

EUREKA TOWNSHIP
Dakota County, State of Minnesota

PLANNING COMMISSION MEETING MINUTES
June 6, 2023-7:00pm

Call to Order

The Planning Commission Meeting was called to order at 7:04pm by Chair Clancy

Commissioners Present: Bill Clancy (Chair)
Debbie Burkhardt (Vice Chair)
Melanie Storlie (Commissioner)
Donovan Palmquist (Commissioner)
Beth Eilers (Commissioner)

Others Present: Amy Liberty (Deputy Clerk), Nancy Sauber, Randy Wood, Adam Jakes

Zoom participants: Jeff Otto, Julie Larson, Bruce Boeder, Danielle & Blake Fox,
John Peterson, Laurie's (iPad), Rusty Winterroth, 1612****723(Guest)

Approval of the Agenda

One addition to **Old Business**-item D. Website matrix

Two additions to **New Business**-item C. Mount Olivet, item D. Cannabis

Motion: Supervisor Palmquist moved to approve the agenda as amended. Vice Chair Burkhardt seconded. *Roll call vote:* Bill Clancy-Aye; Deb Burkhardt-Aye; Beth Eilers-Aye; Donovan Palmquist-Aye; Melanie Storlie-Aye. *Motion carried 5-0.*

Permit Requests

Fox, Blake & Danielle, 24656 Fordham Ave., PIN 13-01500-77-015 *Deck

Mr. and Mrs. Fox joined via zoom to answer any questions the Planning Commission may have. No questions or concerns came forward and a motion was made.

Motion: Chair Clancy moved for the Planning Commission to approve the building permit application for a deck for Blake and Danielle Fox, 24656 Fordham Ave., Farmington, PIN 13-01500-77-015, for approval by the Town Board. Vice Chair Burkhardt seconded. *Roll call vote:* Bill Clancy-Aye; Deb Burkhardt-Aye; Beth Eilers-Aye; Donovan Palmquist-Aye; Melanie Storlie-Aye. *Motion carried 5-0.*

Chair Clancy explained the next step is to attend the Town Board meeting the following Tuesday and upon their approval, the paperwork would then go to Inspectron, Inc. Chair Clancy further explained that it is the building inspector that looks at the actual construction of the deck. The Planning Commission looks primarily at setbacks.

Jakes, Adam, 25681 Ipava Ave., PIN 13-01900-78-012 *Swimming Pool

The site map that the contractor created used an old aerial that contained buildings that no longer existed. Mr. Jakes did include a current view of the property with the application and was present at the meeting in case there needed to be any clarification. All setbacks were well within the requirements. It was noted the pool could be moved closer to the house if desired. The placement was chosen under the assumption that the setback of ten feet applied to the deck. This is not the case, according to the current ordinance.

§ 240-26 **Swimming pools and sump pumps.**

Performance Standards

C., 1. A swimming pool shall not be located within 10 feet of any side or rear lot lines nor within 10 feet of any principal building or accessory structure. For the purposes of determining setbacks for pools, attached and detached decks shall not be considered part of a principal building or accessory structure.

Adam stated that he does not intend to change the site of the pool. He intends to apply for a deck permit at a later date.

No fence is required due to the automatic cover.

Motion: Vice Chair Burkhardt moved to approve and pass to the Town Board the building permit application for a pool for Adam Jakes at 25681 Ipava Ave., PIN 13-01900-78-012. Commissioner Storlie seconded the motion. *Roll call vote:* Bill Clancy-Aye; Deb Burkhardt-Aye; Beth Eilers-Aye; Donovan Palmquist-Aye; Melanie Storlie-Aye. *Motion carried 5-0.*

Endres, Ed, 25735 Denmark Ave., PIN 13-02400-75-050 *Addition

The only concern with this submission was if the existing septic system could handle the new addition. Rusty Winterroth was able to confirm, via ZOOM, that the original system installed was designed for a four-bedroom, two-bath home. Currently the house is a two-bedroom dwelling with one full bath, therefore the addition will not require a larger septic system. Commissioner Eilers also asked for confirmation of the garage size. Construction plans show a four-stall garage with two doors.

Commissioner Palmquist moved to recommend to the Town Board the approval of the application from Ed Endres for a garage and addition of bedrooms for property, 13-02400-75-050. Commissioner Eilers seconded. *Roll call vote:* Bill Clancy-Aye; Deb Burkhardt-Aye; Beth Eilers-Aye; Donovan Palmquist-Aye; Melanie Storlie-Aye. *Motion carried 5-0.*

Land Use

Donald L. Peterson Family, 5304 220th St. W., PIN 13-00100-26-025 *Lot-split

Dakota County has made an offer to purchase 9.36 acres of this property from the Peterson family, as well as the property that is immediately adjoining to the east. (PIN #13-00100-26-026) It is believed this is a conservation effort to protect the Vermillion River shoreland. The remaining 64.70 acres will continue to be owned by the Donald L. Peterson Family Limited Partnership. There are no housing rights available on this parcel to be concerned of.

A statement was made that the submitted paperwork was quite confusing. A legal description was provided, however for clarity it was suggested that the survey should have highlighted the property that was being split.

Motion: Chair Clancy moved to make a recommendation to the Town Board to approve the lot-split application for the Donald L. Peterson Family Limited Partnership, PIN 13-00100-26-025, of 74.06 acres being split into 9.36 acres and 64.70 acres. Commissioner Eilers seconded. *Roll call vote:* Bill Clancy-Aye; Deb Burkhardt-Aye; Beth Eilers-Aye; Donovan Palmquist-Aye; Melanie Storlie-Aye. *Motion carried 5-0.*

Town Board Liaison Report

Town Board Vice Chair Sauber shared items that were discussed at the May Town Board meetings. A full summary is provided in the meeting minutes and is available for viewing at the Town Hall and on the website.

Old Business

Accessory Building Measurements Review

Vice Chair Burkhardt created a chart of the findings regarding building measurements to help direct discussion. The Planning Commissioners discussed this topic at length and decided to table any recommendations for the Town Board until another meeting.

Township Road Speed Project

Vice Chair Burkhardt and Commissioner Eilers stated the Township Attorney confirmed that Eureka Township does have the authority to post speed limits under certain criteria. It was also discovered that enforcement of these reduced speed limits is the County's responsibility. Debate took place regarding the cost of this project and whether it is indeed the best way to use Township funds. It was mentioned that reduced speeds may help road conditions and possibly could outweigh the cost. Safety is a concern for all Commissioners and enforcement is important. Commissioner Storlie shared that she rarely sees a sheriff patrolling the streets. Commissioner Eilers shared that the Township can ask for directive patrol.

Motion: Chair Clancy moved for both Beth and Deb provide an overview of the Rural Residential Speed Limit Project and the Town Board approve the expenditure of just under \$7,000 to proceed. Vice Chair Burkhardt seconded. *Roll call vote:* Bill Clancy-Aye; Deb Burkhardt-Aye; Beth Eilers-Aye; Donovan Palmquist-Aye; Melanie Storlie-abstain. *Motion carried 4-0-1.*

Review/recommendations on definitions for Code Book-TABLED

Website

Commissioner Eilers presented a matrix which displayed the services offered of all website companies that she researched. The extensive data she provided will be saved for reference. At this time, it was directed for the Clerk and Deputy Clerk to investigate if the current provider could offer more features and support.

New Business

Application process for Planning Commission

Commissioner Storlie presented a document that she, along with Commissioner Eilers, created to help new candidates understand what is needed to apply for a seat on the Planning Commission. A review among the Commissioners took place with a few suggested changes. Once a final draft is completed, the document will be presented to the Town Board for approval and implementation.

Motion: Chair Clancy moved for the submission for the Planning Commission seat letter drafted by Mel and Beth, with a final submission by Mel be approved for use and recommended by the Town Board. Commissioner seconded. *Roll call vote:* Bill Clancy-Aye; Deb Burkhardt-Aye; Beth Eilers-Aye; Donovan Palmquist-Aye; Melanie Storlie-Aye.

Motion carried 5-0.

Driveway Permit application permit direction review

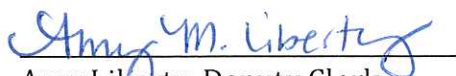
Items on the direction sheet do not match the new code book, therefore it was asked by the Town Board for the Planning Commission to correct. All agreed that changes are necessary, and conversation took place on how to begin. The current approach is to reprint key parts of the ordinance in the instructions. Debate took place whether the current approach is sufficient or if the applicant should merely be directed to refer to the ordinance. Commissioner Storlie volunteered to edit the driveway permit application and direction sheet based on the guidance given during the discussion.

A dialog then took place as to whose responsibility it was to investigate the next two items that were added to New Business. It was determined that the concerns over Mount Olivet’s Conditional Use Permit and the moratorium on cannabis should be handled at the Town Board level.

Adjournment

Chair Clancy moved to adjourn the meeting at 10:54pm. No objections.

Respectfully submitted,


Amy Liberty, Deputy Clerk

Minutes Officially Approved by:  on: 2/5/23
Planning Commission Chair Date



Planning Commission Special Meeting

Attendance

June 6, 2023

Planning Commission Meeting

Printed Name

Randy Dees

Adam Jakes

Address

23775 Cozy Ln | Farmington

25681 Ipaue Ave
