



1858
RAMSEY COUNTY
MINNESOTA

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Board of Supervisors
ROBERT J. KERMES, *Chair*
ED M. PRUDHON
STEVEN A. RUZEK

**AGENDA
TOWN BOARD MEETING
NOVEMBER 6, 2017**

1. **7:00 p.m.** Call to Order at Heritage Hall, 4200 Otter Lake Road.
2. Approval of Agenda (Additions/Deletions).
3. Approval of Payment of Bills.
4. Approval of Minutes of October 16, 2017.
5. **Consent Agenda:**
 - A. **Resolution Certifying Delinquent Water Charges to County Auditor** – Approve Resolution.
 - B. **Resolution Certifying Delinquent Sewer Charges to County Auditor** – Approve Resolution.
 - C. **Resolution Certifying Delinquent Stormwater Charges to County Auditor** – Approve Resolution.
 - D. **Resolution Certifying Delinquent Refuse Charges to County Auditor** – Approve Resolution.
 - E. **Resolution Affirming the Township's Commitment to a Pollinator Friendly Environment** – Approve Resolution.
 - F. **Resolution Certifying Special Charges to Ramsey County for 1508 Hammond Road – Parcel No. 15-30-22-21-0004** – Approve Resolution.
 - G. **Lake Links Trail Extension Meeting** – Call Special Town Board Meeting for Thursday, December 7, 2017, Beginning at 5:30 p.m. @ South Shore Trinity Lutheran Church, 2480 South Shore Boulevard, White Bear Township, Minnesota.
 - H. **Fast Before the Feast Tri-Fitness Race** – In Accordance with the Township's Special Events Policy Approve the 5K & 10K Tri-Fitness Fast Before the Feast Race on November 23, 2017 (Thanksgiving Morning), Beginning With Registration at 6:30 a.m. & Direct the Event Coordinator to Work with Township Staff Regarding Sign Placement for the Event.
 - I. **Call Assessment Hearing** – Call Assessment Hearing for 1719 Whitaker Street for Monday, November 20, 2017 @ 7:10 p.m.



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- J. **Right-of-Way Permit** – Based on Town Engineer Review & Recommendation & Including His Recommended Conditions, Approve Comcast Permit to Replace Underground Coaxial Cable Line to Service the Business at 1028 Meadowlands Drive Which Will Include Directional Boring under Meadowlands Drive & Several Business Driveways.
 - K. **Construction Activity Reports – September/October** – Receive Reports.
6. **Old Business:**
- A. **Nancy Hauer, 1990 Ridgewood Avenue** – Ordinance No. 86 Discussion.
7. **New Business:**
- A. **Ordinance No. 68** – Small Cell Wireless.
8. **Added Agenda Items.**
9. **Open Time.**
10. **Receipt of Agenda Materials & Supplements.**



Town Board Meeting November 6, 2017

Agenda Number: 1 - 2 - 3 - 4

Subject: Call to Order – 7:00 p.m.
Heritage Hall, 4200 Otter Lake Road

Approval of November 6, 2017 Agenda

Approval of Payment of Bills

Approval of Minutes of October 16, 2017

Documentation: November 6, 2017 Agenda
October 16, 2017 Minutes

Action / Motion for Consideration:

Call meeting to order:	7:00 p.m.
Approval of Agenda:	November 6, 2017 (additions/deletions)
Approval of Payment of Bills	
Approval of Minutes:	Minutes of October 16, 2017

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The meeting was called to order at 7:00 p.m.

Present: Supervisors: Kermes, Prudhon, Ruzek; Clerk: Short; Attorney: Lemmons; Finance Officer: Kelly; Public Works Director: Reed; Planner: Riedesel; Engineer: Studenski.

APPROVAL OF AGENDA (Additions/Deletions): Ruzek moved approval of the agenda as submitted. Prudhon seconded. Ayes all.

APPROVAL OF PAYMENT OF BILLS: Prudhon moved to approve payment of bills. Ruzek seconded. Ayes all.

APPROVAL OF MINUTES OF OCTOBER 2, 2017: Prudhon moved approval of the Minutes of October 2, 2017. Ruzek seconded. Ayes all.

CONSENT AGENDA: Ruzek moved approval of the Consent Agenda as follows: 5A) Based on Town Engineer Review & Recommendation & Including His Recommended Conditions, Approve Xcel Energy Permit for Both a New Gas Service & a New Electric Service for 2653 Bloom Road Which Work Will Include Directional Boring; 5B) Based on Town Engineer Review & Recommendation & Including His Recommended Conditions, Approve Comcast Permit to Replace an Underground Coaxial Cable Line to Service a Resident at 5714 Windmill Drive Which Was Damaged During Fence Installation Which Will Include Directional Boring. Prudhon seconded. Ayes all.

SPECIAL THREE DOG LICENSE ANNUAL REVIEW – 4195 LAKEWOOD AVENUE: The Clerk reported that a year ago the Town Board conducted a Public Hearing for an application for a Special Three Dog License at 4195 Lakewood Avenue. During that hearing the Board received public testimony regarding concerns of barking. Some of the barking had been mitigated prior to the hearing but the Board was still concerned that there still may be some concern regarding residual barking problems. The Board approved a three dog license for four years with normal conditions. A final condition was that one year from the date that the license was approved (October 17, 2016) there would be review. The year has gone by and the purpose of the review is to see if the barking problems have continued or are no longer a problem. In preparation for the meeting staff contacted the Town's Animal Control Officer, Mario Lee informing him of the review. He responded with an email stating that he has received no complaints regarding the dogs at 4195 Lakewood Avenue since the kennel inspection on October 5, 2016. The Clerk reported that neither staff nor the Sheriff's Office has received any complaints. Chair Kermes noted for the record that the review was conducted, there were no complaints, and no additional action needs to be taken by the Board.

7:10 P.M. – ASSESSMENT HEARING – IMPROVEMENT 2016-2 – SE AREA SEWER LINING – ADOPT AND CONFIRM ASSESSMENTS: The Assessment Hearing was held at 7:10 p.m. Ruzek moved to waive the reading of Public Notice noting that proper publication was made. Prudhon seconded. Ayes all. Prudhon moved to open the Public Hearing. Ruzek seconded. Ayes all.

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The Town Engineer reported that the southeast area sewer lining project covered the area from Bellaire Avenue to East County Line and from South Shore Boulevard to the south side, Effress. This project covered 452 residential parcels and 5 commercial sites. The process began in 2016 when residential informational meetings were held in April and May. A feasibility report was prepared and plans and specifications prepared last November. Bids were received in the spring of this year and the project awarded to Hydro Klean. The work was continued through the summer. The project included lining the clay pipe which was installed in 1965. The pipes have all been lined and corrections were made to the pipes which were needed before the lining, as well as corrections made to the manholes. All testing and specifications have been fulfilled by the contractor. The last punch list items which are down to a few minimal activities and are being completed. The restoration has been performed and is being monitored. The process has made the clay pipe like new again and is estimated to last 50 years. The original estimated cost was \$1.7 million. The cost was broken down into two payments, assessments from the benefitting properties and the remainder covered by the Town's sanitary sewer fund. As in past projects, and in this project, the individual unit of assessment was set at \$2,500. The commercial properties will be rated on residential equivalent units based on \$2,500. All of the assessments for the residential and commercial units total \$1,217,500. The project final cost is below the overall estimate but above the assessment amount. The additional amount of \$30,124 is covered by the sanitary sewer fund. The assessment would be at an interest rate of 3.8% for a term of ten years. Some pre-payments have been received.

Kermes asked if the \$2,500 unit assessment is consistent with previous assessments. The Town Engineer stated that it is consistent with others. When the cost of a project comes in above the assessment amount the Town covers the remainder from the sanitary sewer fund.

Prudhon moved to open the public comment portion of the Public Hearing. Ruzek seconded. Ayes all.

Michael Waldoch, 4124 Bellaire Ave. asked if \$2,500 was the assessment for the area. Kermes confirmed that was the amount. He asked if he paid yearly at \$250.00 plus interest how it would be billed. The Finance Officer explained that the amount would be added to property taxes over a 10-year period. One-half of each year's payment would be due with first half taxes and the next half due when the second half taxes are due. He explained that the property tax statement will have a separate section showing the assessment. The Finance Officer stated that if someone wanted to pay off the assessment in full they have 30 days to pay the amount without interest. If the assessment goes onto the property taxes it will go for ten years. Total interest for the ten year option would be \$538.33. At any time any remaining balance can be paid to the County and they will remit the amount to the Town. Michael Waldoch complimented the Township for the way the project went.

Phil Carpentier, 2697 Arbor Drive, asked when the 30 days start. The Finance Officer stated that technically it starts tonight. Mr. Carpentier stated that he took videos of the project and that the Hydro Klean workers did an excellent job. He asked about the pipe that was sagging in front of his property. He asked if the Town feels confident that the sag will not get worse. The Engineer stated that they looked at this particular stretch and made improvements. After the

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situation was evaluated the extent to excavate the area and the amount of sag, the benefits to correct the sag would not justify by the cost that it would take to dig up. It would take hundreds of thousands of dollars to do that. With the lining the Town feels confident that the lining will still function as needed for the flows through the sanitary sewer. Prudhon stated that sanitary sewer is over 20 feet deep and Public Works will be monitoring the pipes. Kermes asked what the amount of sag was. The Engineer stated that there were other areas of sag. Most were a few inches of sag and none was felt to need replacement. There will still be good flow with the smooth new lining. The area will be monitored to be sure that there are no further issues. Phil Carpentier stated that they had a "blow out" in the water main in his area and asked if it affected the sewer lining. The Public Works Director stated that it did not interfere with the sewer lining, however, it did disrupt the sewer service line to the residence. He stated that there was a four inch hole in the watermain caused by corrosion. He stated that there are about six water main breaks a year but the cost of replacement of the entire watermain system far exceeds the few repairs that are needed. He stated that the number of breaks appears to be less now.

Trent Bernstein, 2580 Randy Avenue stated that the estimate for the project was \$1.7 million and the assessment at \$1.2 million. He asked what the actual cost is. The Town Engineer stated that the final total is \$1,247,625. There is \$30,125 above the assessment which is being funded by the sanitary sewer fund. Trent Bernstein asked what caused the change in the amount. The Engineer stated that there were very competitive bids. They were lower than estimated.

Danielle Cezanne, 4186 Homewood Avenue, stated that the street on Arbor Avenue is very uneven. The sides have a two inch of tar difference. The Engineer stated that that the street patching work is not part of the southeast area sewer lining project. The Public Works Director stated that this is a different activity. The expected life of the overlay of that street that was done in 1996 is over 20 years so the road is near the end of its expected life. Public Works is trying to hold together the cracking and deterioration of the existing asphalt until a project can be initiated for mill and overlay and reconstruction. In early December the Town will look for a project for 2018. Danielle Cezanne asked why the assessment is not billed on their utility bill instead of going on the property taxes. She asked why interest is being charged for a Township project. The Clerk explained that there are generally three options for funding a project, the general fund, the sewer fund, or special assessment. When there is a project in a neighborhood where only those property owners will be benefitting from a project the cost of project is assessed just to those residents. Neighborhoods in the Township that have plastic sanitary sewer pipes that were built in the 80's and 90's may never need lining. Those residents are not expected to pay for the improvements that these projects need. The Town historically assesses benefitting properties. In this case, the Board chose to select a flat unit of assessment for the project based on what it charged other benefitting properties, such as South Shore Boulevard a few years ago. The Board concluded that the rate that was charged there was roughly equivalent to the benefit that the benefitting properties for the southeast sanitary sewer relining project receive now. The Board intends to use that same rate for any other parts of the Township where clay pipe needs to be lined. When a specific property benefits the property is assessed. A portion of the sewer bill makes up the difference between the \$2,500 assessment and the actual project cost. A portion of the funds that is paid by all residents was added to this project, but the majority is paid by special assessment. In response to the question regarding why

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interest is charged, The Clerk reported that the Town has to borrow money to pay the contractor to build the project. The amount of money the Town borrows has value over time just as if an individual needed a loan. The money is borrowed to build something and interest is charged on the use of the money over time.

There were no further comments. Ruzek moved to close the public portion of the Public Hearing. Prudhon seconded. Ayes all. Ruzek moved to close the Public Hearing. Prudhon seconded. Ayes all.

Prudhon moved to adopt the Resolution Adopting and Confirming Assessments for Improvement 2016-2, Southeast Area Sewer Re-Lining confirming assessment of \$2,500 per unit. Ruzek seconded. Ayes all.

7:30 P.M. – PUBLIC HEARING CONTINUATION – ANNUAL PRESENTATION OF THE TOWN'S STORM WATER PREVENTION PROGRAM: The Public Hearing was continued at 7:40 p.m. Ruzek moved to waive the reading of Public Notice noting that proper publication was made. Prudhon seconded. Ayes all. Prudhon moved to open the continuation of the Public Hearing. Ruzek seconded. Ayes all.

The Town Engineer reported that one of the requirements of the annual presentation is to hold a public hearing which is being held tonight. The Stormwater Pollution Prevention Program requires that all communities have a one year annual review of their system regarding what they have done and what they planned to do going forward. The program has been in place since 2003. Owners and operators of municipal storm sewer systems (MS4) were required to obtain a permit from the Minnesota Pollution Control Agency in order to continue operating their drainage systems. In 2004, White Bear Township was issued that permit. The 2013 Re-Authorization permit was approved by the MPCA. One of the permit requirements is that a plan be developed to prevent pollution from storm water related activities. Each year the Town Engineer reports on the accomplishments outlined in the plan. Components of the program include: 1) Public Education: The Town's website contains links for stormwater education. The Town relies primarily on the Rice Creek Watershed District and Vadnais Lakes Water Management Organization for educational information; 2) Advisory Committee: The Town's Utility Commission advises the Town Board on stormwater issues; 3) Storm Sewer System Map: The Town has developed an electronic system map that is updated annually; 4) Storm Water Discharge Ordinance: The Town's Local Water Management Plan outlines limits on stormwater quality; 5) Construction Site Requirements: The Town's Building Official monitors building sites; 6) Infrastructure Inspection Plan: The Town inspects 20% of its storm sewer outfalls annually; 7) Street Sweeping: The Town sweeps its streets twice annually. This takes place in the spring and in the fall; 8) Spring Clean Up: The Town and its waste hauler hold a spring clean-up day each year. Clean Up Day was held on June 17, 2017; 9) Pollution Control Structures: The Town cleans out structures annually; 10) Reporting: The Town submitted annual report for 2016 to MPCA on June 21, 2017.

Projects completed in 2016/2017 include: 1) Repaired catch basins through grouting, replacing rings or rebuilding them; 2) Cleaned pollution control structures; 3) Barry Lane sediment basin reconstructed and storm pipes cleaned; 4) White Bear Parkway and Hammond Road cul-de-

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sac basins replaced; 5) West Avenue rain garden installed; 6) Gilfillan Hills Pond drainage valve manhole improvement.

Stormwater project list with estimated cost 1) Outfall #3, #5, #6, #8, #9, #11, #15, #16, #17 - \$120,000; 2) Otterview Trail drainage improvements - \$35,000; 3) Lake Avenue ditch cleaning - \$25,000; 4) Lake Avenue pipe lining - \$25,000; 5) Pioneer Lane ditch cleaning - \$50,000; 6) Allendale Drive ditch cleaning - \$20,000; 7) Beaver Street drainage improvements - \$25,000; 8) Public Works drainage improvement projects - \$13,500; 9) Pond Cleaning – Many Projects – Significant.

Documentation / Requirements / Education include the following: 1) Local Water Management Plan is due June 2018; 2) Pond inventory has been completed; 3) New MPCA permit requirements are expected with expanded storm pond inspection requirements; 4) Educate the general public through website, social media, pamphlets and mailings; 5) Educate contractors about site erosion and waste; 6) Educate Town employees to identify improper disposal of waste; 7) Town Ordinance revisions to make sure they address current issues; 8) Continued inspections and maintenance of storm sewers and ponds.

In response to a question regarding the Town's inspection of 20% of the outfalls each year and if there is a similar guideline for pond cleaning, the Town Engineer stated that the entire system is reviewed every five years. Areas of significant improvement have been noted and the Town will provide maintenance until necessary correction can be made. There is a similar effort for pond review as there is for outfall review. Prudhon noted that it would help if the residents are aware of not raking leaves and grass clippings into the street which will end up in the storm sewer.

Ruzek moved to open the public portion of the Public Hearing for public comment. Prudhon seconded. Ayes all.

Phil Carpentier, 2697 Arbor Drive, stated that the big cottonwood tree at the corner where he lives was removed. His wife wanted him to put a plant there. When he dug down he hit a steel plate which was a buried manhole for the water system. It was to be raised and the work has not been completed and he asked the Public Works Director when work on the manhole will be completed. He asked if there is a timetable for it to be done. The Public Works Director stated that it is on the schedule and will have the Field Maintenance Supervisor contact Mr. Carpentier.

There was no further public comment. Ruzek moved to close the public comment portion of the Public Hearing. Prudhon seconded. Ayes all. Prudhon moved to close the Public Hearing. Ruzek seconded. Ayes all.

The report was received.

7:40 P.M. – PUBLIC HEARING – VARIANCE REQUEST AT 2514 SOUTH SHORE BOULEVARD – TO ALLOW CONSTRUCTION OF A SINGLE STALL GARAGE: The Public Hearing was held at 7:50 p.m. Ruzek moved to waive the reading of Public Notice noting that

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proper publication was made. Prudhon seconded. Ayes all. Ruzek moved to open the Public Hearing. Prudhon seconded. Ayes all.

The Planner provided an overhead showing the location of the property. The property is located near Bellaire Beach in the Bellaire neighborhood. He reported that Elizabeth Anderson is requesting approval of a 4.375' side yard setback variance which would allow construction of a 12' x 20' single stall garage/accessory structure. The proposed structure would be located 5' from the side lot line and would replace a conforming 8' x 8' shed. Since the existing shed is 64 square feet in area, it meets the side yard setback requirements of 5'. For structures larger than 144 square feet, a 10' side yard setback is required. The Anderson lot is 75' wide, making it undersized. A 9.375' setback is required. A 4.375' variance is requested to place the garage 5' from the side lot line. The property previously in 2009 requested a variance to construct a driveway. A 5.5' side yard setback variance was approved. The abutting parcel is owned by South Shore Trinity Church. They have reviewed the public hearing notification and have no problem with the request. The request was reviewed by the Variance Board and was recommended for approval due to the larger 5.5' variance having been previously approved for the property and the neighborhood precedent set by previous variance applicants in the Bellaire and Eastwood Manor neighborhood, subject to a maximum overhang of 1' and removal of an existing fence to maintain the view, with a split vote. The Planning Commission recommended approval of the 4.375' side yard setback variance by unanimous vote.

Prudhon asked if there was a split vote by the Variance Board why it was placed on the Consent Agenda for the Planning Commission. The Planner reported that the Consent was passed without particular discussion. Prudhon asked the size of the existing garage. The Planner stated that there is an existing two car tuck under garage. Prudhon asked if the new proposal would stay under the 1,000 square foot maximum. The Planner stated that it would be under 1,000 square feet and combined would be less than 10% area of the lot so it does not exceed the Town's maximum requirements for a garage.

Ruzek moved to open the public comment portion of the Public Hearing. Prudhon seconded. Ayes all.

Elizabeth Anderson, 2514 South Shore Boulevard stated that she had no comments to add.

There was no further public comment. Prudhon moved to close the comment portion of the Public Hearing. Ruzek seconded. Ayes all. Ruzek moved to close the Public Hearing. Prudhon seconded. Ayes all.

Ruzek moved, based on Variance Board, Planning Commission and Staff review and recommendation to approve a 4.375' side yard setback variance to allow construction of a 12' x 20' single stall garage. Kermes seconded. Nay: Prudhon.

Prudhon noted that the reason he did not vote in favor is because he is surprised that the Planning Commission did not review the request. He stated that variances have been approved previously in the neighborhood and the request is consistent but there is room for the garage without any variance. The new variance requirements are a reasonable use of the property. He

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stated that there is sufficient room for an even larger garage without a variance. He asked if that option was discussed. Kermes asked if the structure which is being replaced has been removed. The Planner stated that it is still there. He reported that it is an 8' x 8' shed. Kermes asked if the request would provide more of a setback from the side lot line. The Planner stated that it would not for the existing shed but it will be further from the side lot line than the existing driveway.

Kermes moved to reopen the Public Hearing. Ruzek seconded. Ayes all.

Kermes moved to reopen the public comment portion of the Public Hearing. Ruzek seconded. Ayes all.

Elizabeth Anderson, 2514 South Shore Boulevard, stated that she is the property owner. She stated that she is lucky enough to have a very nice piece of property across the street from Bellaire Beach and has a beautiful view of White Bear Lake. Part of the motivation to place the new garage in as small footprint as possible for the rest of the block so there is a view maintained for the neighbors behind her. She does not feel that it is encroaching on the neighboring property which is an unpaved parking lot. It is not moving as close to the property line as the existing driveway. They do not want to build a garage larger than 12' x 20'. They are requesting to keep the setback the same as the existing shed and preserve an openness on the block. Prudhon asked if she is concerned about restricting the view from the south. Elizabeth Anderson stated that was correct. Prudhon asked if placing the garage where it is proposed would restrict the view. Elizabeth Anderson stated they are trying to minimize that. Prudhon asked why the garage was not moved to the south side of the house so all the doors would line up on the garages. He stated that the existing garage is built into the hill and if the exterior garage would be built into the hill all the garage doors would line up. That would provide a clear line of site for the neighbors. Elizabeth Anderson stated that would require modifying the existing back side of the house, landscaping and deck. She stated that they would not do that. With this request they are not touching the house at all. Kermes asked if this is consistent with the neighborhood. The Planner stated that it is fairly consistent with the south side of the Township where houses have single car garages. The Town has consistently allowed setbacks for garages in these neighborhoods of 5' but it does require a 5' variance if it is an 80' lot. Prudhon noted that a lot of the variances were granted to people with no garages or people with single car garages.

Prudhon moved to re-close the public comment portion of the Public Hearing. Ruzek seconded. Ayes all. Ruzek moved to re-close the Public Hearing. Prudhon seconded. Ayes all.

There was no further discussion. The motion was to approve a 4.375' side yard setback variance to allow construction of a 122' x 20' single stall garage. Ruzek moved to approve, Kermes seconded. Ayes: Kermes and Ruzek. Prudhon voted Nay (with findings of fact previously stated).

7:50 P.M. – PUBLIC HEARING – VARIANCE REQUEST AT 2707 SOUTH SHORE BOULEVARD – TO ALLOW CONSTRUCTION OF A NEW HOME: The Public Hearing was held at 8:04 p.m. Ruzek moved to waive the reading of Public Notice noting that proper

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publication was made. Prudhon seconded. Ayes all. Ruzek moved to open the Public Hearing. Prudhon seconded. Ayes all.

The Planner reported that the request is for approval of three variances which would allow the applicants to demolish their existing home and construct a new one at 2707 South Shore Boulevard. The Chase property is the easterly most home on South Shore Boulevard on the lake side of South Shore Boulevard before the curve to East County Line Road. The Chases' had requested approval of a 15' right-of-way setback variance from South Shore Boulevard; a 40.6' lakeshore setback variance; and a garage five square footage variance. He provided an overhead of the existing property which showed an existing garage, boat house and living quarters. The boathouse has been remodeled and is proposed to stay in place. He identified the existing house with the flat roof and garage. That is proposed to be demolished. The lot is 14,333 square feet in area and is an odd configuration. The lot meets the Town's minimum lot size requirement. The odd configuration is the reason that the variances are being requested. The existing home is set back 36.5' from the lakeshore. A 50' setback is required. On the west side of the home the existing setback is 8.5' from the lot line. A 10' setback is required. On the South Shore Boulevard side of the home, the garage is set back 12.5' from the right-of-way. The proposed footprint of the new home/garage shows a setback of 20' from the South Shore Boulevard right-of-way, a 10' setback from the side lot line and a 9'5 1/8th setback from the lakeshore (100 year high water elevation). The new home proposes setbacks further from the side and right-of-way than currently exists. The lakeshore setback is proposed to be reduced. The Chases' have removed additional pavement between the boathouse and the home previously, reducing the impervious area of the lot. For lakeshore properties, up to 25% impervious area is permitted. The Chase plan proposes 24.95% impervious area on the property. Based on the configuration of the lot and the setback requirements, there is approximately 700 square feet of additional buildable area on the lot. The existing home is 1,840 square feet in area but there is paved surfacing and boathouse which results in a total impervious area on the lot of 4,473 square feet. The Chases' propose a larger home at 2,387 square feet in area. Since the Chases' have purchased the property they have removed 1,440 square feet of asphalt and other impervious surface to help with the green area. The proposal was to construct a new home 10' from the side; 20' from the South Shore Boulevard right-of-way; but only 9.6' from the lake at its closest point. The proposed home would have a pitched roof (the existing home has a flat roof). The height of the proposed home is 18'10", measured from grade to the average highest gable. From grade to the peak it would be 27'.6" in height. The Town does permit 25' in height maximum measured from grade to average highest gable; and 40' from grade to tip of the roof. The home, as proposed, does not exceed the height requirements. The Variance Board recommended approval of the variances as requested with modification of the deck. Their recommendations were heard by the Planning Commission and they had a different opinion. The Variance Board reviewed the square footage variance for the garage area. The Town allows for 10% of the property to be covered by garage and accessory structures. When the area was originally calculated all of the boathouse was added as accessory structure or garage. When the Variance Board reviewed the definition they determined that only a portion was considered accessory garage area and determined that the living quarters within the boat house would not be considered garage. As a result, that a variance is no longer necessary. The Variance Board recommends approval as requested with the modification of the deck. The Planning Commission felt that the home should be moved

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closer to the side lot line creating greater set back from the lake. While the Planning Commission was not aware of what the exact footage would be but did recommend approval of the 15' right-of-way setback variance, consistent with the Variance Board; a lakeshore setback variance of up to of 36.67'; and a 5' side yard setback variance that would shift the house and deck further from the lake. The Planner noted that the difference between the 39' Variance Board's recommended lakeshore setback variance and the Planning Commission 36.67' lakeshore setback variance and what is gained by allowing the 5' side yard setback rather than the normal 10' setback, is only 2.33' greater than with the 10' setback. Both the Variance Board and Planning Commission recommend approval, but with different amounts. Kermes asked if the lakeshore setback is from the lakeshore to the proposed deck. The Planner stated that it is. Kermes asked the distance to the house itself. The Planner stated that it is 25' 1 ¼". With the 10' side setback it is 20' 7 7/8" from the home. Prudhon asked about the 2 feet of fill that will be brought in for the low floor separation requirement. The Planner explained that there needs to be 3 feet of separation between the low floor of the home and the 100 year high water elevation. Kermes asked what kind of setbacks are in the immediate neighborhood. The Planner stated that most of them meet setback requirements because the lots are long and narrow. This lot is the odd lot in the neighborhood but the square footage is larger. The lot is triangular. Ruzek reported that the Planning Commission was trying to get as much set back from the lake as they could. Kermes asked if any comments were received. The Planner stated that the office received two emails from one person requesting more information and most of the neighbors, as part of the application process, were made aware.

Prudhon moved to open the public comment portion of the Public Hearing. Ruzek seconded. Ayes all.

William Rust, Rust Architects and Construction, stated that the Chases' have been very gracious in working with the Town to try to meet the criteria. They are trying to build a modest home and architecturally and aesthetically blend in with the neighborhood. He stated that there are real challenges with the triangular site and is difficult to include normal amenities for a typical house. One concern had been the setback from the road, not understanding and realizing how close it was to the road. They are in strong favor in having the setback from the road from a safety standpoint. He stated that Ramsey County may be making changes to that road in the future.

Jon Chase, 2707 South Shore Boulevard, applicant, stated that he and his wife only want to build a modest home within the same footprint with the exception of the garage space. As the setback from the road and addition set back from the side yard are improved it reduces the impervious surface from 31% down to 25% with the changes.

Jamie Warndahl, 2684 South Shore Boulevard, stated that her house sits above this house. She stated that she cannot see the Chase house and her view is over the boathouse. She stated that if all stays the same she is in good shape but asked for a clarification. Jon Chase explained that the view of the boathouse, without shifting his house further from the road toward the lake will increase the view toward the road. They now have an 8' side yard setback so the 10' would not have much impact. Jamie Warndahl stated that the current house has a flat roof and the new one will have a gabled roof. She asked what the difference will be now that they

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are adding two feet of fill and will have a gabled roof instead of a flat roof. Jon Chase stated that rather than considering a full two story home they are dormering the home. Prudhon asked Jon Chase about the deck. He stated that the deck could be replaced with a patio with pavers so that it will not be considered a structure to help with the setback. Jon Chase stated that the Variance Board suggested using pavers. With the home now being elevated two feet that would require a step down from the home to the patio, they felt a deck would be more practical.

There was no further public comment. Prudhon moved to close the public comment portion of the Public Hearing. Ruzek seconded. Ayes all. Ruzek moved to close the Public Hearing. Prudhon seconded. Ayes all.

Ruzek moved, based on Variance Board, Planning Commission and Staff review and recommendation to approve 15' right-of-way setback variance and a 39' lakeshore setback variance, noting that no garage/accessory building areas variance is necessary. Prudhon seconded. Ayes all.

8:00 P.M. – PUBLIC HEARING – CONDITIONAL USE PERMIT REQUEST AT 1201 COUNTY ROAD J – TO ALLOW MASSAGE THERAPY: The Public Hearing was held at 8:26 p.m. Prudhon moved to waive the reading of Public Notice. Ruzek seconded. Ayes all. Ruzek moved to open the Public Hearing. Prudhon seconded. Ayes all.

The Planner reported that that Liv-On Family Care & Pain Management Center, located at 1210 County Road J, Suite 102 is requesting approval of a Conditional Use Permit to allow medical massage as part of the care services they offer. Liv-On provides medical services specializing in family care, pain management, acupuncture, chiropractic and other therapies. They would like to include massage therapy as part of their services. A Conditional Use Permit is required to perform massage therapy in the B-2 Zoning District. The massage therapy that would be used is defined as Massage Therapy-Commercial as follows: **3-45A, Massage Therapy-Commercial:** A building or portion of a building which is used to offer massage-like contact, including stroking, kneading, tapping or rolling of the body, for the purpose of pleasure, relaxation, physical fitness or beautification, for a fee or other valuable consideration. Institutions for the hospitalization or care of human beings by/or anyone licensed by the State of Minnesota to practice medicine, surgery, osteopathy, chiropractic, physical therapy or podiatry shall not be considered a massage practice per definition.”

A Conditional Use Permit means that the use is allowed but may be subject to conditions established by the Town. The Town has established standards which must be met by the applicants. The Planner reported that the Planning Commission has reviewed the request and recommends approval.

Ruzek moved to open the public comment portion of the Public Hearing. Prudhon seconded. Ayes all.

Florence Fon, owner, stated they are a family care center and provide all services from birth to geriatric. She has been in medical care for 15+ years and has worked with Presbyterian Home Services. She stated that they would like to create something for the community that would

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help. They are looking forward to providing services for people to keep healthy, which includes HIV prevention. A new medical director will be joining Liv-On. In response to a question if the medical services are in place now, Florence Fon stated that they are in place now. In response to a question how many people would be administering the massage therapy, she stated that they have a licensed occupational therapist and an assistant to the occupational therapist will be a massage therapist. At present, they have one and will hire a second one.

There were no further public comments. Ruzek moved to close the public comment portion of the Public Hearing. Prudhon seconded. Ayes all.

Kermes asked if in the ordinance there are any facilities or staff to provide inspections for this service. The Planner stated that medical is licensed by the state or county. Florence Fon reported that she has a family practitioner license through the state; a nursing license through the states of Minnesota and Wisconsin; and BA through the drug enforcement administration. The licensing would be coming through the clinic. She understands what is allowed and what is not allowed. Kermes asked that guidance be asked from the Sheriff's Office regarding this type of operation. The Clerk stated that the Sheriff's Office has offered their services to review the requests and perform background checks. If the Board would like to consider approving the Conditional Use Permit subject to background checks from the Ramsey County Sheriff's Office and follow through on any recommendations that they would make. This is unfamiliar territory for the Town and the RCSO guidance would be a benefit. Ruzek asked if this would pertain to the business as a whole or just to the massage portion of the business. The Clerk noted that the Conditional Use Permit is just for the massage portion of the business so whatever conditions are placed are for that portion of the business. Ruzek noted that the definition of what they will be doing is anyone licensed by the State of Minnesota to practice medicine, surgery, osteopathy, chiropractic, etc. shall not be considered a massage practice per definition. In the Conditional Use Permit if there is inappropriate massage being performed that is a violation. That is no different than smoking enforcement. The Planner stated that there are two definitions: massage therapy-commercial and massage therapy-other. The Clerk stated that if the conditional use is approved, there would be conditions attached. The Town, County and State have other statutes that would enforce other regulations. The Sheriff's Office would provide one more layer of review of a sensitive area that requires expertise that the Town does not have. Kermes asked the Town Attorney for comment. The Town Attorney stated that some of the uses are permitted uses and are excluded from this Conditional Use Permit. This Conditional Use Permit deals only with massage. When the Conditional Use Permit is issued, the Ramsey County Sheriff's Office would provide background checks on individuals doing massage services. The Town is reserving the right to review those reports from the Sheriff's Office.

Florence Fon stated that they have run into the same issue recently when someone who applied for massage therapist did not have a clear background check. She stated that they will provide names to the Sheriff's Office. One of the components of their contracts is that the applicant is aware that if there is a violation or issue with the law they will lose their job.

Prudhon moved to close the Public Hearing. Ruzek seconded. Ayes all.

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Ruzek moved, based on Planning Commission and Staff review and recommendation to approve the Conditional Use Permit, Zoning Certificate with attached requirements which allows massage therapy to be performed at the Liv-On Family Care & Pain Management Center, 1210 County Road J, Suite 102; subject to Ramsey County Sheriff's Office background check of the individual performing massage therapy and providing recommendations to the Town; and standards which must be met under the Conditional Use Permit and other conditions. Prudhon seconded.

Florence Fon asked how the process goes and if she waits to hear from the Sheriff's Office. At present they have a gentleman in the clinic and asked if she could provide his name to the Sheriff's Office or wait to hear from them. The Clerk reported that she should deal directly with the Town and provide the name and the Town will deal with the Sheriff's Office.

The motion was made and seconded. Kermes called the question for those in favor of the Conditional Use Permit. Ayes all.

WAYNE KAZMIERCZAK – INDEPENDENT SCHOOL DISTRICT #624 OPERATING LEVY PRESENTATION: The Clerk reported that the Town received a request from the School District to allow the School Superintendent to approach the Town Board with some background on the upcoming school referendum.

Kermes welcomed Mr. Kazmierczak to the community. Wayne Kazmierczak, School Superintendent, stated that he has been with the School District for four years as Assistant Superintendent for Finance and Operations and has taken over the position of Superintendent. He reported that the district had a demographer assist the district regarding enrollment. The district has an enrollment in K-12 of 8,200 for the school year 2016-2017. The demographer provided projections for the next five years of 8,670 students to about 9,000. The ten year projection is up to 9,400 – 9,500 students. This fall the district opened the year with 8,616 students. October 1st enrollment in the State is important because that is what funding is based on. October 1st enrollment was 8,579. Compared to a year ago the enrollment was 8,249 so the district picked up 330 students in that year. In addition to growing, the district has also changed. There are about 50 home languages spoken other than English. Six years ago that number was 25. In addition to growing the district has also changed. Ruzek asked if, district wide, there has been a shift in where the change is within the district. The number of school buildings is concentrated in the southern part of the district. There seems to be considerable growth in the north. It was projected to have 8400 students in the fall but exceed that by a few hundred. It was not concentrated on any one geographic area or grade level. The largest percentage of increase in the elementary school was at Lake Aires. In another year it is expected to have another study once the housing developments are built. With student growth there won't be enough classroom space. Ruzek asked if they are picking up growth with the 916 school. Mr. Kazmierczak stated that it is not included. If one of the district students would be attending a 916 program they would be included in the 916 rolls. Middle school seems flat. The 3, 4, 5 grades have well over 700 students each. The Central Middle School now has about 300 students more than Sunrise. A survey conducted last spring asked if the school district could be graded, what grade would the White Bear School District be graded. Most of the responses gave the School District an "A". That is higher than 2013 and higher than the

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national bench mark. Response to the support of the operating levy was 69%. When reminded of neutral tax impact support grew to 82%. The present operating levy is \$1,538 per pupil which generates \$14.2 million annually. The budget is a little over \$100 million. The operating levy is in place for six years. They are asking to renew the levy for ten. The operating levy has an annual inflationary adjustment. This is the last year of the existing levy. This is the first year of renewal and there is no adjustment. The amount per pupil remains the same. Only about 28-30% of households in the school district have children in school. Certain credits that the students earn in high school can be brought. That saves about \$4 million per year in tuition. Career Pathways programs are available to students in manufacturing, construction, information technology and healthcare. The district's impressive graduation rate has continued to increase. They graduated about 90% of students last year. The state average is 82%. The School District values partnerships. They are good stewards of money with a AA bond rating. Looking forward is enrollment growth. They will have to manage the growth. A comprehensive facilities planning process will begin this year. There is a strategic planning group that is open for public participation. This group will set the stage for the next 3-5 year growth. Kermes stated that the Town would be interested in the progress in the strategic planning process. Mr. Kazmierczak stated that he would be glad to come before the Board to provide an update.

Prudhon moved to approve the Resolution of Support from White Bear Township for the Proposed White Bear Lake School District #624 Operating Levy Referendum. Ruzek seconded. Ayes all.

SCORE GRANT – APPROVAL: The Planner reported that the annual SCORE grant is provided to municipalities in Ramsey County to assist with recycling programs. The Town applied for the funding and the proposed funding amount requested is \$27,335.00. The Town proposes to use the grant funding for the following: 1) Administration - \$8,000; 2) Promotional - \$870.00; 3) Recycling containers - \$28,004.00; 4) Collection of recyclables - \$15,651 (electronics, tires, batteries at the annual spring clean-up).

Prudhon moved, based on Staff review and recommendation to approve the submission of the 2018 SCORE Funding Grand application to Ramsey County requesting \$27,335.00 funding for 2018 and approve the Resolution Approving the 2018 SCORE Grant. Ruzek seconded. Ayes all.

BELLAIRE BEACH HOUSE ROOF REPLACEMENT: 1) RECEIVE BIDS; 2) AWARD CONTRACT: The Public Works Director reported that the Township entered into a 99 year lease agreement for Bellaire Beach with Ramsey County on May 23, 1989. As part of the lease the Township has the responsibility to maintain the property in good repair and tenantable condition. In order to meet the intent of this agreement certain improvements will need to be made. Roof replacement is scheduled for 2017. Bathroom renovations, metal door and frame replacements and painting of the exterior is scheduled for 2018. The current roof tar and gravel has reached the end of its useful life. The proposed replacement will be a colored, standing seam 24 gauge metal roof which will be more durable and last longer than the existing roof. Color options were presented to the Park Board to review and make a recommendation. The recommended color is slate blue. Staff requested quotes from three contractors. Two provided proposals for complete roof removal and replacement as specified. Commercial Roofing &

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Sheet Metal, Inc. provided a quote of \$37,441.00; S.J. Anderson provided a quote for \$35,900.00. The project is identified in the 2017-2021 CIP for \$40,000 with funding from the Parks and Recreation Account of the General Fund in 2017.

Ruzek moved to receive bids for the Bellaire Beach House roof replacement. Prudhon seconded. Ayes all.

Ruzek moved, based on Park Board and Public Works Director's review and recommendation to award the contract to S.J. Anderson Construction in the amount of \$35,900.00 for the replacement of the roof on the Bellaire Beach beach house as identified in the 2017-2021 CIP with funding from the Parks and Recreation Account in the General Fund. Prudhon seconded. Ayes all.

UTILITY RATES – APPROVE: The Finance Officer reported that the Town's Utility Commission in June recommended the Town increase its utility rates. These rate increases would generate revenues to cover 100% of operations and some of the asset depreciation costs. Proposed improvements to the systems based on the current 5-year capital improvement plan cause the funds to show a loss of cash. The effects of these increases would be that a resident would see around an \$11.87 to \$174.45 per quarter increase in their utility bills for 2018. Actual increases would depend on water usage. The new rates need to be approved before December in order for the rates to be effective with the December, January and February billing cycle. He reviewed the proposed 2018 utility rates as follows:

Water Rates:

	<u>Gallons</u>	<u>2017 Rates</u>	<u>Proposed 2018 Rates</u>
Base Rate		\$19.20	\$20.50
Volume Rate			
Tier 1	0 – 20,000	\$ 2.01	\$ 2.25
Tier 2	20,001-32,000	\$ 2.21	\$ 2.45
Tier 3	32,001-44,000	\$ 2.76	\$ 3.10
Tier 4	44,001+	\$ 4.14	\$ 4.60
Irrigation:			
Residential		\$ 2.76	\$ 3.10
Commercial		\$ 2.76	\$ 3.85

Sewer Rates:

Base Rate:			
Residential		\$48.38	\$50.80
Commercial		\$42.82	\$45.00
Volume Rate:			
Residential		\$ 2.00	\$ 3.00
Commercial		\$ 5.00	\$ 7.50

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Storm Water Rates:

Per Quarter	\$20.00	\$20.00
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Based on the review of some of the commercial users errors were found in the calculations which will add revenue to the fund. The recommendation is that the storm water rates remain the same.

All volume rates are per thousand gallons with the sewer rate based on winter quarter water usage for residential customers.

Even with the rate increases in the sanitary sewer and storm water fund the cash will decrease over the next few years. This is based on proposed projects. On the sanitary sewer level the projects that had been proposed when calculating out the rates had already been pushed back a year or two.

Kermes noted that the Utility Commission has spent a lot of time and effort reviewing the rates. Their concern was that the funds were under-recovering for expenses. He noted that with the rates by 2020 the funds should recover. Prudhon asked what the targeted depreciation number is. The Finance Officer state that a few years back the Board determined that the rates should cover 75% depreciation. In the finance reports 100% depreciation is reported. The financial report indicates that some money may be lost but that depreciation is a non-cash item and does not reduce the cash until a project is done and financed, such as the sewer lining project. Prudhon asked how long it would take with the proposed rates to recover. The Finance Officer stated that it will still take a few years. He reported that the water fund is close but the sanitary sewer and stormwater fund where increases in rates were held off will take a few years. The storm water fund has a number of projects proposed which will use the cash.

The Finance Officer reported that the proposed 2018 rates will take effect in for the December, January and February billing cycle which will be due in April 2018. The rates will be reviewed annually.

Kermes moved, based on Utility Commission and Finance Officer's review and recommendation to approve the utility rate increases as outlined. Ruzek seconded. Ayes all.

OPEN TIME: Larry Walker, Leadership Tomorrow Committee member, outlined the Leadership Tomorrow Program. The program is part of the Greater White Bear Lake Community Foundation in partnership with White Bear Area Chamber of Commerce, White Bear Lake Rotary Club, and the AWL Group. Program participants (18-20 individuals) will be selected by the Leadership Tomorrow Advisory Committee. Every effort will be made to include representatives from business, government, education, nonprofit organizations, residents a large, and those bringing diversity to the program in areas including, but not limited to professional, geographic age, gender, and ethnic background. The program prepares, engages, and challenges participants through a 10-month long program combining leadership skill development and a raised awareness of local community. Participants connect deeply with each other, develop practical leadership skills, explore community leadership roles, learn about the needs, opportunities, and challenges facing our community and meet and engage directly

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with leaders of the organizations working to address them. The outcome is increased leadership ability and an increase in overall capacity to make our community the great place it is to live and work. Larry Walker reported that the cost is \$350 which covers all instruction, activities, program materials, meals, and graduation expenses. Partial scholarships are available and a separate application must be submitted to be considered for scholarship assistance. Information and applications were available for those interested.

RECEIPT OF AGENDA MATERIALS / SUPPLEMENTS: Prudhon moved to receive all of the agenda materials and supplements for tonight's meeting. Ruzek seconded. Ayes all.

Respectfully Submitted,

William F. Short
Clerk-Treasurer

Approved As Official Meeting Minutes

Town Board Supervisor

Date



**Town Board Meeting
November 6, 2017**

Agenda Number: 5A – Consent Agenda

**Subject: Resolution Certifying Delinquent Water Charges to
County Auditor – Approve Resolution**

Documentation: Resolution

Action / Motion for Consideration:

Based on Staff Review & Recommendation Adopt

Resolution Certifying Delinquent Water Charges to County Auditor

Ruzek – Moves

Prudhon - Second

EXTRACT OF MINUES OF A MEETING OF THE TOWN
BOARD OF THE TOWN OF WHITE BEAR, MINNESOTA,
HELD ON NOVEMBER 6, 2017

Pursuant to due call and notice thereof, a Regular Meeting of the Town Board of the Town of White Bear, Minnesota, was duly held at Heritage Hall in said Town on November 6, 2017 at 7:00 o'clock p.m.

The following members were present: Supervisors; Kermes, Prudhon and Ruzek; and the following members were absent: None.

Supervisor Ruzek introduced the following Resolution and moved its adoption:

**RESOLUTION CERTIFYING DELINQUENT WATER CHARGES
(AUDITOR NO. 97170001) TO COUNTY AUDITOR BE IT
RESOLVED BY TOWN BOARD OF WHITE BEAR, MINNESOTA**

1. That pursuant to Section 8, of Ordinance No. 12, the Clerk, is hereby authorized and directed to certify to the Auditor of Ramsey County, Minnesota, the delinquent water charges on the following described parcels of real estate in the Town of White Bear:

013022110046	468.51
013022120085	662.62
013022120100	612.81
013022140032	592.25
013022140040	132.78
013022220023	162.30
013022220028	118.78
013022410004	288.19
013022410018	145.57
013022410049	288.42
013022430004	129.18
013022440015	402.15
013022440055	682.20
023022410027	94.02
033022230041	929.04

033022230052	298.90
033022230057	363.35
033022320078	137.18
033022330064	464.87
033022330082	430.66
033022340035	203.72
033022440008	250.10
043022110002	49.95
043022110012	124.86
043022110020	361.22
043022140006	470.67
043022140009	171.18
043022140025	296.71
043022140029	436.50
043022140035	1636.68
043022140043	441.46
043022140053	110.31
043022140053	181.44
043022140054	338.93
043022140065	520.93
043022140070	340.18
043022410200	167.36
043022410234	225.34
043022410235	278.51
043022410255	121.84
043022410255	187.09
043022410256	249.08
043022410260	84.71
043022410262	205.62
043022410272	131.08
043022410291	260.35
043022410300	156.47
043022440018	196.63
043022440032	317.69
043022440047	298.21
043022440050	283.25
043022440058	639.10
043022440069	391.12
043022440075	244.69
043022440089	271.21
053022210045	1650.57

093022110015	240.69
093022110016	344.80
093022110036	422.21
093022110047	391.00
103022110032	342.25
103022120038	246.16
103022120049	391.14
103022120077	131.32
103022120081	267.38
103022120087	49.53
103022130011	470.25
103022130028	1186.23
103022140009	154.68
103022140020	254.04
103022140021	421.63
103022140029	372.28
103022140039	237.15
103022140061	1786.34
103022220005	427.41
103022220020	100.28
103022220024	240.38
103022220056	586.59
103022430006	368.97
103022430023	364.49
103022430041	214.26
103022430053	254.16
103022430091	433.56
103022440005	498.25
103022440025	370.63
103022440052	510.72
103022440058	407.99
103022440082	559.18
103022440099	421.40
103022440100	361.32
113022140006	494.51
113022140074	75.83
113022140076	265.39
113022230012	296.64
113022310007	512.88
113022310009	171.89

113022310013	137.92
113022310015	302.46
113022310030	136.37
113022310034	224.90
113022320018	729.95
113022320026	359.10
103022320041	419.58
113022320049	205.51
113022320092	261.65
113022330022	330.82
113022340007	468.26
113022410022	306.24
113022410035	338.29
113022410047	383.00
113022410048	280.76
113022410090	494.02
113022420047	609.07
113022420063	318.34
123022110082	700.04
123022110083	154.63
123022120028	188.80
123022120053	551.63
123022120078	552.02
123022130009	254.17
123022130011	278.31
123022130017	173.16
123022130024	382.64
123022130034	63.49
123022130047	187.35
123022130059	354.50
123022130081	241.53
123022130088	176.93
123022130093	342.04
123022210006	547.65
123022210024	159.73
123022220003	41.69
123022220053	392.40
123022220064	427.83
123022220076	268.60
123022230003	336.12
123022230011	289.08

123022230026	240.73
123022230041	356.82
123022230045	474.94
123022240006	107.70
123022240021	269.60
123022240043	284.25
123022410079	60.77
123022410108	289.71
123022420009	296.06
123022420011	226.09
123022420027	57.58
123022420049	523.02
153022120016	84.61
153022210004	202.11
163022220007	92.79
163022230035	75.95
163022240007	79.55
163022310007	54.29
163022310070	127.29
173022430006	368.50
173022430024	1729.96
173022440068	283.05
213022140015	317.99
213022140031	678.13
213022140036	102.88
213022140050	153.82
213022140051	54.14
213022410034	286.71
213022440028	276.01
213022440062	54.88
213022440070	190.22
223022110040	153.77
223022110053	155.51
223022110103	62.60
223022120070	483.29
223022130017	294.49
223022140005	57.52
223022140006	109.48
223022230051	131.89
223022320029	361.44
223022320039	271.81

223022320087	183.93
223022320107	344.13
223022320109	153.44
223022320115	76.58
223022320124	285.69
223022330029	319.37
223022330046	365.02
223022330048	117.52
223022330060	68.40
223022330061	421.95
243022340008	138.31
243022340012	201.90
243022420030	453.79
243022420043	342.94
243022420048	171.87
243022430006	620.18
243022430009	260.43
243022430027	410.74
243022430032	320.61
243022430040	53.53
243022430062	295.28
243022430079	266.27
243022440012	65.47
243022440052	391.43
243022440071	797.10
243022440072	401.08
253022120008	578.06
253022120041	218.77
253022120065	298.86
253022130008	243.60
253022130019	344.40
253022130021	357.07
253022130022	366.26
253022130049	335.33
253022130051	384.53
253022130065	148.83
253022130092	403.85
253022140023	1257.50
253022140026	285.72
253022140040	431.43
253022140044	290.45

253022140051	311.48
253022140099	277.68

The motion for the adoption of the foregoing Resolution was duly seconded by Supervisor Prudhon, and upon vote being taken thereon, the following voted in favor thereof: Kermes, Prudhon and Ruzek; and the following voted against the same: None.

Whereupon said Resolution was declared duly passed and adopted.

STATE OF MINNESOTA)
)
 COUNTY OF RAMSEY)
)
 TOWN OF WHITE BEAR)

I, the undersigned, being the duly qualified and acting Clerk of the Town of White Bear, Minnesota, DO HEREBY CERTIFY, that I have carefully compared the attached and foregoing Extract of Minutes of the Regular Meeting of the Town Board of the said Town held on the 6th day of November, 2017, with the original on file in my office, and that the same is a full, true and complete transcript therefrom, insofar as the same relates to a Resolution directing certification of Delinquent Water Charges.

WITNESS my hand such Clerk and the Town Clerk's Seal this 6th day of November, 2017.

 TOWN CLERK, TOWN OF WHITE BEAR, MN



**Town Board Meeting
November 6, 2017**

Agenda Number: 5B – Consent Agenda

**Subject: Resolution Certifying Delinquent Sewer Charges to
County Auditor – Approve Resolution**

Documentation: Resolution

Action / Motion for Consideration:

Based on Staff Review & Recommendation Adopt

Resolution Certifying Delinquent Sewer Charges to County Auditor

Ruzek – Moves

Prudhon – Second

EXTRACT OF MINUES OF A MEETING OF THE TOWN
BOARD OF THE TOWN OF WHITE BEAR, MINNESOTA,
HELD ON NOVEMBER 6, 2017

Pursuant to due call and notice thereof, a Regular Meeting of the Town Board of the Town of White Bear, Minnesota, was duly held at Heritage Hall in said Town on November 6, 2017 at 7:00 o'clock p.m.

The following members were present: Supervisors; Kermes, Prudhon and Ruzek; and the following members were absent: None.

Supervisor Ruzek introduced the following Resolution and moved its adoption:

**RESOLUTION CERTIFYING DELINQUENT SEWER CHARGES
(AUDITOR NO. 97170002) TO COUNTY AUDITOR BE IT
RESOLVED BY TOWN BOARD OF WHITE BEAR, MINNESOTA**

1. That pursuant to Section 8, of Ordinance No. 12, the Clerk, is hereby authorized and directed to certify to the Auditor of Ramsey County, Minnesota, the delinquent water charges on the following described parcels of real estate in the Town of White Bear:

013022110046	405.45
013022120085	422.76
013022120100	490.74
013022140032	582.97
013022140040	160.69
013022220023	362.74
013022410004	486.09
013022410018	187.77
013022410049	533.26
013022430004	214.84
013022440015	455.17
013022440055	475.61
023022410027	151.76
033022230041	580.40

033022230052	340.75
033022230057	410.57
033022320078	148.39
033022330064	490.38
033022330082	457.32
033022340035	320.48
033022440008	355.17
043022110002	53.31
043022110012	117.79
043022110020	393.19
043022140006	437.37
043022140009	230.64
043022140025	345.62
043022140029	369.76
043022140035	575.76
043022140043	483.83
043022140053	258.92
043022140054	380.33
043022140065	394.62
043022140070	369.65
043022410200	322.11
043022410234	354.43
043022410235	371.51
043022410255	226.76
043022410256	333.61
043022410260	177.27
043022410262	317.08
043022410272	212.99
043022410291	352.98
043022410300	187.22
043022440018	317.26
043022440032	424.08
043022440047	380.07
043022440050	353.77
043022440058	572.08
043022440069	371.32
043022440075	332.57
043022440089	356.55
053022210045	1202.17
093022110015	235.62
093022110016	409.58

093022110036	342.70
093022110047	362.27
103022110032	363.39
103022120038	339.98
103022120049	348.27
103022120077	161.95
103022120081	277.41
103022120087	71.31
103022130011	484.71
103022130028	949.10
103022140009	220.67
103022140020	332.86
103022140021	466.87
103022140029	276.22
103022140039	341.84
103022140061	1239.17
103022220005	451.84
103022220020	115.73
103022220024	321.69
103022220025	280.34
103022220056	537.59
103022430006	415.58
103022430023	409.56
103022430041	235.33
103022430053	260.80
103022430091	440.11
103022440005	506.31
103022440025	246.20
103022440052	439.09
103022440058	376.57
103022440082	463.12
103022440099	455.11
103022440100	375.61
113022140006	538.47
113022140074	102.42
113022140076	358.72
113022230012	452.39
113022310007	450.91
113022310009	249.21
113022310013	228.83
113022310015	296.90

113022310030	166.33
113022310034	318.19
113022320018	546.83
113022320026	418.90
103022320041	433.27
113022320049	311.75
113022320092	296.00
113022330022	361.37
113022340007	417.35
113022410022	211.42
113022410035	373.86
113022410047	415.75
113022410048	352.49
113022410090	444.32
113022420047	529.44
113022420063	395.23
123022110082	922.50
123022110083	141.63
123022120028	245.89
123022120053	154.06
123022120078	551.16
123022130009	323.48
123022130011	117.31
123022130017	148.53
123022130024	480.62
123022130035	317.20
123022130047	230.97
123022130059	377.65
123022130081	185.23
123022130088	219.32
123022130093	369.70
123022210006	587.02
123022210024	432.38
123022220003	117.69
123022220053	411.54
123022220064	470.78
123022220076	266.44
123022230003	638.67
123022230011	333.90
123022230026	310.16
123022230041	416.14

123022230045	492.26
123022240006	100.90
123022240016	108.99
123022240021	360.74
123022240043	311.08
123022410079	64.92
123022410108	334.70
123022420009	390.95
123022420011	286.80
123022420027	80.94
123022420049	503.85
153022120016	150.57
153022210004	317.13
163022220007	81.03
163022240007	78.96
163022310007	77.15
163022310070	169.20
173022430024	369.13
173022440068	378.34
213022140015	420.67
213022140031	459.85
213022140036	152.36
213022140051	67.25
213022410034	359.06
213022440028	360.84
213022440062	66.13
213022440070	317.13
223022110040	199.76
223022110053	216.69
223022120017	64.83
223022120070	418.15
223022130017	403.94
223022140005	80.94
223022140006	152.97
223022230051	80.61
223022320029	443.76
223022320039	247.66
223022320087	148.27
223022320107	416.30
223022320109	221.16
223022320115	60.05

223022320124	373.63
223022330029	231.43
223022330046	437.37
223022330048	146.03
223022330060	85.17
223022330061	467.17
243022340008	263.11
243022340012	336.33
243022420030	382.81
243022420043	426.73
243022420048	213.79
243022430006	832.64
243022430009	361.57
243022430027	412.17
243022430032	401.23
243022430040	58.75
243022430062	383.98
243022430079	337.05
243022440052	318.15
243022440071	462.54
243022440072	470.24
253022120008	509.90
253022120041	335.69
253022120065	365.53
253022130008	343.30
253022130019	153.61
253022130021	406.14
253022130022	374.38
253022130049	360.76
253022130051	443.19
253022130065	193.52
253022130092	452.74
253022140023	929.03
253022140026	204.33
253022140040	390.72
253022140044	368.77
253022140051	415.86
253022140099	316.20

The motion for the adoption of the foregoing Resolution was duly seconded by Supervisor Prudhon, and upon vote being taken thereon, the following voted in favor thereof: Kermes, Prudhon and Ruzek; and the following voted against the same: None.

Whereupon said Resolution was declared duly passed and adopted.

STATE OF MINNESOTA)
)
COUNTY OF RAMSEY)
)
TOWN OF WHITE BEAR)

I, the undersigned, being the duly qualified and acting Clerk of the Town of White Bear, Minnesota, DO HEREBY CERTIFY, that I have carefully compared the attached and foregoing Extract of Minutes of the Regular Meeting of the Town Board of the said Town held on the 6th day of November, 2017, with the original on file in my office, and that the same is a full, true and complete transcript therefrom, insofar as the same relates to a Resolution directing certification of Delinquent Sewer Charges.

WITNESS my hand such Clerk and the Town Clerk's Seal this 6th day of November, 2017.

TOWN CLERK, TOWN OF WHITE BEAR, MN



**Town Board Meeting
November 6, 2017**

Agenda Number: 5C – Consent Agenda

Subject: Resolution Certifying Delinquent Stormwater Charges to County Auditor – Approve Resolution

Documentation: Resolution

Action / Motion for Consideration:

Based on Staff Review & Recommendation Adopt

Resolution Certifying Delinquent Stormwater Charges to County Auditor

Ruzek – Moves

Prudhon – Second

EXTRACT OF MINUES OF A MEETING OF THE TOWN
BOARD OF THE TOWN OF WHITE BEAR, MINNESOTA,
HELD ON NOVEMBER 6, 2017

Pursuant to due call and notice thereof, a Regular Meeting of the Town Board of the Town of White Bear, Minnesota, was duly held at Heritage Hall in said Town on November 6, 2017 at 7:00 o'clock p.m.

The following members were present: Supervisors; Kermes, Prudhon and Ruzek; and the following members were absent: None.

Supervisor Ruzek introduced the following Resolution and moved its adoption:

**RESOLUTION CERTIFYING DELINQUENT STORM WATER
CHARGES
(AUDITOR NO. 97170003) TO COUNTY AUDITOR BE IT
RESOLVED BY TOWN BOARD OF WHITE BEAR, MINNESOTA**

1. That pursuant to Section 8, of Ordinance No. 12, the Clerk, is hereby authorized and directed to certify to the Auditor of Ramsey County, Minnesota, the delinquent water charges on the following described parcels of real estate in the Town of White Bear:

013022110046	109.55
013022120085	129.40
013022120100	139.19
013022140032	144.49
013022140040	62.61
013022220023	241.23
013022410004	108.83
013022410018	86.20
013022410029	280.80
013022410049	141.16
013022430004	108.83
013022440015	138.95
013022440055	144.43

023022120008	136.80
023022410027	86.20
033022140001	270.48
033022230041	133.72
033022230052	144.49
033022230057	144.49
033022320078	108.72
033022330064	144.49
033022330082	144.49
033022340035	144.49
033022440008	144.47
043022110012	70.08
043022110020	144.40
043022140006	141.16
043022140009	108.83
043022140025	133.72
043022140029	141.38
043022140035	144.49
043022140043	144.49
043022140053	108.83
043022140054	136.48
043022140065	159.62
043022140070	141.61
043022410200	144.47
043022410234	161.10
043022410235	144.48
043022410255	108.83
043022410256	152.07
043022410260	86.20
043022410262	144.49
043022410272	108.83
043022410291	144.59
043022410300	62.00
043022440018	143.59
043022440032	161.10
043022440047	144.49
043022440050	141.16
043022440058	136.97
043022440069	144.25
043022440075	144.49
043022440089	144.49

063022110004	269.80
093022110015	90.52
093022110016	144.25
093022110036	144.49
093022110047	147.91
103022110032	144.49
103022120038	144.49
103022120049	133.72
103022120077	86.96
103022120081	121.98
103022120087	48.07
103022130011	144.49
103022130028	144.50
103022140009	108.83
103022140020	86.20
103022140021	144.40
103022140029	86.20
103022140039	144.49
103022140061	144.49
103022220005	144.49
103022220020	62.60
103022220024	146.25
103022220025	133.72
103022220056	144.49
103022430006	161.10
103022430023	226.69
103022430041	108.83
103022430053	119.50
103022430091	144.25
103022440005	133.72
103022440025	86.20
103022440052	144.49
103022440058	144.08
103022440082	133.72
103022440099	144.49
103022440100	133.72
113022140006	138.95
113022140074	60.55
113022140076	143.59
113022230012	144.49
113022310007	133.72

113022310009	108.83
113022310013	110.26
113022310015	111.09
113022310030	86.20
113022310034	144.47
113022320018	140.05
113022320026	144.48
103022320041	144.49
113022320049	141.20
113022320092	83.96
113022330022	144.49
113022340007	62.00
113022410022	86.20
113022410035	133.72
113022410047	144.49
113022410048	144.49
113022410090	144.49
113022420047	161.10
113022420063	144.49
123022110082	253.11
123022110083	62.00
123022120028	86.20
123022120053	62.00
123022120078	111.89
123022130009	133.72
123022130011	62.00
123022130017	109.45
123022130024	191.22
123022130035	144.25
123022130047	86.20
123022130059	133.72
123022130081	86.20
123022130088	77.25
123022130093	144.49
123022210006	162.57
123022210024	144.49
123022220003	63.55
123022220053	138.71
123022220064	146.25
123022220076	111.09
123022230003	144.49

123022230011	144.49
123022230026	108.83
123022230041	144.50
123022230045	133.72
123022240006	65.18
123022240016	85.96
123022240021	144.49
123022240043	108.83
123022410108	109.45
123022420009	144.49
123022420011	115.54
123022420049	144.49
153022120016	85.72
153022210004	144.49
163022310070	86.20
173022430024	395.12
173022440068	144.49
213022140015	133.72
213022140031	144.49
213022140036	57.93
213022140051	48.24
213022410034	109.45
213022440028	144.49
213022440062	48.07
213022440070	144.49
223022110040	73.66
223022110053	108.83
223022120017	99.95
223022120070	144.49
223022130017	144.49
223022140005	55.13
223022140006	86.20
223022320029	144.50
223022320039	86.20
223022320087	75.51
223022320107	144.40
223022320109	108.83
223022320124	144.49
223022330029	86.20
223022330046	144.49
223022330048	106.86

223022330060	53.94
223022330061	146.25
243022340008	143.59
243022340012	144.25
243022420030	136.21
243022420043	133.72
243022420048	104.35
243022430006	161.10
243022430009	144.49
243022430027	133.72
243022430032	144.49
243022430062	144.59
243022430079	139.44
243022440052	111.09
243022440071	144.49
243022440072	141.16
253022120008	144.25
253022120041	144.49
253022120065	144.49
253022130008	144.49
253022130019	62.00
253022130021	144.41
253022130022	141.16
253022130049	133.72
253022130051	149.53
253022130065	86.20
253022130092	161.10
253022140023	144.10
253022140026	86.20
253022140040	141.16
253022140044	144.49
253022140051	144.49
253022140099	144.25

The motion for the adoption of the foregoing Resolution was duly seconded by Supervisor Prudhon, and upon vote being taken thereon, the following voted in favor thereof: Kermes, Prudhon and Ruzek; and the following voted against the same: None.

Whereupon said Resolution was declared duly passed and adopted.

STATE OF MINNESOTA)
)
COUNTY OF RAMSEY)
)
TOWN OF WHITE BEAR)

I, the undersigned, being the duly qualified and acting Clerk of the Town of White Bear, Minnesota, DO HEREBY CERTIFY, that I have carefully compared the attached and foregoing Extract of Minutes of the Regular Meeting of the Town Board of the said Town held on the 6th day of November, 2017, with the original on file in my office, and that the same is a full, true and complete transcript therefrom, insofar as the same relates to a Resolution directing certification of Delinquent Storm Water Charges.

WITNESS my hand such Clerk and the Town Clerk's Seal this 6th day of November, 2017.

TOWN CLERK, TOWN OF WHITE BEAR, MN



**Town Board Meeting
November 6, 2017**

Agenda Number: 5D – Consent Agenda

**Subject: Resolution Certifying Delinquent Refuse Charges to
County Auditor – Approve Resolution**

Documentation: Resolution

Action / Motion for Consideration:

Based on Staff Review & Recommendation Adopt

Resolution Certifying Delinquent Refuse Charges to County Auditor

Ruzek – Moves

Prudhon – Second

EXTRACT OF MINUES OF A MEETING OF THE TOWN
BOARD OF THE TOWN OF WHITE BEAR, MINNESOTA,
HELD ON NOVEMBER 6, 2017

Pursuant to due call and notice thereof, a Regular Meeting of the Town Board of the Town of White Bear, Minnesota, was duly held at Heritage Hall in said Town on November 6, 2017 at 7:00 o'clock p.m.

The following members were present: Supervisors; Kermes, Prudhon and Ruzek; and the following members were absent: None.

Supervisor Ruzek introduced the following Resolution and moved its adoption:

**RESOLUTION CERTIFYING DELINQUENT REFUSE CHARGES
(AUDITOR NO. 97170005) TO COUNTY AUDITOR BE IT
RESOLVED BY TOWN BOARD OF WHITE BEAR, MINNESOTA**

1. That pursuant to Section 8, of Ordinance No. 12, the Clerk, is hereby authorized and directed to certify to the Auditor of Ramsey County, Minnesota, the delinquent water charges on the following described parcels of real estate in the Town of White Bear:

04.30.22.41.0248	306.83
04.30.22.44.0085	394.34
11.30.22.42.0047	450.82
21.30.22.41.0034	282.74
11.30.22.41.0035	129.76
12.30.22.13.0045	84.32
12.30.22.23.0011	392.24
04.30.22.44.0089	273.27
10.30.22.44.0099	337.51
10.30.22.14.0020	335.76
12.30.22.23.0025	447.22
25.30.22.14.0026	199.93
10.30.22.14.0061	432.57
21.30.22.14.0163	362.54

11.30.22.31.0009	349.28
09.30.22.11.0036	209.22
12.30.22.13.0088	184.49
04.30.22.41.0262	367.86
11.30.22.41.0090	203.29
11.30.22.31.0007	263.47
04.30.22.41.0303	394.34
21.30.22.14.0031	455.57
21.30.22.14.0031	418.66
12.30.22.14.0003	148.38
26.29.22.31.0061	394.34
22.30.22.33.0048	504.49
24.30.22.44.0072	503.42
31.30.23.42.0192	523.60
25.30.22.13.0051	331.01
09.30.22.12.0011	472.81
04.30.22.44.0020	394.34
10.30.22.44.0068	474.43
10.30.22.12.0049	125.00
10.30.22.42.0005	444.49
22.30.22.32.0109	197.30
04.30.22.41.0275	68.74
25.30.22.13.0017	323.91
04.30.22.44.0037	69.88
11.30.22.32.0058	455.57
10.30.22.44.0058	374.93
04.30.22.41.0283	394.34
11.30.22.32.0092	259.49
22.30.22.22.0024	102.68
04.30.22.14.0025	580.33
21.30.22.44.0028	301.09
04.30.22.14.0070	197.30
12.30.22.22.0053	153.64
11.30.22.11.0013	466.95
25.30.22.13.0044	143.20
11.30.22.41.0006	413.60
22.30.22.12.0013	342.93
25.30.22.14.0057	83.96
22.30.22.12.0013	389.59
24.30.22.43.0062	418.66
24.30.22.42.0038	273.12

11.30.22.14.0011	362.13
15.30.22.12.0007	70.32
24.30.22.44.0071	464.96
22.30.22.14.0006	276.93
10.30.22.41.0035	418.66
01.30.22.41.0029	399.93
11.30.22.33.0006	80.33
04.30.22.44.0058	464.96
09.30.22.11.0044	75.33
12.30.22.23.0041	464.96
24.30.22.43.0032	464.96
25.30.22.13.0065	140.66
22.30.22.13.0017	450.88
11.30.22.33.0022	399.93
12.30.22.21.0005	70.32
25.30.22.12.0065	399.93
03.30.22.23.0057	399.93
01.30.22.44.0016	202.30
10.30.22.11.0029	54.30
11.30.22.32.0041	399.93
12.30.22.13.0012	399.93
25.30.22.14.0023	480.46
25.30.22.12.0064	74.13
21.30.22.44.0064	335.76
04.30.22.41.0291	70.32
03.30.22.23.0052	399.93
11.30.22.42.0042	350.17
10.30.22.44.0052	74.10
25.30.22.12.0008	421.40
01.30.22.12.0100	67.96
10.30.22.11.0032	335.76
11.30.22.23.0012	81.03
11.30.22.42.0063	459.96
12.30.22.22.0076	110.68
02.30.22.23.0026	195.99
03.30.22.33.0034	399.93
25.30.22.13.0008	200.99
11.30.22.32.0049	399.93
24.30.22.43.0019	138.61
04.30.22.11.0020	399.93
03.30.22.32.0067	75.33

10.30.22.22.0040	170.96
24.30.22.42.0046	399.93
01.30.22.12.0065	399.93
10.30.22.43.0006	200.99
04.30.22.43.0017	399.93
11.30.22.34.0007	262.57
12.30.22.13.0093	399.93
10.30.22.22.0076	135.18
12.30.22.41.0108	262.68
25.30.22.12.0009	355.65
12.30.22.22.0024	399.93
12.30.22.13.0035	271.11
12.30.22.23.0045	353.93
02.30.22.12.0008	151.62
12.30.22.21.0024	443.15
12.30.22.22.0097	402.26
04.30.22.44.0084	796.44
10.30.22.14.0021	402.26
04.30.22.41.0223	337.51
01.30.22.41.0049	455.82
22.30.22.32.0060	337.51
24.30.22.34.0008	363.47
28.30.22.11.0018	52.99
12.30.22.42.0009	273.68
24.30.22.42.0018	192.93
02.30.22.41.0003	152.10
11.30.22.41.0047	432.57
11.30.22.32.0026	394.34
01.30.22.44.0015	392.24
22.30.22.32.0124	637.07
25.30.22.12.0041	394.34
04.30.22.41.0270	392.24
04.30.22.14.0054	113.00
11.30.22.32.0018	197.30
01.30.22.14.0032	364.44
01.30.22.44.0055	432.57
01.30.22.41.0004	362.13
04.30.22.44.0047	436.36
03.30.22.33.0082	312.24
25.30.22.14.0099	81.05
04.30.22.44.0050	394.34

04.30.22.44.0075	148.64
21.30.22.44.0071	362.13
01.30.22.12.0012	392.24
24.30.22.43.0033	436.36

The motion for the adoption of the foregoing Resolution was duly seconded by Supervisor Prudhon, and upon vote being taken thereon, the following voted in favor thereof: Kermes, Prudhon and Ruzek; and the following voted against the same: None.

Whereupon said Resolution was declared duly passed and adopted.

STATE OF MINNESOTA)
)
 COUNTY OF RAMSEY)
)
 TOWN OF WHITE BEAR)

I, the undersigned, being the duly qualified and acting Clerk of the Town of White Bear, Minnesota, DO HEREBY CERTIFY, that I have carefully compared the attached and foregoing Extract of Minutes of the Regular Meeting of the Town Board of the said Town held on the 6th day of November, 2017, with the original on file in my office, and that the same is a full, true and complete transcript therefrom, insofar as the same relates to a Resolution directing certification of Delinquent Refuse Charges.

WITNESS my hand such Clerk and the Town Clerk's Seal this 6th day of November, 2017.

 TOWN CLERK, TOWN OF WHITE BEAR, MN



**Town Board Meeting
November 6, 2017**

Agenda Number: 5E – Consent Agenda

Subject: Resolution Affirming the Township’s Commitment to a Pollinator Friendly Environment – Approve Resolution

Documentation: Resolution

Action / Motion for Consideration:

Based on Staff Review & Recommendation Adopt

Resolution Affirming the Township’s Commitment to a Pollinator Friendly Environment

Ruzek – Moves

Prudhon – Second

EXTRACT OF MINUTES OF A MEETING OF THE TOWN
BOARD OF THE TOWN OF WHITE BEAR, MINNESOTA,
HELD ON NOVEMBER 6, 2017

Pursuant to due call and notice thereof, a Regular meeting of the Town Board of the Town of White Bear, Minnesota, was duly held at Heritage Hall in said Town on November 6, 2017, at 7:00 p.m.

The following members were present: Kermes, Prudhon, Ruzek; and the following members were absent: None.

Supervisor Ruzek introduced the following Resolution and moved its adoption:

**RESOLUTION AFFIRMING THE TOWNSHIP'S COMMITMENT
TO A POLLINATOR FRIENDLY ENVIRONMENT**

WHEREAS, bees and other pollinators are integral parts to a wide diversity of essential food production,

AND WHEREAS, native and honey bees are being threatened due to habitat loss, pesticide use, pathogens and parasites,

AND WHEREAS, research indicates use of Neonicotinoids, which are synthetic chemical insecticides causes die off of plant pollinators, including bees, butterflies, moths and other insects,

AND WHEREAS, the White Bear Town Board finds it in the public interest to demonstrate its commitment to a safe and healthy community environment through the implementation of pest management practices in maintenance of the Town parks, open spaces and property,

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF WHITE BEAR, MINNESOTA:

That the Town of White Bear shall undertake its best efforts to become a pollinator friendly Town by undertaking best management practices in the use of plantings and pesticides in all public spaces within the Town.

That the Town of White Bear shall refrain from the use of pesticides from the neonicotinoid family on Town property.

That the Town of White Bear shall undertake its best efforts to communicate to Town residents the importance of creating and maintaining a pollinator friendly habitat.

That the Town of White Bear including its contractors, will consider safe alternatives to pollinator-harming pesticides, and will use plants and plant seeds that have not been treated with neonicotinoids in its new plantings.

That the Town of White Bear will endeavor to communicate to Town residents the meanings of the following terms to help create a pollinator friendly habitat:

- **Pollination** – Pollination occurs when pollen is moved within flowers or carried from flower to flower to fertilize and produce fruit and seed in flowers, vegetables, shrubs, and trees;
- **Pollinators** – Including native bees, bumble bees, honey bees, birds, bats, butterflies, moths, beetles, and many beneficial insects, tree frogs, and small mammals;
- **Pollinator Friendly** – Practices that support and increase the pollinator population.
- **Pollinator Friendly Plants and Seeds** – A plant or seed with attributes that attract pollinators and has not been treated with pesticides.
- **Pesticides** – An umbrella term for insecticides, herbicides, and fungicides;
- **Neonicotinoids (include but not limited to imidacloprid, clothianidin, thiamethoxam, dinotefuran, acetamiprid, sulfoxaflor)** – A class of neonicotinoidal systemic insecticides that are taken up by a plant and transported to its leaves, flowers, roots, stems pollen and nectar and remain active and accumulate in the soil or plant for up to three years. Neonicotinoids are neurotoxins that cause damage to bees and other beneficial insects that also cause impaired memory, altered feeding behavior, difficulty in flight, and death. They impact pollinators and a wide range of beneficial species in soil, vegetation, aquatic and marine habitats;
- **Fipronil** – This chemical is widely used for turf pest control incorporated in more than 50 pest-killing products and is highly toxic to bees; and
- **Integrated Pest Management (IPM)** – A pest management approach that focuses on long-term prevention of pests by monitoring and correct pest identification. Control methods are biological (i.e. natural predators), cultural (i.e. changed irrigation practices), mechanical and physical controls (i.e. traps, screen mulch). Pesticides are used only if they are needed and treatments are made with the goal of removing only the target organism. Pest control materials are selected and applied in a manner that minimizes risks to human health, beneficial and no-target organisms, and the environment.



**Town Board Meeting
November 6, 2017**

Agenda Number: 5F – Consent Agenda

**Subject: Resolution Certifying Special Charges to Ramsey County
for 1508 Hammond Road – Parcel No. 15-30-22-21-0004 –
Approve Resolution**

Documentation: Resolution

Action / Motion for Consideration:

Based on Staff Review & Recommendation Adopt

**Resolution Certifying Special Charges to Ramsey County for
1508 Hammond Road – Parcel No. 15-30-22-21-0004**

Ruzek – Moves

Prudhon - Second

EXTRACT OF MINUTES OF A MEETING OF THE TOWN
BOARD OF THE TOWN OF WHITE BEAR, MINNESOTA,
HELD ON NOVEMBER 6, 2017

Pursuant to due call and notice thereof, a Regular meeting of the Town Board of the Town of White Bear, Minnesota, was duly held at Heritage Hall in said Town on November 6, 2017, at 7:00 o'clock p.m.

The following members were present: Kermes, Prudhon, Ruzek; and the following members were absent: None.

Supervisor Ruzek introduced the following Resolution and moved its adoption:

**RESOLUTION CERTIFYING SPECIAL
CHARGES (AUDITOR NO. 97-170006) TO RAMSEY
COUNTY FOR 1508 HAMMOND ROAD –
PARCEL NO. 15-30-22-21-0004**

WHEREAS, That pursuant to Ordinance No. 47, Section 14.3-4, the Town is hereby authorized and directed to certify to Ramsey County all unpaid costs associated with the vacant building program,

AND WHEREAS, the Township shall certify the amount of the expense to the County Auditor for entry on the tax rolls of the County as a special charge against the real estate,

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF WHITE BEAR, MINNESOTA:

1. That the Town shall certify to the County Auditor the following special charges:

Vacant Building Registration Fee	\$ 1,100.00
Clean Cut Outdoor Services	390.00
Administrative Charge	<u>40.00</u>
Total Levy	\$ 1,530.00



Invoice

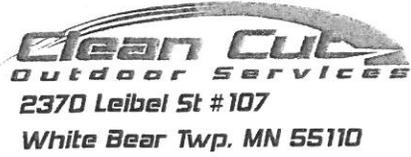
Bill To
White Bear Township 1281 Hammond Rd White Bear Township, MN 55110

Date
06/14/17
Invoice No.
8844
Due Date
06/28/17

Item	Description	Quantity	Rate	Amount
Mow	6/12 Mow 1508 Hammond Rd. 2 guys 2 hours. 4 man hours	4	65.00	260.00
	Ramsey County Sales Tax		7.125%	0.00

Subtotal	\$260.00
Sales Tax (7.125%)	\$0.00
Total	\$260.00
Payments/Credits	\$0.00
Balance Due	\$260.00

651-808-1128
matt@cleancutoutdoor.com
www.cleancutoutdoor.com



Invoice

Bill To
White Bear Township 1281 Hammond Rd White Bear Township, MN 55110

Date
09/30/17
Invoice No.
9263
Due Date
10/15/17

Item	Description	Quantity	Rate	Amount
Weekly Mow	9/8 Mow property on hoffman rd. 2 guys 1 hr 1508 Hammond Rd	2	65.00	130.00

Subtotal			\$130.00
Sales Tax (7.125%)			\$0.00
Total			\$130.00
Payments/Credits			\$0.00
Balance Due			\$130.00

651-808-1128
matt@cleancutoutdoor.com
www.cleancutoutdoor.com

Taxes



**Town Board Meeting
November 6, 2017**

Agenda Number: 5G – Consent Agenda

Subject: **Lake Links Trail Extension Meeting** – Call Special Town Board Meeting for Thursday, December 7, 2017, Beginning at 5:30 p.m. @ South Shore Trinity Lutheran Church, 2480 South Shore Boulevard, White Bear Township, Minnesota

Documentation: Public Notice

Action / Motion for Consideration:

Receive Information / Discuss

Call Special Town Board Meeting for Thursday, December 7, 2017, Beginning at 5:30 p.m. @ South Shore Trinity Lutheran Church, 2480 South Shore Boulevard, White Bear Township, Minnesota to Attend the Lake Links Trail Extension Meeting



Public Notice

Special Town Board Meeting

Thursday, December 7, 2017

Beginning At 5:30 p.m.

At

**South Shore Trinity Lutheran Church
2480 South Shore Boulevard
White Bear Township, MN 55110**

- ◆ **To Attend the Lake Links Trail Extension Community Meeting**



**Town Board Meeting
November 6, 2017**

Agenda Number: 5H –Consent Agenda

Subject: **Fast Before the Feast Tri-Fitness Race** – In Accordance with the Township’s Special Events Policy Approve the 5K & 10K Tri-Fitness Fast Before the Feast Race on November 23, 2017 (Thanksgiving Morning), Beginning With Registration at 6:30 a.m. & Direct the Event Coordinator to Work with Township Staff Regarding Sign Placement for the Event

Documentation: Staff Memo / Map of Race / Certificate of Insurance / Policy

Action / Motion for Consideration:

Receive Information / Discuss

In Accordance with the Township’s Special Events Policy Approve the 5K & 10K Tri-Fitness Fast Before the Feast Race on November 23, 2017 (Thanksgiving Morning), Beginning with Registration at 6:30 a.m. & Direct the Event Coordinator to Work with Township Staff Regarding Sign Placement for the Event

Minutes
Town Board Meeting
November 21, 2016

CONSENT AGENDA: Ruzek moved approval of the Consent Agenda as follows: 5A) In accordance with the Township’s Special Events Policy Approve the 5K & 10K Tri-Fitness Fast Before the Feast Race on November 24, 2016 (Thanksgiving Morning), Beginning With Registration at 6:30 a.m. and Direct the Event Coordinator to Work with Township Staff Regarding Sign Placement for the Event; Prudhon seconded. Ayes all.

MEMORANDUM

TO: TOWN BOARD
FROM: PATTI WALSTAD
DATE: OCTOBER 31, 2017

SUBJECT: TRI-FITNESS FAST BEFORE THE FEAST RACE

Tri-Fitness is requesting the Township's approval for their annual Fast Before the Feast Race held on Thanksgiving morning. This race has been held the last 9 years with no incidents or complaints.

The Event Coordinator has arranged to have Ramsey County Deputies at the event, and signage will be coordinated throughout the Township.

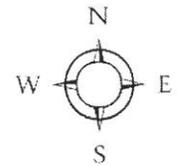
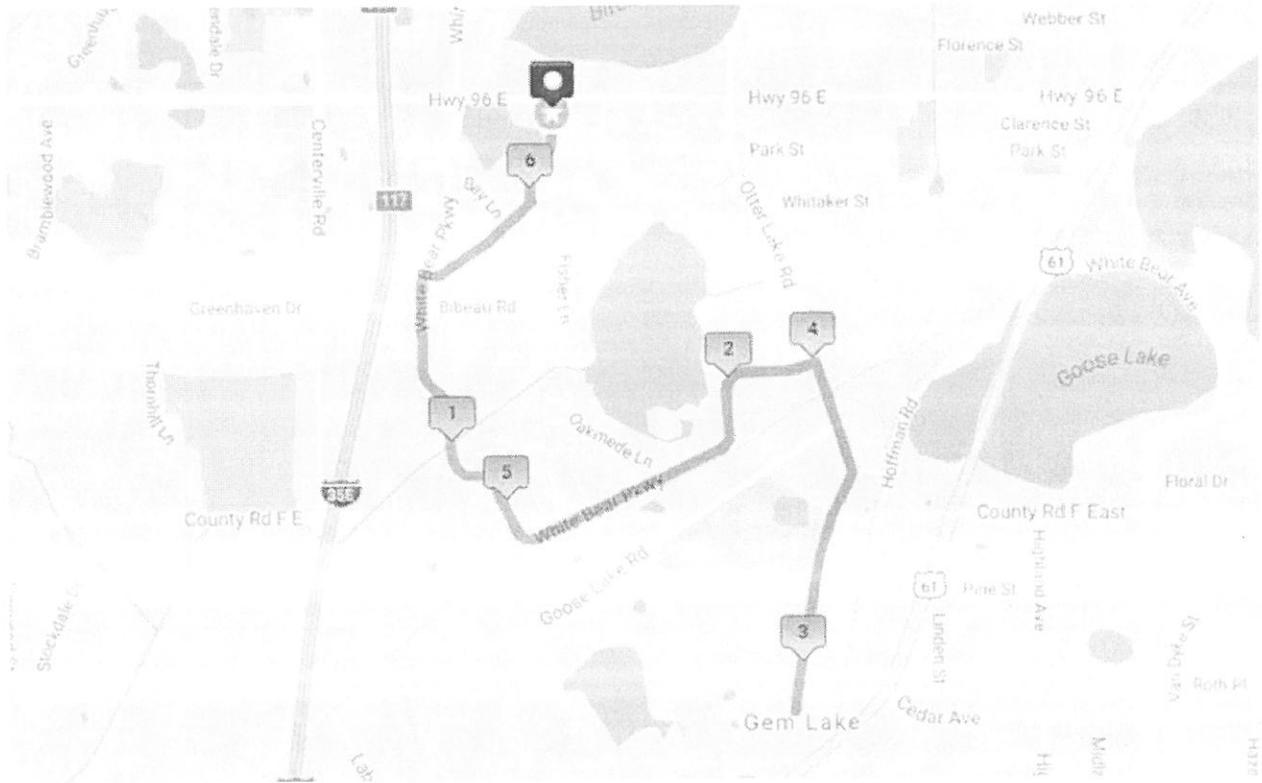
In accordance with the Special Event's Policy, the following items have been submitted:

- Certificate of Insurance listing White Bear Township as an additional insured;
- Written confirmation of Ramsey County Sheriff's Office coverage for the event.

PSW/s
cc:admin.file
b:feastrace17



Fast Before The Feast 10k Course Route



Directions:

1. Head South toward S Birch Lake Blvd
2. Right on S Birch Lake Blvd
3. Left on White Bear Pkwy
4. Right on Otter Lake Rd
5. Right on Scheuneman Rd
6. Turn around at Hillary Farm Ln and head North on Scheuneman Rd
7. Left on Otter Lake Rd
8. Left on White Bear Pkwy

9. Right on S Birch Lake Blvd

10. Head Northwest (left) right before Birchcrest Dr back to race starting position

Patti Walstad

From: Judi <Judi@trifitnesswbl.com>
Sent: Tuesday, October 31, 2017 9:28 AM
To: Patti Walstad
Subject: RE: Race

Thank you Patti! I am working with Officer Mary Kay Skelly on our officer needs for the race. I believe we already have the officers in place. If you need their names, I will get them for you. Thanks again!

What time should I show up?

From: Patti Walstad [mailto:Patti.Walstad@whitebeartownship.org]
Sent: Tuesday, October 31, 2017 9:18 AM
To: Judi <Judi@trifitnesswbl.com>
Subject: Race

Hi Judi, I am putting your race approval on the November 6th agenda for approval. Can you please shoot me an e-mail stating that you are coordinating the event with the Ramsey County Sheriff's Office.

Thanks a Bunch!

Patti

Patti S. Walstad

Patti S. Walstad
Paralegal
White Bear Township
1281 Hammond Road
White Bear Township MN 55110

Direct Dial – 651-747-2756
Office – 651-747-2750
Fax – 651-426-2258
E-mail – patti.walstad@whitebeartownship.org

Find us on FaceBook!

**WHITE BEAR TOWNSHIP
SPECIAL EVENTS POLICY**

WHEREAS THE TOWN BOARD RECEIVES REQUESTS FROM ORGANIZATIONS FOR SPECIAL EVENTS THAT ARE HELD IN WHITE BEAR TOWNSHIP, THE FOLLOWING POLICY IS HEREBY ESTABLISHED:

- 1) All special events held within the Town limits shall require Town Board approval.
- 2) Applicants shall submit a written request explaining their request, including the date, time of day, maximum number of attendees, responsible person (name and day time phone number), and all streets they are requesting to use during the event.
- 3) The applicant shall submit a Certificate of Insurance for General Liability, in the maximum amount provided by law, naming the Town of White Bear **as an additional insured** for the event. Certificate shall be stated as follows:

**“TOWN OF WHITE BEAR, ITS OFFICERS,
EMPLOYEES AND ASSIGNS”.**
- 4) Applicant’s request shall include a statement regarding their contact with and approval (if required), from all agencies that may be involved with the event (i.e. RAMSEY COUNTY SHERIFF’S DEPARTMENT; RAMSEY COUNTY PARKS & RECREATION DEPARTMENT, RAMSEY COUNTY PUBLIC WORKS DEPARTMENT, WHITE BEAR LAKE FIRE DEPARTMENT, ETC.)
- 5) Applicant shall provide route notification to the residents and businesses in the affected neighborhoods by way of temporary signs along the route, as directed by the Town Board, a minimum of 5 days in advance of the event. Spraying paint on roads, telephone poles and sidewalks is prohibited - chalk is acceptable. Permanent road signage such as speed limit signs and directional signs shall not be covered by event signage.
- 6) Applicant shall be responsible for clean up of all debris, litter, etc., resulting from the event. Applicant shall remove all temporary signage immediately after the event.
- 7) All of the above information must be submitted to the Township Office a minimum of 30 days prior to the Town Board Meeting at which the application will be considered – incomplete applications will not be considered. The 30 day requirement may be waived by the Town Board by petition of the applicant for special circumstances.
- 8) White Bear Township reserves the right to revoke all permits granted.

APPROVED BY THE TOWN BOARD MAY 3, 1999; Amended May 6, 2002, June 2, 2003 & **October 3, 2011**

RAMSEY COUNTY SHERIFF’S DEPARTMENT	651-266-7300 / or 651-484-3366
RAMSEY COUNTY PUBLIC WORKS DEPARTMENT	651-266-7100
RAMSEY COUNTY PARKS & RECREATION DEPARTMENT	651-748-2500
WHITE BEAR LAKE FIRE DEPARTMENT	651-429-8568



**Town Board Meeting
November 6, 2017**

Agenda Number: 5I –Consent Agenda

Subject: Call Assessment Hearing – Call Assessment Hearing for 1719 Whitaker Street for Monday, November 20, 2017 @ 7:10 p.m.

Documentation: Resolution Providing for Hearing on Assessments for Parcel No. 22-30-22-11-0112 (1719 Whitaker Street)

Action / Motion for Consideration:

Based on Staff Review & Recommendation Adopt

Resolution Providing for Hearing on Assessments for Parcel No. 22-30-22-11-0112 (1719 Whitaker Street)

Ruzek – Moves

Prudhon – Second

Estimated Costs – will be adjusted at Hearing

Republic Services	\$ 2,500
PODS	\$ 500
Orkin	\$ 1,000
ServiceMaster	\$15,100
Administrative Fee (25% on clean-up only fees)	\$ 4,775
Vacant Building Registration Fee	\$ 1,100
TOTAL	\$24,975

EXTRACT OF MINUTES OF A MEETING OF THE TOWN
BOARD OF THE TOWN OF WHITE BEAR, MINNESOTA,
HELD ON NOVEMBER 6, 2017

Pursuant to due call and notice thereof, a Special meeting of the Town Board of the Town of White Bear, Minnesota, was duly held at Heritage Hall in said Town on November 6, 2017, at 7:00 p.m.

The following members were present: Kermes, Prudhon, Ruzek; and the following members were absent: None.

Supervisor Ruzek introduced the following Resolution and moved its adoption:

**RESOLUTION PROVIDING FOR HEARING ON
ASSESSMENTS FOR PARCEL NO. 22-30-22-11-0112
(1719 WHITAKER STREET)**

BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF WHITE BEAR, MINNESOTA:

1. The assessment roll heretofore prepared for Parcel No. 22-30-22-11-0112 is now on file in the office of the Town Clerk, is hereby approved as the proposed assessment, and this Board shall meet at Heritage Hall, 4200 Otter Lake Road, in the Town of White Bear, Minnesota, at 7:10 p.m. on Monday, November 20, 2017, for the purpose of passing upon said assessments and hearing all objections thereto.
2. The Town Clerk is hereby authorized and directed to mail notice of said hearing to the owner of such parcel, which notice shall be in substantially the following form:

**NOTICE OF HEARING ON ASSESSMENT FOR
PARCEL NO. 22-30-22-11-0112 (1719 WHITAKER STREET)**

NOTICE IS HEREBY GIVEN, That the Town Board of the Town of White Bear, Minnesota, will meet at Heritage Hall, 4200 Otter Lake Road, in the Town of White Bear, Minnesota, at 7:10 p.m. on Monday, November 20, 2017, to hear and pass upon objections, if any, to the proposed assessment. A reasonable estimate of the impact of the assessments will be available at the hearing.

The proposed assessment roll is now on file and open to public inspection by all interested persons in the office of the Town Clerk. This assessments will be payable, in one (1) equal, annual consecutive installments, the first such installment will be payable with the general taxes payable in the year 2018, collectable with such taxes during the year 2018. The first installment will be payable with interest at the rate of 3.8% per annum on the entire assessment from November 20, 2017 to December 31, 2018, and each subsequent installment will be payable with one year's interest at said rate on all unpaid installments.

The nature of the assessment is for the abatement of the inhabitable condition of the parcel.

The total amount to be assessment is \$24,975.00.

An owner may appeal an assessment to the District Court pursuant to Section 429.081 of Minnesota Statutes, by serving Notice of the appeal upon the Chair of the Town Board or the Clerk of the Town within thirty (30) days after the adoption of the assessment and filing such Notice with the Clerk of the District Court within ten (10) days after service upon the Town Board Chair or Town Clerk providing a written objection signed by the affected property owner is filed with the municipal clerk prior to the assessment hearing or presented to the presiding officer at the hearing. Sections 435.193 to 435.195 provide that a Town making a special assessment may, at its discretion, defer the payment of that special assessment for any homestead property owner by a person 65 years of age or older from whom it would be a hardship to make the payments.

The Town of White Bear has elected to defer some special assessments and has adopted Ordinance No. 53 establishing the standards and guidelines.

Dated: November 20, 2017.

BY ORDER OF THE TOWN BOARD OF SUPERVISORS

WILLIAM F. SHORT, Clerk-Treasurer



**Town Board Meeting
November 6, 2017**

Agenda Number: 5J – Consent Agenda

Subject: Right-of-Way Permit – Based on Town Engineer Review & Recommendation & Including His Recommended Conditions, Approve Comcast Permit to Replace Underground Coaxial Cable Line to Service the Business at 1028 Meadowlands Drive Which Will Include Directional Boring under Meadowlands Drive & Several Business Driveways

Documentation: Town Engineer Correspondence / Map

Action / Motion for Consideration:

Receive Information / Discuss

Based on Town Engineer Review & Recommendation & Including His Recommended Conditions, Approve Comcast Permit to Replace Underground Coaxial Cable Line to Service the Business at 1028 Meadowlands Drive Which Will Include Directional Boring under Meadowlands Drive & Several Business Driveways



444 Cedar Street, Suite 1500
Saint Paul, MN 55101
651.292.4400
tkda.com

November 1, 2017

Honorable Chairman and Town Board
White Bear Township, Minnesota

Re: Comcast Permit Application
1028 Meadowlands Drive
White Bear Township, Minnesota
TKDA Project No. 16327.000

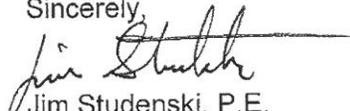
Dear Board Members:

Comcast has applied for a permit to replace underground coaxial cable line to service the business at 1028 Meadowlands Drive. Work will include directional boring under Meadowlands Drive and several business driveways.

We recommend approval with the following conditions:

1. Construction must protect Meadowlands Drive and all business driveways during the boring process.
2. Construction must protect the storm sewer located at the intersection of Allandale Drive and Meadowlands Drive.
3. Construction must protect all hydrants and install any cables behind the hydrant and not between the hydrant and street.
4. Disturbed areas shall be restored equal to or better than original condition.
5. If the relocation of these utilities becomes necessary in the future due to a public improvement, the utilities shall be relocated at no cost to the Township.
6. Call Gopher One-Call prior to any work.

Sincerely,


Jim Studenski, P.E.
Town Engineer

Enclosures

PERMIT NO. _____

CITY OF: White Bear Township

**APPLICATION FOR PERMIT FOR INSTALLATION OF UTILITIES
OR FOR PLACING UNDERGROUND CONSTRUCTION**



Name of Party or Organization performing work _____

Address 4255 Lexington Ave. #100 Arden Hills, MN 55126 Telephone 651-493-5415 (Ken Funari)

1 Nature of Work Underground fiber installation for service to new customer.

Type of Surface to be Disturbed
(Check type) Gravel Bituminous Concrete Boulevard

2 Location 1028 Meadowlands Dr - (see attached plans)

Street, Avenue, and House number 1028 Meadowlands Dr. - Arbys

(Additional information attached when necessary)

3 Size and kind of pipe, conduit or cable 1 1/2" HDPE Conduit, Coax cable

Depth from Surface (Min. 18") 36" - 48"

4 Method of Installation or Construction (including method of compaction & excavation)

PLOW PNEUMA GOPHER & TAMPER Aerial overlash to existing cable

BACKHOE Directional Bore Pull Through Existing Conduit

5 Work to start within 30 days and completed within 90 days thereafter

6 Will detouring of traffic be necessary? NO If so describe rerouting

COMCAST Project Number: **EXP 00467**
Arbys

Comcast
For Ken Funari
(Applicant)

Signed by Scott V. Sandkamp

Dated 10/25/2017

The date when work is completed must be reported to the person designed by municipality.

AUTHORIZATION OF PERMIT

Upon payment of permit fee in the amount of \$ - _____ and in consideration of the agreement to comply in all respects with the Street or Alley excavation ordinances and regulations applicable covering such operations, permission is hereby granted for the work to be done as described in the above application, said work to be done in accordance with special precautions required, as hereby stated:

It is expressly understood that this permit is conditioned upon replacement or restoration of the disturbed area to its proper condition in accordance with the appropriate rules and regulations.

APPROVED _____
DATED _____



**Town Board Meeting
November 6, 2017**

Agenda Number: 5K – Consent Agenda

**Subject: Construction Activity Reports – September/October –
Receive Reports**

Documentation: Reports

Action / Motion for Consideration:

Receive Information / Discuss

Receive Report

White Bear Township Construction Activity Report

	SEPTEMBER 2017		2017 YEAR TO DATE		2016 YEAR TO DATE	
<u>BUILDING PERMIT</u>						
<u>HOUSING</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>
SINGLE FAMILY	3	765,000	19	4,485,000	7	2,165,746
TOWN HOME	-	-	-	-	-	-
TOTALS	3	765,000	19	4,485,000	7	2,165,746
<u>MISCELL. RESIDENTIAL</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>
REMODEL & ADDITIONS	7	153,000	55	1,542,899	50	1,335,921
SIDING, ROOF. & WIND.	58	687,110	296	2,948,272	317	2,898,024
DECKS	1	3,000	35	198,060	26	131,504
SWIMMING POOLS			2	2,000	1	10,000
ACCESSORY BLDG	1	5,500	11	174,500	7	58,450
OTHER			19	589,707	24	166,250
TOTALS	67	848,610	418	5,455,438	425	4,600,149
<u>COMMERCIAL</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>
PUBLIC BUILDINGS			1	130,800	1	4,455
INDUSTRIAL			1	25,000	-	-
BUSINESS					2	2,300,000
REMODEL & ADDITIONS	5	80,000	5	80,000	4	1,140,400
OTHER			4	149,500	5	533,600
TOTALS	5	80,000	11	385,300	12	3,978,455
<u>MISCELLANEOUS</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>
DEMOLITION	1	-	1	-	3	-
<u>TOTALS</u>	76	1,693,610	449	10,325,738	447	10,744,350
PERMIT REVENUE		\$ 17,613		\$ 101,607		\$ 93,207

White Bear Township Construction Activity Report

<u>BUILDING PERMIT</u>	OCTOBER 2017		2017 YEAR TO DATE		2016 YEAR TO DATE	
<u>HOUSING</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>
SINGLE FAMILY	1	208,000	20	4,693,000	11	3,102,746
TOWN HOME					-	-
TOTALS	1	208,000	20	4,693,000	11	3,102,746
<u>MISCELL. RESIDENTIAL</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>
REMODEL & ADDITIONS	8	113,537	63	1,656,436	56	1,496,095
SIDING, ROOF. & WIND.	60	895,958	356	3,844,230	374	3,406,651
DECKS	2	11,000	37	209,060	29	139,004
SWIMMING POOLS			2	2,000	1	10,000
ACCESSORY BLDG	3	29,700	23	204,200	7	58,450
OTHER			19	589,707	25	174,871
TOTALS	73	1,050,195	500	6,505,633	492	5,285,071
<u>COMMERCIAL</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>
PUBLIC BUILDINGS	-	-	1	130,800	1	4,455
INDUSTRIAL	-	-	1	25,000	2	2,300,000
BUSINESS	1	1,800,000	1	1,800,000	-	-
REMODEL & ADDITIONS	3	190,000	8	270,000	4	1,140,400
OTHER	-	-	4	149,500	5	533,600
TOTALS	4	1,990,000	15	2,375,300	12	3,978,455
<u>MISCELLANEOUS</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>	<u>PERMITS</u>	<u>VALUATION</u>
DEMOLITION	1		2		4	
TOTALS	79	3,248,195	537	13,573,933	519	12,366,272
PERMIT REVENUE		\$ 21,998		\$ 123,606		\$ 108,100



Town Board Meeting November 6, 2017

Agenda Number: 6A – Old Business

Subject: Nancy Hauer, 1990 Ridgewood Avenue – Ordinance No. 86
Discussion

Documentation: Nancy Hauer E-mail / Proposed Sign / Trapping
Information Packet

Action / Motion for Consideration:

Receive Information / Discuss

Nancy Hauer Presentation

News & Views Article: October 11, 2017



HUNTING/TRAPPING REMINDER – No person shall trap any animal within the confines of any green (open) space in White Bear Township unless such person is:

- Acting on behalf of the Town as part of an authorized wildlife management program
 - Duly licensed by the State of Minnesota pursuant to Minnesota Statutes or
 - Such person is acting on behalf of Ramsey County.
-

Minutes
Town Board Meeting
September 18, 2017

NANCY HAUER, 1990 RIDGEWOOD AVENUE – ORDINANCE NO. 86 DISCUSSION:

The Clerk reported that Nancy Hauer wrote a letter of observation of concerns regarding discharge of firearms as well as trapping. He provided an overhead showing the location of the concerns which included the property owned by Nancy Hauer and property owned by White Bear Township which is vacant and wooded. Nancy Hauer stated that there are also other vacant, wooded properties that other people own. She stated that she has lived at 1990 Ridgewood Avenue since 1981. In the early 1980's she bought the wooded property to keep undeveloped as a nature preserve. Other neighbors own the remaining area of the woods. There is a dirt road going back into the woods and people would not even know that it was there if they did live in the neighborhood. Kids play in the woods and people walk their dogs. Her purpose is to leave it as natural environment. Gunshots have been heard from

the woods for many years. She has been aware of the gunshots beginning about 10-15 years ago. They used to be sporadic and either in the middle of the night or around dawn. They have increased in the last two years. She does have confirmation of others hearing gunshots as well. She feels that someone may have some knowledge of who is doing this but for their own reasons do not want to come forth. At times they are heard every day, sometimes in the early evening when it is still light and children may be playing in the woods or neighbors may be walking their dogs on the path near the railroad tracks. Her backyard is also wooded and is frequented by gray foxes and deer. During the last year, she has seen a gray fox missing a foot in her yard, and on another occasion, saw a deer missing a hoof. Animals missing feet indicate the presence of large steel traps. At another time she saw a freshly dead doe in the woods, which was gone the next day, so apparently was not from natural causes. She also found an uninjured dead fawn, which indicates that its mother was unable to return after grazing. Gray foxes den in her back yard every year. During the last couple of years they have waited until the young are at an older than usual age to take them to practice hunting. Recently the gunshots seem to be coming from the area close to Bald Eagle Avenue where the animals cross the railroad tracks to the wood on the other side of Bald Eagle Ave. near White Bear Lake North Campus High School. High school kids walking to and from school also frequent these woods during the school year. This topic has been brought up with the Ramsey County Sheriff's Office for many years during neighborhood Night to Unite picnics. They said to call 911 when gunshots were heard. This was done but there was always a delay before they came at all, so it was impossible to direct them to an exact location where the gunshots were coming from. Most likely the shooter would be gone by then. Nancy Hauer stated that she did talk with the Township office to see if something could be published. Office staff told her that it might be best not to publicize it because it would only bring attention to the area and possibly cause more problems. Hunting is illegal in White Bear Township and she asked if the Township could publish and post the Township land as "no hunting or trapping" and refer to the ordinance prohibiting it. She stated that she posted her land but it was completely ignored. She stated that previously she was not afraid to go out there at night but now is afraid.

Kermes asked if there is only one shot or repeated shots. Nancy Hauer stated that it sometimes there would be one shot and maybe another few but never for a long period of time. Kermes stated that the Township will follow up on responses to these types of specific calls. He asked Nancy Hauer if she has seen any traps. She stated she has not. She stated that there is a lot of undergrowth where traps could be placed. She stated that she did speak to someone from the City of Grant who found a trap in that city and had people scouting the place for traps. Prudhon asked if she has noticed if she has seen any dogs. She stated she has seen loose dogs. Prudhon stated that dogs will disrupt animal behavior that may alter animal pattern. Prudhon stated that normally this behavior is from a neighbor who is familiar with the area. Kermes stated that trapping is allowed in the Township but only under controlled conditions. The Town follows the State's hunting and trapping regulations which are specific on the type of equipment to be used and users have to be licensed. If a trap is lawfully placed there should be a sign stating that there is a trap in the area and where it is located. He noted that tonight's meeting is being cablecast so people could be listening and being made aware of the concerns.

Betsy Larey, 1302 N. Birch Lake Boulevard, City of White Bear Lake stated that one reason poaching is going on is because they do hunt in Tamarack. On North Birch Lake Blvd they did catch someone there five or six years ago. When she called the Ramsey County Sheriff's Office about Tamarack she was told they were aware of it. She asked if the Town could "lean" on them a little bit.

Theresa Arfi, 1950 Ridgewood Avenue stated that she lives a few doors down from Nancy and her back yard is adjacent to where this is going on. She stated that she has a granddaughter that she walks in the woods with and her dog on a leash. She has seen a deer with a foot missing. This piece of land is a direct corridor from the Tamarack Nature Center. The deer run down along the railroad tracks and then come back and just lay in the yard. She stated that deer do not cause a disturbance but she feels that they are afraid of going into the woods so are coming into back yards. She stated that there are at least 15 kids under the age of 12 years along their street. They run in the woods. They do not run on the path, they run into the woods. If traps are being set out there it is dangerous.

She stated that she has called the Sheriff's Office, not about gunshots, but another matter, and it was one hour before anyone came. She stated that although she has not called about gunshots she has heard them from her house. She stated that she did not know what area it came from. She only heard them during the night and they were sporadic. It was not target shooting. She has never found a target but she has found shells there.

Kermes explained that although the Town has an ordinance which prohibits discharging weapons, the Town does allow controlled deer hunts each year using bow and arrow. Ramsey County conducts these hunts and the Town approves both the areas and dates of the hunts. Hunting is not done in these woods or residential areas. The hunts are in the fall of the year and the bow hunters are trained experienced hunters. Therese Arfi stated that she teaches classes at Tamarack Nature Center and she feels that posting is an important issue. She stated that when hunting is going on at Tamarack there are signs everywhere and it is very obvious that people should be careful.

Christine Johnson, 1930 Ridgewood Avenue, stated that she lives a few houses down from Nancy's. She has four children and is concerned about their safety. She has heard the gunshots over years, only occasionally, not in succession.

April Aurelius, 1990 Ridgewood Avenue, stated that she is Nancy Hauer's granddaughter and has heard the gunshots and that they are scary.

Jen Denker, 1908 Ridgewood Avenue, stated that she has three children who play in the woods. There are over 25 kids who play in the woods. She has heard the sounds. The last time they heard them was late at night and was unusually loud. It seemed louder than a gunshot. It is always random and always at night. She almost felt it was an explosion but did not call 911. She stated that she is concerned. She stated that since this is such a big area it is hard to report where the sounds came from. Betsy Larey stated that the City of White Bear Lake just passed an ordinance prohibiting trapping. She asked if the Town would.

Kermes told Nancy Hauer and the others in attendance that staff will follow up with the Sheriff's Office regarding responding to calls. There will also be discussion regarding posting and publication. Prudhon asked if the DNR could be called to have a game warden come out and review the area to see if there are any set traps and provide an overview to the Town of what can be done. Nancy Hauer asked if there is trapping allowed on other private properties. Kermes stated that there have been no requests. The Clerk reported that the use of traps on private property is regulated by the DNR and does not know if that neighborhood would even qualify. The Town would allow trapping on public property but is highly regulated and for wildlife management only. The DNR licenses trapping but does not grant a permit to trap on private property without permission of the private property owner. Nancy Hauer asked if there was more than one ordinance. The Town Attorney explained that there is an ordinance that prohibits the discharge of weapons (includes firearms) in the Township. Another ordinance regulates trapping, as was just discussed.

Kermes stated that there will be follow up with the Sheriff's Office, contacting the DNR, posting, and publication.

Patti Walstad

From: Nancy Hauer <Nancy@Rookhouse.org>
Sent: Wednesday, November 1, 2017 10:55 AM
To: Patti Walstad
Subject: Fwd: hunting and trapping in our neighborhood-on the agenda for another township meeting

Could you forward this to the board so they will know some of the things we want to discuss? Thanks! -Nancy Hauer

Begin forwarded message:

From: Nancy Hauer <Nancy@Rookhouse.org>
Subject: hunting and trapping in our neighborhood-on the agenda for another township meeting
Date: October 28, 2017 at 12:13:24 PM CDT
To: "pam.d.hendricks" <pam.d.hendricks@comcast.net>

Hi Pam,

Would you please forward this to the Night to Unite list? Thanks!

At the first meeting, the board decided to consider the issue of hunting and trapping in our residential neighborhood. They have ordered "no hunting and trapping" signs for the township land. Also they said at the meeting that any discharge of a firearm is illegal in White Bear Township but that trapping is legal on private land if the owner obtains a permit.

A continuation of discussion about this issue is scheduled for the township meeting on Monday November 6 at 7:00 pm at Heritage Hall, 4200 Otter Lake Road (south of Highway 96). The following two issues will be addressed, and anyone attending is welcome to add others.

1) The board will be asked to publicize that no discharge of firearms is allowed in the township, in a way that will insure that all residents will be aware of this. The township has a small news section in a corner of a page of the White Bear Press every other week, but many or most White Bear Township residents do not notice this section. This is an important enough issue that it should be publicized in a big way, perhaps on the front page of the White Bear Press and with posters or signs posted in many prominent places. Most residents are not currently aware of this law.

2) The board will be asked to prohibit trapping even on private land in residential neighborhoods. Even if they do not consider it important to protect wildlife in residential neighborhoods, the potential danger to people should not be ignored. The woods in our neighborhood does not have fences separating various people's land. A child playing in the woods or a person walking their dog could step into a trap. The evidence of animals being observed missing entire feet indicates that someone has set large, powerful traps in our neighborhood woods. If the board finds it difficult to define exactly what a residential neighborhood is, one solution would be to allow trapping with a permit on private land only if a

single owner owns a certain amount of acreage not common to residential neighborhoods- perhaps a minimum of 10 acres. Even with a larger acreage, there should be regulation of how close to the boundary of someone's land a trap could be set, particularly if there is no fence. Even though the state allows trapping with a permit on private property, there are precedents for regulation of trapping by municipalities. For example, the city of White Bear Lake has prohibited trapping entirely, which is an option for White Bear Township we encourage. Once trapping in residential neighborhoods is in some way prohibited, this should be prominently publicized.

Please attend this meeting to help protect people and wildlife.

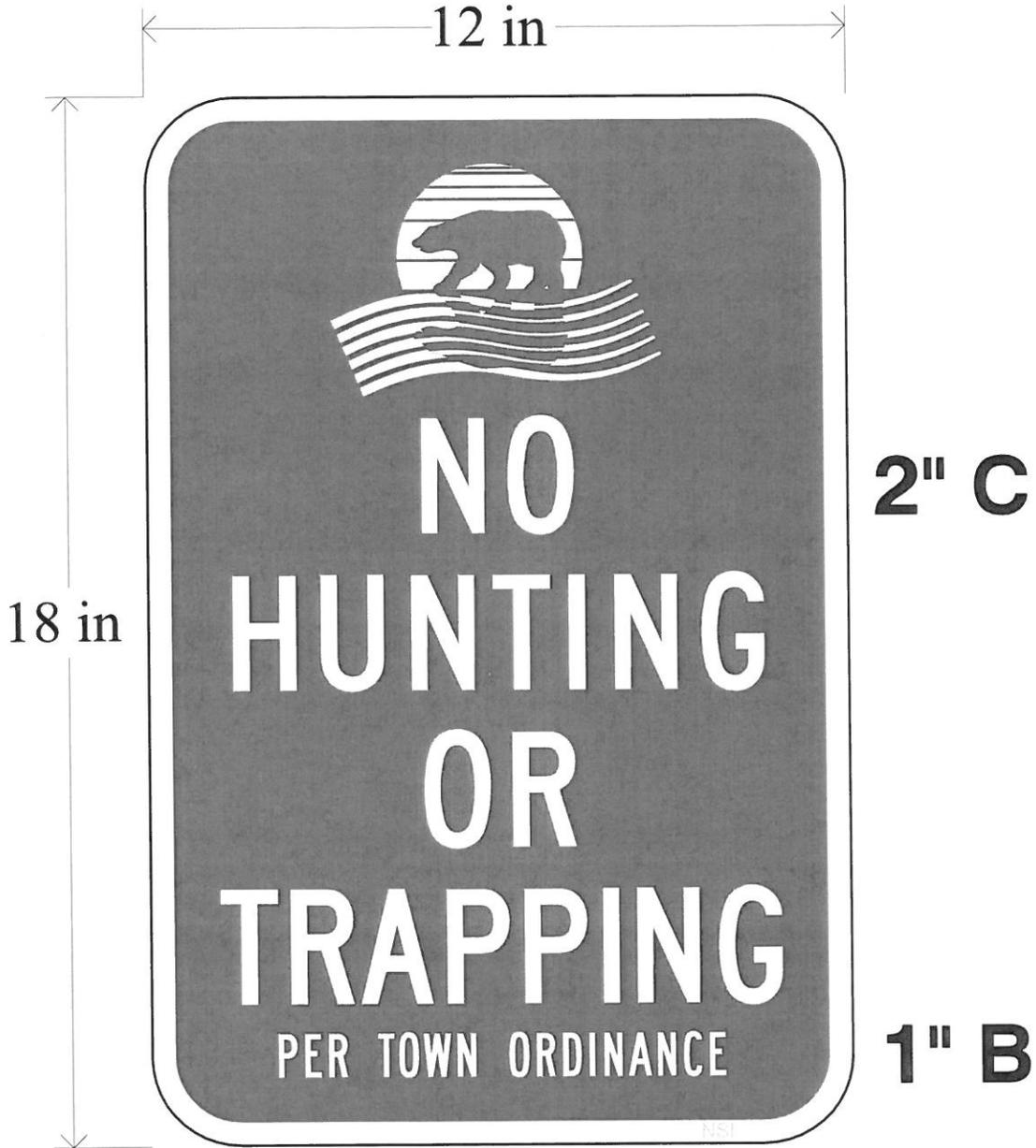
Nancy Hauer
1990 Ridgewood Ave.
651-426-4917



PROOF

ARTWORK APPROVAL NEEDED

Please check over this proof very carefully for errors including spelling. By signing below, you assume all responsibility for measurement and typographical errors. All colors are a simulation for placement only and may not match printed colors exactly. Artwork created by Newman Signs is the sole property of Newman Signs. Any reproduction of elements contained within this artwork is strictly prohibited. IMPORTANT: Your jobs will remain on HOLD until this proof is signed and returned.



Customer Approval _____

- Approved As-Is**
- Approved with Noted Changes**
- Need New Proof**

DATE: 10-9-17
DESIGNER: DZ
SAVED AS: MN-NO HUNTING OR TRAPPING ETC-1218
COLOR: WHITE ON BROWN
SALES REP: CHRISTINE/MARCIA



Trapping Information

Packet

- **Ordinance No. 86 - Trapping**
- **Parks & Open Spaces Map**
- **Trap Definitions - MN Rules**
- **License Requirements - MN Statutes**

ORDINANCE NO. 86

AN ORDINANCE RELATING TO THE USE OF TOWNSHIP GREEN (OPEN) SPACE FOR TRAPPING OF WILDLIFE AND PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF

THE TOWN BOARD SUPERVISORS OF THE TOWN OF WHITE BEAR ORDAINS:

SECTION 1. TITLE AND PURPOSE. This Ordinance is established for the purpose of regulating the use of traps for the trapping of wildlife on green (open) space in the Town of White Bear.

SECTION 2. DEFINITIONS. For the purpose of this Ordinance, terms defined herein shall have the following meanings described to them.

2.1. ANIMAL – shall mean any species of wildlife including birds, waterfowl, fish or other animals, excluding all animals kept as pets.

2-2. GREEN (OPEN) SPACE – means any property over 1 acre in size as shown on the White Bear Township 2030 Comprehensive Plan - Parks and Open Spaces Map dated October 18, 2010, as amended, and identified as Township Green Space.

2-3. TRAPPING – shall mean and refer to the act of placing traps for the purpose of capturing, restraining, or in any way interfering with an animal's movements.

2-4. TRAPS – shall mean those authorized by Minnesota Rule 6234.0900, Subpart 5; Minnesota Rule 6234.2200, Subparts 5 and 6. Said traps shall also satisfy all identification requirements set out in Minnesota Statutes.

SECTION 3. PROHIBITION.

3-1. No person shall trap any animal within the confines of any green (open) space unless such person is:

3-1.1. Duly licensed by the State of Minnesota pursuant to Minnesota Statutes Section 97B.601, Subd. 2 and 4(a);

3-1.2. Such person is acting on behalf of Ramsey County; or

3-1.3. Acting on behalf of the Town as part of an authorized wildlife management program.

3-2. In addition, all persons described in either 3-1.1, 3-1.2, or 3-1.3 set forth out above shall register with the Town Clerk as follows:

3-2.1. Complete the Trapping Information Form which includes:

3-2.1.(a). Proposed dates of trapping;

3-2.1.(b). Number and type(s) of trap(s) to be used;

3-2.1.(b). Providing the state identification numbers of all traps to be placed before commencing any trapping operations;

3-2.2. Obtain Trapping Information Packet prepared by the Town.

SECTION 4. PENALTIES. Every person convicted of a violation of any provision of this Ordinance shall be punished as provided in Ordinance No. 26 (maximum fines).

SECTION 5. SEVERABILITY. Should any section, subdivision, clause or other provision in this Ordinance be held to be invalid by a Court of competent jurisdiction, such decision shall not affect the validity of the Ordinance as a whole or of any part hereof, other than the part to be held invalid.

SECTION 6. NOTICE TO THE PUBLIC. The publication of this Ordinance in the official newspaper in which the Board proceedings are published shall constitute notice to the general public.

SECTION 7. EFFECTIVE DATE. This Ordinance shall take effect and be enforced from and after its passage and publication.

Passed by the Town Board Supervisors of the Town of White Bear, Ramsey County, Minnesota this 5th day of September, 2012.

APPROVED:


WILLIAM R. MAMPLE, Chair

ATTEST:



WILLIAM F. SHORT, Clerk-Treasurer

BOARD OF SUPERVISORS:
William R. Mample, Chair
Robert J. Kermes, Supervisor
Ed M. Prudhon, Supervisor

Published in White Bear Press September 19, 2012.



WHITE BEAR
TOWNSHIP

Parks and Open Spaces

Figure 6-1

LEGEND

- County Park Property
- Co. Park Proposed Acquisition
- Township EDA Property
- Township Green Space
- Township Park Property
- Existing Neighborhood Park or Larger Facility
- Existing Playground or Small Neighborhood Park
- Proposed Neighborhood Park or Larger Facility

- Lakes
- Parcels
- Township Limits

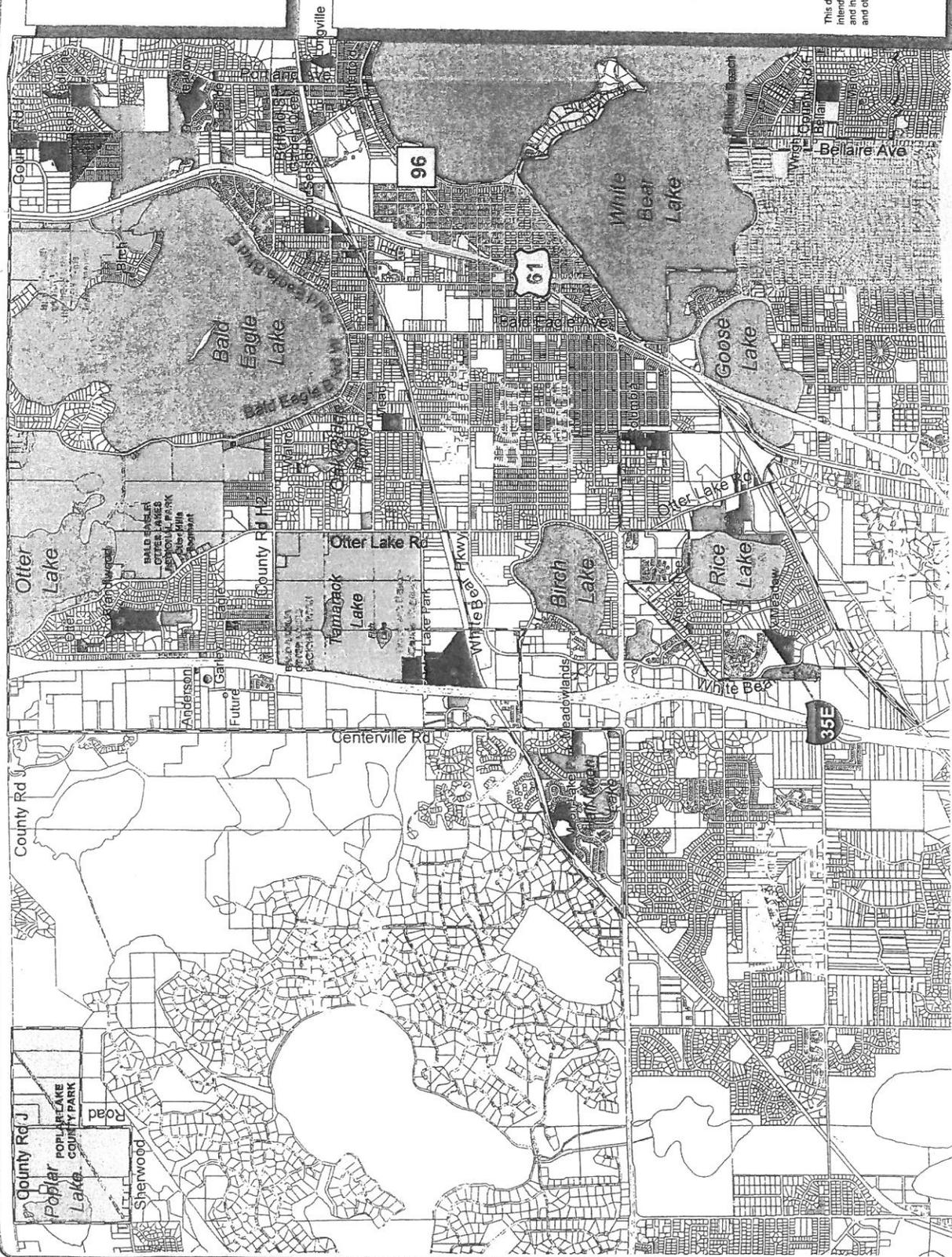


For Further Information
Contact White Bear Township at
(651) 429-5827

Limitation of Liability

This document is not a legally recorded map or survey and is not intended to be used as such. This map is a compilation of records and information from various state, county, and township offices, and other sources.

Created By: **TKDA**
ENGINEERS - ARCHITECTS - PLANNERS



Minnesota Administrative Rules

6234.0900 SCOPE AND DEFINITIONS.

Subpart 1. **Scope.** The provisions of parts 6234.0900 to 6234.2400 apply to the use of traps or snares capable of taking a wild animal protected under provisions of Minnesota Statutes, sections 97B.601 to 97B.671 or 97B.901 to 97B.945.

Subp. 2. **Terms.** The terms used in parts 6234.0900 to 6234.3500 have the meanings given them in this part.

Subp. 3. **Authorized agent.** "Authorized agent" means a person authorized by a trapper, in writing, who possesses all necessary licenses to check, pick up, or reset traps set by the trapper.

Subp. 4. **Bait.** "Bait" means any animal or animal parts, including live or dead fish, except that small aggregates of fur and feathers used for flagging purposes are not bait.

Subp. 5. **Waterset.** "Waterset" means any body-gripping trap or snare set in which the body-gripping portion of the jaws or the snare loop, when set, is at least half-submerged in water. A completely submerged waterset is any set in which the body-gripping portions of the jaws or the snare loop, when set, is completely submerged in water.

Statutory Authority: *MS s 97B.605; 97B.911; 97B.915; 97B.921; 97B.925*

History: *18 SR 83; L 2012 c 277 art 1 s 90*

Published Electronically: August 9, 2012

Minnesota Administrative Rules

6234.2200 USE OF TRAPS.

Subpart 1. **Trap-tending hours and use of lights.** Trap-tending hours and use of lights are regulated as provided by Minnesota Statutes, section 97B.931.

Subp. 2. **Trap-tending interval; nondrowning sets.**

A. Any trap, except a body-gripping or "conibear" type trap, capable of capturing a protected wild animal and not capable of drowning the animal must be tended at least once each calendar day and any animal captured must be removed from the trap. A body-gripping or "conibear" type trap need not be tended more frequently than once every third calendar day and any animal captured must be removed from the trap.

B. Foothold traps with a jaw spread of 4.75 inches or less or a rat type snap trap, contained entirely within a container with an opening of no more than two inches in height or width, need not be tended more frequently than once every third calendar day and any animal captured must be removed from the trap. This item applies only to sets that are designed to immediately kill the animal.

Subp. 3. **Trap-tending interval; drowning sets.** Except for traps set under the ice, any trap capable of drowning the captured animal must be tended at least once each third calendar day and any animal captured must be removed from the trap.

Subp. 4. **Exposed bait.** A person may not set or maintain any leghold trap within 20 feet of bait located in such a manner that it may be seen by soaring birds.

Subp. 5. **Size restriction on body-gripping traps.** A person may not set, place, or operate, except as a waterset, any body-gripping or "conibear" type trap that has a maximum jaw opening, when set, of greater than 7-1/2 inches measured from the inside edges of the body-gripping portions of the jaws.

Subp. 6. **Size restriction on leghold traps.** A person may not set, place, or operate any leghold trap that has a maximum jaw opening, when set, of greater than 8-3/4 inches measured from the inside edges of the jaws.

Subp. 7. **Placement of body-gripping traps.** A person may not set, place, or operate any body-gripping or "conibear" type trap that has a maximum jaw opening, when set, of greater than 6-1/2 inches measured from the inside edges of the body-gripping portions of the jaws:

A. in a road right-of-way within 500 feet of a building occupied by a human or livestock without written permission of the landowner, except as a completely submerged waterset; or

B. in or within three feet of the opening of a six-foot-wide or smaller culvert, except as a completely submerged waterset.

Subp. 8. [Repealed, 22 SR 292]

Subp. 9. **Marking trapping site.** Prior to the opening of the trapping season for any protected species of wild animal, no trap, either set or unset, may be placed or staked and no flag, stake, or other device may be placed for the purpose of marking or preempting a trapping site. During the muskrat trapping season, no flag, stake, or other device may be placed in or on a muskrat house

for the purpose of marking or preempting a trap site unless an operational trap is set at the site at the time it is first staked or marked.

Subp. 10. **Removal of traps.** A trap placed for a protected wild animal may not be left in place, either set or unset, after the close of the applicable trapping season.

Subp. 11. [Repealed, 22 SR 292]

Subp. 12. **Authorized agent.** A trapper may authorize, in writing, an agent who possesses all necessary licenses to check, pick up, and reset, at the same site, traps set by the trapper. Authorized agents may remove trapped animals and, if the animal removed from the trap is required to be tagged as provided by part 6234.2600, must affix their own tag to the animal as prescribed.

Statutory Authority: *MS s* 97B.605; 97B.611; 97B.615; 97B.621; 97B.625; 97B.631; 97B.635; 97B.911; 97B.915; 97B.921; 97B.925

History: 18 SR 83; 20 SR 2287; 22 SR 292; 35 SR 505

Posted: *October 13, 2010*

2011 Minnesota Statutes

97B.601 SMALL GAME LICENSES.

Subdivision 1. **Requirement.** A person may not take small game without a small game license except as provided in subdivision 4.

Subd. 2. **Trapping small game.** A person may not take small game with traps without a trapping license and a small game license except as provided in subdivision 4.

Subd. 3. **Nonresidents: raccoon or bobcat.** A nonresident may not take raccoon or bobcat by firearms without a separate license to take that animal in addition to a small game license.

Subd. 3a. **Nonresidents; trapping small game.** A nonresident may take small game by trapping only on land owned by the nonresident, if the nonresident possesses a trapping license and a small game license.

Subd. 4. **Exception to license requirements.** (a) A resident under age 16 may take small game without a small game license, and a resident under age 13 may trap without a trapping license, as provided in section 97A.451, subdivision 3.

(b) A person may take small game without a small game license on land occupied by the person as a principal residence.

(c) An owner or occupant may take certain small game causing damage without a small game or trapping license as provided in section 97B.655.

(d) A person may use dogs to pursue and tree raccoons under section 97B.621, subdivision 2, during the closed season without a license.

(e) A person may take a turkey or a prairie chicken without a small game license.

History: 1986 c 386 art 2 s 42; 1987 c 149 art 1 s 47; 1991 c 254 art 2 s 34; 2002 c 351 s 18; 2004 c 215 s 24,25; 1Sp2005 c 1 art 2 s 109; 2007 c 57 art 1 s 98



**Town Board Meeting
November 6, 2017**

Agenda Number: 7A – New Business

Subject: Ordinance No. 68 – Small Cell Wireless

Documentation:

Action / Motion for Consideration:

Receive Information / Discuss



**Town Board Meeting
November 6, 2017**

Agenda Number: 8 – 9- 10

Subject: Added Agenda Items
Open Time
Receipt of Agenda Materials & Supplements
Adjournment

Action / Motion for Consideration:

Added Agenda Items
Open Time
Receive All Agenda Materials & Supplements for Tonight's Meeting
Adjourn Meeting