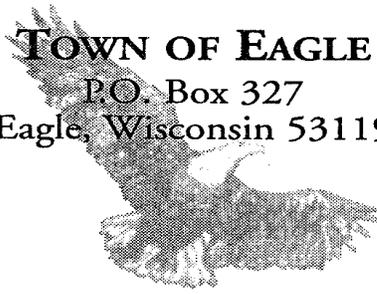


TOWN OF EAGLE
P.O. Box 327
Eagle, Wisconsin 53119



TOWN OF EAGLE
Planning & Zoning Commission
Held Jointly with the Town Board
September 6, 2011
Approved Minutes

Chairman Kwiatkowski called the meeting to order at 7:43 p.m. and led the Pledge of Allegiance.

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

Minutes: Motion by Supervisor Malek, seconded by Commissioner Olsen to approve the August 1, 2011 minutes as corrected. Upon voice vote, motion carried. Motion by Supervisor Rasmussen, seconded by Supervisor Malek to accept the recommendation of the Planning & Zoning Commission. Upon voice vote, motion carried.

McMiller Shooting Range – Approval request by Milford Hills Hunt Club of the Site Plan/Plan of Operations under Section 5.01(2) of the Town Zoning Ordinance for Retail Sales, Rental of Firearms, and gunsmith and restaurant services.– Project Location: S103 W38754 CTH NN, Town of Eagle, Waukesha County, Wisconsin – Chairman Kwiatkowski explained that , on the recommendation of the Town Planner and the Town Attorney, the Town drafted and sent a letter to Dan and Lloyd Marks explaining that they need to determine whether or not they intend to expand their operations at McMillers Shooting Range. Clerk Pepper read the letter aloud in its entirety. Chairman Kwiatkowski explained that the Town received an email from Mark Aquino, District Land Program Manager and Acting Regional Manager of the Southeast District with the Department of Natural Resources (DNR). Mr. Aquino had requested time to meet with the Board to provide an informational update on the McMiller Shooting Range safety audit as well as provide an informational update on the modifications to the facility lease that the DNR has with Dan and Lloyd Marks. Chairman Kwiatkowski explained that he spoke with Mr. Aquino who stated that the National Rifle Association (NRA) conducted a safety audit however would not sign a Hold Harmless Agreement. The DNR then decided to conduct the audit internally. In regards to the lease modifications, Mr. Aquino stated that he would not address the issue at this time. Chairman Kwiatkowski explained that, as with any business in the Town, the Town has required a Site Plan/Plan of Operations for the modifications to McMillers. Chairman Kwiatkowski went on to explain that he spoke with Paul Sandgren, who stated that McMillers is now being handled through the Madison office, rather than his Eagle office. Discussion followed regarding outstanding fees owed to the Town and the need for the McMillers safety audit. Commissioner Rudy explained that the NRA has their range safety expert certificate and explained that when the range opened in 1974, the NRA found deficiencies on the range and changes were made. Commissioner Rudy explained that there has to be definite grades to the land to help a projectile from skipping out of the range. Chairman Kwiatkowski questioned if the DNR has a master plan for McMillers Shooting Range.

Non Compliance Issues Update – Chairman Kwiatkowski explained that the outside storage issues at S102 W34652 Lower Clarks Park has been resolved. Chairman Kwiatkowski explained that Building Inspector Martin Montoya inspected that Hobby Kennel at S107 W37100 Draper Road, which passed inspection. Chairman Kwiatkowski explained that Building Inspector Montoya sent a letter the property owner at W350 S10023 Sprague Road, stating that they are in non-compliance because they have too many horses per Section 5.06(E) of the Zoning Code. The property owner stated that the property has been sold and that the horses will eventually be removed. Supervisor Davis stated that he witnessed a trailer full of horses pulling out of the property on Monday and asked that Building Inspector Montoya revisit the property. Discussion followed regarding the need for a formal extension request.

A motion was made by Commissioner Lewis, seconded by Commissioner Rudy to authorize the Town to send a letter to the property owner stating that they need to either prove compliance or they need to formally request an extension for compliance by the next Town Board meeting. Motion and second withdrawn.

Commissioner Lewis recommended that the Town to send a letter to the property owner stating that they need to either prove compliance or they need to formally request an extension for compliance by the next Town Board meeting.

Status Reports – No report.

Mukwonago River Initiative (MRI) update – No report.

Public Comment – Mr. Rick Harthun, W391 S10607 Meadow Lane, on behalf of himself and some of his neighbors, thanked the Board for their persistence with the McMiller Shooting Range site plan/plan of operations issue.

A motion was made by Supervisor Davis, seconded by Supervisor Malek to adjourn the Planning & Zoning portion of the meeting at 8:11 P.M. Upon voice vote, motion carried.

TOWN BOARD ONLY:

Panagiota & Hristos Katravas Party– A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to approve the request for approval for fermented malt beverages at their birthday party to be held at the Town Park on September 17, 2011 from 10:00 a.m. to 8:00 p.m. Upon voice vote, motion carried.

A motion was made by Supervisor Davis, seconded by Supervisor Rasmussen to adjourn the meeting at 8:12 P.M.

Lynn M. Pepper
Eagle Town Clerk