

EUREKA TOWNSHIP MINUTES JULY 10,1995

The meeting was called to order by Chairperson Schindledecker at 7:30 PM. Present were Supervisors Johnson, Kadlec and Smith, Clerk Leine and Treasurer Schulz.

Supervisor Smith moved to accept the June 12, 1995 minutes, seconded by Supervisor Johnson and carried.

Treasurer's report was presented. Treasurer Schulz stated that he had not been able to get an explanation of the Dust coating bill (discussed at the previous meeting) and recommended that it not be paid until it is explained. Supervisor Kadlec moved to accept the treasurer's report as read, seconded by Supervisor Smith and carried.

Clerk Leine presented bills totaling \$7,639.93 for the month of June, 1995. Supervisor Smith moved to pay all bills presented, seconded by Supervisor Kadlec and carried.

Lee Ann Peterson requested a permit to remodel an existing garage for living space and for a garage replacement. She was informed that she must obtain the permits for both at the same time to meet the garage per house requirements. She did not have finalized plans for the garage/pole type building at this time. Supervisor Kadlec moved to grant the permit contingent on septic approval by Building Inspector Manke and finalized garage plans, seconded by Supervisor Smith and carried.

Robert Crosbie, 24170 Holyoke Path, Lakeville, requested a permit for a pole shed for cold storage. Building to be constructed by Frederickson Const. Plans and plot layout were presented. Supervisor Smith moved to grant permit, seconded by Supervisor Kadlec and carried.

Cathy (Corrigan) Foley represented the Corrigan Family in a request for information on the possibility of the family farm, located at 225th St W. and Flagstaff Ave W., being converted to a Public Golf Course. This would involve 40 acres owned by the Corrigan children and 40 acres owned by Mike Corrigan on the North edge of the Township with part of the land being in the City of Farmington. It was stated that the family wanted to keep the farm and buildings together and that this was one way they had found to do this. Foley also stated that there were no plans to develop any adjacent housing. Chair Schindeldecker said that she had asked the Dakota County Planning Dept. if they had any recommendations for such a facility. The Planning Dept. recommended that all adjacent roads (in this case Flagstaff Ave. and 225th St) be paved. Schindeldecker also stated that she had not contacted the Township Lawyer about the permitted uses and restrictions allowed by the Township's ordinances. The family was informed that a Golf Course was not an expressly permitted use in the zoning ordinance but that it was not forbidden either. This means that yearly Conditional Use Permit would be required. The board informed the family that this would mean a Public Hearing (fee of \$100) to grant the use with restrictions and conditions attached. This permit would have to be renewed yearly by the Town Board and could be canceled if neighbors or other Township residents objected to the operation. Foley was informed that the Board could not say how they would vote on the matter until after the Public Hearing was held. Chair Schindeldecker to contact the Township Lawyer on feasibility if requested by the family.

Bob Reddig requested that the Board determine how many building sites he had on his 160 acre farm (Dodd Blvd. and 245th St.) if he used a clustering agreement. After presenting 2 proposals and looking at the Township Plat maps it was determined that 3 additional building sites were available. He was informed by the Board that he could divide these sites out only if a Clustering Agreement was finalized before the land was split or sold. A copy of the Clustering Ordinance was given to him along with the agreement form to be completed for each site.

Mr. and Mrs. Harry Swantec asked what could be done about an ongoing problem with his neighbors cattle (Conroy) getting out and damaging his yard and fence. They were informed that the Township has no specific laws but that the State has fence laws that would apply. Supervisors Johnson and Kadlec informed them about the general requirements of this law. Chair Schindeldecker said if she had time she would look up the law in the Law Library and call the Swantecs. The Board also stated that the local library and the ASCS and Extension offices would also have information.

Gary Green, 6775 245th St. W, Farmington, requested a permit for an addition to his house. This included a room addition and also a side extension and roof raising on one side of the house. Signed plans were available and it will be self built. Supervisor Johnson moved to grant permit, seconded by Supervisor Kadlec and carried.

Stanley R. Stevens, 4975 255th St. W., Farmington, requested a permit for a house with attached garage. This is on a lot that had a house destroyed by fire several years ago. Plot, signed building and septic plans were presented.

Supervisor Kadlec moved to grant permit, seconded by Supervisor Johnson and carried

Al Swenson, 5590 245th St W., Farmington, requested a septic system permit. Signed plans were presented. Supervisor Smith moved to grant permit, seconded by Supervisor Johnson and carried.

Ralph Fredlund, 23680 Jersey Ct. Lakeville, requested a permit for a 28x36 frame garage. He also requested a variance to locate the structure 10 feet from the lot line. He stated that his neighbor had no objection and would also be making a similar request. His neighbor was not present. He was informed by the Board that a variance would require a public hearing with notification. He then decided to build his garage on a different location that would meet the requirements of a 30 foot setback. Supervisor Smith moved to grant permit on the 30 foot setback site, seconded by Supervisor Kadlec and carried.

Gentzers, Monsons and Sathers junk car and misc. ordinance violations complaint. Members of the Gentzer and Sather families were present. Chair Schindledecker went over the history of the complaint by Joel and Julie Booth of Dodd Blvd. about neighboring properties neatness, junked cars and excessive cars. Chair Schindledecker said she requested a report by the Dakota County Sheriffs Dept. as to possible Eureka Ordinance violations. A Deputy visited the properties and provided the Township Atty. with a copy of the report. The Atty. then wrote a letter to the property owners outlining the ordinance, the Sheriffs Dept. findings and giving them 30 days to comply. The Sheriffs Dept. report was read. Mrs. Sather complained about the letter because she stated that they had removed their 5 junked cars immediately after the Deputy's visit. She was told that the letter went out to all property owners because no immediate follow up inspection had been done. The Gentzlers also stated that their property has been cleaned up and justified the number of vehicles remaining on their property. A general discussion of handling of this complaint followed and the property owners were informed that the Board was required to act on this complaint. The Board agreed that their properties appear to be cleaned up so no further action is required.

Mike Giles noise and nuisance ordinance violation complaint. Laura Heddlestone had complained at the June Town Board Meeting about early morning and late evening noise from the truck traffic at the Giles property (across Cedar Aye). Mike Giles was not present at the June meeting. He appeared at this meeting and stated that he did not start before 7 AM and was not renting or leasing the 3 pole sheds on his property to anyone. He stated that the ordinance was very vague and that he was upset that Huddleston was not present. The Board decided that no further action would be taken unless further complaints are received.

Randy Elfering requested that the Board reconsider its March 13th meeting rejection of his preferred building site on property in section 24 at 265th St. W. and Essex Ave. W. He stated that he had found that the Abstract of Title shows that this 40 acre parcel (WI/2 of the SWI/4 of Section 24) was split off in 1899. A copy of the Abstract was presented and the Board agreed that his findings appear to be correct. The board informed Elfering that 1 buildable lot is available anywhere on this parcel.

Wally Bohrn brought a complaint to the Board about his neighbors, Alan and Melinda Mehrhoff (26242 Ipava Ave. W.), Sawmill/Landscape operation.

They are doing business from their home on this 2 and 1/2 acre lot as All Star Lawn and Lumber. Bohrn stated that they have many fires, possible diseased logs, pests, noise and etc. Also shooting problems with both children and father. Several possible violations were discussed and he was given the name of someone at the County Health Dept. No specific action was taken at this meeting.

A request by Building Insp. John Manke to adopt the new revised State Building Code (3/95 revision). Supervisor Kadlec moved to adopt Revised State Building Code, seconded by Supervisor Smith and carried.

Chair Schindlecker brought up a request to approve supplement number 3 to the existing cooperation agreement for the Dakota County Community Block Grant Program (HRA) Supervisor Kadlec moved to approve supplement number 3, seconded by Supervisor Smith and carried.

Road Maintenance and gravel requirements were discussed. Kenny Miller stated that Fairgreen Ave W. from 255th St. W. to 265th St. W. needs gravel. Also the blacktop needs repair and the cracks sealed in Eureka Estates. Supervisors to try to get together to inspect and authorize work.

Supervisor Smith had checked with the County about money available for road work in the Township and was told that \$6,000 is available. Supervisor Kadlec believes that this money is already reserved for culvert and bridge work.

Supervisor Kadlec moved to adjourn meeting, seconded by Supervisor Johnson and carried.

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