Randy Wood-Aye; Debra Burkhardt-Aye; Bill Clancy-Aye; Chad Berg-Aye; *Motion carried 5-0.*

Citizen Inquiry

(None)

Permit Requests

Dan Ames 10265 235th St. W. PIN 13-00700-30-011 Addition to Accessory Building
Purpose of this addition is for indoor storage for aggregate mining equipment and space to conduct repairs. Discussion took place regarding the property's secondary use of storing Miracle Grow on the property not included in the IUP, with concerns rising from a few commissioners. It was recommended to address these issues at the February IUP review.

Motion: Chair Wood moved to not make a recommendation in light of concerns and pass this directly to the Town Board for a decision, seconded by Vice Chair Clancy. Roll Call Vote: Randy Wood-Aye; Bill Clancy-Aye; Debra Burkhardt-Aye; Chad Berg-Nay; Julie Larson-Nay; *Motion carried 3-2.*

Land Use

(None)

Town Board Liaison Report *(Nancy Sauber – Liaison)*

Nancy Sauber spoke about the Town Board June meetings.

Highlights:

- Preliminary Budget Meeting was held June 7th, 2021.
- TJ Grossmann, Northfield, MN, hired as new road contractor.
- Kathleen Kaufmann appointed to fill Tim Murphy's position during his absence.
- Mining text amendment adopted.
- Agreement that the township needs to enforce septic compliance.
- Motion for Planning Commission to review ordinance language for access to a buildable lot.
- Application is in for the American Rescue Plan Act (ARPA) funds.
- Request from the township to the sheriff's office to enforce the court order concerning animal exhibition.

Old Business:

A. Public Hearing Follow-Up

Vice Chair Clancy, per the suggestion of Pat Mason of Dakota Aggregate, visited Big Sky Estates Development in Savage MN. Attached to the minutes is Vice Chair Clancy's Findings Report.

B. Citizen Complaint Form

Suggested changes to this form include:

- Three-way notification on an Ordinance 6 Mining citizen complaint.
- Add operator with phone number
- A place to identify what ordinance is in violation, including the wordage "if known".

Motion: Vice Chair Clancy moved for the new official complaint form for ordinance violations be considered for implementation by the Town Board, seconded by Chair Wood. Roll Call Vote: Julie Larson-Aye; Debra Burkhardt-Aye; Chad Berg-Aye; Randy Wood-Aye; Bill Clancy-Aye; *Motion carried 5-0.*

New Business

A. Conflict of Interest Ordinance Language (per Town Board request)

MAT Attorney, Steve Fenske, recommended this NOT to be a township ordinance. It was noted that it only takes one supervisor to refuse, which would prevent a contract to be allowed. Further discussion with the Town Board and the Township attorney on the matter of this Unanimity Rule, was suggested.

B. Permit Forms Review

*Remodel Permit-

Commissioners suggested to form two different permits with one listed as *Residential Remodel Permit -with no footprint expansion* and one titled as *Residential Remodel Permit-with footprint expansion*. To proceed with changes to this document, a verification from the Town Board about footings and setback is needed. Postponed further discussion until next month.

*Private Kennel Operator License-

The initial application should include Private and Personal Use, along with directions stating that this is a license that needs to be renewed annually. Along with the initial application, a renewal form should be drafted.

*Demolition Permit-

Add the acronym OTC on the form to help distinguish that this is an Over-the-Counter permit.

Minutes Approval

Minutes of the June 1, 2021 Planning Commission Meeting

Chair Wood noted two typos on the minutes

Motion: Commissioner Larson moved to approve the minutes as amended, seconded by Vice Chair Clancy. Roll Call Vote: Randy Wood- Aye; Debra Burkhardt -Aye; Bill Clancy -Aye; Chad Berg-Aye; Julie Larson-Aye; *Motion carried 5-0.*

Minutes of the June 22nd Public Hearing

Motion: Chair Wood moved to approve the minutes as presented. Seconded by Vice Chair Clancy. Roll Call Vote: Julie Larson-Aye; Debra Burkhardt-Aye; Chad Berg-Aye; Randy Wood-Aye; Bill Clancy-Aye; *Motion carried 5-0.*

Motion: Vice Chair Clancy moved for all documents in the packet, and all documents received related to the public hearing regarding Ordinance 6 text amendment that was held on June 22nd, 2021, be held permanently. Chair Wood added the audio recording should be held as well. Seconded by Commissioner Larson. Roll Call Vote: Randy Wood- Aye; Debra Burkhardt -Aye; Bill Clancy -Aye; Chad Berg-Aye; Julie Larson-Aye; *Motion carried 5-0.*

Deputy/Town Clerk Matters

Reminder that the Planning Commission was asked by the Town Board to look at the definition of a buildable lot and to review the language on the Subdivision Ordinance.

Adjournment

Chair Wood moved to adjourn, seconded by Debra Burkhardt. A Roll Call Vote was taken: Randy Wood- Aye; Debra Burkhardt -Aye; Bill Clancy -Aye; Chad Berg-Aye; Julie Larson-Aye; *Motion carried 5-0*. Meeting adjourned at 8:59pm.

Respectfully submitted,

Amy Liberty, Deputy Clerk

Minutes Officially Approved by: _____ on: _____
Planning Commission Chair Date

DRAFT