

TOWN OF MUKWONAGO
JOINT PUBLIC HEARING WITH
PLAN COMMISSION & TOWN BOARD AND
PLAN COMMISSION MEETING
WEDNESDAY, DECEMBER 7, 2011 – 6:30 P.M.

Chairman Dubey called the meeting to order and stated the open meeting has been noticed

ROLL CALL: Chairman Dubey; Commissioners Hintz, Holtz, McNelly, Schuett, Yerke. Supervisor Topczewski, Supervisors Boucher, Lawn, Stefanowski. Also present: Kathy Karalewitz, Administrator/Clerk-Treasurer; J. Macy, Town Attorney; T. Schwecke, Town Planner, Amy Barrows, Waukesha County Parks and Land Use.

MINUTES

Motion by Supervisor Topczewski, second by Commissioner McNelly to approve the minutes of November 2, 2011. All ayes; motion carried.

Motion by Supervisor Topczewski, second by Commissioner Hintz to approve the minutes of November 2, 2011 Joint Planning Session. All ayes; motion carried.

JOINT PUBLIC HEARING

Joint Public Hearing by the Town of Mukwonago Plan Commission and the Town Board and a Staff Representative of the Waukesha County Department of Parks and Land Use regarding the conditional use request (SCU-1555) of Mark and Tracy Poje, W310S10305 Highway I, Mukwonago, WI 53149 to allow commercial truck parking on their property.

Chairman Dubey asked that the Planner give his staff review and then will open the hearing up for comments/questions.

Tim Schwecke, Town Planner gave an overview of the request for the conditional use and asked the applicants to state their request.

Chairman Dubey asked if anyone wished to be heard.

Chairman Dubey read a letter that was sent to Waukesha County Department of Parks and Land Use Planning and Zoning Division, Amy Barrows and Town of Mukwonago, Tim Schwecke, Planner, from Patrick and Susan Kroll, W310S10291 Highway I, Mukwonago objecting to the request of Mark and Tracy Poje to park their commercial truck on their property.

Discussion was held.

No other person wished to be heard and Chairman Dubey declared the hearing closed at 7:37 p.m.

RECOMMENDATION TO THE TOWN BOARD REGARDING THE CONDITIONAL USE (application 2011-17)

Motion by Commissioner Schuett, second by Chairman Dubey to recommend to the Town Board approval of the Conditional Use as long as the truck is parked inside and subject to variance.

Commissioner Schuett amended his motion as follows: Recommend to the Town Board approval of the Conditional Use to authorize commercial truck parking on this property within the footprints of the current building structures subject to all codes as long as it is parked inside. Chairman Dubey as second to the motion concurs.

Supervisor Topczewski moved to call for the question.

Commissioner Schuett and Chairman Dubey voted "aye". The rest, five (5) in all voted "no". The motion failed.

Motion by Commissioner Holtz, second by Commissioner Hintz to recommend denial to the Town Board for the Conditional Use based on the following:

- 1 – Size of lot
- 2 – Cannot meet the conditions of the conditional use
- 3 – Neighbor concerns
- 4 – Setback from the road
- 5 - Not compatible with surrounding uses

Commissioner Schuett and Chairman Dubey voted "no". The rest, (5) in all voted "aye". The motion carried.

SITE PLAN/PLAN OF OPERATION (application 2011-18)

Motion by Supervisor Topczewski, second by Commissioner McNelly to table the Site Plan/Plan of Operation and only bring back if the conditional use is approved and if all necessary variances are approved. All ayes; motion carried.

RECOMMENDATION TO WAUKESHA COUNTY PARK AND PLANNING COMMISSION FOR CONDITIONAL USE FOR MARK AND TRACY POJE, W310S10305 HWY I, MUKWONAGO

Motion by Supervisor Topczewski, second by Commissioner Hintz to recommend denial to the Waukesha County Park and Planning Commission for the Conditional Use based on the following:

- 1 – Size of lot
- 2 – Cannot meet the conditional of the conditional use

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- 3 – Neighbor concerns
- 4 – Setback from the road
- 5 - Not compatible with surrounding uses

Commissioner Schuett and Chairman Dubey voted “no”. The rest, (5) in all voted “aye”. The motion carried.

JOINT PUBLIC HEARING

Joint Public Hearing by the Town of Mukwonago Plan Commission and a Staff Representative of the Waukesha County Department of Parks and Land Use regarding the conditional use request (SCU-1555A) of Mark and Tracy Poje, W310S10305 HWY I, Mukwonago, WI 53149 to allow land altering activities associated with the construction of a retaining wall on the northwest side of the residence.

Amy Barrows, Waukesha County Park and Land Use, gave an overview of the request.

Chairman Dubey asked if anyone wished to be heard. Mr. George Krueger, representing the Poje’s spoke regarding construction of the wall.

No one else wished to be heard and the Chairman declared the hearing closed at 8:15 p.m.

CONDITIONAL USE TO ALLOW LAND-ALTERING ACTIVITIES ASSOCIATED WITH THE CONSTRUCTION OF A RETAINING WALL ON PROPERTY LOCATED AT W310S10305 HWY I, MARK AND TRACY POJE

Motion by Commissioner Yerke, second by Supervisor Topczewski to recommend to Waukesha County approval for construction of the retaining wall subject to the following:

- 1- Wall to be approved by a structural engineer
- 2- Safety rail/fence to be installed on top the wall
- 3- This is not contingent on the building of the addition.

All ayes; motion carried.

ADJOURNMENT

Motion by Commissioner McNelly, second by Commissioner Hintz to adjourn at 8:40 p.m.
All ayes; motion carried.

Respectfully submitted,

Kathy Karalewitz
Administrator/Clerk-Treasurer

Not approved