**CITY OF BERLIN PLAN COMMISSION MINUTES**

**OCTOBER 29TH, 2019**

**CITY OF BERLIN**

**BERLIN, WISCONSIN**

The October 29th, 2019 City Plan Commission meeting was called to order at 6:00 p.m. by Mayor Schramer. Roll call present were: Mayor Schramer, Ed Marks, Mary Kubiak, Justin Lindahl and Charlie Beard. Also present was Attorney Chier and Lindsey Kemnitz.

First item on the agenda was approval of the September 24th, 2019 Plan Commission minutes. Marks moved to approve the September 24th, 2019 Plan Commission minutes as presented. Kubiak seconded the motion, which was carried by a voice vote.

Second item on the agenda was review and discuss weather parcel 206-01031-0000 is no longer needed for park or public use and make recommendation as to sale or disposition of land to Common Council. Kemnitz provided an overview of the location of the property. There was a public comment card from Phil Pik, which voiced opposition of the sale or disposition of the parcel.

Attorney Chier talked about the restrictions being removed on the parcel and the process. Mayor Schramer asked if the City has to accept land donation. Attorney Chier stated they do not have too. Mayor Schramer asked Jeff Walker to speak about this topic. Walker is not in favor of the sale or disposition of the land. If it goes through, he would like to see the funds go towards memorial or park use. Walker mentions that the parcel was possibly given for Waushara Street.

Lindahl asked Beard if the Park and Recreation had an intended use for the parcel. Beard stated he has been on the board for 8 years and did not know this was part of the park. Beard stated a park across the street could be dangerous due to the speed of the traffic on River Drive. Marks stated that it is no different than by the south ball diamond. Marks wanted to wait for Park and Recreation commission to review it.

Jim Marks had a comment that the City cannot get the land back after it is sold. Jim Marks also mentioned that there is other land for sale in the City and why don’t they build there rather than in the park.

Kubiak made a motion to postpone until next month after Park and Recreation review it. Marks seconded the motion, which was carried by a voice vote.

Next item on the agenda was the public hearing for the swimming pool ordinance. Mayor Schramer opened the public hearing at 6:35pm. Mayor Schramer asked three times for people to speak against and three times for people to speak for the ordinance. Kubiak made a motion to recommend to Common Council. Beard 2nd the motion , which was carried by a voice vote.

The following item on the agenda was site plan amendment for Wisconsin Spice at 478 S. Industrial Park Street. Kemnitz updated the commission that they reviewed this recently and one of the conditions was for an agreement to allow the parking across the street, but if sold off in the future ample parking would be required on site. After the approval Wisconsin Spice informed me that they have ample parking on site to meet the requirements. The plan was attached for review. Kubiak made a motion to remove the condition on the agreement for the parking. Marks seconded the motion which was carried by a voice vote.

The next item was review and discusses river frontage setbacks and shoreland zoning ordinance. As Erdmann was not present, Kubiak made a motion to postpone until next month. Marks 2nd the motion, which was carried by a voice vote.

The last item on the agenda was the request from All Saints Catholic School. The school would like to rebuild the former church section of the school. Currently the school is legal nonconforming and does not meet the setbacks. Once the school is rebuilt, it will need to meet the setbacks. They would like us to consider an exception to allow them to builder as it is historic site. The board discussed if we allow this what other properties would be impacted by it. Marks expressed to try and work with them to meet the current setbacks. Marks made a motion to try and work within the requirements or bring it back if needed. Kubiak seconded the motion, which was carried by a voice vote.

There was no old or new business.

Kubiak moved to adjourn at 7:05p.m. Beard seconded the motion, which carried by voice vote.

 *Lindsey Kemnitz, Community Development Director*