

Town of Merton  
PO Box 128  
North Lake, WI 53064  
Minutes of February 12, 2018 Public Hearing

Notice is hereby given that on Monday, February 12, 2018 at 6:30 p.m., at the Town of Merton Town Hall, at W314 N7624 Hwy 83 North Lake, WI a PUBLIC HEARING to consider amendments to the adopted Town of Merton Comprehensive Land Use Plan - 2035. The proposed "Map" Amendments.

Clerk Hann read the notice for the public hearing to Change the land use designation on a limited disturbed portion of the Thomas and Pat Downing, W293 N7882 Camp Whitcomb Road, property from Environmental Corridor Overlay District to "Suburban II Density Residential". The property is located in the NE 1/4 of Section 14, T8N R18E, in the Town of Merton, Waukesha County, WI, containing approx. 10 acres. Tax Key MRTT 0341-977 and to Change the land use designation on the Richard Simmons property, W335 N8435 Stone Bank Rd, Oconomowoc, WI 53066, from the Rural Density and Other Agricultural Land and Isolated Natural Resource Area categories to Farmland Preservation with the Isolated Natural Resource Area to be placed in Farmland Preservation with an Environmental Corridor Overlay. Tax Key MRTT0314.998. No written comments were received at the town hall. Planner Marilyn Haroldson gave a brief explanation on the two requests. Chairman Klink closed the public hearing at 6:36.

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- Meeting Called to Order by Chairman Klink @ 6:37 pm
- Pledge of Allegiance led by Chairman Klink.
- Minutes of the January 8, 2018 Town Board Meeting. A motion was made to approve minutes by Morris/Herrick. Motion Carried.

Present: Chairman Klink, Supervisors Fleming, Morris, and Herrick, Attorney Chapman, Highway Superintendent Griffin, Treasurer Kempen, and Clerk Hann. Absent: Supervisor Weber.

Also in attendance: Tom Downing, Chad Munkwitz, Tim Kay, Richard Simmons and Chief Paral.

Citizen Comments and Concerns: Honorable Timothy Kay presented to the Town Board his Annual Lake Country Municipal Court Report for the year 2017. All Lake Country Operations are running smoothly for the Municipal Court and he has thoroughly enjoyed serving the Lake Country Municipal Court.

Old Business: None

New Business:

Consider/Act on the Order for Amendment to the Conditional Use Permit for Commercial Storage as requested by Karen Braun, Waukesha County Dept. of Transportation, on behalf of Peter Briggs/My Other Garage, CTH VV. MRTT 0345-994. Chairman Klink stated that due to needed land acquisition for the proposed round-about, the setback for the existing storage buildings is needed. A Motion to approve the Amendment to the Conditional Use Permit for My Other Garage was made by Fleming /Morris. Motion carried.

Consider/Act on a resolution and/or Ordinance recommending a request to rezone a portion of a property currently zoned A-1 Agricultural with an EC Environmental Corridor Overlay District from a portion of the property that is largely disturbed for purpose of constructing a second residence on the property as part of a Planned Unit Development, as requested by Pat Downing. MRTT 0341-977. Planner Haroldson explained that request is needed by Waukesha County for the planned unit development for Pat Downing. A motion to approve the request to rezone the property currently zoned A-1 Agricultural with an EC Environmental Corridor Overlay District as part of a Planned Unit Development was made by Fleming /Morris. Motion carried.

Consider/Act on the resolution as recommended by the plan commission to change the land use designation on a limited disturbed portion of the Thomas and Pat Downing, W293 N7882 Camp Whitcomb Road, property from Environmental Corridor Overlay District to “Suburban II Density Residential”. The property is located in the NE 1/4 of Section 14, T8N R18E, in the Town of Merton, Waukesha County, WI, containing approx. 10 acres. Tax Key MRTT 0341-977. A motion to approve the resolution to change the land use designation on a limited disturbed portion of the Thomas and Pat Downing property to Suburban II Density Residential was made by Fleming/Morris. Motion carried.

Consider/Act on the resolution as recommended by the plan commission to change the land use designation on the Richard Simmons property, W335 N8435 Stone Bank Rd, Oconomowoc, WI 53066, from the Rural Density and Other Agricultural Land and Isolated Natural Resource Area categories to Farmland Preservation with the Isolated Natural Resource Area to be placed in Farmland Preservation with an Environmental Corridor Overlay. Tax Key MRTT0314.998. A motion to approve the resolution to change the land use designation on the Simmons property to Farmland Preservation with the Isolated Natural Resource Area with an Environmental Corridor Overlay was made by Morris/Fleming. Motion carried.

Consider/Act on the Ordinance to Amend the Town of Merton Land Use Plan to change the land use designation on the Richard Simmons property, from the Rural Density and Other Agricultural Land and Isolated Natural Resource Area Categories to Farmland Preservation with the Isolation Natural Resource Area to be placed in Farmland Preservation with an Environmental Corridor Overlay. A motion to approve the Ordinance to Amend the Town of Merton’s Land Use Plan for the Richard Simmons

property to Farmland Preservation with the Isolated Natural Resource Area to be place in Farmland Preservation with an Environmental Corridor Overlay was made by Morris/Fleming. Motion carried.

Consider/Act on the Ordinance to Amend the Town of Merton Land Use Plan to Change the land use designation on a limited disturbed portion of the Thomas and Pat Downing property from Environmental Corridor district to “Suburban II Density Residential”. A motion to approve the ordinance to amend the Town of Merton Land Use Plan for the Thomas and Pat Downing property to Suburban II Density Residential was made by Fleming /Herrick. Motion carried.

Consider/Act on 2018 Bluesfest, W335N6939 Stonebank Rd/Parking lot on June 22 & 23 locating in tent in North Parking Lot. Clerk Hann present the request for Craig Kutzt. A motion to approve the 2018 Bluesfest was made by Herrick/Fleming. Motion carried.

Consider/Act on the Certified Survey Map to combine parcels, Hwy 83, as requested by Dean Katz. MRTT 0420-995 as recommended by plan commission on January 3, 2018. A motion to approve the CSM to combine parcels by Dean Katz was made by Morris/Fleming. Discussion followed about the property owner utilizing an existing concrete slab to build a new shed and additional land that was needed to meet setback requirements. Motion carried.

Consider/Act on the Certified Survey Map, to combine parcels, CTH “E” and Camp Whitcomb Road, as requested by John Gehl. MRTT 0331-997, MRTT 0331-998-002, MRTT0330-999-009, MRTT -325-997 and MRTT 0331-995 as recommended by plan commission on January 17, 2018. A motion to approve CSM to combine parcels as requested by John Gehl was made by Morris/Herrick subject to county approval. Motion carried.

Clerk, Treasurer, Board, Highway and Attorney Reports - Clerk Hann stated that the email hosting is being updated. The Website update is still going on. Currently we are updated forms that will be available on line. The DNR approved the 2017 audit for the Boat Patrol. Treasurer Kempen recapped the audit reviewed. Highway Superintendent Griffin gave a January report of plowing and salting. Chairman Klink talked about the monthly staff meeting and possible changes for the lake ordinances to be consistent with the Village of Chenequa. Attorney Chapmen requested setting a phone conference with Jerry Hein and Chairman Klink to talk about Lake Street.

Operator’s Licenses - Acosta. A motion to approve the operator’s license for Morant; Mann; Exner was made by Herrick/Morris. Motion carried.

Vouchers as Presented - A motion to approve the vouchers as presented was made by Fleming/Herrick. Motion carried.

Quarterly Report as Presented - A motion to approve the quarterly report as presented was made by Herrick/Fleming. Motion carried.

Journals as Presented - A motion to approve the journals as presented was made by Fleming/Herrick. Motion carried.

Adjourn - A motion to adjourn was made by Fleming/Herrick. Motion carried. Meeting adjourned at 7:23 p.m.

Donna Hann, Town Clerk