

TOWN BOARD ACTION REPORT – CONDITIONAL USE PERMIT

Regarding Petition # DCPCUP-2019-02492 Dane County ZLR Committee Public Hearing Tuesday, March 24, 2020

Whereas, the Town Board of the **Town of** Pleasant Springs _____ having considered said conditional use permit application, be it therefore resolved that said conditional use permit is hereby (check one): **APPROVED**

DENIED (IF DENIED, PLEASE COMPLETE FINDINGS SECTION ON PAGE 2)

PLANNING COMMISSION VOTE: 6 **In Favor** 0 **Opposed**

TOWN BOARD VOTE: 3 **In Favor** 0 **Opposed**

Whereas, in support of its decision, the Town Board has made appropriate **findings of fact** that the standards listed in section 10.101(7) (d) 1, Dane County Code of Ordinances, and section 10.222 (3) (a), if applicable, are found to be (check one):

SATISFIED

NOT SATISFIED (PLEASE COMPLETE FINDINGS SECTION ON PAGE 2)

THE CONDITIONAL USE PERMIT IS SUBJECT TO THE FOLLOWING CONDITION(S):

Motion by Supervisor Olson, second by Sup. Damkoehler, to approve the Conditional Use Permit request from Rock Road Companies to place a temporary concrete plant site on parcel # 046-0611-062-8500-0, 3094 CTY MN, McFarland, WI, to complete WisDot Project# 1007-12-74, I-90/I-39, CTH AB to USH 12/18 Interchange, (NB/SB) and other USH 12/18 Interchange Projects.

With the following conditions:

- Project must be completed by Dec 31, 2021
- Plan Commission will review CUP in one year
- Contractor/land owners agree to have well quality inspections as requested. Contractor agrees to cooperate with inspection at contractor's expense.

PLEASE NOTE: The following space, and additional pages as needed, are reserved for comment by the minority voter(s), **OR**, for the Town to explain its approval if the decision does not comply with the relevant provisions of the Town Plan.

I, Maria "Pili" Hougan _____, as Town Clerk of the Town of Pleasant Springs _____, County of Dane, hereby certify that the above resolution was adopted in a lawful meeting of the Town Board on Tuesday, January 21, 2020

Town Clerk Maria "Pili" Hougan _____ **Date** Monday, January 27, 2020

FINDINGS OF FACT FOR DENIED CONDITIONAL USE PERMITS

If the Conditional Use Permit application is denied, please complete the following section. For each of the standards, indicate if the standard was found to be satisfied or not satisfied. Please note the following from sections 10.101 (7) (c) 2 f g and 10.101 (7) (c) 3 d e :

“The zoning committee or applicable town board must deny a permit if it finds that the standards for approval are not met, and must approve a permit when the zoning committee and applicable town board determine that the standards for approval are met.”

PLEASE INDICATE THE APPROPRIATE FINDING FOR EACH STANDARD (CHECK ONE / STANDARD)

- | | |
|---|---|
| 1. That the establishment, maintenance, or operation of the conditional use will not be detrimental to or endanger the public health, safety, comfort or welfare. | 1. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 2. That the uses, values and enjoyment of other property in the neighborhood for purposes already permitted shall be in no foreseeable manner substantially impaired or diminished by establishment, maintenance or operation of the conditional use. | 2. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 3. That the establishment of the conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district. | 3. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 4. That adequate utilities, access roads, drainage and other necessary site improvements have been or are being made. | 4. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 5. That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets. | 5. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 6. That the conditional use shall conform to all applicable regulations of the district in which it is located. | 6. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 7. That the conditional use is consistent with the adopted town and county comprehensive plans. | 7. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 8. If the conditional use is located in a Farmland Preservation Zoning district, the town board and zoning committee must also make the findings described in s. 10.220 (1). | 8. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |

THIS SECTION IS RESERVED FOR FURTHER EXPLANATION OF THE FINDINGS:

TOWN BOARD MEETING January 21, 2020 – 6:00 P.M.
TOWN HALL, 2354 COUNTY ROAD N

PRESENT: Chair Pfeiffer, Supervisor Jay Damkoehler, Supervisor Eric Olson, and Clerk/Treasurer Maria Hougan.

OTHERS PRESENT: Alex Mesdjian, Public Works Superintendent, Ryan Spies, Paula Downing, Gene Barone, Jerry & Jane McGuire.

ABSENT: Supervisor Doug Larsson and Supervisor Janiece Bolender

1. **Discuss and take possible action regarding the Conditional Use Permit request from Rock Road Companies to place a temporary concrete plant site on parcel # 046-0611-062-8500-0, 3094 CTY MN, McFarland, WI, to complete WisDot Project# 1007-12-74, I-90/I-39, CTH AB to USH 12/18 Interchange, (NB/SB) and other USH 12/18 Interchange.** Ryan Spies, with Rock Road Companies presented the request for the temporary batch plant. He explained this site had been previously used for a similar project. These sites work well because they adjoin the interstate. They worked out the agreement with the property owner. They will leave the smallest footprint possible, disturbing about 5 acres, the project meets the zoning codes and when the project is complete, they will restore the affected area. This is a project with the DOT and the projected date is from May 19, 2020 to November 14, 2020. They can extend the deadline if needed but will need prior approval.

Motion by Supervisor Olson, second by Sup. Damkoehler, to approve the Conditional Use Permit request from Rock Road Companies to place a temporary concrete plant site on parcel # 046-0611-062-8500-0, 3094 CTY MN, McFarland, WI, to complete WisDot Project# 1007-12-74, I-90/I-39, CTH AB to USH 12/18 Interchange, (NB/SB) and other USH 12/18 Interchange, with conditions.

Conditions:

- Project must be completed by Dec 31, 2021
- Plan Commission will review CUP in one year if the project is extended
- Contractor/land owners agree to have well quality inspections as requested. Contractor agrees to cooperate with inspection at contractor's expense.

Motion carries 3-0.