

EUREKA TOWNSHIP

DAKOTA COUNTY

STATE OF MINNESOTA

Eureka Planning Commission Public Hearing of January 27, 2016:
Recodification of Ordinances

Call to Order

Planning Commission Chair Sauber called the Public Hearing to order at 7:00 PM. Planning Commission members present: Chair Nancy Sauber, Vice Chair Lu Barfknecht, Commissioner Fritz Frana, Commissioner Donovan Palmquist and Commissioner Randy Wood. Township Attorney, Chad Lemmons was also present. There were no additional residents in attendance. Deputy Clerk Cheryl Murphy recorded the minutes.

Chair Sauber requested Attorney Lemmons explain recodification. Attorney Lemmons stated that the purpose of recodification to take all the Ordinances since the last recodification and reorganize them, and integrate them into the existing codebook.

Chair Sauber stated that the Attorney would need to add the new Sump Pump Ordinance and the Planning Commission still has issues with the Watershed Ordinance and the VRWJPO-it wasn't addressed. There were also have changes to the Mining Ordinance.

Chair Sauber stated that there were some errors-it should state that you need a CUP if you have a sign that is 50 square feet, not 15 square feet. Chair Sauber believes it is listed in a couple of places. In addition, since we do a CUP for Feedlots, that should be listed under CUPs. Chair Sauber stated we will have the Solar Energy Ordinance and the Fence Ordinance to add after their respective Public Hearings. The Fence Ordinance should be close to being finalized, but we may ask for additional time for the Solar Energy Ordinance. The Planning Commission is allotting the first 30 minutes of the February 9, 2016, Comp Plan/Solar Energy Ordinance meeting for public comment.

Attorney Lemmons stated we should wait for the recodification until everything has been looked at. If the Planning Commission thinks those ordinances will be adopted within the next two months, the Attorney would recommend we wait and make sure everything is submitted before recodification. Another suggestion is that the Planning Commission could delay adding them in and the Planning Commission could state that there are two new Ordinances being adopted and they will be integrated into the recodification.

Commissioner Frana stated on page 57, "*Driveway access of a public road must be located a minimum of 30 feet*", needs to be removed. Attorney Lemmons stated there were some

Typographical errors and places where “*regulation*” needs to be changed to “*Ordinances*”. Vice Chair Barfknecht stated that one of the definitions stated Ordinances of Ordinances- that was listed in a couple of places.

The Planning Commission could hold off on publishing the recodification until the public hearings on the Fence Ordinance and the Solar Energy Ordinance. Attorney Lemmons suggested that after the Public Hearings, the Planning Commission could recommend the recodification to the Town Board, subject to the implementation of the two new Ordinances.

Commissioner Frana made a motion that we recommend the Board to approve the recodification of the Ordinances subject to the inclusion of the Fence Ordinance and the Solar Energy Ordinance, following their Public Hearings. Commissioner Palmquist seconded the motion. Motion carried unanimously.

Commissioner Frana made a motion that any Land Use Ordinance should be part of Ordinance 3, as part of recodification. Chair Sauber seconded the motion. Motion carried unanimously.

Since there were no residents in attendance, the Commission heard no public testimony.

Chair Sauber moved to adjourn the Public Hearing. Vice Chair Barfknecht seconded the motion. The Public Hearing was adjourned at 7:41 PM.

Respectfully submitted,

Cheryl Murphy
Deputy Clerk
Eureka Township

Planning Commission Public Hearing Meeting Minutes approved _____