

TOWN OF PORT WASHINGTON OFFICE OF CLERK MINUTES

Minutes of the regular meeting of the Town of Port Washington Plan Commission will be held on
Wednesday, July 8, 2015 at 7:30 p.m. at the Town Hall, 3715 Highland Drive,
Port Washington, WI.

1. Roll Call.

Present: Jim Melichar, Jim Rychtik, Mike Didier, Chuck Baranek, Randy Noll, Christy Cramer- Planner and Leah Kapp- Clerk

Absent: Dale Noll & Dave Murphy

Residents present: 1 member of the press

A quorum of the Town Board is present

2. Approval of previous months Plan Commission minutes.

**Motion made by R. Noll, seconded by Didier to approve the June minutes as written.
Motion carried.**

3. Public Comments.

4. Old Business.

5. Town Chairman's report.

Melichar reports that O'Reily auto parts put in a culvert and wants an inspection.

Culvert for birch rd is cleaned out. Reality called for available on 33 that wants to be split into commercial and residential on one lot.

Cramer comments that it is zoned R2 and is residential, but no one has contacted her about it.

6. Town Zoning Administrator report.

Call from Chief Mitchel wants to be put on the agenda for TB Meeting for September

7. Town Planning and Engineering report.

Cramer reports on letter received from the manager of Suckerbrook LLC, on Monday. You may recall that I reported on this issue last spring and summer. The outstanding issue as of August 2014 was that the parcel did not have all of the necessary access easements. The survey of the

parcel showed a proposed easement but the easement had not yet been created. I briefly reviewed the attached documentation and I believe it satisfies the requirements of the Town's ordinances to provide access to the subject parcel.

Baranek asks if this has something to do with bridge access.

Didier reports that this parcel is not located on a bridge and asks how many homes can be in a shared driveway.

Cramer states that it can only have 5 homes, but some of these parcels were created before the ordinance was in place.

Didier asks when the new parcel was created.

Melichar reports that the parcel was not new but are looking for an easement.

Cramer states that there is an issue of the easement and issue of the driveway

Melichar states that Suckerbrook is a private road.

Cramer reports that the ordinance states that the easement has to be located to a public road.

Didier asks if they are asking if a building permit will be approved.

Baranek asks if there is anything conditional about the property.

Fellenz reports that there isn't.

Cramer states that there is an existing driveway connecting to the easement.

Didier says that there is a section that isn't connected.

Rychtik asks if this is a Town problem.

Melichar asks if they are looking for our approval and someone needs to go down to look at the parcel.

Cramer says it meets the town zoning codes, but can't determine it is a buildable lot at this time.

8. Conditional Use Permit 2 year review for Nisleit's Country Inn

Melichar states that the permit is when Nisleit's put on the addition.

Rychtik asks what the permit was for

Fellenz says that the permit was needed for a 500 yard distance from the highway, but that is no longer in effect.

Motion made to be put on inactive by R. Noll, second by Baranek. Motion carried.

9. Second Consideration for Town Fee Schedule

Fellenz suggests to change residential addition charge to \$0.30 per square foot also suggests using Lange to make signs.

Melichar asks Fellenz to call and ask for a quote on a sign for the Town of Port.

Rychtik also suggests the City of Port to ask to make our signs.

R. Noll asks if the minimum all new construction for building permit fee is a little high.

Rychtik asks if we should change the fee. He suggests we see what other communities charge.

Fellenz suggests to just raise the residential, other than that we haven't changed anything from 2004.

Cramer states the fees that the city charges.

R. Noll makes motion to send Town Fee Schedule with the correction of the \$0.30 per square foot for residential be sent to the Town Board, second by Baranek. Motion carried.

10. Discussion of draft ordinance for restrictions on placement of sex-offenders in the Town.

R. Noll asks on pg 3, section b1 referencing 980.01(6), but the table is all referencing 940.

Cramer states that the table is referring to "Crimes Against Children." And then reads the Wis. Stat. 980.01(6).

R. Noll asks if section one is about adults.

Cramer states that they are listing first degree homicide if it's sexually motivated for either adults or children in section one.

R. Noll asks page 5 section 2 letter K about public or private golf course or range.

Cramer states that it was drafted for Mequon.

Baranek adds that it might be for school teams that practice or participate at a golf course.

R. Noll asks about page 7 section 13, if a judge sentences who is there to enforce it and if it is near one of our protected areas.

Didier says that a judge can overrule our ordinance and place people where they want to.

R. Noll asks who trumps who.

Cramer states that if the ordinance is worded properly that a judge can't say or put people where ever.

Rychtik asks if the Town would have to define the areas that are child safety zones.

Cramer does state that the Town would if we are to adopt the ordinance.

Didier asks if someone is passing through are they subject to the ordinance. Stating what the correction facility reported that if they are passing they are ok, but if they are loitering then it is against the law. As soon as they stop they can get arrested.

Baranek asks who is responsible for monitoring or informing these offenders where and where they cannot go.

Didier states that there are some sex offenders that are not monitored by the DOC.

Cramer says if you want to be active about it you will have to get in touch with the Sheriff's Department and make them aware of the ordinance.

R. Noll asks page 7 section 2, if a parent has a child in a dance academy can they go to a recital or is it more about schools.

Cramer says if they ask for permission to attend and if the person in charge says no then they do not have to attend that activity.

R. Noll says if we don't have anything in place then there will be an instance that will come up where someone says there is nothing that says I can't do this.

Melichar states that now some of this stuff isn't dealt with harsh enough punishment. There are things that are unknown and sometimes the law doesn't stop it.

Rychtik says this is something for the Town to feel same.

Didier states that if you would ask the residents if they want a Town ordinance to restrict sex offenders 90% would say yes.

Baranek says it doesn't hurt to have this in place now.

Rychtik says it's not a town board issue, it's a rehabilitation issue. It's not our position.

Baranek asks what's going on at the state level. Nothing is going on.

Melichar asks what is next, identifying the maps.

Cramer asks if we should bring it for first consideration.

Melichar says next time be observant and know your town to draft a map.

Didier says church, bike path, day care registry, nature preserve, ymca.

Baranek asks about the old town dump.

Didier states that it is zoned a park and recreational area.

Cramer states that we are not including private parks and dance academies are going to be hard to nail down.

Rychtik says there is Lakeshore Dance.

Cramer reports she has that on the map. Churches are not listed under the ordinance unless they are attached to a school.

Rychtik asks if Sunday school counts.

R. Noll says you can go to church for worship when it's open.

Cramer says they can't live near a church with a school attached and can't attend.

Cramer asks if a more professional map should be made up.

Rychtik asks to just label things 1, 2, 3 so we know what is what.

Melichar puts ordinance on the August plan commission agenda for first consideration.

11. Adjournment.

Motion to adjourn, made by R. Noll, seconded by Rychtik. Motion carried.

Meeting adjourned at 8:53 pm.

Leah M. Kapp,
Town Clerk