

CORINNA TOWNSHIP MEETING MINUTES

Tuesday, August 19, 2008

7 p.m., Town Hall

Present: Charlotte Quiggle, Bill Mavencamp, Jr, Joe Hollencamp, William Mavencamp, Ted Paukert, Joe Paumen, Dick Paumen, Ron Sheldon, Thomas, Anita and Grace Praska, Brian and Tina Maas, Alan Jude, Trevor Nette and Town Board: Chairman John Dearing, Supervisor Richard Naaktgeboren, Supervisor Chuck Carlson and Clerk/Treasurer Vi Novotne.

Meeting opened at 7 p.m. with Pledge of Allegiance.

With motion by Chuck Carlson, seconded by Dick Naaktgeboren, the minutes of the August 5, 2008 Town Board Meeting was approved as presented.

With motion by Dick Naaktgeboren, seconded by Chuck Carlson, the town board approved the agenda with the following additions: Other Business: 2. Corinna Township Planning and Zoning: 4. Letter, 8/14/2008 from Stephen Hernick, MN Dept of Labor and Industry; 5. Contract for Metro West Inspection Services; 6. Letter, August 12, 2008, from Feedlot Program Administrator; 7. Copy of Letter, August 14, 2008, from Wright County Attorney Tom Kelly, to Construction Codes and Licensing Division and MPCA Brainerd Office and Other Business: 15. City of Annandale Wellhead Protection Program.

Corinna Township Public Hearing: 7 P. M.,
to Consider Vacating the Access shown on the Plat of Somers Addition.

Correspondence noted:

Letter, July 17, 2008: Township Attorney Tim Young's response to property owner that township has the right to vacate dedications in plats.

Letter, August 8, 2008: Minnesota Department of Natural Resources. DNR reviewed the proposed action and opposes the proposed lake access vacation for the following reason: "The proposed lake access vacation negatively impacts access to public waters. The citizens of Minnesota have the right to use all of the public waters in our state. The public includes persons other than those in the immediate vicinity. It was noted that the fairly gradual slope from Somers Drive down to Somers Lake would lend itself to public access. These DNR comments do not in any way preclude Corinna Township from proceeding with the proposed lake access vacation".

Chairman John Dearing opened the hearing for public comments.

Tom Praska, 6737 75th St NW: Stated he had asked assistance from Attorney Tim Young. Mr. Young provided Statute 505.14 which stated that a town board must find that the property to be vacated is useless for its original purpose. A legal standard followed is that the property is both currently useless for the purpose for which it was laid out and also that it lacks any potential future uses as well. Mr. Praska stated that several years ago the access was an enhancement to purchase his property.

Bill Mavancamp, Sr., 6426 75th St NW: Many years ago divided and gave farmland to his daughter and son. He feels the access should rightfully be his son's as he had been paying the taxes.

Bill Mavancamp, Jr: 6520 75th St NW: Since 1971 has owned his lot that has 150' of lakeshore, paid taxes and am shocked that the access is not part of his land. Wants this issue resolved.

Joe Paumen, 6686 75th St NW: Original plot was developed in 1971 or 1972 and he assumed the access made the lot more attractive.

Ron Sheldon, 6625 75th Street NW: Bought two lots that includes an access.

Ted Paukert, 6574 7th Street NW: Property owner for 10 years and concerned with public use of the access. He does not wish the access to be truly public. He continued that he understands there is a mound system on this access and now wishes it removed.

Bill Mavencamp Jr: Stated he had received a permit for the sewer system 2-3 years ago.

Supervisor Chuck Carlson: When the plot was being prepared, the corner portion in the access being used as a turn around owned by the township was omitted.

DNR will not prevent the access being vacated but township must prove the access is not useful.

Supervisor John Dearing: If land is vacated, the State of Minnesota makes the decision for the new ownership.

Discussion.

Dick Naaktgeboren presented motion that Bill Mavencamp Jr should have his land surveyed to determine ownership and obtain a correction for his sewer permit. Motion seconded by Chuck Carlson. Motion was unanimously approved.

Ron Sheldon: Stated that he did not receive a hearing notice. Clerk responded that the required notice area of five hundred feet perimeter was requested from the Wright County Webside Parcel Viewer. Richard Naaktgeboren added that in the future 1,000' hearing notification area should be used.

Richard Naaktgeboren motion to close the hearing at 8:15 p.m. Second by Chuck Carlson. Motion approved.