

DENMARK TOWN BOARD MEETING MINUTES  
October 5, 2009

**SUPERVISORS PRESENT:** Steve Kramer, Jim Keller, Kathy Higgins, Joe Moore and Gary Dixon

**ABSENT:** None

**STAFF PRESENT:** Attorney Gilchrist, Planner Farrington and Building Inspector Ron Wasmund

**CALL TO ORDER:** Meeting called to order @ 7:00 PM by Chair Higgins

**AGENDA APPROVAL:** Keller added Rumpca. 9:00 Closed session will be open and moved to the regular agenda. **Motion Keller/2nd Kramer to approve agenda as amended. All In Favor. Motion Carried 5-0.**

**CONSENT AGENDA APPROVAL:** **Motion Keller/2nd Moore to approve consent agenda which includes 09/08/2009 Board minutes, Claims for Approval #9222-9241, PERA EFT 117404, payroll ending 10/01/2009 and financial reports. All In Favor. Motion Carried 5-0.**

**HEARING DECISION/ZONING ACTIONS:** NONE

**PUBLIC COMMENT:** Denmark resident addressed the Board with concerns regarding the use of personal motorcycles on his property. Resident shared the following comments with the Board: Resident has received only a couple neighbor complaints regarding the use of dirt bikes on his property and has in the past attempted to work with his neighbors regarding complaints. He was told by a neighbor that the riding had to completely stop. There has been very limited bike activity on his property. No bikes on his property operate without mufflers. He feels he has the right to use his bikes on his property and hopes to come to an agreeable solution with his neighbors. He does not know of any ordinances that have been broken, with the exception of some dirt moving, which at the time, he was unaware that it might be an ordinance violation. Any permit that would have been needed to bring dirt in/move, he would be willing to obtain. Resident is trying to work out an agreeable solution and has contacted neighbors, suggesting they meet, to come up with an agreement that works for everyone involved.

Building Inspector present at meeting. Resident and Building Inspector have agreed to meet at resident's property to review any issues that may relate to possible erosion issues or necessary permits.

Discussion re: complaint procedure. Complaint procedure (adopted 12/03/01) was revised 02/02/2009 can be found on the Township website, see 02/02/09 Board Meeting Minutes.

**BUSINESS ITEMS:**

**W. Pt. Douglas Road Extension-** City of Cottage Grove is submitting a proposal to MnDOT for the extension of W. Pt. Douglas Rd to the south, to the intersection of TH95/TH61. Higgins will set up meeting between Denmark and Cottage Grove to discuss both the road project and the 3M incinerator status.

**Parks Study-Grant Application-** Washington Conservation District is making a DNR grant application for multiple sites in the county. As an alternative to Denmark applying for a DNR grant for Improvements to the O'Connor Nature Preserve, the Town could partner with WCD. WCD would write the grant application on behalf of the Town, and if awarded, handle the grant management (reporting), and would provide design assistance, and support in selecting and supervising contractors, at the Town's direction. The Town would apply as a partner with WCD, requiring a partner commitment letter and a 10% contribution (in-kind or cash) into the project. Estimated grant amount-\$50,000. **Motion Moore/2<sup>nd</sup> Keller to partner with WCD on a DNR grant application for Improvements to O'Connor Nature Prairie. All In Favor. Motion Carried 5-0.**

DENMARK TOWN BOARD MEETING MINUTES  
October 5, 2009

Higgins will sign application letter and Keller will act as liaison for O'Connor Nature Preserve project. Keller will contact WCD and Pat O'Connor regarding project. Planner will get corrected copy of O'Connor Park plan to Keller and WCD. Attorney recommends obtaining waivers for volunteers on the project.

A property boundary survey has been completed on the O'Connor Nature Preserves. Clearing and fencing will begin on East line. Kramer in process of obtaining pricing for both fence line clearing and installation of fence.

**Motion Keller/2<sup>nd</sup> Moore to approve expenditure not to exceed \$4,000.00 to clear and fence the east side of the property. All In Favor. Motion Carried 5-0.** Attorney recommends execution of contract and will furnish a service contract for use in the project.

**Parcel Forfeit-** Parcel 09.026.20.32.0010 (near St Croix Trail/Hwy.10) has been forfeited to the State of MN for non-payment of taxes. The County is requesting that the Town approve the parcel for public auction, auction to adjacent owners, or conveyance to the Town for public use. This parcel was conveyed to the Town by resolution 2003-01 on 01/06/2003. The parcel conveyance was conditioned upon the property being put to public use 3 years, or it would revert back to the State of MN. The parcel was conveyed back to the State by resolution 2007-04 on 04/02/2007. The Denmark Historical Society is interested in this parcel and has been given contact info to obtain further information. Item moved to November agenda for discussion.

**ISO Rating-** Insurance Services Office evaluates jurisdictions that have a building code enforcement department. A building code effectiveness grading schedule is used to recognize building codes in effect in the community and how the community enforces its building codes. The resulting information is given to insurers, which may use the evaluations in granting premium discounts for property insurance in the community. Denmark had a review done in 2004, resulting in a class 4 for both residential and commercial buildings constructed in or after that year. Denmark Building Official is requesting board direction regarding participation in this year's evaluation. The time required for Inspectron to gather and compile necessary information is estimated at 4 hours at staff rate of \$55 per hour. Board consensus to approve Inspectron participation in the ISO evaluation.

**Comp Plan/Zoning Map Changes-** Ordinances need to be consistent with the Comp Plan. Anything in the 2030 Comp Plan which resulted in ordinance changes will need to be amended. Planner recommends starting the amending process. Items to consider are Future 2030 Land Use Map/Zoning Map (Ag Preserves & changes in commercial and RR zoning areas), Washington County SSTS, Aggregate Mining, watershed, critical area MNRRA, Interim use Permits. Planner will draft list of possible ordinance changes for Board review. Planner recommends Planning Commission review of Future 2030 Land Use Map/Zoning Map (Ag Preserves & changes in commercial and RR zoning areas) and Washington County SSTS.

**Washington County SSTS Ordinance-** County has adopted Subsurface Sewage Treatment System Regulations (Washington County Ordinance 179). Denmark is required to revise and/or adopt a septic ordinance that is as strict as the county's. Planner will contact Chris Leclair from County to discuss manner of adoption and application to Township Ordinance.

**Rumpca CUP-** Fence is being constructed. Town will accompany County for annual inspection.

DENMARK TOWN BOARD MEETING MINUTES  
October 5, 2009

**LEGAL REPORTS:**

**Driveway Access-** Oakgreen field access continues to be used. Board directed Legal to review.

**Rygh Administrative Lot Split-** Trust For Public is reviewing the Development Agreement.

**Homestead Estates-** Wear Course is finished.

**Winter Roads Maintenance Contract- Motion Dixon/2<sup>nd</sup> Moore to authorize staff to release winter road maintenance bid security upon satisfaction of contract. All In Favor. Motion Carried 5-0.**

**BUILDING INSPECTOR REPORT-**

Building Inspector reported several conditional use permit violations in the Commercial/Industrial area. Recommends noticing property owners. Inspector will draft letters.

**Clerk/Treasurer Performance Evaluation-** Annual review due April 1, 2009. Clerk/Treasurer current salary \$2184 per month. **Motion Dixon/2<sup>nd</sup> Moore to increase salary 5%, to \$2293.20 per month, retroactive back to April 1, 2009. All In Favor. Motion Carried 5-0.**

9:50 PM **Motion Dixon/2<sup>nd</sup> Moore to adjourn.** All In Favor. Motion Carried 5-0.

Becky Herman  
Denmark Township Clerk/Treasurer