

DENMARK TOWN BOARD MEETING MINUTES
May 7, 2007

SUPERVISORS PRESENT: Joe Moore, Gary Dixon, Kathy Higgins, Steve Kramer, Jim Keller
ALSO PRESENT: Attorney Gilchrist, Engineer Geheren and Planner Farrington

CALL TO ORDER: Meeting called to order @ 7:04 PM by Chair Higgins

AGENDA APPROVAL: Keller added dogs running at large, tax forfeited parcel and shooting range conditional use permit. Dixon added road improvements. Higgins added Incorporation.
Motion Moore/2nd Keller to approve agenda as amended. All in Favor. Motion Carried.

CONSENT AGENDA APPROVAL:

Motion Keller/2nd Kramer to approve consent agenda which consists of 04/02/07 Board Meeting Minutes, 04/10/07 Workshop Minutes, Claim #'s 8584-8608 and payroll ending 04/30/07. All in Favor. Motion Carried.

Sheriff Deputy submitted Township activity report. More patrols will be in Denmark due to loud motorcycles and recent burglaries.

HEARING DECISION/ZONING ACTIONS: ERIN GLEN PRELIMINARY PLAT

Ted Collins submitted a new preliminary plat for Erin Glen, distributed three copies to Board. Township engineering staff has not seen plans. Plans show two possible options for location of road entering off of Co. Rd. 21. Residents Ellingson & Larson both present. Ellingson's not in agreement with the modified drawings. Do not want access road to be on their current driveway easement. John Larson (neighbor to the South) doesn't want road to be on Southern property line. Collins states is in process of trying to reach agreement with the Ellingson's. Additionally, access road to the north (Reynolds property) has been re-located from the Western boundary line to Block 1 Lot 3. Washington County wants a southbound turn lane put in on Co. Rd. 21. County has also agreed to allow the Ellingson driveway to remain. Collins plans on addressing the removal of the trees on a tree by tree basis with the Township Engineer's approval. Discussion re: incorporation of tree maintenance issues into Homeowner's Association documents. Township expressed concern about snow removal and storm damage clean-up. Soil borings were done today in ponding area. Results not back yet. Discussion re: construction of access road to North. Collins in agreement with staking and signage for proposed road. Not willing to build road. Requesting Preliminary Plat approval contingent upon engineering/planning review of submittals approval of plat. Discussion re: Board's reluctance to approve a preliminary plat Township staff has not had opportunity to review. Mr. Collins stated that he would not sign a time waiver. As the next Board meeting is 06/04/07, Planning/Engineering staff would have time to review the new plans and no waiver would be needed. Given that township staff hasn't even received these plans with modifications yet for review, and that Collins has not resolved the issues with the placement of the Co Rd 21 access;
Motion Keller/2nd Kramer to forward the Collins (Erin Glen) plat to the June 4th Board meeting. All in Favor. Motion Carried.

PUBLIC COMMENT: Dave Stoffel-122nd Street-Denmark Township. Mr. Stoffel is trying to obtain a permit for an additional accessory structure. He has over 20.01 acres and an existing accessory structure of 1944 sq. ft. The new structure would 40x32 ft. Total for both between 3200-3300 sq. ft. Inspectron concerned that it is classified as residential on County tax statements and therefore would not be defined as ag. use and would be limited to a total of 2500 sq. ft. (non ag) of

DENMARK TOWN BOARD MEETING MINUTES
May 7, 2007

accessory structures. Mr. Stoffel states that the structures are to store tractors, sprayers and hay, which are ag. Keller noted that the property is zoned Ag-2 and that nothing in the ordinances say that you can't have an ag building just because you are not a farmer. Higgins stated that Inspectron makes a determination of whether or not a building qualifies as an agricultural building based on criteria defined in Minnesota Statutes. Attorney suggested he review the codes and consult with building inspector. **Motion Kramer/2nd Moore to allow Mr. Stoffel to build accessory structure and authorize building inspector to issue permit, unless attorney consult with building inspector finds specific reason which would prohibit the issuance.** All in Favor. Motion Carried. Discussion: Board requested attorney to resolve as soon as possible.

BUSINESS ITEMS:

Perrier Accessory Structure: Perrier's are requesting to build a garage between the house and the road. Plans were submitted to the Board. **Motion Dixon/2nd Keller to allow structure to be built between the house and the road, as submitted on plans.** All in Favor. Motion Carried.

TKDA Planning Services Agreement: Engineer reported that TKDA and Attorney have reached agreement on the contract. Engineer will send to the Board for review so they can execute at June Board meeting.

Comp Plan Update: Moved to June Agenda. Keller asked Planner Farrington to remind Planner Thompson to come prepared with the scope of work/cost estimate/and suggested process.

Web Page: Township is purchasing additional space and different plan for the web site. Moore suggested that the WMO should get their own site since space is an issue for the Township.

Gravel Price Quotes: Bryan Rock- \$8.55 ton/delivered. Solberg- \$9.85/ton/delivered. Rumpca-quote included no delivery charges. **Motion Dixon/2nd Moore to purchase gravel from Bryan Rock @ \$8.55/ton (\$6.25/ton gravel cost).** All in Favor. Motion Carried.

Dustcoating Price Quotes: Dustcoating, Inc- \$0.67/gallon. Ferrelgas- \$0.72/gallon. **Motion Dixon/2nd Moore to have Dustcoating, Inc. dustcoat the roads at \$0.67/gallon.** All in Favor. Motion Carried.

St. Croix Ridge- Engineer reported that TKDA has been on the site and that Riegel will get unfinished work done as soon as possible. Township has maintenance bond of \$75,000 (Frieges excavating) and current letter of credit in the amount of \$23,737.50 will expire on 05/19/07. **Motion Keller/2nd Kramer to have Riegel renew \$23,737.50 letter of credit for another year.** All in Favor. Motion Carried. Clerk will contact Jeff Riegel.

Oakgreen Avenue-Engineering Report: Engineer and Dixon will meet and review the resident issues of Oakgreen Avenue. Higgins asked for written report on findings.

WMO Update: Keller reported that there still needs to be some resolution of where the WMO fits into the Township process for permitting. Keller requested comments from Engineer on latest WMO rules draft. Discussion re: Requirement for Township to include a water management plan in comp plan update. Planner verified that Township adoption of LSCWMO Plan would result in

DENMARK TOWN BOARD MEETING MINUTES
May 7, 2007

significant savings for Township. Discussion to occur at LSCWMO and Plan amendment will be done to incorporate changes in rules.

Dogs running at large: Dixon has contacted the owners.

Forfeited parcel: Keller reported that the Historical Society may be interested in the parcel that the Township has reconveyed back to the State. Clerk has given Mr. Voight State contact information.

Incorporation: Scandia representatives will be invited to speak on Incorporation at the July or August Board Meeting.

July Board Meeting: Motion Moore/2nd Kramer to change the July 2nd Board meeting to Monday July 9th, due to the Independence Day Holiday. All in Favor. Motion Carried.

Road Improvements: Engineer submitted report to the Board re: 2007 Road Projects. Moore would like to see us maintain the paving that we have and also proceed with new paving. Engineer advised to maintain paved roads because the long term costs of not maintaining are great. Discussion re: paving all gravel roads. Bonding could be considered as an option. Discussion re: including question(s) in comp plan survey re: resident opinions re: blacktopping all roads. Engineer will put together a 5 year road maintenance plan for Board review. Higgins requested road count information. **Motion Dixon/2nd Keller to proceed with Engineer's option #1-Crack Seal and Seal Coat (engineer estimate \$147,000). All in Favor. Motion Carried.**

Legal Updates:

Suburban: Committee meeting on Suburban issues has been set up for 05/09/07 @ 6:45 PM.

Shooting Range: Attorney is recommending Board not to require the Shooting Range to get a conditional use permit, but rather to encourage range owner to work with the Board and the neighboring owners who may have concerns about the gun range.

Motion Keller/2nd Moore to encourage the Shooting Range owner (Frank Femling) to work with the Town Board and neighboring land owners to address any concerns that may exist or may arise regarding the operation of the range, in lieu of requiring the owner to apply for a conditional use permit as required in Resolution 2007-02.

Keller asked to amend the motion to include the NRA inspection for compliance. Moore did not 2nd the amended motion. Motion was not amended. Original motion stands. **All in Favor. Motion Carried.** Frank Femling stated that he would check out cost of inspections and report back to the Board.

Motion Keller/2nd Moore to adjourn. All in Favor. Motion Carried.

Meeting adjourned at 10:30 PM.

Becky Herman
Denmark Township Clerk/Treasurer