

**CASTLE ROCK TOWNSHIP  
BOARD OF SUPERVISORS REGULAR MEETING  
October 9, 2007**

The regular monthly meeting of the Board of Supervisors of Castle Rock Township was convened at the Castle Rock Town Hall on Tuesday, October 9, 2007 at 7:00 p.m. Present were Arlyn Lamb Chair, Gary Piphon Vice-chair, Mike Rademacher and Michael Kiefer Supervisors, Colette Mumm Treasurer and Maralee Rother Clerk. Also present were Nancy Carrick, Betty Schlegel, Earl Schlegel, Sherri Warner, Tim Warner, David Sodergren, Adam Johnson, Jon Juenke, Deb Juenke, Paul Irrthum, Eric Ruud, Paul Dorneman, David Mumm, Lauron Howard, Ron Wasmund and Mark Henry.

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

**APPROVED AGENDA**

**Gary Piphon made a motion and Mike Rademacher seconded to approve the agenda with the following additions: under Building Permits –add *Paul Dorneman and David Sodergren* on the agenda. Motion carried 4 ayes.**

**APPROVED MINUTES**

**Mike Rademacher made a motion and Michael Kiefer seconded to approve the September 11, 2007 regular meeting minutes with the following changes. On page 3 under Unfinished business, in #3 after LLC, it should read and Department of Human Services. On page 3 under New Business, in #2 in the second sentence after Inspectron, Inc., add *permits issued by the building inspector and in the third sentence after infractions add permit violations not being addressed and temporary pool permit fees* and delete *in-ground pools*. Motion carried 4 ayes.**

**Mike Rademacher made a motion and Mike Kiefer seconded to approve the September 11, 2007 special meeting as they were written. Motion carried 4 ayes**

**PARCEL SPLIT**

**Gary Piphon made a motion and Michael Kiefer seconded to approve the parcel split between the seller Earl and Betty Schlegel 24860 Denmark Avenue, Farmington and the buyer David and Nancy Cook 24485 Denmark Avenue Farmington - - the parcel split being at 24504 Denmark Avenue Farmington. Motion carried 4 ayes.**

**CONDITIONAL USE PERMIT - -JON JUENKE**

Discussion was held regarding the conditional use permit for Jon Juenke 21701 Blaine Avenue Farmington. The conditional use permit is to operate a hog compost structure on Blaine Avenue in Castle Rock Township. Issues that were mentioned were that the site is 543 feet from Louis Becker, a question was asked why is the site in Castle Rock Township instead of Empire Township where the hog operation is located, there is no water at the site, the location is bad for the neighbors, it is a good method for getting rid

of dead animals, if it is not working, it will be shut down by the state, MN rules state it must be checked every day. Mr. Juenke's workshop is nearby and he will be there every day. Mr. Juenke requested that the Board give an aye or nay so as to move on. **Gary Pipho made a motion and Mike Rademacher seconded to approve the conditional use permit for the use of a compost utility be built on Blaine Avenue in Castle Rock Township subject to state law and neighbors with a yearly review, must be 500 feet from any residence, must be for his own use only, the unit will have three bays with one for wood chips, the building will be 16'x 30' and it will face the east, and there can be an inspection at any time. A six-foot high fence will be put around the building. A roll call vote was taken with Mike Rademacher voting aye, Gary Pipho voting aye, Arlyn Lamb voting aye and Michael Kiefer voting not present. Motion carried with 3 ayes.**

### **BUILDING PERMITS**

Leon Carrick 22315 Berring Avenue Farmington, MN 55024 add on a deck. **Mike Rademacher made a motion and Gary Pipho seconded to approve the building permit. Motion carried 4 ayes.**

Jon Juenke 21701 Blaine Avenue Farmington MN 55024 an agriculture building (a compost utility on a floating slab) 500 feet setback for any residence. **Gary Pipho made a motion and Mike Rademacher seconded to approve the zoning permit. Motion carried with 3 ayes and 1 nay.**

Amy Pahl 3002 245<sup>th</sup> Street East Hampton 55031 a 32x 48 addition to an existing agriculture building. **Gary Pipho made a motion and Mike Rademacher seconded to approve the zoning permit. Motion carried 4 ayes.**

Ken Quade 22755 Blaine Avenue Hampton MN 55031 an agriculture building. **Mike Rademacher made a motion and Gary Pipho seconded to approve the zoning permit. Motion carried 4 ayes.**

Todd Ruzicka 27701 Blaine Avenue Randolph MN 55065 in-ground swimming pool with a four-foot fence and an automatic shutting self-latching gate. **Gary Pipho made a motion and Michael Kiefer seconded to approve the building permit. Motion carried 4 ayes.**

Jeff Smith 2137 250<sup>th</sup> Street West Farmington MN 55024 add a sunroom. **Mike Rademacher made a motion and Gary Pipho seconded to approve the building permit. Motion carried 4 ayes.**

Paul Dorneman 22295 Albatross Circle Farmington MN 55024 questioned the penalty he received on his building permit. Discussion was held regarding the issues of the building permit and a decision was made. **Gary Pipho made a motion and Michael Kiefer seconded to waive the penalty on the permit. Motion carried 4 ayes.**

David Sodergren, owner of the former NIKE base requested that the stop order on the NIKE base property be lifted. Mr. Sodergren stated that the MN Department of Health and MN Pollution Control Agency have approved that the heating systems are asbestos but the material can remain in place as long as it remains in good condition. Mr. Sodergren wants to replace broken window panes and some doors and wants to operate a technical center of law enforcement officers. **Mike Rademacher made a motion and Gary Piphio made a motion to remove the stop order on all work complying with the building inspection codes but does not eliminate the need for permits. No permits will be issued until they are brought to the Board and an inspection from Dakota County Environmental Services and clearance for human habitation and uses. Motion carried 4 ayes.**

### **COMPLAINTS**

The Clerk has received anonymous calls regarding complaints. **Gary Piphio made a motion and Michael Kiefer seconded to record the complaints by number and present them to the Board and they will be reviewed and instruction will be given to the Inspector for enforcement. Motion carried 4 ayes.**

**Complaint #1** - - on 2761 250 Street East - -is there a possibility of countertops being made without a permit? **Michael Kiefer made a motion and Mike Rademacher seconded that Ron Wasmund should check out the complaint. Motion carried 4 ayes.**

**Complaint #2** - - on 220<sup>th</sup> Street and Annette Avenue - - large sign advertising outdoor storage with an accumulation of storage. **Gary Piphio made a motion and Michael Kiefer seconded to instruct the building inspect to contact the individual that outside storage is on his property and the inspector should inform the individual that the storage material must be moved in two weeks or further action will be taken. Motion carried 4 ayes.**

**Complaint #3** - - complaint of goats in rural residential property. The ordinance was checked and there seem to be discrepancies in the rules. **Gary Piphio made a motion and Mike Kiefer seconded to instruct the Planning Commission to review ordinances 6.05 B and 7.17 (N) and to make the ordinances consistent when making the ordinances changes. Motion carried 4 ayes**

### **RON WASMUND RESPONSE**

Ron Wasmund gave a memo to the Board regarding Michael Kiefer's report from last month. He read through it with discussion with the Board. The Chair asked each Board member for comments and Mike Rademacher and Gary Piphio had none, Michael Kiefer - - suggested full payment after job is done, should have a flat rate and Arlyn Lamb's comment suggested secondary or contract modification. **The Clerk was directed to check the date of contract and to set up a meeting for discussion of possible changes.**

### **ROAD REPORT**

Mark Henry introduced Loren Howard from Solberg Aggregate the company that has been supplying road materials to the Township. Mr. Henry and the Board discussed the road sign program that is being offered to all townships. **Gary Pipho made a motion and Michael Kiefer seconded to direct the Clerk to send a response to the county engineer that Castle Rock Township would not be participating in the road sign program because the Township has a road program in motion and is meeting the objectives of the program. Motion carried 4 ayes.**

Discussion was held regarding the problems with ATV's driving in ditches and on the roads. **The Clerk has been instructed to check with the County Engineer and ask about a resolution to prohibit ATV's in the ditches in the Township - - recreational riding as opposed to farm work. Michael Kiefer made a motion and Mike Rademacher seconded to make a resolution that riding ATV's on roads and in the ditches in Castle Rock Township is illegal. Motion carried 4 ayes.**

**Mark Henry will measure the roads so that the Township has an accurate number for the amount of miles of roads in the Township.**

#### **RESOLUTION OF 2008 SOUTHERN DAKOTA COUNTY COMP PLAN AND WATERSHED PLANNING**

**Michael Kiefer made a motion and Mike Rademacher seconded to adopt the resolution committing to participate in the 2008 Southern Dakota County collaborative comprehensive plan update and fulfilling local watershed planning requirements according to Metropolitan council grant program. Motion carried 4 ayes.**

#### **ROAD SEMINAR**

**Gary Pipho made a motion and Michael Kiefer seconded that Township pay \$60 for a seminar that Mark Henry will attend. Motion carried 4 ayes.**

#### **CLAIMS/PAYROLL**

**Gary Pipho made a motion and Michael Kieffer seconded to approve payroll #5761-5773 totaling \$4720.89 and claims #5774-5793 totaling \$14,675.69. Motion carried 4 ayes.**

#### **TREASURER'S REPORT**

**Michael Kiefer made a motion and Gary Pipho seconded to approve the Treasurer's report. Motion carried 4 ayes.**

#### **RESPONSE TO MR. BECK**

**Gary Pipho made a motion and Mike Rademacher seconded to advise the Clerk to send a registered letter to Peter Beck in response to the letter dated October 7, 2007 that he sent to Terry Merritt and Bob Alsop. Motion carried 4 ayes. The letter is to be sent to all parties who received the last letter and also to Troy Gilchrist, Terry Merritt and Bob Alsop.**

**ATTORNEY**

Discussion was held regarding the meeting with Troy Gilchrist. **Gary Piph**o made a motion and **Mike Rademacher** seconded to invite **Troy Gilchrist** to the Board's regular meeting in November and meet the Board and to pay him for looking over the Haven papers and guiding the Board on this matter. Motion carried 4 ayes. The Clerk has been instructed to check with Mr. Gilchrist and send him what papers he would need to proceed.

**ADJOURN**

**Gary Piph**o made a motion and **Michael Kiefer** seconded to adjourn. Motion carried 4 ayes.

Meeting adjourned at 12:49 a.m.

Respectfully submitted,  
Maralee Rother Clerk

Attest: Arlyn Lamb Chair