

**Proceedings of the Town of Pine Lake Special Board Meeting held on February 23, 2010, at 6:30 P.M., in the Pine Lake Community Building, 4197 River Road, Fire Department Room #1.**

Notice of meeting was posted in three (3) locations within the Township of Pine Lake according to Wisconsin Statutes. Meeting was also posted on [www.townofpinelake.com](http://www.townofpinelake.com)

**PRESENT:** Chairman Jim Flory, Supervisors Brian Gehrig, Timothy Oesterich, Matt Matteson, and Charlie LaHam, Deputy Clerk Erin Skinner

Chairman Flory called the meeting to order at 6:30 p.m. Motion by Tim Oestreich to approve the agenda, second by Charlie LaHam. Motion carried by voice vote.

Rob Kamps, surveyor, and Attorney Brian Seidl, with revised preliminary 24-lot and 1-outlot subdivision plat for Midwest Land Company, LLC, Jim Lemke, owner, for property described as part of Gov't Lot 5, Section 25, and the SE SE, Section 26, T37N, R9E. Pin #'s PL 546-1 and PL 563, Town of Pine Lake, 4061 Lakeshore Drive. Plan Commission did not approve the subdivision as it does not meet the current land division ordinance in the Town of Pine Lake. Board held discussion at January 20, 2010 Town Board Meeting and item was tabled at that time. Brian Seidl questioned whether a township without a comprehensive zoning plan could have more than 1 minimum lot size per Land Division Ordinance 0701, Section 9. He stated that if this is why the Planning Commission rejected lot plans, he questions the legality of the decision. He further stated that should the Town deny his clients' request he will offer his client two options-petition the court or re-do plat. Rob Kamps stated that lots along existing road are more than the two acres required by ordinance. He also questioned that if the road within the campground was in place prior to 6/1/05, would 5 acre minimum apply. Jack Sorenson (Planning Committee) asked if that road was 66 feet wide and blacktopped, per town ordinance. Chairman Flory stated that all roads would need to be brought up to current standards. Jack Sorenson said if it would need to be brought up to current standards, it would be considered 'new' road, thus requiring the 6/1/05, 5 acre minimum. Brian Seidl commented that this was not written into the ordinance. Chairman Flory questioned whether this road was on the plat. Jim Lemke stated that it was not. Matt Matteson pointed out that a number of the lots (13) didn't even meet the old 2 acre minimum requirement. Motion by Matt Matteson to deny request based on Planning Committee recommendation, second by Charlie LaHam. Discussion on lake/bog area. Roll call vote taken. Brian Gehrig, aye, Tim Oestreich, aye, Charlie LaHam, aye, Matt Matteson, aye, Jim Flory, aye. Motion carried with 5 ayes and 0 no.

Motion by Matt Matteson to adjourn, second by Brian Gehrig. Motion carried by voice vote. Meeting adjourned at 6:50 p.m.

Submitted by  
Erin Skinner, Deputy Clerk