

**EUREKA TOWNSHIP
DAKTOA COUNTY, MINNESOTA**

SPECIAL TOWN BOARD MEETING

August 27, 2015

CALL TO ORDER

Chair Brian Budenski called the meeting to order at 6:30 p.m. Town Board Supervisors present were Brian Budenski, Kenny Miller, Dan Rogers, Cory Behrendt and Carrie Jennings (*arrived at 6:40 p.m.*). Planning Commission Chair Nancy Sauber, Township Attorney Chad Lemmons and Clerk Mira Broyles were also present. See attached list for others in attendance.

Graham Dee - 27075 Galaxie Avenue – Exempt Agricultural Building Permit. Graham Dee, along with Evan Dee, discussed the original exempt agricultural building permit application submitted on May 19, 2015 when the application process was over the counter rather than review by the Planning Commission and Town Board. He noted that a month later it was discovered that a lot split would be required and the proposed building was too close to the existing house. He stated he will be purchasing the adjacent property from Evan Dee which will bring the proposed building into compliance. He further noted that the building needs to be constructed as soon as possible to house sheep before winter.

Planning Commission Chair Nancy Sauber stated that the Planning Commission had voted to approve the permit subject to a covenant joining the subject property owned by Dee Brothers LLC with the adjacent property owned by Evan Dee. Mr. Graham stated he would need 180 days to get the covenant in place but would like to continue construction of the building.

Discussion was held among Board members and Attorney Lemmons regarding the covenant that would require the two properties to be treated as one unit and it was clarified that the properties could not be conveyed separately in the future.

Motion was made by Supervisor Miller, seconded by Supervisor Rogers, to adopt Resolution No. 2015-12 approving an Exempt Agriculture Building Permit for Graham Dee, 27075 Galaxie Avenue provided a covenant is attached within 180 days transferring the Evan Dee property to the Dee Brothers LLC property. Construction of the building shall be allowed proceed immediately.

Discussion was held and Supervisor Behrendt stated he would like confirmation from Dakota County that the covenant document is acceptable.

Supervisors Miller and Rogers agreed to withdraw the previous motion.

Motion was made by Supervisor Miller, seconded by Supervisor Rogers to adopt Resolution No. 2015-12 resolving that parcel identification numbers 13-03400-25-013 and 13-03400-25-015 must be maintained in common ownership and cannot be transferred as separate parcels, subject to affirmation from Dakota County Department of Taxation that the covenant is acceptable. Motion carried 5-0.

Motion was made by Supervisor Budenski, seconded by Supervisor Miller to adjourn the meeting at 7:05 p.m.

Respectfully submitted:

Mira Broyles, Township Clerk