

EUREKA TOWNSHIP
Dakota County, State of Minnesota

PLANNING COMMISSION MEETING
September 7, 2021-7:00pm

Call to Order

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

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

Commissioners Absent: Julie Larson (Commissioner)

Others Present: Ranee Solis (Town Clerk), Amy Liberty (Deputy Clerk),
Chad Lemmons (Township Lawyer) Nancy Sauber, Ryan Johnson, Ed Endres,
Bernardo Omana, Ken Malecha, Jerome Phillippe
Zoom Participants: Julie Larson, Donovan Palmquist, Brian Ahern, Jody Arman-Jones

Approval of the Agenda

Minor corrections-removal of Alex Schuwerck Trust from Land Use due to a voluntary withdrawal. Under the Old Business section, line A, identified as Chair Clancy, should read as **Vice Chair** Clancy.

Motion: Vice Chair Clancy moved to approve the agenda as amended, seconded by Commissioner Burkhardt. Roll Call Vote: Randy Wood- Aye; Bill Clancy- Aye; Debbie Burkhardt- Aye; Chad Berg- Aye; *Motion carried 4-0.*

Citizen Inquiry

None

Permit Requests

A. Ryan & Kim Johnson, 7095 255th St. W., PIN 13-02200-26-019 *Pole Shed

Motion: Vice Chair Clancy moved to recommend to the town board an approval of Ryan & Kim Johnson's application. Chair Wood seconded. Roll call vote: Randy Wood- Aye; Bill Clancy- Aye; Debbie Burkhardt- Aye; Chad Berg- Aye; *Motion carried 4-0.*

B. Ed Endres & Kim Stark, 25735 Denmark Ave., PIN 13-02400-75-050
*Addition to Accessory Building

Motion: Commissioner Burkhardt moved to recommend to the town board an approval of Ed Endres & Kim Stark's application. Vice Chair Clancy seconded.
Roll call vote: Randy Wood- Aye; Bill Clancy- Aye; Debbie Burkhardt- Aye; Chad Berg- Aye;
Motion carried 4-0.

C. Bernardo Omana, 8021 267th St. W., PIN 13-02800-56-010 *Pole Shed

It was noted that the estimated cost of construction of the Pole Shed is listed at \$15,000. The Planning Commissioners related that the building inspector will govern the value of the project. Intent to house animals in this pole shed was revealed and the ordinance was explained to Mr. Omana on how many personally owned animal units he could have.

Motion: Vice Chair Clancy moved to recommend to the town board an approval of Bernardo Omana's application. Chair Wood seconded. Roll call vote: Randy Wood- Aye; Bill Clancy- Aye; Debbie Burkhardt- Aye; Chad Berg- Aye; *Motion carried 4-0.*

Land Use

A. Ken Malecha *Building Right Transfer., PIN 13-03400-51-010 to 13-03400-01-011

Discussion took place about shared building rights and the inability to transfer a shared right. A stub abstract was presented to the Planning Commissioners and the Township's lawyer to show the parcel fell under the pre-1982 building right agreement.

Motion: Vice Chair Clancy moved to recommend to the town board to approve the Residential Building Right Transfer (Cluster) application of Ken Malecha, sending PIN 13-034033-51010, which was verified by the attorney as a pre-1982 parcel by stub abstract, to the receiving PIN 13-03400-01-011. Commissioner Burkhardt seconded. Roll call vote: Randy Wood- Aye; Bill Clancy- Aye; Debbie Burkhardt- Aye; Chad Berg- Aye; *Motion carried 4-0.*

B. Jerome Phillipe

1. Building Right Transfer., PIN 13-03100-75-010 to 13-03100-77-016
2. Lot Split., PIN 13-03100-76-010
3. Lot Split., PIN 13-03100-77-016

The following needs to occur before a recommendation to the town board for approval:

- Clarification of the sending legal description
- Corrected survey measurements and proper labeling.

Discussion of future problems with the driveway and run-off was discussed, however this issue has no bearing on the approval or denial of the lot splits. The Planning Commissioners wanted to make aware of such possible problems during the review. It was then decided that another preliminary review next month is necessary before moving forward.

Town Board Liaison Report

Supervisor Sauber presented a summary of the August Town Board Meetings.

Highlights:

- Special meeting was held to review and submit the application for the broadband grant before the deadline.
- Retention schedule amendment approved.
- Assessed various citizens' complaints.
- Progressive Resources/Friedges transfer of a building right was not recorded with the county within the deadline stated in Ordinance 3, section 8. Therefore, corrected forms will need to be signed.
- Parking lot improvements will be completed on Friday, September 10, 2021.
- Sheriff is permanently pursuing the court order of Barn Yard Buddies.

Old Business

A. Ordinance 3, Chapter 3, Section 5, text amendment discussion.

After further review, it was advocated to table this text amendment. Due to possible ramifications and unknown impacts, the commissioners are not ready to support a change in the ordinance.

B. Redefine "lot" Ordinance 1, Chapter 4, page 16.

This goes together with the above ordinance discussion. Therefore, no review took place. The Planning Commissioners will submit a rationale to the Town Board on why a change is not recommended.

New Business

A. Permit Form Review-Deck Permit

The commissioners did not see anything that needed to be changed to this application form. The use of black ink was recommended for all permit applications and should be added to the directions.

Minutes Approval

A. July 6, 2021, Planning Commission meeting

B. August 3, 2021, Planning Commission meeting

Motion: Vice Chair moved to approve the July 6, 2021, minutes as submitted, seconded by Chair Wood. Roll Call Vote: Randy Wood- Aye; Bill Clancy- Aye; Debbie Burkhardt -Aye; Chad Berg -Aye; *Motion carried 4-0.*

Motion: Chair Wood moved to accept the August 3, 2021, minutes as written, seconded by Commissioner Berg. Roll Call Vote: Randy Wood - Aye; Bill Clancy - Aye; Debbie Burkhardt -Aye; Chad Berg -Aye; *Motion carried 4-0.*

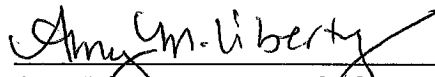
Deputy Clerk Matters - None

Adjournment

Motion: Chair Wood moved to adjourn the meeting, seconded by Vice Chair Clancy. Roll Call Vote: Randy Wood - Aye; Bill Clancy - Aye; Debbie Burkhardt -Aye; Chad Berg -Aye; *Motion carried 4-0.*

Meeting adjourned at 8:41pm.

Respectfully submitted,



Amy Liberty, Deputy Clerk

Minutes Officially Approved by:  on: 10/5/21
Planning Commission Chair Date

EUREKA TOWNSHIP

Dakota County, Minnesota



Planning Commission Meeting

Attendance

Tuesday, September 7, 2021

7:00 PM

Printed Name:

RYAN JOHNSON

ED ZUBRO

BERNARDO OMANA

KEN MALECHA

Jerome Phillips

Address:

7095 255th St. W Farmington

25735 257th St W Farmington

8021 267th Street W Farmington MN 55024

28639 GARLET AVE NORTH RICE

8779T Junction Ave Lakeside