

TOWN BOARD ACTION REPORT – REZONE

Regarding Petition # CUP1059

Dane County Zoning & Land Regulation Committee Public Hearing Date 5/26/2015

Whereas, the Town Board of the Town of Blooming Grove having considered said zoning petition,

be it therefore resolved that said petition is hereby (check one):  Approved  Denied  Postponed

Town Planning Commission Vote: 7 in favor 0 opposed 0 abstained

Town Board Vote: 5 in favor 0 opposed 0 abstained

THE PETITION IS SUBJECT TO THE FOLLOWING CONDITION(S) (Check all appropriate boxes):

- 1.  Deed restriction limiting use(s) in the \_\_\_\_\_ zoning district to **only** the following:
  
- 2.  Deed restrict the balance of A-1 EX Agricultural Exclusive zoned land owned by the applicant from the original farm (as of date specified in the Town Plan) prohibiting non-farm development. Please provide property description, or tax parcel number(s):
  
- 3.  Deed restrict the applicant's property described below prohibiting division. Please provide property description, or tax parcel number(s):
  
- 4.  Condition that the applicant must record a *Notice Document* which states all residential development units (a.k.a. splits) have been exhausted on the property, and further residential development is prohibited under Town & County Land Use Planning policies. Please provide property description, or tax parcel number(s):
  
- 5.  Other Condition(s). Please specify:

Please note: The following space is 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.

The Town does not agree with the sunset date of December 31, 2016 that Dane County added to this CUP.

I, Mike Wolf, as Town Clerk of the Town of Blooming Grove, County of Dane, hereby certify that the above resolution was adopted in a lawful meeting of the Town Board on 6/9/2015

Town Clerk Mike Wolf Date: 6/11/2015

## Blooming Grove Town Board Meeting Minutes for June 9, 2015

**\*\*draft\*\***

Chair Johnson called the meeting to order at 6:30pm. Other Board members in attendance were Supervisor Berg, Supervisor Bristol, Supervisor Linzmeier and Supervisor Young. Also in attendance were Clerk/Treasurer/Administrator Mike Wolf, Fire Chief Glenn Linzmeier, Chris Kromm, Rebecca Katzenmeyer, Tim Geoghegan and Deborah Sellers.

The pledge of allegiance was recited. Chair Johnson asked if the meeting notice had been properly posted, and Mike Wolf said it had been.

**2a. Operator's Licenses:** Supervisor Linzmeier pointed out that two questions on Suzanne Lorenz's application had not been answered. Mike Wolf said he would contact Suzanne about this omission. Chair Johnson made a motion to approve the 2015-2016 Operator's Licenses for Eric Christenson and Andrew Elliott. Supervisor Young seconded the motion and it passed 5-0.

**2b. Conditional Use Permit for Day Car at 4560-4562 Rustic Drive:** Supervisor Bristol reported that this issue was discussed at the Plan Commission meeting earlier this evening, and that Rebecca Katzenmeyer told the Commission she intends on purchasing the property and opening a day care there. The Plan Commission unanimously recommended to the Town Board that this Conditional Use Permit be approved.

Supervisor Bristol made a motion to approve the Conditional Use Permit for a day care facility at 4560-4562 Rustic Drive. Supervisor Young seconded the motion and it passed 5-0.

**2c. Amended Conditional Use Permit #1059 for Yahara Materials on Buckeye Road:** Supervisor Bristol explained this issue was discussed at the Plan Commission earlier this same evening. He said the original Conditional Use Permit (CUP) that the Town approved a few months ago went to Dane County – but the County added a sunset date to the CUP of December 31, 2016. This would be problematic for the quarry. The Plan Commission unanimously recommended to the Town Board they reject the CUP as amended by Dane County, while recommending to the County they change the sunset date to December 31, 2025.

Supervisor Bristol made a motion to disapprove of Conditional Use Permit #1059 as amended by the County, and to recommend to the County they change the sunset date to December 31, 2025. Supervisor Young seconded the motion and it passed 5-0.

**2d. Town Resolution 2015-03 to Terminate the Intergovernmental Agreement with the Town of Burke and Town of Madison for EMS Services:** Chair Johnson made a motion to approve Town Resolution 2015-03 which terminates the current Intergovernmental Agreement pertaining to EMS services, between the Town of Blooming Grove, the Town of Burke and the Town of Madison. Supervisor Bristol seconded the motion and it passed 5-0.

**2e. New Intergovernmental Agreement with the Town of Madison for the Collection of EMS Revenue:** Chair Johnson made a motion to approve of the new Intergovernmental Agreement with the Town of Madison for the collection of EMS revenue, as presented. Supervisor Linzmeier seconded the motion and it passed 5-0.

**2f. Town Ordinance 3.04 to Repeal Current Town Fire Ordinances and Adopt City of Madison Ordinances:** Mike Wolf explained that the Town ordinance was not yet ready for approval, but would be for the Board's next meeting. Chair Johnson made a motion to defer this issue until the June 23, 2015 Board meeting. The motion was seconded by Supervisor Young and passed 5-0.

**3a. Approval of Minutes from the May 26, 2015 Town Board Meeting:** Chair Johnson made a motion to approve the May 26, 2015 Town Board meeting minutes as presented. Supervisor Linzmeier seconded the motion and it passed 4-0, with Supervisor Young abstaining.

**3b. Approval of Vouchers:** Chair Johnson made a motion to approve the vouchers as presented. Supervisor Young seconded the motion and it passed 5-0.

**4. Public Comment:** Deborah Sellers reported that Tony Fernandez of the City of Madison informed her that the bike path issue is not dead, and that they are looking at a decision by October of this year. Deborah went on to suggest that if/when the time comes for the bike path to be considered again, that a neighborhood meeting take place to get feedback from those most affected by the path. She went on to say that if nothing else, an additional bench and/or lighting may be appropriate for the park, if the bike path does get done.

Mike Wolf reminded those present that the Board of Review is next Thursday, June 18 at 5:30pm.

**2g. Closed Session:** Chair Johnson made a motion to go into Closed Session pursuant to State Statute 19.85(1)(c) and 19.85(1)(e) for the purpose of discussing employment compensation and to discuss and deliberate negotiations pertaining to the sale of town assets. Supervisor Young seconded the motion and a roll call vote was taken: Supervisor Berg – aye; Supervisor Linzmeier – aye; Chair Johnson – aye; Supervisor Bristol – aye; Supervisor Young – aye. The motion passed 5-0 at 6:44pm.

Supervisor Linzmeier participated in the first part of the Closed Session. Just prior to deliberations about employee compensation she recused herself and did not return to the meeting.

**2h. Open Session:** Chair Johnson made a motion to return to open session. The motion was seconded by Supervisor Young and passed 4-0 at 7:40pm.

**5. Adjournment:** Chair Johnson made a motion to adjourn the meeting, and it was seconded by Supervisor Young. The motion passed 4-0 at 7:40pm.

Minutes written and submitted by  
Michael J. Wolf, Clerk/Treasurer/Administrator