

**Town of La Pointe Zoning
Town Plan Commission Public Hearing
August 18, 2011**

Town Plan Commission (TPC) Members Present: Ted Pallas, Chair, Charles Brummer, Vice-Chair, Larry Whalen, Suellen Soucek, Greg Thury, Carey Baxter, Ron Madich (7).

Town Plan Commission Members Absent: none.

Public Present: Pete Rogers, Mike Starck, Paul Brummer, Kate Bortell, Joan Martin, Barbara Rogers, Henry Llop, Sarah Welch, Ben Schram, Murcile Naumann, Kathryn Rehwaldt, Tom Lindner, Elaine Nelson, Jay Westfield, Todd Carlson, Annie Harris, Dick Hoffman, Sally Hoffman, John Carlson, Mary Ross, Lois Carlson, Ron Lohman, Nancy Martin, Greg Nelson, Elizabeth Ellis, James Patterson, John Soucek, Jim Rogers, Charles Meech, Birdie Pallas (30, sign-up sheets attached to these minutes).

Town Staff Members Present: Jennifer Croonborg-Murphy, ZA, Margaretta Kusch, ZCA (2).

I. Call to Order/Roll Call

Chair Pallas called the Public Hearing to order at 5:00 PM at the La Pointe Town Hall. Roll call reflected members present or absent as recorded above.

II. Confirm Posting & Publishing

J. Croonborg-Murphy states that posting and publishing have been correctly done and that the records and affidavits are attached to these minutes for public viewing.

III. Paul Brummer Complaint filed May 31, 2011 regarding the use of property at 978 Middle Road, parcel 014-00178-0200. Zoning Administrator Petition filed with Unanimous Approval of the La Pointe Town Board of Supervisors to Amend/Modify Language of Craftivity, Inc. 2008 Conditional Use Permit (CUP). Specific Articles in the CUP to be addressed are:

Article I(C): "Serve as a site for social gatherings related to the promotion and/or financial support of the art and craft activities conducted on the premises."

Article I(D): "Serve as a gallery site for the sale of works of art and/or crafts created by the students or teachers who use the site and to sell art and/or craft supplies and related services."

Article 5(A): "This CUP is conditioned on the premises being used as an art school. If the premises are used for any purpose other than an art school that will be grounds for immediate termination of the CUP."

The Zoning Administrator states that the meeting has been properly posted and published.

She further states that on July 7, 2011, she submitted a request to the Town Board to allow her to file a petition with the Town Plan Commission to amend or modify the language of Craftivity's Conditional Use Permit (for clarification of language, specifically Article 1(c), Article 1(D), and Article 5(a)). The Town Board unanimously approved her request on July 12th.

G. Thury reads aloud letters submitted by Wheeler, Van Sickle, and Anderson, SC, Attorneys at Law, Barb Brown, Sara Owen, Chris Wolfe, Beth Alsgaard, Meg Brown, Marcia Coleman, and Anne Lacy. These letters are attached to these minutes and are a part of the permanent record.

Chair Pallas opens the floor for comment.

Mike Starck asks what the process from this Public Hearing forward. Chair Pallas responds that the Town Plan Commission will meet to form a recommendation to the Town Board. Then the Town Board will decide. The Zoning Administrator states that the Town's attorney, Mike Fauerbach, will also review the procedure due to comment received by Craftivity, Inc.'s representation.

Jim Rogers submits nine letters that had been submitted as comment during the Public Hearings in July relating to the Zoning Ordinance Revision Project. The letters are from Linda Mack, Polly O'Brien, Chuck and Ann Irvine, Doug and Barb Harding, Madeline Karwoski, Annie Ferguson, Marjorie and Myron Smith, Pat and Doug Spaulding, and Tom Morin. These letters are attached to these minutes and are a part of the permanent record.

Paul Brummer reads aloud a letter he has submitted. This letter is attached to these minutes and is a part of the permanent record.

Barb Rogers responds to Paul Brummer's letter by saying that she and her husband never hired Bill Bussey as an attorney to represent their neighborhood; it was George Haecker that hired Mr. Bussey.

Dick Hoffman states that a Conditional Use Permit is a contract between the Town Board and the landowners. He feels that the Town Board should be looking at the language if anyone should. He also feels that the language of the Conditional Use Permit is not vague or conflicting.

Ron Lohman states that he is a neighboring property owner to MISA. He feels that the situation is ridiculous and that MISA continually asks for more and more: he wants to know when it will end.

Cile Naumann reads aloud a letter she has submitted. This letter is attached to these minutes and is a part of the permanent record.

IV. Adjournment

G. Thury moves to adjourn. S. Soucek seconds. All in favor, 7 aye. Motion Carries. Meeting ends at 6:05 pm.

Town Plan Commission draft minutes are respectfully submitted by Margaretta Kusch on Wednesday, August 24, 2011.

Town Plan Commission minutes approved as amended by Margaretta Kusch, ZCA on Wednesday, September 07, 2011.