

Proceedings of the Planning and Zoning Committee
Proceedings of the Milton Town Board
May 8, 2017

1. Call to Order

Town Board was called to order by Chair Meyer. Present were Supervisors Jennings and Traynor. Absent were Supervisors Trescher and Stalker.

(P&Z) needed to appoint an interim chair with Chair Trescher being absent.

Motion Webb, second Hanlon to appoint Charlie Rusch. Motion carried.

Interim Chair Rusch called P&Z to order. Present were Scott Barker, Jon Webb and Jim Hanlon. Also present were Clerk Kunkel, Treasurer Reif, Chief Kunkel and 20 citizens.

2. Confirmation of Meeting Notices

Notices of the meeting were posted at the 1st Community Bank, Town Hall, Town's website and published in the Courier.

3. Pledge of Allegiance

Done

4. Appointments for: 2(Planning and Zoning), (1) Board of Adjustment, (2) Alternates to Board of Adjustment, (1) Fire Commission

Chair Meyer requested the Board confirm his appointments Marian Trescher as Chair of P&Z and Jim Hanlon to 3yrs on P&Z. Motion Traynor, second Jennings to confirm these appointments. Carried.

Chair Meyer requested confirmation of David Natter for 3yr term to Board of Adjustment. Motion Jennings, second Traynor to confirm this appointment. Carried.

Alternates for Board of Adjustment-table until next month.

Chair Meyer requested confirmation of Supervisor Jennings to Fire Commission. Motion Traynor, second Meyer to confirm. Carried.

5. Approval of Agenda

Motion Webb, second Barker to approve. Carried.

Motion Traynor, second Jennings to approve. Carried.

6. Approval of Minutes 4-10-17 (PZ) (TB)

Motion Barker, second Hanlon to approve. Motion carried with Webb abstaining.

Chair Meyer requested this be tabled to the June agenda for approval.

7. Annual Farmstead Permit Review (PZ)

Patricia Lombardo-regional Manager for Equity Lifestyle present for Blackhawk Campgrounds; she can be contacted through Diane at Equity in Chicago.

Motion Webb, second Barker to approve. Carried.

Supervisor Stalker arrived at 6:13pm.

Norm Peterson-not present-table until he appears.

Vicki Vogel-present, no changes. Motion Webb, second Hanlon to approve. Carried. Brenda Traynor-Not Present.

Supervisor Traynor advised there are no changes for her. Motion Webb, second Barker to approve. Carried.

8. Lot Combination: Lonny Pastorius, 1510 E Road 1, Edgerton, WI combining 2 lots into 1. Parcels 6-13-755.2A & 6-13-755.3; both lots are .140 acres; NE ¼, SW ¼, Lots 15 and 16, Section 6, in the Town of Milton (PZ) (TB)

Ryan Combs, Combs & Associates was present and advised if they wanted to combine these two lots for the reason if a building would burn down, they wanted to be able to rebuild and now they would have enough acreage to do so.

Motion Webb, second Barker to recommend to the county/board to approve this combination. Carried.

Motion Traynor, second Jennings to approve the recommendation of P&Z. Carried.

9. Annual Liquor-Agent-Amusement Machine-Cigarette-Bartender Licenses 7-1-17 to 6-30-18(See Attached Sheets)

Buckhorn: Motion Traynor, second Stalker to approve licenses and agent. Carried.

Bucky's Saloon: Motion Stalker, second Jennings to approve licenses and agent. Carried.

Capone's Cellar: Motion Traynor, second Jennings to approve licenses and agent. Carried.

JR's Pub: Motion Traynor, second Stalker to approve the licenses and agent. Carried.

Lucy's Hideaway: Clerk Kunkel advised there was an unpaid personal property for NUCO2 Supply that is attached to

Lucy's and the treasurer is checking with the assessor as to what that is. Motion Jennings, second Traynor to approve the licenses and agent contingent on the taxes being paid and up to date. Carried.
Pettit's Lakeview: Motion Traynor, second Stalker to approve the licenses and agent. Carried.
Pettit's Countryview: Motion Stalker, second Jennings to approve the licenses and agent. Carried.
Snuffy's Still: Motion Traynor, second Jennings to approve the licenses and agent. Carried.
Stagecoach: Motion Traynor, second Jennings to approve the licenses and agent. Carried.
59ER LLC: Motion Stalker, second Jennings to approve the licenses and agent. Carried.
Discussion took place on the town holding only 11 combination Class B Liquor/Beer Licenses
Gregg Clark spoke advising he applied for his renewal for Class B fermented malt, in case he couldn't get the Class B combo-which he would like; since Lake House isn't open, doesn't feel they should get the license.
Leo Laughlin spoke advising he and 3 others bought the Lakehouse Inn last May; trying to sell it now but need to have a liquor license or it won't sell and be a supper club again. Did some renovations last year and would like to bring it back to some form to preserve the building.
Chair Meyer advised he received a phone call from the Wisconsin Restaurant Association's past chair and he would like to see it maintained as a supper club.
Motion Traynor, second Jennings to grant the class B liquor license to Leo Laughlin. Carried.
Motion Traynor, second Jennings to approve the renewals of Blackhawk RV Resort for Class C Wine and Class B Beer; Lakeland Campgrounds Class B Fermented Malt and Great Spirit Pub for Class B Fermented Malt and the agents. Carried.
Motion Traynor, second Stalker to deny the Class B Combination Beer and Liquor to Great Spirit Pub. Carried.
Stacey Babiarz felt that the Lakehouse should be able to have something in place if a new person leases the restaurant/bar that the license stays in place. Chair Meyer advised he was not familiar with anything like that being allowed.
Motion Traynor, second Jennings to approve the list of 71 bartenders. Carried.

10. Confirm next meeting date of 6-12-17 @ 6:30pm

Confirmed

11. Adjourn P&Z

Motion Webb, second Barker to adjourn. Motion carried and P&Z adjourned at 6:48pm.

12. Citizens to be Heard

Stacy Babiarz, 2209 E Vincent Rd, would like some guidance as the neighbors were burning the other day and it was smoking me out. Fire Department came and spoke with the property owner and the fire was attended. Discussion took place.

Jim Naughton, 1315 E State Rd 59/2201 E. Vincent Rd spoke on the rules are not the same for everyone around here. A building was moved, over 10 foot wide, down the road and that is against town ordinances. Chair Meyer advised that was not against any town ordinance. Naughton went on to advise that a shed and building were built with electrical without permits. Naughton felt he was held to a different set of standards and why doesn't his neighbor have to comply? Getting nowhere around here!!

Matt McGuire spoke advising that the building built was a separate one to house the cash register, 10x20; building inspector came out; it's on the site plan where it's supposed to be; is sitting on a rock, not attached in the ground. Dave Geraths, Building Inspector advised he did do an inspection and it is on the site plan.

Kathy Thompson, 2202 E Vincent Road: advised she was burning on 4-23-17; contacted the necessary people; wind fluctuated around; have purchased land that has been neglected for 50-60 yrs. and trying to clean it up and get it back to Ag; also have an outdoor furnace and that does blow smoke.

Chair Meyer advised that you have to be as reasonable as possible for burning.

Kathy Thompson on the Go Kart Track: McGuire is to be working with us; gave pictures to TB and P&Z; is a constant noise; thought the berm was to be dirt and he has tires stacked up; there are 21 conditions-who is watching this-who is the guard dog? Bathroom was also to be done, next month is June!

Chair Meyer advised that himself and Chief Kunkel have been monitoring this; the lighting has been addressed; berm-due to the rain has not been able to move the dirt that is why the tires are there for now-will be replaced by a dirt berm; estimated 35 ft. of dirt for berming; trees were put there so it would look nice.

Chief Kunkel advised when he got a call on this he went out there and the decibel levels were not exceeded the set level; Town of Fulton will be purchasing a decibel reader and that will be shared with the Town of Milton for use.

Thompson also advised the trees don't cut it for the noise; if they want to sell, will their valuation of property go down because of the track. Thompson also felt a speed limit of 40-45mph, feel 55mph is too fast!

Stalker advised he felt it should be a posted road also.

Clerk Kunkel was advised to place this on a future agenda and contact the attorney for legal language.

Jim Naughton advised that he ran two sound recorders and the backup beeper on one of their trucks is 120, which

is higher than the noise from the tracks.

Matt McGuire, 2107 E Vincent Road advised that he installed a security system and it shows that no one was on the track after 5:30pm, and anyone can view this tape; I've tried to address issues with them, I feel that simple communication would be best, rather than coming to the Town Board. Chair Meyer advised that he doesn't have a problem with them coming to the Board, that way there is a record.

13. Peter Fourness, 11202 N Tahoe Drive, Edgerton, WI multiple dog license

Has a total of 3 dogs, husky, German Shephard, black lab all are vaccinated.

Motion Traynor, second Stalker to approve. Carried with Meyer abstaining.

14. Stacey Babiarz requesting to discuss and remove the wrist band condition at the 59ER on his liquor licenses

Clerk Kunkel had minutes from October of 2014 and it was listed for the liquor license. Chair Meyer advised it's on the liquor license and if you didn't list that on there, it's not any longer.

15. Bond for Municipal Judge

Motion Stalker, second Jennings to approve the bond at \$25,000 for the judge. Carried.

16. Bills

Motion Traynor, second Stalker to pay the bills as submitted. Carried.

17. Treasurer's Report

Motion Stalker, second Jennings to place the report on file as submitted. Carried.

18. Building Inspector's Report

Dave Geraths was present for any questions.

19. Police Department's Report

Chief Kunkel advised the Break in the Weather Party was quiet due to the weather.

20. Chairman's Report

Had a meeting with the highway department on road work for the year; Manogue Road closed until August; Open House 4-6 with DOT at the Janesville Conference Center on 5-18-17; wrote a release of \$22,000 from a letter of credit for Chris Canal, still have over \$46,000 to cover the roads.

Traynor advised at the NW corner of E Superior and the other road, the culverts are higher than the outlet roads; some are saying it's the towns problem, Traynor told the property owner it's the developers problems and to call Petry on this. Should keep this in mind on the new developments going into the area.

Meyer continued about an invite to the State's Attorney Meeting on 5-15-17; WTA here on 5-18-17 and it starts at 7pm.

21. Correspondence

Clerk Kunkel reminded the Board of Board of Review on 5-22-17 from 6p-8p; she will be on vacation from 5-10-17 and return on 5-16-17.

22. Fire Commission Report

Unknown if there will be a meeting this month or not-too many people will be gone; City wants a meeting with the Town Board; working on a written proposal for sharing services with Janesville-have a building on the south side and \$500,000 be the fire departments budget indefinitely!

23. CKSD Report

Meeting on Wednesday and a meeting with the Chairs on Monday 5-15-17 at 6pm at the CKSD.

24. Adjourn

Motion Traynor, second Jennings to adjourn. Motion carried and meeting was adjourned at 8:34pm.

Respectfully submitted this 9th day of May, 2017

Sandra Kunkel, Town Clerk, WCMC