

**Town of Rhine**  
**Board of Supervisors Monthly Meeting Minutes**  
**Tuesday, August 4, 2020**

Remote from Elkhart Lake-Glenbeulah High School  
201 N. Lincoln, Elkhart Lake, WI

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Present: Ron Platz, Al Feld, Jon Rost, Bill Jacob, Larry Eberle

Clerks: Lexann Hoogstra, Catherine Loeffler, Amy Weber

1. **Call to Order and Verification of Compliance with Open Meeting Law:** The meeting was called to order at 6:31 pm by Ron Platz. The meeting was posted and published as required, and the press was notified.
2. **Pledge:**
3. **Approve minutes of July 7, 2020:** Motion to approve minutes as presented by Eberle. 2nd by Feld. All in favor.
4. **Clerk Treasurer's Report:** Read into record.
5. **Building permits for July:** Read into the record. A copy is in file.
6. **Public Hearing:**
  - A. **Public Comments:** None
  - B. **Discuss and possibly act on planning commission's recommendations regarding:**
    1. **Corey Schmidt application for a rezone:** Platz recused himself because he is related to applicant. Eberle also excused himself, as he is the potential seller. Al Feld took over as presiding supervisor for this hearing.

Corey Schmidt addressed the board. He would like to purchase land from Eberle so that he can have adequate land to address possible future septic needs. He would also like to build an accessory building. The planning commission voted to deny the original request, so he has amended his request to rezone 5 acres to R1 instead of 7.5. The remaining land would stay as A1 farm land. His need revolves around setback issues and requirements. He has provided a new map of the proposed changes and use of the land.

Jacob noted that this possibility was discussed at the planning commission. He feels that this solution would address the needs of the applicant. Rost feels it is a straight forward request. *Jacob made a motion to approve the request to rezone 5 of the purchased acres to R1 as diagramed by Corey. 2<sup>nd</sup> by Rost. Feld noted, that if approved, it would not go in effect until a CSM which matches the provided map is provided. Roll call vote: Feld - yes, Rost - yes, Jacob - yes.*

**2. Proposed changes to chapter 4 of the town ordinances regarding allowable types of storage units within the town:**

Jacob reviewed the history of the Elgins' request for a CUP and the history of this property's use in the past. Town's legal counsel has provided a proposed ordinance which would amend chapter 4. It adds as a new conditional use in agricultural zones, "indoor open storage (no individually walled or locked units) within buildings which existed as of August 1, 2020, and were formerly used for agricultural related purposes."

*Rost made a motion to adopt the new language under 4.05 (2) (b) (10). 2<sup>nd</sup> by Eberle.*

Discussion: There is an issue according to the attorney as to whether this was properly published. Rost amends the motion to adopt the new language contingent upon agreement between the clerk and legal counsel that all legal requirements for publishing have been met. Platz noted that one problem has been that the Plymouth Review is only publishing on Fridays now. *Roll call vote: Platz - yes, Feld - yes, Rost - yes, Jacob - yes, Eberle - yes.*

**3. Jeff and Wendy Elgin's request for a CUP:**

Public comments:

Jeff and Wendy Elgin: Jeff reviewed the business plan which they provided today. They expect most of their business will be in April and November.

Tami Rosetti expressed that she would like action on this to be adjourned until she and Chris Gundrum can get more information. They have a lot of unanswered questions about this and how it could affect their own home and business, particularly use of the driveway. She would like time for her attorney to review these things and other concerns she has with the Elgins.

Jacob explained that there are some lot line issues between the properties, cement walkways, septic system drainage caps and some other issues. The

Elgins said they might re-route the driveway, but they don't want to be required to do so. The planning committee suggested placing a gate at the driveway to help control traffic. (It has not been written into the CUP yet.)

He reviewed the suggested conditions within the drafted CUP. The planning commission recommended to approve the CUP, with the included requirements.

*Rost made a motion to accept the request for a CUP as presented. 2<sup>nd</sup> by Eberle. Roll call vote: Platz - yes, Feld - yes, Rost - yes, Jacob - yes, Eberle - yes. CUP is granted.*

**7. Public comments of a general nature:**

Mike Burkhart: Expressed thanks to the board and committees and all who have been working on the high water problems on Crystal Lake. He would like to keep a no-wake ordinance on the table for the future.

**8. Discuss and possibly act on:**

**A. Grant writing seminar:** Rost has no commitment from anyone on the grant committee. *Motion to authorize one \$179 payment for someone to attend virtually by Feld. 2<sup>nd</sup> by Eberle. All in favor.*

**B. Rescind taxes on Gregory Lorenz property - Laura Henning Lorenz:** Platz reviewed a letter from Laura Henning Lorenz regarding the property of Gregory and Anna Lorenz. *Rost motioned to follow the direction of the Sheboygan County Treasurer as per her letter dated July 16, 2020, and that the town redeem the listed money to the Lorenz's with the caveat that we look into the possibility that the sanitary district might owe the money to the town. 2<sup>nd</sup> by Eberle. All in favor.*

**9. Chairman's information report and correspondence:**

**A. Safebuilt** - possible fee increases were discussed.

**B. Passing of Fred McDaniels's brother was mentioned.**

**10. Sub-committee reports:**

At the June Town Board meeting threats were made against board members. The town's lawyer does not feel they met the level of personal threats which could be litigated.

Outdoor burning fireplaces: Per legal counsel, we can ask the owners of those non-compliant outdoor wood burners to bring them into compliance. Letters will be mailed.

Request from Keith Abler, county supervisor, regarding lowering the speed limit on LEL Rd. This could go on the next month's agenda.

Platz expressed thanks to the school for allowing us to use the its facility for the past few months. We need to consider alternatives now.

**Sub- Committees:**

**Collection Site:** Al Feld is working on getting new tags for the collection site. There is a possibility of adding a fee for large items.

**Roads:** The water report came back from the state regarding Snake Rd., and Feld will inform Mary Lydolph so we might be able to start pumping water into her land. He is working with the county on possibly raising Plateau Rd.

**Crystal Lake High Water:** They have met twice and suggestions are being discussed. They might set up a joint meeting with the ordinance committee in the near future.

**Broadband:** Rost reported that Bertram Communications are not responding to his requests for meetings. He has also contacted members of the stewardship committee about the grants training with no response.

**Planning:** The planning commission will meet August 19 to review chapter 4.

**Ordinance committee:** It will meet August 13 at 2 pm with the Crystal Lake High Water Committee.

**Properties:** Eberle has updated more LEL lighting in the town hall.

11. **Approve vouchers:** *Motion to approve by Feld. 2nd by Rost. All in favor.*
12. **Announce Next Meeting Date:** Sept. 1, 2020.
13. **Adjourn:** *Motion to adjourn at 7:29 by Feld. 2<sup>nd</sup> by Jacob. All in favor.*

APPROVED