

August 20, 2002

New Scandia Town Board meeting was called to order by Chairman, Dennis Seefeldt. The following Board Members were also present: Vice Chairman, Paul Rasmussen, Michael Hinz, Nancy Madden and John Martineau.

### **Consent Agenda**

**Nancy Madden made a motion to approve the following Consent Agenda with corrections on the July 16, 2002 minutes.**

1. Clerk's minutes have been presented for 07/16/02, 07/30/02 and 08/06/02 Town Board and 08/06/02 Planning Commission
2. Approval of Treasurer's report

Balance June 30, 2002	\$1,504,694.11
Receipts	725,092.29
Expenditures	478,044.86
	\$1,751,741.54
3. Approval of August vouchers
4. Adjournment

**Paul Rasmussen seconded the motion and motion adopted unanimously.**

### **TH-97 Area Study Task Force**

Jonette and Jack Forsland representing URS Cooperation presented the results of the analysis conducted in response to concerns in the New Scandia area along the Trunk Highway (T-) 97 study corridor, in conjunction with the TH-97 and Surrounding Area Study. The memo addressed the following issues: (1) Scandia Elementary School vehicle circulation; (2) New Scandia Fire and Rescue/Public Works Facility; (3) Sight distance at the TH-97/TH-95 intersection. The information from the presentation is on file under Highway 97 Study.

Mr. Kevin Nickelson requested the representatives review the problems with the abundance of gravel trucks on Highway 97 as the study was prepared when road limits were posted this spring.

### **Tom Peterson/Township Engineer**

**Michael Hinz made a motion to approve Payment Number 3 to W. B. Miller in the amount of \$213,969.43 for the 2002 Road Project. Nancy Madden seconded the motion and motion adopted unanimously.**

Signage and speed limits were discussed for 188<sup>th</sup> Street, 185<sup>th</sup> Street and Norell Avenue and it was agreed that Dennis Seefeldt and John Morrison would drive the area for appropriate signage.

**Paul Rasmussen made a motion to post a Speed Limit of 30 miles an hour from County 3 on 185<sup>th</sup> Street, Norell Avenue, 188<sup>th</sup> Street to Newgate and designate it as a Rural Residential Road in a platted area. Michael Hinz seconded the motion and motion adopted unanimously.**

Tom Peterson reviewed the problem with the concrete dumping from the Kenneth Wolfbauer residence in the road ditch on Norell Avenue.

**Michael Hinz made a motion to send Mr. Wolfbauer a letter requesting removal of the concrete from the road ditch on Norell Avenue. Nancy Madden seconded the motion and motion adopted unanimously.**

**John Martineau made a motion to approve Payment Number 1 to Scandia Trucking in the amount of \$14,0885.0 for 213<sup>th</sup> Street realignment. Nancy Madden seconded the motion and motion adopted unanimously.**

**Resolution Declaring Costs to be Assessed and Ordering Preparation of Proposed Assessment**

**Paul Rasmussen made a motion to adopt Resolution Number 08-20-02-1, Declaring Costs to be Assessed and Ordering Preparation of Proposed Assessment. Michael Hinz seconded the motion and motion adopted unanimously.**

**Nancy Madden made a motion to approve the connection to the 201 Septic System for Marion Mack, 13470 188<sup>th</sup> Street and Dan Zahn, 13460 188<sup>th</sup> Street. John Martineau seconded the motion and motion adopted unanimously.**

**Park and Recreation/Paul Rasmussen**

Ross Thomas from Boy Scout Troop 71 who is working on his Eagle Scout Award presented a proposal for fencing around the outfield of the Ball Field on the South of Olinda Trail and also repair of the bleachers and painting of containers at the site. The total cost of the project to New Scandia Township would be \$1876.46.

**Nancy Madden made a motion to approve the proposal from Ross Thomas for his Eagle Scout Award and the funding shall be appropriated from Park and Recreation in the amount of \$1876.46. John Martineau seconded the motion and motion adopted unanimously.**

**Tony Demars/St. Croix Spring Creek**

Mr. Tony Demars stated they have identified twenty-one (21) spring creeks. The goals for the St. Croix Spring Creek Stewardship Plan are to protect the unique, groundwater-dependent natural resources of the St. Croix River Valley and provide overall protection to the St. Croix River. The next steps are as follows: (1) Model 2-Year Storm Hydrology; (2) Data Analysis; (3) Identify Resource Management Issues and Concerns; (4) Hold Neighborhood Meetings; (5) Develop Stewardship Recommendations. This information is filed under Marine-On-St-Croix Watershed.

**Rachel Sundberg/Tabled Hearing**

The tabled hearing from August 6, 2002 for Rachel Sunberg, 14177 205<sup>th</sup> Street, Scandia, MN 55073, Lot 2, Block 2, Lundgren Heights was reviewed. New Scandia Town Board tabled the hearing, as the Town Board wanted to review the site location.

**Michael Hinz made the following motion in the Application of Rachel A. Sundberg for a variance:**

**Description of Request**

**Rachel A. Sundberg has made application to the Town for two variances to construct a detached garage closer to the road then the house and a 30-foot setback from the road right-of-way. The application was subsequently amended to delete the request for the variance for road setback.**

**The property is legally described as: Lot 2, Block 1, Lundgren Heights, Washington County, Minnesota and consists of 6.7 acres of land. It is improve with an existing home and an attached garage.**

**A Public Hearing on the request was held by the Planning Commission on August 6, 2002. The Planning Commission determined that the proposed garage could be constructed on the property in a location not requiring variances.**

**Member of the Town Board agreed to view the premises prior to making a decision. The Applicant signed a waiver of the 60-day limitation.**

**Granting of Variances**

**The Zoning code requires that certain standards be met in order to grant a variance. Applicable standards include a finding that the property in question cannot be put reasonable use if used under conditions allowed by the official controls and the plight of the land owner is due to circumstances unique to the property not created by the land owner.**

**Findings of Fact**

**Based on the foregoing and the viewing of the property by members of the Town Board, the Town Board makes the following Findings:**

- 1. The property has an existing home and attached double garage and can be put to a reasonable use without the construction of the proposed detached garage.**
- 2. The proposed garage can be constructed at reasonable locations on the property without the necessity of variances.**

3. **Construction of the garage in the proposed location would be very visible and have a negative aesthetic impact on passers-by and neighboring properties.**
4. **A legal hardship has not been established by the applicant.**

**Decision**

**The Town Board of the Town of New Scandia hereby adopts the Planning Commission recommendation to deny the requested variances for the proposed detached garage.**

**Paul Rasmussen seconded the motion and motion adopted unanimously.**

**Review of Hall Rental Fees**

**Paul Rasmussen made a motion to approve the following Rental Fees: Non Residents \$550.00, Security for Weddings, \$80.00, Damage Deposit for Weddings \$300.00. Rental for Annex, \$50.00 and Rental for Annex for Boy Scouts, 4-H Clubs, etc. shall be an In-Kind Contribution. The Scandia/Marine Lions shall not pay rental because of the contributions to the New Scandia Community Center Kitchen and other public interest to the Community. Dennis Seefeldt seconded the motion and motion adopted unanimously.**

**Paul Rasmussen made a motion to adjourn.**

Dolores Peterson



New Scandia Township Clerk