

LEGISLATIVE/LICENSING COMMITTEE MEETING
East Side Community Center, 6156 Douglas Avenue, Racine, WI 53402
Monday Feb. 13, 2012

Trustee Wanggaard called the meeting to order at 3:35 p.m. In attendance were:

Committee Members: Trustee Tom Weatherston, Trustee Kevin Wanggaard

Department Managers: Village Administrator Tom Lebak, Atty. Elaine Ekes, Assistant Engineer Anthony Bunkelman

1. Approval of minutes from Jan. 16, 2012

Wanggaard moved to approve the minutes from January 16, 2012. Trustee Weatherston second. Motion carried.

2. Approval of kennel license/6030 Nicholson Road/Robert L. Schuster

Robert L. Schuster was not present. Trustee Wanggaard reviewed the application and Schuster has met all the requirements.

Wanggaard moved to approve the kennel license for Robert L. Schuster, 6030 Nicholson Road. Weatherston second. Motion carried.

Move to next Village Board meeting.

3. Review Section 9-2-10 of the Code of Ordinances relating to detention and retention facilities and discuss possible revisions.

Anthony Bunkelman presented background information. In 2009 when 9-2-10 was adopted it was the intention to repeal 9-2-7 as it was in conflict with 9-2-10. Bunkelman had a developer challenge the ordinance and it came to light that 9-2-7 had not been repealed. Wanggaard stated it was approved at the last Village Board meeting on 1/3/2012 that 9-2-7 should be repealed and there is nothing left to be done.

Wanggaard made a motion to leave as approved at Village Board meeting on 1/3/2012. Weatherston second. Motion carried.

Wanggaard thanked Bunkelman for the good job done.

4. Discuss status of review by assessor of tax exempt properties and appropriate filings with the Village.

Attorney Ekes presented. In the packets there was the Assessor's letter, with attachment, dated 2/9/2012 and the list the letter was sent out to. That letter indicated that Section 4 was not required at this time. Ekes stated concern because the Assessor was specifically asked to do this review because the files needed to be up-to-date and complete. Now we are under a timeframe of March 1, 2012. Ekes would like a follow-up letter directing the entities to complete #4 and submit that information by March 15, 2012.

Discussion followed with members of the Caledonia Conservancy, LTD. The address for all their properties should be mailed to PO Box 044714, Racine, WI 53404.

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Wanggaard made a motion to have the Assessor send out another letter instructing that section 4 needs to be completed also, and returned no later than March 15, 2012. Weatherston second. Motion carried.

Attorney Ekes will contact the Caledonia Assessor in writing.

5. Discuss revising Title 14 of the Village's Code of Ordinances (Land Division, Subdivision and Road Construction Standards).

Attorney Ekes presented. Ekes and Anthony Bunkelman have met and reviewed Ch. 2 of Title 14 and discussed several revisions to make from a technical standpoint. They will be suggesting main standards for: 1) curb and gutter, 2) ditches, making a new title, and 3) cul de sac. Also a boulevard is being discussed. Ekes will provide a redlined Title 18 at the next meeting. Bunkelman and Ekes will review making Ch. 1 & 3 of Title 14 and make a new 1 & 2 in Title 14. Ekes also resurrected a document that Engineering staff prepared about the development process to make sure it meshes with what the ordinance requires. There could be cross-references to the new Roadway Ordinance. When Caledonia was a Town it could impose greater requirements, now as a Village when you want to make revisions, you do not have to have a public hearing.

Bunkelman explained in the past it has been Developer's choice regarding curb/gutter or ditches. Usually the least expensive route is followed. About five years ago it was adopted that curb/gutter would be required in sewered areas, the grades of the land also have to be considered, usually topography is the dictator. Bunkelman stated rules will not allow ditches deeper than 3' or they have to be enclosed.

Ekes stated Roads are one piece of the puzzle, a red-line of that chapter will be created and circulated to the committee as soon as she is comfortable with the draft. Key changes could be to remove conservation easement, remove 40% requirement in sewered areas and open space in unsewered area, deed restrictions, etc. Thought was to leave in open space and green space information.

Discussion followed with members of the Caledonia Conservancy on changes.

Weatherston discussed need to have a landscape ordinance. Ekes will work on a draft. Howard Stacey asked who would be the enforcing agent? Ekes said typically the obligations are placed on the property owner with the Village having enforcement rights on certain aspect, i.e. drainage areas. Village does not want open space thrust upon the Village, but become self-enforcing by people who own the land. Ekes will have more feedback the first meeting in March.

Discussion followed on the duties of the Legislative and Licensing Committee v. Plan Committee.

Ekes stated the discussions start with Legislative and Licensing committee proposing changes in ordinances. It was suggested that public hearings have more detail added to the notice so residents know what the meeting is going to be about.

Weatherston stated the committee is looking to find an economic balance between life style and the tax base to support it.

This will be brought back to the next Legislative and Licensing meeting.

6. Discuss revising Title 16 of the Village's Code of Ordinances (Zoning Code).

Attorney Ekes presented. The one revision you are going to see is the flood plain ordinance. The Wisconsin DNR has released an updated flood plan ordinance. This needs to be approved by early May, with a public hearing in late March. Ekes has Racine County's draft and will work within the confines of that.

This will be brought back to the next Legislative & Licensing meeting.

7. Resolution 2011-20—Resolution of the Village Board of the Village of Caledonia Establishing an Application and Review/Interview Procedure for Appointments to Committees, Commissions and Boards.

Attorney Ekes presented. It is a good idea for the Village Board to create an Ad Hoc Committee comprised of three Trustees. The Committee would oversee the process of applicants and make recommendations as a whole. Recommendations made by March 1st so they could be presented to the first Village Board meeting in March, and appointments would be effective May 1st.

Wanggaard make a motion to keep the current process for now, have additional research completed so Resolution 2011-20 can go to the Village Board first meeting in April, 2012. Weatherston second. Motion carried.

8. Adjournment

There being no further business, Weatherston moved to adjourn the meeting at 5:18 p.m. Trustee Wanggaard seconded. Motion carried.

Respectfully submitted,

Mary Jo Schmidt
Eng./Bldg. Adm. Asst. II
Village of Caledonia