

Plan Commission Meeting
January 23, 2017, 7:00 pm

- 1) **Silence all cell phones**
- 2) **Call to Order and roll call of Officers:** The meeting was called to order at 7:00 pm by Trustee, Clem Gottsacker. Members present were: Trustee, Clem Gottsacker, members: Paul Utecht, Joan Gottsacker, Don Tuhy, Don Gotcher and Danny Birenbaum. Building Inspector Roger Kison and Village Clerk, Julie Lesar were also present. Village President, Vickie Boehnlein was excused.
- 3) **Open Meeting Law Compliance Check:** This meeting is in compliance with the Open Meetings Law of the State of Wisconsin.
- 4) **Pledge of Allegiance to the American Flag, Moment of Silence:** All in attendance stood for the Pledge of Allegiance and a moment of silence.
- 5) **Approval of Minutes:**
 - a) **Plan Commission meeting November 21, 2016** – Motion made by C. Gottsacker and seconded by J. Gottsacker to approve November 21, 2016 minutes. Ayes –Utecht, Birenbaum, and J. Gottsacker; Noes – none, Abstain – C. Gottsacker, Gotcher, and Tuhy. Motion carried.
- 6) **Building Inspector Report** – Village Building Inspector, Roger Kison reported that it was a good year for new building permits. He briefly reviewed the year-end report that was submitted to the committee. The building permits were for existing lots that already have paved roads and sewer. Birenbaum reported a grading/drainage issue due to a new construction on Lindale Street. Kison said that he would check into the issue. C Gottsacker asked for confirmation that the four-plexes recently built on Peter Thein are condos and not rentals. Kison replied that he was initially informed that they are condos. Gotcher asked about storm sewer drainage being put in on both sides of the street in the Ardennes. Birenbaum explained that any new developments require storm sewer drainage on both sides of the street and that it is up the Village Board to address the issue of adding storm sewer drainage on both sides of existing streets.
- 7) **Agenda Items**
 - a) **Receipt of Petition for text amendment of ordinance §270.11 Prohibited uses:** C. Gottsacker introduced a Petition for a Zoning Ordinance Text Amendment of ordinance § 270-11C Prohibited uses. The ordinance currently states: *“The following uses are considered to be incompatible with the residential characteristics of the Village and surrounding area and are herewith prohibited: C. Storage of bulk fertilizer, coal, explosives, fireworks, gasoline in excess of 50,000 gallons, grease, hazardous waste, and radioactive materials.”* Sukhdev and Talwinder Gill have submitted a text amendment to allow for the storage and sale of fireworks at their property located at 115 South Royal Avenue. Their Attorney, Edward Ritger explained that the current ordinance prohibits the storage of fireworks in the Village. They are requesting the following text be added to item C: *“. . . except for a person holding a valid permit from the Village for the purpose of possessing fireworks with the intent to make retail sales thereof.”* He reviewed current state statute that does not allow for storage of *“fireworks within 50 feet of a public assemblage or place where gasoline is dispensed in quantities exceeding one gallon.”* Ritger stated that this was also a requirement when McDonalds initially occupied the location. He stated that the entrance doors are 65 feet from the nearest gas dispenser. He shared that the Village of Lomira allows firework sales and suggested the committee reach out to their clerk with any questions or concerns. The Gill’s explained that they intend to lease the store to a fireworks retail business or franchise. There was discussion regarding fire safety and security requirements. Birenbaum stated that the building currently does not have a sprinkler system. Mr. Gill explained that they contract with ADT security and feel very comfortable with the service they provide.
 - b) **Building Permit for 953 Goshey Drive:** The building plans were reviewed by the committee. C. Gottsacker made a motion to approve building permit application for 953 Goshey Drive; single-family, new construction, Lot 49, Heritage Park. Motion was seconded by Utecht. Ayes – C. Gottsacker, Utecht, J. Gottsacker, Tuhy, Gotcher, Birenbaum; Noes – none; Abstain – none. Motion carried.
 - c) **Building Permit for 943 Log Cabin Lane:** The building plans were reviewed by the committee. C. Gottsacker made a motion to approve building permit application for 943 Log Cabin Lane; single-family, new construction, Lot 49, Heritage Park. Motion was seconded by Birenbaum. Ayes – C. Gottsacker, Utecht, J. Gottsacker, Tuhy, Gotcher, Birenbaum; Noes – none; Abstain – none. Motion carried

Motion to Adjourn: A motion to adjourn at 7:44 pm was made by C. Gottsacker and seconded by J. Gottsacker.

Ayes – J. Gottsacker, Utecht, Birenbaum, Gotcher, Tuhy, C. Gottsacker; Noes – none; Abstain – none. Motion carried.

Respectfully submitted,

Julie D. Lesar
Village Clerk
Approved-Plan Commission Meeting 2-27-2017