

MINUTES

**TOWN OF YORKVILLE
JOINT TOWN BOARD/PLAN COMMISSION
TOWN BOARD ROOM
UNION GROVE MUNICIPAL CENTER
MONDAY, JUNE 9, 2014**

Call to Order

Town Board Chair Peter Hansen called the meeting to order at 6:00 p.m.

Roll Call

The following Board members were present: Peter Hansen and Terrence McMahon. Sherry Gruhn was absent. The following Plan Commission members were present: Peter Hansen, Douglas Nelson, Barbara Geschke, Robert Root and Nathan Skewes. Sherry Gruhn and Gary Fink were absent. Also present were Robert Nowak, Amy Raven and April Carey, each representing Building Blocks Interactive Learning Center, LLC, William Klug representing Stericycle, Inc., James Dyer representing Daniels SharpSmart, Inc., Raymond Stibeck III representing Route 20 Outhouse, Martha Jenkins and Jon Coca, both representing Sniknej Company, Inc., Michael Willkomm representing Highlands Petro, William Teunas representing Freeway Auto Salvage, Inc., Yorkville Stormwater District Chair Steve Nelson, Code Enforcement Officer Terrence O'Brien, Engineer Mark Madsen, Attorney Elaine Sutton Ekes, Clerk-Treasurer Michael McKinney and one other attendee.

Approval of Minutes

Motion (Hansen, McMahon) to approve the May 28, 2014 Town Board meeting minutes as submitted, Motion Carried (MC).

Financial Report

Motion (McMahon, Hansen) to approve the May Town financial report as submitted, MC.

Approval of Town Invoices

Motion (McMahon, Hansen) to approve Town invoices in the amount of \$81,532.44, MC.

Approval of Stormwater Invoices

Motion (McMahon, Hansen) to approve Stormwater invoices in the amount of \$4,300.00, MC.

Public Hearing – The Town Board and Plan Commission held a joint public hearing to hear public comment on an application submitted by Yorkville Real Estate Association, LLC (with Robert Nowak and Amy Raven as agents) for rezoning approval for the property located at 3323 South Sylvania Avenue (Parcel ID # 018-03-21-25-005-000) to rezone the 2.06-acre property from the B-5 Highway Business District to the B-3 Commercial Service District

Hansen opened the public hearing at 6:03 p.m.

Robert Nowak appeared to discuss this proposal on behalf of Building Blocks Interactive Learning Center. He noted that he wishes to rezone the property to a zoning district more suitable for a day care facility. He added that proposed business hours will be from 5:30 a.m. to 6:30 p.m., Monday through Friday. He noted that this business will employ six full- and part-time teachers and is currently licensed to accommodate up to 40 children from four weeks to 11 years of age.

With no other comments forthcoming, Hansen closed the public hearing at 6:06 p.m.

Public Hearing – The Town Board and Plan Commission held a joint public hearing to hear public comment on an application submitted by Yorkville Real Estate Association, LLC (with Robert Nowak and Amy Raven as agents) for conditional use permit approval for the property located at 3323 South Sylvania Avenue (Parcel ID # 018-03-21-25-005-000) to permit occupancy of the existing building on the site with a daycare facility (dba Building Blocks Interactive Learning Center, LLC)

Hansen opened the public hearing at 6:06 p.m.

Robert Nowak appeared to discuss this proposal on behalf of Building Blocks Interactive Learning Center. He provided an updated site plan for the property, noting that the original layout has changed due to the use of an outdated survey map that did not reflect property line changes resulting from right-of-way acquisitions by the Wisconsin Department of Transportation. He added that the proposed grass and sand surfaced, fenced-in outdoor play area has been relocated southeast of the existing building. He noted that the 16 proposed parking spaces will be reduced to 12 parking spaces, with one of those spaces being handicap accessible. He added that the driveway access point nearest the intersection of South Sylvania Avenue and STH 11 will be removed. He noted that landscaping will be installed between the sidewalk and the building.

With no other comments forthcoming, Hansen closed the public hearing at 6:11 p.m.

Public Hearing – The Town Board held a public hearing to hear public comment on an application submitted by Daniels Sharpsmart, Inc., for a solid waste disposal, storage or treatment permit to operate a regulated medical waste treatment facility utilizing Autoclave (steam sterilization treatment) technology at 1340 Grandview Parkway

Hansen opened the public hearing at 6:11 p.m.

No representatives appeared on behalf of Daniels Sharpsmart.

Terrence O'Brien expressed concern over the proximity of this business to McLane Food Service and other businesses in Grandview Industrial Park. Raymond Stibeck III asked if this operation is similar to the waste disposal operation proposed for the former duck farm site on Raymond Avenue. Hansen noted that this operation is not similar.

With no other comments forthcoming, Hansen closed the public hearing at 6:14 p.m.

Public Hearing – The Town Board held a public hearing to hear public comment on an application submitted by Stericycle, Inc., for a solid waste disposal, storage or treatment permit to operate a regulated medical waste treatment facility utilizing Electro-Thermal Deactivation (shredding and thermal inactivation by use of low frequency radio waves) technology at 14035 Leetsbir Road

Hansen opened the public hearing at 6:14 p.m.

William Klug, Regional Operations Manager for Stericycle, was present to discuss this application. He noted that this facility processed 2.4 million pounds of medical waste and 368,000 pounds of non-hazardous pharmaceuticals in 2013. He added that Stericycle recently instituted a new dynamic routing system to improve the efficiency of drivers on their routes.

Raymond Stibeck III stated that Stericycle is a good addition to the community.

With no other comments forthcoming, Hansen closed the public hearing at 6:17 p.m.

New and Unfinished Business – Discussion and possible action on all of the following

Rezoning application submitted by Yorkville Real Estate Association, LLC (with Robert Nowak and Amy Raven as agents) for the property located at 3323 South Sylvania Avenue (Parcel ID # 018-03-21-25-005-000) to rezone the 2.06-acre property from the B-5 Highway Business District to the B-3 Commercial Service District

Madsen noted that, due to the updated survey used for this property, the size of this lot should be changed to 1.53 acres, to reflect recent Wisconsin Department of Transportation right-of-way acquisitions. McMahon requested that any approval reflect this change.

Motion (Geschke, Nelson) to approve the rezoning application submitted by Yorkville Real Estate Association, LLC (with Robert Nowak and Amy Raven as agents) for the property located at 3323 South Sylvania Avenue (Parcel ID # 018-03-21-25-005-000) to rezone the 1.53-acre property from the B-5 Highway Business District to the B-3 Commercial Service District, with no conditions, MC.

Motion (McMahon, Hansen) to accept the Plan Commission's recommendation and to approve the rezoning application submitted by Yorkville Real Estate Association, LLC (with Robert Nowak and Amy Raven as agents) for the property located at 3323 South Sylvania Avenue (Parcel ID # 018-03-21-25-005-000) to rezone the 1.53-acre property from the B-5 Highway Business District to the B-3 Commercial Service District, with no conditions, MC.

Conditional use permit application submitted by Yorkville Real Estate Association, LLC (with Robert Nowak and Amy Raven as agents) for the property located at 3323 South Sylvania Avenue (Parcel ID # 018-03-21-25-005-000) to permit occupancy of the existing building on the site with a daycare facility (dba Building Blocks Interactive Learning Center, LLC)

Nowak noted that a small dumpster will be kept on site for refuse collection purposes. He added that he plans to have this facility open before the new school year begins.

Motion (Nelson, Geschke) to approve the conditional use permit application submitted by Yorkville Real Estate Association, LLC (with Robert Nowak and Amy Raven as agents) for the property located at 3323 South Sylvania Avenue (Parcel ID # 018-03-21-25-005-000) to permit occupancy of the existing building on the site with a daycare facility (dba Building Blocks Interactive Learning Center, LLC), with no conditions, MC.

Motion (McMahon, Hansen) to accept the Plan Commission's recommendation and to approve the conditional use permit application submitted by Yorkville Real Estate Association, LLC (with Robert Nowak and Amy Raven as agents) for the property located at 3323 South Sylvania Avenue (Parcel ID # 018-03-21-25-005-000) to permit occupancy of the existing building on the site with a daycare facility (dba Building Blocks Interactive Learning Center, LLC), with no conditions, MC.

Request from Dan Neider for a reduction of the Stonecrest Shores subdivision asphaltting letter of credit

Ekes noted that it would be appropriate to reduce this letter of credit from \$184,000.00 to a 10% retainage of \$18,400.00. Madsen noted that the access driveway to one of the community mound systems in the northeast corner of the site has not been installed. He added that another mound system access driveway could become impassible if the ground remained wet. McMahon instructed Ekes to contact Dan Neider regarding these driveways to request that he install them to Town specifications. Madsen noted that the street signs and streetlights are in place and are in good condition. He added that the final course of asphalt is complete and noted that the concrete driveway approaches removed to accommodate this asphaltting did not cause any problems. Ekes recommended that the letters of credit issued for this asphalt work and the subdivision's conservation easement should be extended by another year, to November 15, 2015.

Motion (McMahon, Hansen) to reduce the Stonecrest Shores subdivision asphaltting letter of credit from \$184,000.00 to \$20,000.00, and to extend the expiration date of both the Stonecrest Shores subdivision asphaltting and conservation easement letters of credit from November 15, 2014, to November 15, 2015, MC.

Classification of two or more adjoining properties with two or more establishments owned and operated by the same individual as one location or premises, pursuant to Wisconsin Statutes Section 125.04(9)

Classification of a banquet facility as a "full-service restaurant", pursuant to Wisconsin Statutes Section 125.51(4)(v)1.

McKinney noted that the Town's attorney provided an opinion regarding this issue, which stated that the Town could treat two or more adjoining properties with two or more establishments owned and operated by the same individual as one location or premises for alcohol licensing purposes. He added that the Town's attorney advised against considering a banquet facility as a full-service restaurant, given that State law already provides an exception to the "Class B" liquor license quota for banquet facilities in certain circumstances. Ekes noted that a facility only holding weekend events, such as a banquet facility, would probably not be considered a full-service restaurant.

Raymond Stibeck III, representing Route 20 Outhouse, addressed the Board on this issue. He noted that he has placed an offer to purchase a bordering property owned by Sniknej Company and added that the purchase was contingent upon Sniknej Company retaining their existing alcohol license. He added that he contacted his attorney regarding these issues, who recommended that any new establishment be operated under a separate alcohol license to avoid the possibility that both establishments lose their licensing if any violations occur in one of the establishments. Stibeck added that his attorney also recommended that the properties not be rezoned and combined into one parcel for liability purposes. He stated that taking the alcohol license away from the Jenkins property limits what can be done with the property in the future, regardless of who owns it.

No formal action was taken by the Town Board on these agenda items.

Holding Tank Agreement and Holding Tank Servicing Contract submitted by Israel Vargas for Home Run Heaven, 3400 South Sylvania Avenue (Parcel ID # 018-03-21-25-007-010)

Motion (McMahon, Hansen) to approve the Holding Tank Agreement and Holding Tank Servicing Contract submitted by Israel Vargas for Home Run Heaven, 3400 South Sylvania Avenue, MC.

License and permit applications for the period of July 1, 2014 to June 30, 2015 for the following licenses and permits:

- Daniels Sharpsmart, Inc., 1340 Grandview Parkway
 - Solid waste disposal, storage or treatment permit
- Stericycle, Inc., 14035 Leetsbir Road
 - Solid waste disposal, storage or treatment permit
- Captain's Cove Seafood Bar and Grill, 904 South Sylvania Avenue (Agent: Julie A. Rihn)
 - Combination Class B beer and liquor license
- Citgo Auto Truck Plaza, 611 South Sylvania Avenue (Agent: Robert F. Basil)
 - Class "A" beer and Class "B" beer license
 - Cigarette license
 - Operator licenses
 - Sean Albrecht
 - Zackary Barnes
 - Steven Basil
 - Ryan Burch
 - Christine Garvey
 - Jeremy Glodowski
 - Justin Langenfeld
 - John Meehan
 - Jerome Michel
 - Ryan Nelson
 - Jonathan Witek
 - Gaming machine license (5 electronic gaming + 2 miscellaneous)
- Country Mart, 1920 South Colony Avenue (Agent: Gurdev Singh)
 - Combination Class A beer and liquor license
 - Cigarette license
 - Operator licenses

- Harmanpreet Singh
 - Manjeet Singh
 - Gaming machine license (2 electronic gaming)
- Fairway Café/Ives Grove Golf Links, 14101 Washington Avenue (Agent: Peter J. Eitel)
 - Combination Class B beer and liquor license
 - Cigarette license
 - Operator licenses
 - Candace Baas
 - Katie Drohner
 - Stephanie Johnson
 - Mary McSorley
 - Leann Mason
 - Danielle Seitz
 - Alyssa Thomas
 - Gianna Tenuta
- Highlands Petro, 717 South Sylvania Avenue (Agent: Shari L. Erskine)
 - Combination Class B beer and liquor license
 - Cigarette license
 - Operator licenses
 - Lori DeGuire
 - Mary Hoegsted
 - Nakia Hudson
 - Jeanne Klinkhammer
 - Brittany Logan
 - Jennifer Risch
 - Sheila Slye
 - Stella Teschner
 - Idalia Veguilla
 - Jessie Wahl
 - Heather Willett
 - Christopher Wood
 - Elizabeth Woods
 - Sarah Zuchowski
 - Gaming machine license (5 electronic gaming + 17 miscellaneous)
- Ironwood Saloon, 20715 Durand Avenue (Agent: John K. Kurt)
 - Combination Class B beer and liquor license
 - Gaming machine license (5 electronic gaming + 2 miscellaneous)
 - Dance hall license
 - Operator licenses
 - Anita Bach
 - Terri Fox
 - Tara Friar
 - Amanda Kurt
 - Cassandra Kurt
 - Lonni Kurt
 - Rebecca Kurt
 - Heather Ladwig
 - Cala Ludtke
 - Jennifer Melone
 - Kristina Sentkowski

- Kaylee White
- Route 20 Outhouse, 14001 Washington Avenue (Agent: Raymond J. Stibeck III)
 - Combination Class B beer and liquor license
 - Gaming machine license (5 electronic gaming + 2 miscellaneous)
 - Operator licenses
 - Nicole Fedele
 - Kimberly Parrett
 - Ashley Peitz
 - Randall Treu
 - Bianca Vargas
 - Dance hall license
 - Annual special event permit
- Sniknej Company, Inc., SW Quadrant I-94 and Highway 20 (Agent: Martha Jenkins)
 - Combination Class B beer and liquor license
- Wisconsin Sportsman's Association, 16010 Durand Avenue (Agent: David Allen Sands)
 - Class "B" beer license
 - Operator licenses
 - Harry Fischer
 - Walter Luedtke
 - Ralph Maier
 - Shooting facility license
- Fonk's Home Center, Inc., 15941 Durand Avenue
 - Mobile home license
- Esmond Motel, 4900 South Colony Avenue
 - Hotel/motel license
- Travelodge Hotel, 910 South Sylvania Avenue
 - Hotel/motel license
- Freeway Auto Salvage, Inc., 2118 North Sylvania Avenue
 - Junk or auto salvage facility license

Motion (Hansen, McMahon) to approve all listed 2014-2015 license and permit applications with no conditions, with the exception of the following, which shall be addressed separately: the Combination Class B Beer and Liquor license application submitted for Highlands Petro, 717 South Sylvania Avenue; the Combination Class B Beer and Liquor license application submitted by Sniknej Company, Inc., for two properties located at the SW Quadrant of I-94 and Highway 20; the Junk or Auto Salvage Facility license application submitted by Freeway Auto Salvage, Inc., 2118 North Sylvania Avenue, MC.

Jon Coca of Sniknej Company stated that their existing liquor license is a key component of their property's marketability, adding that denying this license would limit their ability to sell the property. He questioned why the Board was willing to approve this license in the past but may not renew the license this year. Hansen noted that this issue arose as the result of Highlands Petro submitting an application for a "Class B" liquor license, which left the Town with eight license applicants and a seven license quota. Ekes noted that Town ordinances permit the Town Board to not renew any alcohol license application of a business that has not operated for 90 consecutive days.

The Board discussed whether Route 20 Outhouse could be granted a "Class B" liquor license in excess of the quota established for "Class B" liquor establishments, based on an

existing quota exception for full service restaurants with a minimum seating capacity of 300 persons. Stibeck noted that he believes his seating capacity to be approximately 300 persons. The Board instructed Ekes to investigate this issue to determine if Route 20 Outhouse could be granted a license in excess of the "Class B" quota. McKinney asked that the Town Board reconsider the Route 20 Outhouse alcohol license application and table it for the next meeting on June 23, to allow time to research this issue.

Motion (Hansen, McMahon) to reconsider the Combination Class B Beer and Liquor license application submitted by Route 20 Outhouse, 14001 Washington Avenue, MC.

Motion (Hansen, McMahon) to table the following license applications until the Town Board meeting on June 23, 2014, and to take action on these applications on that date: the Combination Class B Beer and Liquor license application submitted for Highlands Petro, 717 South Sylvania Avenue; the Combination Class B Beer and Liquor license application submitted by Sniknej Company, Inc., for two properties located at the SW Quadrant of I-94 and Highway 20; the Combination Class B Beer and Liquor license application submitted for Route 20 Outhouse, 14001 Washington Avenue, MC.

William Teunas, representing Freeway Auto Salvage, appeared before the Board regarding his junk or auto salvage facility license application. The Board notified Teunas of complaints the Town received regarding vehicles stored on the property. McKinney noted that the existing conditional use permit approved in 2007 allows for up to 20 operational vehicles to be kept for sale in an orderly fashion on the north parking lot in front of the property and allows for up to 250 salvage vehicles to be stored on the property at any one time. McMahon added that the front of the business needs to maintain a professional appearance. Teunas stated that he will work to bring the property back into compliance with the conditional use permit. Hansen requested that O'Brien conduct a site visit in the future to ensure that the property is brought back into compliance.

Motion (Hansen, McMahon) to approve the Junk or Auto Salvage Facility license application submitted by Freeway Auto Salvage, Inc., 2118 North Sylvania Avenue, with no conditions, MC.

Ordinance 02-2014 amending Section 50-91(a) the Town of Yorkville Code of Ordinances regarding designated exceptions to Class B weight limits on Town roads

McKinney noted that this ordinance exempts Grandview Parkway from the Town's Class B weight limits. He added that this ordinance removes West Frontage Road from the list of exemptions to the Town's Class B weight limits, as that road falls within State, not local, weight limit jurisdiction.

Motion (Hansen, McMahon) to approve Ordinance 02-2014 as submitted, MC.

Ordinance 03-2014 amending Section 14-35(14) of the Town of Yorkville Code of Ordinances regarding enumerated businesses and fees for gaming machines

McKinney noted that this ordinance replaces a reference to "Gambling" in the Town's ordinances regarding enumerated businesses and fees with "Electronic Gaming."

Motion (Hansen, McMahon) to approve Ordinance 03-2014 as submitted, MC.

Ordinance 04-2014 amending Sections 38-111 to 38-114 of the Town of Yorkville Code of Ordinances regarding driveways and culverts

McKinney noted that this ordinance delegates driveway request approval authority to the Town's Building Inspector.

Motion (Hansen, McMahon) to approve Ordinance 04-2014 as submitted, MC.

Ordinance 05-2014 amending Article VIII entitled Fireworks within Chapter 14 - Businesses and amending Division 3 entitled Fireworks of Article II - Crimes against Public Safety within Chapter 30 - Miscellaneous Offenses of the Town of Yorkville Code of Ordinances

McKinney noted that this ordinance consolidates two existing ordinances. He added that the new ordinance allows individuals to apply for fireworks permits and requires fireworks permit applicants to submit proof of a policy of liability insurance, showing evidence of fireworks liability, in the amount of no less than \$1,000,000, with the Town of Yorkville named as an additional insured.

Motion (McMahon, Hansen) to approve Ordinance 05-2014 as submitted, MC.

Ordinance 06-2014 amending Sections 1-14, 2-122, 6-34, 6-81, 14-142, 14-175, 14-324, 14-681, 14-788, 14-985, 14-1002, 22-116, 30-72, 30-131, 34-58, and 50-2 of the Town of Yorkville Code of Ordinances to change all references to "Constable" and "Law Enforcement Officer" to "Code Enforcement Officer"

McKinney noted that this ordinance replaces all references to "Constable" and "Law Enforcement Officer" with "Code Enforcement Officer." Ekes noted that Sections 2-122 and 30-72 were removed from the updated ordinance provided to the Board.

Motion (Hansen, McMahon) to approve Ordinance 06-2014 as amended, MC.

Ordinance 07-2014 amending the title of Chapter 14 - Businesses to be Chapter 14 - Licenses for the Town of Yorkville Code of Ordinances

McKinney noted that this ordinance changes the title of Chapter 14 from "Businesses" to "Licenses."

Motion (McMahon, Hansen) to approve Ordinance 07-2014 as submitted, MC.

Revisions to the Town of Yorkville Code of Ordinances regarding Town road speed limits

Hansen noted that there are almost no speed limit signs on 65th Drive near its intersection with 65th Court, adding that there are no speed limit signs on 65th Court. He added that the speed limit for 65th Court is 35 miles per hour and is 25 miles per hour on 65th Drive near its intersection with 65th Court. McMahon felt that the speed limit on both roads should be increased to 45 miles per hour. Hansen noted that he received a request from a resident on

Braun Road to lower the speed limit there to 45 miles per hour due to Braun Road's recent repaving. McMahon noted that residents living on the road would need to petition the Town Board to have their speed limit lowered. The Board discussed the process followed when lowering the speed limit on 58th Road and questioned whether any petition was filed when the speed limit was lowered there.

Motion (Hansen, McMahon) to instruct the Town Attorney to draft revisions to the Town of Yorkville Code of Ordinances changing the speed limits on 65th Drive and 65th Court in their entirety to 40 miles per hour, MC.

Revisions to the Town of Yorkville Code of Ordinances regarding fence complaints

McKinney noted that O'Brien had asked the Town Board to consider adopting an ordinance several years ago that would allow the Town to enforce fence-related complaints. Ekes noted that while the Town could adopt such an ordinance, it would likely be unnecessary, as fences do not present ongoing issues in rural municipalities.

Motion (Hansen, McMahon) to receive and file the information provided regarding fence complaints, MC.

Replacing the "Gambling Machines" reference in the Town of Yorkville fee schedule with "Electronic Gaming Machines"

McKinney noted that this update would bring the gaming machine language in the fee schedule in line with the changes approved this evening in Ordinance 03-2014.

Motion (Hansen, McMahon) to replace the "Gambling Machines" reference in the Town of Yorkville fee schedule with "Electronic Gaming Machines", MC.

Special Event Permit application submitted by the Hispanic Business and Professionals Association, Inc. for Fiesta Racine at the Racine County Fairgrounds, 19805 Durand Avenue, from 12:00 p.m. to 11:00 p.m. on Friday, August 8, 2014, from 9:00 a.m. to 11:00 p.m. on Saturday, August 9, 2014, and from 9:00 a.m. to 11:00 p.m. on Sunday, August 10, 2014

Hansen noted that this group had originally asked to remain open until 11:00 p.m. on Sunday, but has since agreed to close at 9:00 p.m. that night.

Motion (Hansen, McMahon) to approve the Special Event Permit application submitted by the Hispanic Business and Professionals Association, Inc., for Fiesta Racine at the Racine County Fairgrounds, 19805 Durand Avenue, for the following dates and times: from 12:00 p.m. to 11:00 p.m. on Friday, August 8, 2014; from 9:00 a.m. to 11:00 p.m. on Saturday, August 9, 2014; from 9:00 a.m. to 9:00 p.m. on Sunday, August 10, 2014, MC.

Quotes for 2014 Town road chip seal coating and/or slurry sealing

McKinney listed several quotes provided by Scott Construction for chip seal coating and/or slurry sealing this year, totaling \$39,000.00. He noted that the quotes included slag seal coating of Twin Waters Lane for \$9,000.00, seal coating with pea gravel of Acorn Trail for

\$14,500.00 and seal coating with pea gravel of 58th Road from 55th Drive to 51st Drive for \$15,500.00

Motion (Hansen, McMahon) to approve the following road maintenance quotes provided by Scott Construction for 2014, totaling \$39,000.00: Slag seal coat of Twin Waters Lane for \$9,000.00; Seal coat with pea gravel of Acorn Trail for \$14,500.00; Seal coat with pea gravel of 58th Road from 55th Drive to 51st Drive for \$15,500.00, MC.

Pay request #1 by Black Diamond Group for the 50th Road paving and drainage project

Pay request #1 by Black Diamond Group for the Braun Road paving and drainage project

McKinney noted that no pay requests were submitted for this work before the meeting.

No formal action was taken by the Town Board on these agenda items.

Rescheduling the July 14, 2014 joint Town Board/Plan Commission meeting

McKinney noted that he would be on vacation at this time and added that the Deputy Clerk-Treasurer would be in Green Bay for training on this date.

Motion (Hansen, McMahon) to reschedule the July 14, 2014 joint Town Board/Plan Commission meeting to Thursday, July 17, 2014, at 6:00 p.m., MC.

Reports

Code Enforcement Officer's Report: O'Brien provided his report to the Board. He noted that the ongoing issues related to the large number of boats stored at 1932 51st Drive will go to municipal court for trial in September. He added that only two boats have been removed from the property. Ekes noted that a rubbish citation has also been issued to this property owner. O'Brien noted that he issued a citation to the property owner at 17806 Spring Street for rubbish stored at the site. He added that the property owner provided documentation of other properties he felt were also in violation of the same ordinances. O'Brien noted that he has worked with several of those property owners in the past and is working to resolve those issues. Ekes noted that several mobile homes and office trailers are being kept on the property, in violation of Racine County zoning ordinances. O'Brien noted that he joined the Racine County Sheriff's Department and the Wisconsin Department of Revenue in a site visit during an event over the weekend on the property located at 3400 South Sylvania Avenue. He added that several cases of beer not purchased through a licensed vendor were confiscated. He noted that several "Bully" dogs were being kept at the motel adjacent to the property.

He noted that he investigated noise complaints related to the commercial property at 2319 Raymond Avenue. He added that he could not find any violations at the time he visited the property. The Board felt that the property owner should reinstall the sound barriers around the rooftop refrigeration units. Hansen noted that he contacted the Racine County Planning and Development Department in relation to recent complaints regarding commercial activity on the property located at 1315 55th Drive. He added that the Racine County Planning and Development Department will send a letter to the property owner requesting that the owner

file a new conditional use permit application with the Town and Racine County, to update conditions related to hours of operation and permitted activities.

Building Inspector's Report: The Building Inspector was not present to provide his report.

Motion (Hansen, McMahon) to accept the Building Inspector's report as submitted, MC.

Engineer's Report: Madsen provided his report to the Board. He noted that site disturbance is occurring in the right-of-way on both sides of the road south of 4712 69th Drive, which includes tree removal and erection of a fence in the drainage way. He added that large bulldozing equipment is being stored in the right-of-way. The Board requested that O'Brien contact the property owner to request that the equipment and material be removed from the right-of-way and the site be restored. Madsen noted that Shawn Roberts gained access to the East Branch of the Root River canal at the train trestle through the Hammes property to clear out the large blockage there. He added that unused trestle posts at the site are collecting debris and need to be removed to improve drainage. He noted that he attempted to contact the railroad to determine if the old trestle posts could be removed without harming the existing trestle. He informed the Board that the canal was draining properly at STH 11. He noted that asphaltting work in the Stonecrest Shores and Woodland Waters subdivisions was completed. He added that the repaving of Braun Road and 50th Road are nearing completion. He noted that he was made aware of a culvert on 67th Drive at the railroad trestle where a portion of the concrete wall around the culvert was collapsing. He added that Union Grove removed the damaged concrete and replaced it with large stones. He noted that Union Grove plans to install a new concrete culvert when the existing railroad trestle is removed.

Clerk's Report: McKinney provided his report to the Board. He noted that he would be out of the office on vacation from Wednesday through Friday. He added that he was contacted by the Village of Union Grove regarding an inquiry from the owner of the property at 18324 Durand Avenue regarding their desire to annex into the Village. He noted that if this request is submitted, the Village would also annex the neighboring property at 18310 Durand Avenue.

Other – Comments, questions and suggestions

James Dyer, Regional Manager for Daniels Sharpsmart, addressed the Board regarding their medical waste disposal application. He noted that only one incident was reported at the site in 2013, which involved a small shredding equipment fire. He added that Daniels Sharpsmart also collects and recycles medical devices.

Adjournment

Motion (Nelson, McMahon) to adjourn, MC. The meeting was adjourned at 8:15 p.m. The next regularly scheduled Town Board meeting is Monday, June 23, 2014, at 6:00 p.m.

Michael McKinney
Clerk-Treasurer