

Pursuant to due call and notice there of the Southside Township Board of Supervisors met for the regular Board meeting on Tuesday, August 4, 2020 at 7:02 p.m. at Southside town hall, Wright County. The following members were present: Chairman John Reynolds, Supervisors Jim Hallstrom and Tim Hable and Clerk/Treasurer Carmen Merrill. Also present: Doyle Herman, Michelle & Steve Sutton, Kevin Ebensteiner, Randall & Mary Berns, Peggy McDougall, Kippen & K.C. Chermak, Todd & Laurie Macgregor, Jeff Haus, Scott Kuechle, Michael Kroening, Michael & Heather Johnson, Darwin Hoffman, Bernie Miller, Lori Herman, Laurie Macgregor, David Lind, Jim & Robin Spielmann, Tim & Nathan Ferrell.

Chairman Reynolds led the Pledge of Allegiance.

Supervisor Hable made a motion to approve the minutes of the July 7 July 14 and July 28th meetings. Supervisor Hallstrom seconded the motion. Motion carried.

No one was present for the open forum.

No update on 62nd St NW outside of the two meeting minutes. The residents were directed to meet and get back to the board with the next steps they would like to take.

Both Supervisor Hallstrom and Chairman Reynolds reported the clean up properties are continuing their work.

Michael & Heather Johnson of 14713 77th ST NW, along with Bernie Miller & Darwin Hoffman, were present to request to expand the dwelling roadside with 28 and 151 sq. ft additions, new 186 sq. ft screen porch roadside, 52.5 and 70 sq. ft road side covered porches and a new 702 sq. ft half story above an existing dwelling that is 4.3 and 12.1 ft from the property lines and 44.8 ft from the lake. Also proposed is a new 24'x26' detached garage that would be 59.4 ft from the center of a traveled road and have a 8/12 roof pitch. Impervious surface coverage would be reduced from 29.7% to 27% through reconfiguration of deck and removal of steppingstones. The Johnson's are looking to adjust the dwelling due to water in their basement every spring. They plan to fill in the basement. The additions will add real living space to their house. The impervious surface coverage is 29.7% right now but with removal of concrete and steppingstones it will be reduced to 27%. Their current garage has water that runs into it. The new garage would be moved to a location that would eliminate the water issue. The existing deck is 26.3' from the OHW. The deck would be reconfigured and will now be 36.9' from the OHW. Supervisor Hallstrom made a motion to approve the variance requests due to the deck being moved further from the lake by 13.6' to 36.9' from OHW, the impervious coverage being dropped from 29.7% to 27% with removal of concrete & steppingstones. Additions are to the existing house that does not meet setback but will not infringe further on side lot lines. Supervisor Hable seconded the motion. Motion carried.

Michelle Sutton, 7449 Nevens Ave NW, presented a petition to vacate the road that is the driveway to her property. Both she and her neighbor are authors of the petition which is signed by 13 neighboring property owners. Her grandparents owned the property for the past 50 years. Both her and her sister own properties on the road. Her sister's road frontage was vacated in 1970 but the portion in front of 7449 and 7435 Nevens Ave NW is still a legal road. This action would vacate the road. Michelle will give

her neighbor an easement to access her road from Michelle's driveway. Supervisor Hallstrom stated if for some reason in the future the Clough's could access a public road right off Harrison St W. Supervisor Hallstrom made a motion to approve the following:

ORDER SETTING FORTH INITIAL DESCRIPTIONS AND SETTING HEARING DATE

WHEREAS, the town board of Southside Township, Wright County, Minnesota was presented a petition at its meeting on the 4th day of August 2020 requesting the vacation of a road;

WHEREAS, the petition contained a description of the road to be vacated, the names of the owners over which the vacated road passes:

WHEREAS, Minn. Stat. § 164.07, subd. 2 requires the town board to make an order describing as nearly as practicable the road to be vacated, describing the several tracts of land through which the road passes, and fixing a time and place when and where the town board will meet and act upon the petition;

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The road proposed to be vacated is described as:

OVERALL DESCRIPTION ROADWAY PROPOSED TO BE VACATED

All that part of a roadway dedicated on ANNANDALE BEACH, according to the recorded plat thereof, Wright County, Minnesota, lying northerly of the easterly extension of the south line of Lot 2 of said ANNANDALE BEACH, and lying westerly of a line drawn 33.00 feet easterly of, as measured at a right angle to and parallel with, the east line of said Lot 2 and the east line of Lot 1 of said ANNANDALE BEACH.

2. A more specific description may be developed if the petition is granted.
The several tracts of land through which the road passes and their owners are:

Owners

Michelle Sutton, Kim Goede, Kris Dunham

Andy & Trudy Clough

Description of Land

7449 Nevens Ave. NW, Annandale, MN 55302

Parcel ID – 217014000010

7435 Nevens Ave NW, Annandale, MN 55302

Parcel ID - 217014000020

2. The Southside Town Board will conduct a hearing at 7:00 p.m. on the 1st day of September 2020, at Southside Town Hall to receive public comment, consider the proposed action, and act on the petition.

Supervisor Hable seconded the motion. All members voted aye. Motion carried.

K.C. & Kippin Chermak were present to discuss concerns they have with Annandale Rock Product's pit at 80th St NW and Pittman Ave NW. Their main concerns are the noise of the equipment as they back up as well as the hours of operation. The permit allows 7 a.m. to 7 p.m. and occasional Saturdays. Kippin stated the sign at the pit on 80th posts hours of operation as 7-5 not 7 to 7. K.C. had concerns about the extreme devastation to the land. The issue was brought up by Stephani Lind in their neighborhood app and she found out that there were several people that were upset about the noise. Kippin contacted the county and they directed her to us. The county also stated complaints should be directed to 911. They did call 911 on 7/26 when the backup warning went until 7:15 p.m. They registered a complaint and a sheriff came out to talk to them. Kippin has gone over the documents and minutes of the meetings for the original conditional use permit. She had questions about why the berm was never constructed. K.C. stated perhaps if the berm had been built and trees planted the noise may be less. Something in the minutes suggested that a nearby property owner had asked the County and ARP to work with him about the berm. The property owner had volunteered to plant trees. This property owner has since sold his property and moved, and the berm was never finished. Supervisor Hallstrom stated the Board approved the permit because we had never had a complaint regarding the pit. In the future if there are complaints please direct them to the Clerk or any of the Board members. We will talk to ARP about any complaints we hear. In the past they have been very responsive. Tim Ferrell of ARP was present and asked to speak. He addressed the berm, stated the county choose to accommodate the neighbor closest to the property to plant trees and take care of the berm. The township had not received any complaints about the pit and asked ARP to keep the berm down due to previous berms causing snow issues in the past.

As for the backup beepers they must be on every truck. It is an industry standard and safety regulation. As for the hours of operation at the loading pit, that is the hours people can purchase product from the pit. It is not the same as mining operation hours. Tim explained the pit is currently being leased to a mining company for washing and crushing. The company knew the hours of operation when they leased the land. They are working hard to wash and crush the material they need for this season. Last year they had a difficult time meeting their goal for material due to weather. A typical year they would do most of their work in the spring and it would be less noisy in the summer. His office is located at the edge of Annandale and he would be happy to talk to anyone that has issues.

Scott Kuechle of 109th ST NW was present to discuss the type of material that is put on the road. He shared pictures of loose gravel along the edge of the road. Scott stated he feels the material is lacking in rocks and clay. Lonnie stated the material is purchased from a Southside pit and he agrees the material is a bit low on clay. If he were able to purchase and apply higher clay material the road would not have as much loose sand. Scott is here asking for better material, so it does not wash away. Supervisor Hallstrom stated the Board had the engineer look at 109th St a few years ago and his rough estimate for repair was \$1.5 million. The road has a lot of issues, grade, width, hills, and little space. He shared the township was working on 62nd ST NW right now and depending on how that goes we may use what we have learned to work on 109th. Scott stated perhaps the use of riprap on the hill would help.

Randy and Mary Berns of 15986 71st ST NW were present to request approval to go under 71st ST NW for their septic system. Their system failed and they have a back lot that will work for their drain field. Bernie Miller designed the system. 71st ST NW is a private road that the Berns and their neighbors maintain. They will also be asking for approval for a variance to place a 28x50 storage shed on the same lot. They had hoped to also have a 280 sq. ft lean to on the shed, but it would be over the 1400 sq. ft allowed for accessory building. This request will come at the September meeting. The Board

asked if the pipe will be under the road or through the road. Bernie stated that decision has not been made. Supervisor Hallstrom made a motion to approve the request to go under or through 71st ST NW with the stipulation that the road be put back into its original state after construction. Supervisor Hable seconded the motion. Motion carried.

Austin and Robin Spielmann, 6423 Pilger Ave NW were present to request a variance to replace the existing 10' x 46' trailer home that is 52 ft. from the OHM of Lake with a new 30'4" x 60' manufactured home with a walkout basement, a 10' x 30'4" covered porch and 400 sq. ft. deck. Proposed structure to meet lake setback; however, will be 62.8 ft. from the centerline of a traveled road. The trailer home has been around for 50 years. It needs replacement. Due to the grade of the land they will be putting in a full basement under the manufactured home. The only variance required is a 2.2' variance for road set back. Supervisor Hallstrom made a motion to approve the request for a 30'4" x 60' manufactured home with a walkout basement, a 10' x 30'4" covered porch and 400 sq. ft. deck 62.8 ft from the centerline of the road. Supervisor Hable seconded the motion. Motion carried.

Jeff Haus was present as a representative of the owners of 7027 Newcomb Ave NW to request a variance to replace the existing 1,720 sq. ft. one level cabin that is 45' from the Ordinary Highwater Mark of Lake (OHM); 10' & 13' from the property lines and remove an existing 440 sq. ft. detached garage that is 2' from the property line and 48' from the traveled road centerline. Proposed is a new 1,200 sq. ft. two-story dwelling and 610 sq. ft. attached garage that will be 65 ft. from the OHW, 11' from the north & 14' from the south side property lines and 65 ft. from the traveled road centerline. Property to be served by a new Type IV septic system that will be 5 ft. from the traveled road surface. The new dwelling will be smaller but built as a two story. The building will be moved further away from the lake and the road. The 11' side lot variance is for garage which was moved to allow for the new septic system. The other 14' side lot variance request is due to the bump out for the fireplace. The impervious coverage will be dropped from 30% to 25% and the lot coverage will be dropped from 18.8% to 15%. Both Bernie Miller and Jeff worked hard to make this fit the lot and keep the coverage at the limit. Supervisor Hable made a motion to approve the requests due to improved lot & impervious coverage. Supervisor Hallstrom seconded the motion. Motion carried.

Peggy McDougall of 13389 80th ST NW, was present to request approval from the Board to place her well in the road right of way. Her lot is small, and she needs a new well. To meet the set back from the drain field and lake the well must be in the right of way. The well would be off the road approximately 8' but in line with the driveway. Supervisor Hallstrom made a motion to approve the well in the road right of way with the stipulation that the well head be below grade. Supervisor Reynolds seconded the motion. Motion carried.

Supervisor Hallstrom made a motion to approve the Coronavirus Relief Fund Certification form for Cares Act Aid of \$39,050.00 with a second by Supervisor Reynolds. Motion carried. The funds will be used to set up a tv/computer display for future zoom meetings if needed and for a ramp for the back door for two exits for the November general election.

Check #	Date	Payee	Cash Account	Amount
		Public Employees Retirement Association		
somper000567318	8/3/20		100-10100	217.00
7204	8/4/20	Adam's Pest Control Inc.	100-10100	137.72
3768341514	8/4/20	Google LLC	100-10100	6.00
7205	8/4/20	B&N Signs	100-10100	125.00
7206	8/4/20	Frontline Plus, Inc	100-10100	750.00
7207	8/4/20	Krista Grossinger	100-10100	40.00
7208	8/4/20	Hendricks Sand & Gravel	100-10100	6,899.50
7209	8/4/20	Norgren Tree Service	100-10100	910.00
7210	8/4/20	Reinhardt Maurer	100-10100	564.25
		Meeker Cooperative Light & Power Assoc		
7211	8/4/20		100-10100	38.00
7212	8/4/20	Waste Management	100-10100	3,142.04
7213	8/4/20	Windstream	100-10100	158.72
7214	8/4/20	Wright Hennepin Electric	100-10100	42.34
7200	8/4/20	James Hallstrom	100-10100	234.68
7201	8/4/20	John H. Reynolds	100-10100	166.23
7202	8/4/20	Timothy A. Hable	100-10100	166.23
7203	8/4/20	Carmen M. Merrill	100-10100	1,713.96
Total				<u>15,311.67</u>

The meeting was adjourned at 9:10 p.m,