

**. CASTLE ROCK TOWNSHIP  
BOARD OF SUPERVISORS REGULAR MEETING  
APRIL 13, 2004**

The regular monthly meeting of the Board of Supervisors of Castle Rock Township was convened at the Town Hall on Tuesday, April 13, 2004. Present were Randy Becker Chair, Arlyn Lamb Vice Chair, Jim Ozmun and Paul Irrthum Supervisors, and Maralee Rother Clerk. Roger Randall Treasurer came in late, and Supervisor Russ Zellmer was absent due to another commitment. Also present were Shirley Dubbels, Tom Riches, Jim Kessler WWSC, Steve Modjeski, David Sender, Mark Henry, Brian Watson, Hank Tressel, Joe Harris, Colin Garvey, Tracy Bauer, Mike Foerstch, and Kent Exner from SEH.

Chair Randy Becker called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

**APPROVE MINUTES OF MARCH 17, 2004 REORGANIZATIONAL MEETING**

**Arlyn Lamb made a motion and Paul Irrthum seconded to approve the minutes of the Board of Supervisors Reorganizational Meeting of March 17, 2004 with the following corrections: on page one, under Election of Officers, delete Arlyn Lamb after Jim Ozmun. Motion carried 4 ayes.**

**APPROVE MINUTES OF MARCH 17, 2004 REGULAR MEETING**

**Jim Ozmun made a motion and Arlyn Lamb seconded to approve the minutes of the March 17, 2004 Regular Meeting of the Board of Supervisors with the following corrections: on page 2, change Gravel Permits to Gravel Bids, and under Fair Board Liquor License delete Ozmun after Arlyn Lamb, and on page one under Tom Riches, Castle Rock Café add Sciota after Waterford. Motion carried 4 ayes.**

**DAVID SENDER, CONDITIONAL USE PERMIT**

**Jim Ozmun made a motion and Paul Irrthum seconded to accept the recommendation of the Planning Commission and approve the request of David Sender for a conditional use permit at 24610 Denmark Avenue for a home occupation for a dog daycare/boarding facility with the following stipulations: (1.) maximum of 10 (ten) dogs in the facility. (2.) Dogs will be caged inside and allowed outside in fenced area four times a day with supervision. (3.) The kennels will be cleaned every day – disposal of animal waste will be weekly with no stockpiling. (4.) Noise level and nuisance level will be governed if the Township is made aware of any problems. (5.) The traffic will only be increased possibly on the weekend. (6.) The owners have liability insurance and are bonded. (7.) All dogs must be vaccinated and must have all their shots to be accepted into the facility. (8.) There will be no gun training. Motion carried 4 ayes.**

**WATERFORD WARRIORS SNOWMOBILE CLUB**

Jim Kessler, 20715 Laredo Path, Lakeville MN, 55044, CEO for Waterford Warriors Snowmobile Club presented Castle Rock Township with a check for \$2000.00 to use as authorized by State Statutes. **Arlyn Lamb made a motion and Paul Irrthum seconded to acknowledge that the Waterford Warriors is doing charitable gambling at Castle Rock Café in Castle Rock Township. Motion carried 4 ayes.** The Clerk is instructed to send copies of the acknowledgement to Jim Kessler and Sherri Fink at Dakota County.

**COUNTRYSIDE ESTATES PARK – BASEBALL FIELD**

The baseball field in Countryside Estates will be used by traveling baseball, with David Akin coaching from April 13 thru May 7<sup>th</sup>, Monday thru Friday, 5:30 p.m. to 8:30 p.m. and in-house baseball will be using the field May 10 thru July 31, Monday thru Thursday from 6:30 p.m. to 9:30 p.m. with Steve Modjeski as Field Manager. Steve Modjeski was present and discussed with

the Board the possibility of enlarging the parking lot and dragging the field during the season and also the possibility of having another load of Ag Lime put in the infield. For any needs for grading or dragging the field, Steve Modjeski is the contact person. **Arlyn Lamb made a motion and Jim Ozmun seconded for approval for Ag Lime for the field and to enlarge the parking lot with the estimate being 80 to 100 yards of gravel. Motion carried 4 ayes.** It was noted that Colin Garvey will donate the gravel and machine needed to do the work for the ball field. The Clerk has been instructed to send a thank you letter to Mr. Garvey and to the Waterford Warriors for their generosity.

#### **CASTLE ROCK CAFE**

Tom Riches, from Castle Rock Café, 27998 Chippendale Avenue, Northfield, was present to further discuss the extension to 2:00 a.m. closing. Letters were sent to neighboring Townships – Greenvale, Waterford, Sciota, and Eureka. Greenvale and Sciota did not respond, Eureka was neutral, and Waterford was against the 2:00 a.m. closing. Arlyn Lamb commented that he has visited the Café and there seems to be no rowdiness or over indulgence and there have not been any problems to the Township with the law enforcement and he is in favor of the 2:00 a.m. closing. Paul has no problem with the 2:00 a.m. closing but would like to be able to revoke the closing if problems should arise. Jim Ozmun felt the same as Mr. Irrthum. **Paul Irrthum made a motion and Arlyn Lamb seconded to recommend approval of the 2:00 a.m. closing with the right to revoke it at any time problems arise. Motion carried 4 ayes.** The Clerk was advised to send a letter and resolution to Dakota County of the Township's decision.

#### **COLIN GARVEY – HIGHER DENSITY DEVELOPMENT**

Colin Garvey was present to discuss the possibility of developing higher density housing on 44 acres north of 225<sup>th</sup> Street and south of Highway 50. He suggested two outlets onto 225<sup>th</sup> Street and possibly one onto Canton Court. There would be public streets in the project with no curb or gutter with 18,000 square foot lots. It was discussed as to what are the benefits to the Township and what would be the financial advantage. **Arlyn Lamb made a motion and Jim Ozmun seconded to have an informational joint meeting with the Planning Commission regarding the rezoning that parcel of land and have Colin Garvey bring a sketch of his plans on May 4, 2004, at 8:00 p.m. Motion carried 4 ayes.**

#### **DRIVEWAY ON HIGHWAY 3 – BAUER AND GARVEY**

A question was asked regarding a driveway on Highway 3. MNDOT will probably not allow a second driveway. The Clerk will check with MNDOT regarding this matter, and Tracy Bauer will provide a survey plan.

#### **BRIAN WATSON – PERMIT FROM FARMINGTON**

Brian Watson of Soil and Water is representing Castle Rock Township on behalf of the paperwork involved with the permit application from the City of Farmington. He will make recommendations to the Board and the Township must make the decisions. He discussed the procedure up to this date. **Arlyn Lamb made a motion and Jim Ozmun seconded to agree to sign the finding of facts document and wait until the next meeting for Brians's recommendations. Motion carried 4 ayes.** Randy Becker will be the contact person for Brian Watson.

#### **MIKE FOERSTCH**

Mike Foerstch passed out some information to the Board and introduced himself to the new Board members.

**HANK TRESSEL**

Hank Tressel of Ravenna Township, newly elected Chairman of Dakota County Association of Townships, was present and he attended the meeting to introduce himself to the Board and he wants to get acquainted with all the Townships. Castle Rock Township's Clerk is the Clerk-Treasurer for the Dakota County Association of Township.

**JOE HARRIS**

Joe Harris, Dakota County Commissioner discussed some issues involving the Township.

**BRIAN WATSON – SWCD MEETING**

Brian Watson announced the Public Information meeting on April 29, 2004 at 7:00 p.m. when there will be a review SWCD Supervisor Nomination Districts.

**ROAD INSPECTION**

**Arlyn Lamb made a motion and Paul Irrthum seconded to have a road inspection on Saturday May 22, 2004 at 8:00 a.m. and meet at the Town Hall. Motion carried 4 ayes.**

**DANVILLE AVENUE**

Discussion was held regarding damage to the black top on Danville Avenue in Castle Rock village south of the bank. Paul Irrthum and Jim Ozmun will check out the problem and bring back a report of the situation at the next meeting.

**LIABILITY PROTECTION ON ROAD WORK**

Mark Henry discussed information he acquired at road seminars he attended. **Arlyn Lamb made a motion and Jim Ozmun seconded the road committee should review Mark's suggestions and evaluate what should be included in possible resolutions for road issues for liability protection to the Township. Motion carried 4 ayes.**

**GRAVEL BIDS**

The Invitations to Bids was reviewed and discussed. Changes made were: under Lime Rock option A delete 225<sup>th</sup> Street; specifications forms add –“will include”. **Paul Irrthum made a motion and Arlyn Lamb seconded to approve the Gravel bids with the proper changes. Motion carried 4 ayes.**

**LICENSE FOR FOUNTAIN VALLEY GOLF COURSE**

**Jim Ozmun made a motion and Paul Irrthum seconded to approve the application of Fountain Valley Golf Course, 2830 220<sup>th</sup> Street, for malt beverage. Motion carried 4 ayes.**

**K.K. AUTO SALES**

**Jim Ozmun made a motion and Paul Irrthum seconded to advise the Clerk to send a letter to K.K. Auto Sales, 3478 220<sup>th</sup> Street that they need to amend their conditional use permit because they are selling more than cars. Motion carried 4 ayes.**

**CONDITIONAL USE PERMITS**

The Board of Supervisors have suggested the Planning Commission research the existing conditional use permits in the commercial area, and check out which ones are still in existence so the Board can review them. The Planning Commission should also do research on businesses in the commercial area and possibly can the Township issue certificates to those businesses.

**JOINT AGREEMENT FOR OVERLAY**

**Paul Irrthum made a motion and Arlyn Lamb seconded that the Township sign the Joint Agreement with Dakota County for the overlay on Danville Avenue in Castle Rock Village. Motion carried 4 ayes.**

**LAND USAGE ON COUNTY ROAD 79**

**Jim Ozmun made a motion and Arlyn Lamb seconded that the Clerk send Dennis Christensen a letter stating that parcel #07-01200-011-27, SW ¼ of the NW ¼ of Section 12 is not a buildable parcel in the ag district because there is a house or residence already in the 40 acres parcel in question. Motion carried 4 ayes.**

**JOE MILLER EASEMENT**

**Jim Ozmun made a motion and Paul Irrthum seconded that the Township deny the easement presented by Mr. Richard Hocking , attorney for Joe Miller, and the Township not get involved because it is not the Township's property and the Clerk should send a letter to Mr. Hocking and Joe Miller. Motion carried 4 ayes.**

**PRECISION FRAME**

Scott Nelson of Precision Frame, 22056 Chippendale Avenue, in Interstate Battery Building, regarding getting a permit to install a spray on bed-liner. The Building Official took care of the matter and George Kinney of Hazardous Waste called to inform the Township that Mr. Nelson will get his permit thru Mr. Kinney.

**TREASURER'S REPORT**

**Arlyn Lamb made a motion and Jim Ozmun seconded to approve the March Treasurer's report with the stipulation to check the interest amount on page 3. Motion carried 4 ayes.**

**CLAIMS**

**Jim Ozmun made a motion and Arlyn Lamb seconded to approve the Claims report as presented. Motion carried 4 ayes.**

**OFFICERS LIFE INSURANCE**

**Jim Ozmun made a motion and Paul Irrthum seconded to renew the Officers Group Life Insurance with Minnesota Benefit Association, 6701 Upper Afton Road, Woodbury, in the amount of \$565.00. Motion carried 4 ayes.**

**SCHOOL ISSUE**

The Board decided that the meeting on Wednesday April 14, 2004, be recessed and the Board will reconvene after the meeting to compile a list of concerns from the citizens for the Board's representatives to take to the School Planning Meeting on April 19, 2004, at 7:00 p.m. in Farmington.

**ADJOURN**

**Arlyn Lamb made a motion and Jim Ozmun seconded to adjourn. Motion carried 4 ayes.**  
Meeting adjourned at 11:45 p.m.  
Respectfully submitted,  
Maralee Rother Clerk

Attest: \_\_\_\_\_  
Randy Becker Chair

