

MINUTES

SPRINGDALE TOWN BOARD MEETING TUESDAY, OCTOBER 19, 2021 AT 7:00 P.M.

1. **Call to order and certification of compliance with open meetings law** by Rosenbaum at 7 p.m. Quorum of Supervisors Rosenbaum, Hefty and Schwenn present. Admin/Clerk confirmed that the meeting was posted 10/15/2021 at Town Hall and 10/14 on townofspringdale.org: Mt. Horeb Mail notified 10/14.
2. **Approval of the agenda.** No changes made.
3. **Minutes of previous Town Board meetings.**
 - 9/21 TB - **MOTION** (Hefty) to approve 9/21 minutes with no changes. Schwenn seconded. 3 ayes, 0 nays, motion carried.
 - 9/27 Joint TB/PC - **MOTION** (Rosenbaum) to approve 9/27 joint minutes with no changes. Hefty seconded. Schwenn abstained due to absence. 2 ayes, 0 nays, motion carried.
 - 10/12 TB ARPA/broadband meeting - **MOTION** (Rosenbaum) to approve 10/12 minutes with no changes. Schwenn seconded. Hefty abstained due to absence. 2 ayes, 0 nays, motion carried.
 - 10/15 budget work session - **MOTION** (Rosenbaum) to approve 10/15 minutes with no changes. Schwenn seconded. 3 ayes, 0 nays, motion carried.
4. **Public input/non-agenda items.** Rosenbaum mentioned desire to return to “concurrent” (Zoom and in-person) meetings for November. Admin/Clerk will try to iron out technical difficulties as much as possible.
5. **Statement from treasurer.** Treasurer reported all budget categories on-budget except for the Culture and Recreation and the Other Public Charges accounts (see next agenda item for budget resolution). Treasurer asked Board for recommendation on using the tax bill preparing company for stuffing/ mailing the bills as well. Will be ~\$200 to have the company do it versus the Treasurer doing it as part of her salaried pay. Postage will be less but labor costs will be more. Board generally agreed to try the preparation service for a year to see how it goes.
6. **Resolution 2021-10-1, Amending the 2021 Budget.** Treasurer explained need for budget resolution due to unforeseen expenses with the Mt. Vernon Park Assoc. insurance payment for the 175th celebration and the retirement party that wasn’t budgeted for Carol Statz. Culture and Recreation expense account has deficit of \$644.02; Other Public Charges for Services revenue account has \$700 surplus. Add \$700 to the Culture and Recreation expense account and the Other Public Charges for Services revenue account to balance.

MOTION (Schwenn) to pass Resolution 2021-10-1, amending the 2021 budget. Hefty seconded. No further discussion. 3 ayes, 0 nays, motion carried.
7. **Hearts & Hands (8900 Ridgeview Rd.) sign, submitted by Josh Crowe, SignArt Studio.** Crowe presented the proposed building sign, along with other non-conforming signs throughout Springdale requesting a variance for the size. Schwenn feels that the sign isn’t even visible from most of Ridgeview Rd. Rosenbaum gave update that Dane Co. sign update is likely only concerning temporary signs. Not comfortable going against our existing ordinance as it does not allow for variances. Rosenbaum opened discussion to the Riley Tavern sign; Dan Yoder from SignArt Studio present to discuss Riley Tavern sign.
8. **Riley Tavern (8205 Klevenville-Riley Rd.) sign, Sign Art Studio.** Dan Yoder presented the Riley Tavern option 1 (lighted) and option 2 (unlit) signs that were larger than the ordinance allows (6 sq.ft.). Ordinance also does not allow lighted signs [Sign Ordinance 4.08\(4\)](#). Yoder expressed concerns that other non-conforming signs exist in the Town. Rosenbaum agreed that our ordinance should be re-worked, would like for a committee to be formed to revise it.

MOTION (Rosenbaum) to table the Hearts & Hands and Riley Tavern sign submissions until we can gather a committee to help revise our sign ordinance. Hefty seconded, Schwenn abstained. 2 ayes, 0 nays, motion carried.
9. **Spring Rose Rd. maintenance agreement with Town of Verona, update.** Rosenbaum drafted a letter to send to Town of Verona in response to their original maintenance proposal from spring. Board generally agreed that the letter was sufficient to send to the Town. Schwenn suggested the two towns meet to iron out a more formal agreement.

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10. Ordinance amendment, accessory building siting and emergency personnel access. Admin/Clerk and Rosenbaum explained increase in accessory building permit activity has led to more buildings being proposed in less than ideal locations for access by emergency vehicles. Town needs to cover its bases so that the applicant(s) understand the additional risk they assume when siting an accessory building a great distance from the main driveway. Admin/Clerk drafted the language shown on the screen and in the proposed ordinance. Rosenbaum and Hefty suggested adding the words “by the applicant” under (4) to make it clear that the applicant, *not the Town*, is responsible for consulting with health and safety personnel and creating a plan to ensure the property is secured despite the location. *Amendment language accompanies these minutes.*

MOTION (Rosenbaum) to approve ordinance 2021-10-1 with the change “by the applicant” added. Schwenn seconded. No further discussion. 3 ayes, 0 nays, motion carried.

11. 10/12 broadband meeting update. A summary of the meeting with MHTC and TDS was given by Rosenbaum: would like to use Town ARPA funds to partner with one or both ISPs to secure grant funding for broadband expansion in the Town. MHTC grant writer and general manager John Van Ooyen recommended that the Town become a Broadband & Telecommuter Forward community to make the ISP’s application more attractive to the PSC. A model ordinance and resolution are required for this certification. Rosenbaum recommends that the Town pass both as soon as possible.

12. Town Hall Rd. speed study update. Equipment was placed last week, picked up this week, then County will send the report.

13. Town tech company update. Clerk provided brief update on where the IT company selection stands. Waiting on audit/results from final company and will compare costs after they are known.

14. Town assessor RFP. Admin/Clerk prepared RFP language to be noticed as a Class 2 posting for a bid opening on 11/22. Rosenbaum suggested posting the RFP in the assessor trade publication for maximum exposure. Clerk will proceed to post/publish.

15. Town Hall rain gutter problem. There is currently no rain gutter on the back side of Town Hall. Patrolman will get estimate on a gutter installation. Also, above the front door, the slope is wrong, causing whoever is standing beneath to get wet. Patrolman will wait on the estimates.

16. Training update from WTA annual convention/fall workshops and treasurer/Clerk tax training. Staff and Rosenbaum provided brief updates on training takeaways and best-practices learned.

17. Calendar of upcoming events:

- 10/25 budget work session @ 1:00 p.m.
- 10/25 Plan Commission meeting @ 7:00 p.m.
- 11/18 budget public hearing/elector’s meeting/TB meeting @ 7:00 p.m.

18. Bills.

MOTION (Schwenn) to pay the bills. Hefty seconded. No further discussion. 3 ayes, 0 nays, motion carried.

- Admin/Clerk question on approval of election worker hazard pay using Town ARPA funds - Clerk would like to know how to handle election workers who did not sign out on the Election Day attendance sheet. Rosenbaum suggested we ask them for their best guess on when they left. The Town will provide a one-week only deadline to respond to our email asking if they would like to be paid hazard pay at all; and, if they do and didn’t sign out, what their hours were.
- Admin/Clerk question on how to approve cemetery mowing invoices from Jon Morton - Jon mows when needed, no predictability. Board agreed that Patrolman should approve the bills.

19. Adjournment

MOTION (Schwenn) to adjourn at 9:17 p.m. Hefty seconded. No further discussion. 3 ayes, 0 nays, motion carried.

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Town of Springdale
Dane County, Wisconsin

ORDINANCE NO. 2021-10-1

Amending Town of Springdale Ordinance No. 2018-05-1, Accessory Building Ordinance

The Town Board of the Town of Springdale does hereby amend the Town of Springdale Accessory Building Ordinance and does ordain as follows:

1. Section 1.10 is hereby amended as follows:

Section 1.06 STANDARDS

A Permit will not be issued by the Town unless all of the following standards are satisfied:

- (1) The accessory building shall be located, sized and constructed in a manner consistent with the goals, standards, and policies set forth in the Town of Springdale Land Use Plan, including but not limited to, minimizing impact on agricultural land and neighboring view sheds and enhancing the rural character of the Town.
- (2) The accessory building complies with all applicable County, State, and Town codes, statutes, laws, regulations and ordinances including, but not limited, to this ordinance.
- (3) The Applicant agrees to install, provide, and maintain measures at the site during construction, which are sufficient to prevent a public health hazard, public nuisance, dust, noise, littering, erosion and pollution.
- (4) The accessory building shall be limited to those uses permitted in the zoning district in which the parcel is located or those uses permitted by a Conditional Use Permit.
- (5) The total footprint area of all accessory buildings located on a lot or parcel of land, shall not exceed 1,500 square feet unless the Permit is approved by the Town Board.
- (6) The accessory building is located in a building envelope, if designated, on the parcel or lot of land.
- (7) As much as possible, the accessory building shall be accessible via the main driveway to facilitate the provision of emergency services. In the event that driveway access to the accessory building is not possible due to cost, topography or other prohibiting factor, the applicant understands that emergency services may be hindered by such placement. (See 1.07 Exceptions)

Section 1.07 EXCEPTIONS

Where the Town Board finds that an undue hardship may result from strict compliance with the provisions of this ordinance, it may consider granting an exception to one or more provisions so that substantial justice may be done and the public interest secured, provided that any such exception shall not have the effect of nullifying the purpose and intent of this ordinance and provided that the Town Board shall make findings based upon information presented to it in each specific request that all the following standards are met:

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- (1) **Safety.** The granting of the exception will not be detrimental to the public safety, health or welfare.
- (2) **Uniqueness.** The conditions upon which the exception request is based are unique to the property for which the exception is sought and are not generally applicable to other properties.
- (3) **Hardship.** Because of the particular characteristics of the associated principal structure or physical surroundings or topographical conditions of the specific property involved, an undue hardship to the property owner would result, as distinguished from an inconvenience or financial impact, if the strict letter of the regulations were enforced.
- (4) **Measures of Protection Provided.** The request for an exception ~~includes~~ shall include measures to provide an equivalent level of health, safety, and environmental protection as the ordinance provision being varied and shall under no circumstances prevent access of public safety vehicles and equipment to structures on the property. The Town recommends that public health and safety personnel be consulted by the applicant and that a plan be implemented to ensure adequate protection of the property in the event of an emergency.
- (5) **Agricultural Land and Rural Character.** The requested exception will not result in the displacement of agricultural land or diminish the rural character of the town.
- (6) **Land Can Accommodate Larger Size Accessory Building.** If the request is for a larger accessory building, the size and other characteristics of the parcel on which the proposed accessory building is to be built can accommodate a larger accessory building.

Any exception thus granted shall be entered in the minutes of the Town Board, setting forth the reasons which, in the judgment of the Town Board, justified the modification or exception.

Adopted this 19th day of October, 2021.

Town of Springdale Town Board

By: _____
John Rosenbaum, Interim Chair

Wayne Hefty, Supervisor 1

Richard Schwenn, Supervisor 2

Attest: _____