

TOWN OF EMPIRE
Monthly Meeting
July 10, 2024

Board Chair James Pierquet called the monthly meeting of the Town Board of the Town of Empire to order at 7:30 pm on Wednesday, July 10, 2024, at the Empire town hall. Notice and agenda of this meeting was sent to the Town's official newspaper, the Reporter, and a copy is on file with the Town Clerk.

Present at the meeting were Richard Julka and Ted Halbur, Supervisors, Scott Schnettler, Town Clerk, Gail Schindelholz, Treasurer, Mike Morgan, Deputy Clerk, Peter Becker, Permit Insurer, Tom Schindelholz, Trish Schnettler, Jim Daleiden, Jason Guelig, Joe Ziegler, Doug Hoerth, Liz Roy, Russ Malson, Nadine Arndt, Bill Gesell, Bret Gesell, Chad Goeke, Sue George, Marc Stayner, Larry Marchionda, and Taylor Noe.

Chair Pierquet called the meeting to order and announced that a quorum was present.

On a motion by Julka, seconded by Halbur, the minutes of the June 2024 monthly meeting were approved.

The first order of business was to review and discuss the possibility amending our A-2 zoning to allow a Conditional use permit on the Jason Guelig property located at W4368 and W4370 Hwy 23 for the ability to conduct crushing to create recycled asphalt and concrete. Chair Pierquet stated that after having conversations with the town's attorney. The attorney determined that in order for Guelig to crush concrete and asphalt on the property the A-2 General Agriculture would need to be amended to allow crushing with a special use permit. The amendment would have to be done by the Planning Commission. Once that is completed then a Conditional use permit would have to be approved by the Appeals Board. The Town board and Guelig would have to agree to terms on how and when the crushing is going to take place. These terms would then be subject to annual review. Guelig asked about the exemptions in the town ordinance. Supervisor Julka stated that exemptions that Guelig was pointing out refer to mining not recycling. An individual in the audience expressed concern about the crushing, it's effects on the environment and wanted to know how she would be notified of the process. Supervisor Julka informed her that all of the information about the meetings will be on the town's website. Another individual asked if the Wisconsin DNR is aware of intentions to crush concrete and asphalt on this site. Guelig stated that the DNR encourages it but, after looking through his papers, hadn't produced any evidence to support his claim. A resident inquired if there had been any environmental studies done on the site, Chair Pierquet stated that there hasn't been any that he is aware of. Guelig stated that he will accept the process presented by Chair Pierquet.

The second order of business Review and possibly approve Certified Survey Map for Gary L. Boyke & Rose A. Boyke, part of the southwest ¼ & southeast ¼ of the southwest ¼, section 19, township 15 north, range 18 east, Town of Empire, Fond du Lac County, Wisconsin. Supervisor Julka made a motion to approve the certified survey mentioned above. Supervisor Halbur seconded the motion. All were in favor, motion approved. After the certified survey was signed Taylor Noe took possession of the document until Gary Boyke could sign.

Next order of business was to Appoint Daryl Dahl to Commissioner of the Town of Empire Sanitary District #1. Daryl stated that he had a prior commitment and would not be able to attend this meeting. Clerk Schnettler had Daryl Dahl sign his oath of office prior to the meeting. Jim Plfum emailed his resignation.

Next order of business was to review and discuss the maintenance of the retention pond in the Hilltop Subdivision on the John Snider property. Chair Pierquet reviewed the convenance and for Cedar Ridge Court. The convenance states it is the responsibility of the residents to maintain the retention pond. Chair Pierquet will present this information to the residents of Cedar Ridge Court.

Next order of business was to Larry Marchionda wanted to discuss a driveway an easement for the lot along Highway 45. He already approached the Overland Heights Home Owner's Association and

they granted him permission. Chair Pierquet stated as long as he has permission from the Overland Heights Home Owner's Association and has the driveway set up so it is not right across from another driveway he may proceed with his plans. The town requests that Larry Marchionda has a surveyor draw up the easement.

Next order of business was to discuss billing residents who have more than one refuse and/or recycling container. Deputy Clark Morgan stated that they could either be billed directly or charges added to their property taxes. He advised adding it to their taxes. Board requested letters be sent to those residents asking if they still want those extra containers and if so charges will be added onto their property taxes. There are 18 residents who have requested extra bins which cost the town approximately \$160 for the month of May as an example.

Next order of business was to Review and possibly approve Resolution 2024-7-1 to allow short term borrowing from National Exchange Bank not to exceed \$500,000 for the remainder of 2024. Supervisor Julka made a motion to approve the resolution mentioned above. Supervisor Halbur seconded the motion.

Chair Pierquet received a call from Brett Gesell inquiring building a house in the town on property zoned General Ag. Brett presented he would be interested in building a house and a detached garage. Brett will raze all buildings on the property. Brett asked if he would need to change the zoning classification in order to do that. Brett explained his intentions and the board did not see any issues.

Permit Issuer Becker no permits were issued in the month of July and only 4 were issued in the month of June.

Chad Gocke from Overland Heights requested a 4-way stop at the corners of Overland Trail, Ledge-top Court, and Ledge-top Drive. Gocke stated this was discussed at the last HOA meeting as possible effective way to slow traffic on Overland Trail. Supervisor Julka would like to see the minutes from the last HOA meeting in which this topic was discussed. Chair Pierquet could see two stop signs and two stop ahead signs on Overland Trail. Goche said he would review the minutes and get a copy to the clerk.

Supervisor Halbur stated that the renter of Gary Hillman's farm has found lawn waste in the right away and field of Gary Hillman's hayfield on Grandview Road. They do not have the names of who may have done it. It was determined that the Clerk will assess the area and write a letter sending it to the property owners in the area that dumping lawn refuse in the ditch or in the farmers field is not allowed.

Supervisor Julka stated the Ron Boda property in Overland Heights has some serious wash outs along the road. Supervisor Julka requested that a letter be written to Mr. Boda advising that he repair the area and add some erosion matt and seeding to prevent it from eroding again. The fear is that if this erosion continues there will be damage to the road. If he doesn't comply, he will liable for any damage to the road.

Joe Miritz approached Supervisor Julka about the water moving from the Seefeld Subdivision. Miritz's concern is that if this water is contaminated and find it's way into wells, he doesn't want the farmers to be blamed as the primary source.

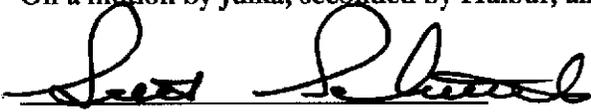
Deputy Clerk Morgan had nothing to state.

Chair Pierquet had nothing more to state.

Clerk Schnettler Maintenance of Equipment reports submitted to the state. Liquor licenses have been paid to the Town and submitted to the State.

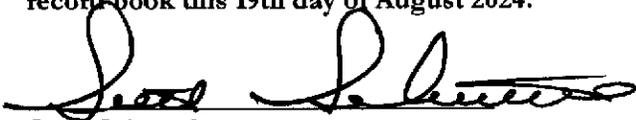
Bills were approved and paid.

On a motion by Julka, seconded by Halbur, all in favor, the meeting was adjourned at 8:47p.m.



Scott Schnettler
Town Clerk

These minutes were taken at a meeting of the Town of Empire Board held on July 10, 2024, and entered in this record book this 19th day of August 2024.



Scott Schnettler
Town Clerk