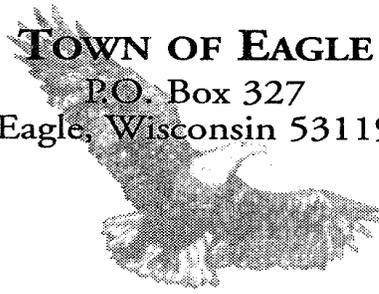


**TOWN OF EAGLE**  
P.O. Box 327  
Eagle, Wisconsin 53119



TOWN OF EAGLE  
Planning & Zoning Commission  
Held Jointly with the Town Board  
February 6, 2012  
Approved Minutes

Chairman Kwiatkowski called the meeting to order at 7:30 p.m. and led the Pledge of Allegiance.

Present: Chairman Kwiatkowski; Supervisors Davis, Malek, Rasmussen, and West. Commissioners Lewis, Rudy, and Samuels. Also present: Town Clerk Lynn Pepper, Town Planner Tim Schwecke.

Minutes: Motion by Supervisor Malek, seconded by Commissioner Samuels to approve the November 7, 2011 minutes as corrected. Motion by Supervisor Davis, seconded by Supervisor Malek to accept the recommendation of the Planning & Zoning Commission. Upon voice vote, motion carried.

JoAnn Gilbert Dirt Bike Track Complaint – Chairman Kwiatkowski explained that the Town received a complaint letter from Captain Harry Krase. Chairman Kwiatkowski explained that in response to Mr. Krase's last complaint, the Town launched an investigation which was conducted by the Building Inspector and two Town Board Supervisors. Chairman Kwiatkowski explained that it was determined that, in the absence of a specific violation, no further action was taken on the complaint. A letter was sent to Mr. Krase explaining the findings and also stated that should he witness a violation, he should contact Commissioner Rudy at the provided phone number. In response to Chairman Kwiatkowski, Commissioner Rudy stated that he has not received any complaint calls from Mr. Krase.

A motion was made by Chairman Kwiatkowski, seconded by Commissioner Samuels to issue a letter to Mr. Krase restating the Commission's original decision, that verification of a complaint would be needed before any further action would be taken and to send a copy of the original letter along with the new letter. Upon voice vote, motion carried.

Department of Natural Resources – Scuppernong River Project Update – Mr. Ben Heussner, Fisheries Biologist with the Department of Natural Resources (DNR) explained that the uncooperative weather has delayed the restoration project. Mr. Heussner explained that since writing a letter to the Town requesting an extension of the conditional use, he has come to realize that the DNR does not need to obtain a conditional use permit for the lunger structures; rather it will be a Chapter 30 general permit with the DNR. Mr. Heussner presented the Boards with a Power Point presentation on the phases of the realignment project. The presentation also showed where damage has occurred in the headwaters areas due to beavers, it showed the use of lunger structures, and it outlined the permitting process. Discussion followed regarding the current conditional use language. Planner Schwecke explained that the current language does allow minor modifications "as authorized by the Town Board". Chairman Kwiatkowski suggested that Mr. Heussner keep in contact with Jason Fruth at Waukesha County regarding this process.

Department of Natural Resources – McMiller Safety Audit Update – Chairman Kwiatkowski reported that Mr. Mark Aquino, District Land Program Manager and liaison with the operators of McMiller explained to him that the working plan should be done for the next Town Board Meeting.

Update regarding the Zoning Code rewrite project – Planner Schwecke explained that the Zoning Text Review Committee would like guidance from the Planning & Zoning Commission on a few items that have arisen while reviewing the zoning text. Discussion followed regarding removing the B-3 zoning district, adding a new 'mixed business district', 'work/live dwelling units', minor and major home occupations, rural accessory buildings, and review procedures. The Commission and Board concurred that the Committee should define 'mixed business

district' and bring it back to the boards for further discussion. In regards to 'work/live dwelling units', the boards concurred that these uses could be conditional uses specific to the owner. It was the consensus of the boards that minor and major home occupations should both go through the conditional use process. In regards to rural accessory buildings, the consensus of the boards was that farm buildings do help to define the rural character of the town and should be preserved where appropriate. These buildings must be structurally sound and have no negative effects on other property owners. Planner Schwecke reviewed the draft Review Authority Matrix. Discussion followed regarding the various steps applicants need to take dependent on the application type.

Status Reports – No report.

Mukwonago River Initiative (MRI) update – Commissioner Lewis reported that a new group modeled after the Friends of the Mukwonago River, the Oak Savanna Alliance will be holding a workshop next weekend at the cost of \$10.00. Commissioner Lewis reported that the Nature Conservancy will be holding a Wild Land Firefighting Course; a weather station has been placed on Eagle Springs Lake and can be monitored on the internet at eagleweather.com; as well as other activities.

Public Comment – Pat Morton, Director of the Mukwonago River Watershed Project explained that she is concerned with the vehicles in the woods on the Stiglitz property in regards to the potential for storm water infiltration. Ms. Morton showed the Board members aerial pictures of the area in question. Chairman Kwiatkowski asked Ms. Morton to send a letter to the Town regarding her concern.

A motion was made by Supervisor Davis, seconded by Supervisor Malek to adjourn the Planning & Zoning portion of the meeting at 8:57P.M. Upon voice vote, motion carried.

TOWN BOARD ACTION ONLY:

Internet Service Providers – Discussion took place regarding continual e-mail problems and the pricing differences between Century Link and Road Runner internet and phone providers.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Rasmussen to contract with Road Runner for their 7 X 768K internet service and the cost of \$89.00 per month and to continue the phone service with Century Link. Upon voice vote, motion carried.

A motion was made by Supervisor West, seconded by Supervisor Malek to adjourn the Town Board portion of the meeting at 9:09 P.M. Upon voice vote, motion carried.

Lynn M. Pepper  
Eagle Town Clerk