

Eureka Township
Dakota County
State of Minnesota

April 10, 2006 Eureka Town Board Meeting
Continued on April 11, 2006

Chair Cory Behrendt reconvened the meeting of April 10, 2006 to order at 7:02 pm on April 11, 2006. Present were Supervisors Cory Behrendt, Gloria Belzer , Dan Rogers, Gary Smith and Clerk/Treasurer Nanett Champlain, to record the minutes.

The meeting opened with the Pledge of Allegiance.

Zoning text change application review

The Town Board reviewed the draft application form “Request for Text Amendment to the Zoning Ordinance or Zoning Map”, forwarded from the Planning Commission.

The following changes were made: Items 6 & 7 move up to 1 & 2. Escrow: To be determined by the Town Board. Add: Office Use information. Add: page 1 of 1 and 1 of 2

The following changes were made to the Supplemental Document: Remove “within 15 days after the application is submitted. (Compliance with the 60 day Rule, Minn. Stat. 15.99) add: “to the applicant.” Application Fee- remove “required Escrow” Add: page 1 of 1 and 1 of 2

The following changes were made to the checklist: change “form” to “checklist” in two places. Add: instead of bullet points.

A motion by Supervisor Gloria Belzer: To approve application form “Request for Text Amendment to the Zoning Ordinance or Zoning Map” the supplemental Document and the checklist as discussed and amended. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

Planning Commission and Town Board Roundtable Date

Thursday, April 27, 2006 and 7:00 PM

Planning Commission Update

Vice Chair Mike Greco addressed issues discussed at the Planning Commission meeting. Discussion included requirement of permits. This item will be discussed further at the Roundtable Meeting on April 27, 2006. Building permit information will be obtained from the building inspector.

There are training sessions for planning commission members. Dates for training will be forwarded to new Planning Commission members.

A motion by Supervisor Cory Behrendt: To approve training session requested by Mike Greco for \$150.00 and new member training at \$50.00. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

Old Business- Planning Commission

Estrem Buildable Lot Question- follow up

The Town Board received a legal opinion on the Estrem property. The town board reviewed the letter. An accessory building is not a permitted use without a dwelling. A private stable is a permitted use. The parcel would not qualify as agriculture under the State Statute. A copy of the letter was given to

Estrem's. *See attached letter from Peter Tiede of Murnane and Brandt dated: April 7, 2006.* The Town Board agrees with the attorney's findings.

North Cannon River WMO Watershed Ordinance

The Town Board received the Planning Commissions recommendation on the North Cannon River WMO proposed ordinance "Establishing Erosion Control and Storm Water Management Requirements for Land Disturbances" from the Public Hearing held on March 21, 2006. The recommendation was briefly discussed. The Town Board decided that to discuss this item fully, that a special meeting date would need to be set, this will be done at the May 8, 2006 Town Board Meeting.

Request for Zoning Ordinance Amendment

The Town Board reviewed the Planning Commissions recommendation on the Request for Zoning Ordinance Amendment. The Town Board also received legal advice from Township Attorney, Peter Tiede. It was determined that the application was not complete.

A motion by Supervisor Dan Rogers: To direct the clerk to draft a letter to return the request for Zoning Ordinance Amendment dated March 21, 2006 received by Eureka Township on March 23, 2006, including the Planning Commission's Findings that it is an incomplete application. Motion seconded by Supervisor Gary Smith. Motion carried by unanimous vote. *See attached Planning Commission recommendation.* A copy of the newly adopted application form will be sent with the letter.

Eureka Estates Complaint Update

Correspondence has been received through township attorney Peter Tiede from Anthony Vangrinsven, he is requesting until May 5, 2006 to bring their property into compliance with Township ordinances. A letter will be sent to Vangrinsven that this would be an acceptable date and to inform the Town Board when the property is brought into compliance with the township ordinances.

The attorney will be asked to proceed with ordinance enforcement measures with William and Tracy Schweich, there has been no response from these property owners on requests to bring their property into compliance.

Contractor Time

Road Sign Update

Road Maintenance Contractor was not present.

Reflecto meter, Heavy Hauling Signs, Boat Landing Update

The DNR Does not consider the Chub Lake Boat access point an official boat landing. Supervisor Dan Rogers will do further research on controlling damage to the township road because of using the area for boat access.

Quote for Tiling

Supervisor Gary Smith is in the process of obtaining quotes for tiling on 225th St.

Road Maintenance Bids

Supervisor Gloria Belzer presented more information on the requirement of bonds for Road Maintenance Contracts. The current road maintenance contract does require performance bond and payment bond.

Road Gravel Quotes

The road graveling projects will be put out as separate jobs. Quotes will be taken for each project. Supervisor Gary Smith will put together the specs on graveling projects.

Dust Control Quotes

Two quotes have been received for Dust Control.

Hard Road Surface Overlay

Supervisor Dan Rogers is in the process of obtaining quotes for Hard Surface work.

Sweeping Quotes

Quotes for sweeping are not needed. Supervisor Dan Rogers has contacted the sweeping company, they will be sweeping the blacktop streets soon.

Old Business

Conroy Complaint

Written response from Conroy's has not been received on their intent of bringing their property into compliance. The town board has given Conroy's until August 31, 2006 to bring the property into compliance. The board decided not to pursue the written request for intent and to follow up on this matter after the August 31, 2006 deadline.

Frontier Telephone Permits

The township has not received permit application fees that are outstanding for 2 Frontier telephone permits. Supervisor Cory Behrendt will contact Frontier telephone.

New Business

Citizen concern- Cross Nursery property

The clerk received a phone call from a concerned citizen that Cross Nursery is filling in and burying plastic bags in what might be a wetland area, near the Vermillion River on Highview Ave. He asked that the town board check on this. The clerk was directed to contact Brian Watson and ask him to investigate this item.

Citizen Concern- Wat Lao Property

A citizen contacted Supervisor Cheryl Monson about a concern that a building and other items are floating in the Vermillion River on the Wat Lao property. Supervisor Gloria Belzer and Supervisor Gary Smith will follow up on this concern.

Findings of Facts

Move this item to the Round Table Meeting April 27, 2006.

A motion by Supervisor Dan Rogers: To adjourn. Motion seconded by Supervisor Gary Smith.

Meeting adjourned at 10:15 pm.