

AGENDA
VILLAGE OF PLEASANT PRAIRIE
PLEASANT PRAIRIE VILLAGE BOARD
PLEASANT PRAIRIE WATER UTILITY
PLEASANT PRAIRIE SEWER UTILITY
Village Hall Auditorium
9915 – 39th Avenue
Pleasant Prairie, WI
March 17, 2014
6:00 p.m.

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Minutes of Meetings – March 3, 2014
5. Public Hearing
 - A. Consider the request for a Reserve “Class B” Intoxicating Liquor License for Big Oaks Golf Course, 6117 123rd Place.
6. Citizen Comments (Please be advised per State Statute Section 19.84(2), information will be received from the public and there may be limited discussion on the information received. However, no action will be taken under public comments.)
7. Administrator’s Report
8. New Business
 - A. Consider appointment of Village Board Trustee #1 and administer Oath of Office.
 - B. Consider Resolution #14-07 in appreciation and thanks to Monica Yuhas for her service as Village Board Trustee #1.
 - C. Consider 2014-2015 Liability and Property Insurance Proposals.
 - D. Consider Ordinance #14-01 amending Chapter 297 of the Municipal Code relating to storm sewers.
 - E. Receive Plan Commission recommendation and consider Ordinance #14-02 to amend Section 420-81 A of the Village Zoning Ordinance related to residential fence requirements.

Village Board Agenda
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- F. Receive Plan Commission recommendation and consider Ordinance #14-03 to amend Section 420-48 J of the Village Zoning Ordinance related to traffic, parking and access provisions for building setbacks to fire lanes.
- G. Receive Plan Commission recommendation and consider Ordinance #14-04 to amend Section 420-131 T (2) (e) of the Village Zoning Ordinance to clarify regulations related to 100-year floodplain boundary adjustments.
- H. Consent Agenda (All items listed under the Consent Agenda are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Board member so requests, in which event the item will be removed from the General Order of Business and considered at this point on the agenda.)
 - 1) Approve Operator License Applications on file.
 - 2) Approve disallowance of a claim for excessive assessment filed by Target Corporation.
 - 3) Approve a lot line adjustment between the properties located at 2028 and 2020 89th Place and the property to the north located at 8911 22nd Avenue.
- 9. Village Board Comments
- 10. Enter into Executive Session pursuant to Section 19.85(1)(g) Wis. Stats. to confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.
- 11. Return to Open Session and Adjournment.

The Village Hall is handicapped accessible. If you have other special needs, please contact the Village Clerk, 9915 – 39th Avenue, Pleasant Prairie, WI (262) 694-1400

**VILLAGE OF PLEASANT PRAIRIE
PLEASANT PRAIRIE VILLAGE BOARD
PLEASANT PRAIRIE WATER UTILITY
PLEASANT PRAIRIE SEWER UTILITY
9915 - 39th Avenue
Pleasant Prairie, WI
March 3, 2014
6:00 p.m.**

A regular meeting of the Pleasant Prairie Village Board was held on Monday, March 3, 2014. Meeting called to order at 6:00 p.m. Present were Village Board members John Steinbrink, Steve Kumorkiewicz and Mike Serpe. Clyde Allen was excused. Also present were Michael Pollocoff, Village Administrator; Tom Shircel, Assistant Administrator; Jean Werbie-Harris, Community Development Director; Dave Smetana, Police Chief; Doug McElmury; Fire & Rescue Chief; John Steinbrink Jr., Public Works Director; Carol Willke, HR and Recreation Director; Dan Honore', IT Director; Sandro Perez, Inspection Superintendent and Jane M. Romanowski, Village Clerk. Two citizens attended the meeting.

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. PRESENTATION OF AMERICA'S FARMERS GROW COMMUNITIES DONATION TO THE FIRE & RESCUE DEPARTMENT.**

Steve Chamberlain:

Good evening. My name is Steve Chamberlain. I work with Monsanto Company. And I'm here tonight on behalf of the Monsanto Fund, and I'm very excited to join you today for a special presentation to the Pleasant Prairie Fire and Rescue. Joining me is Jay Sorensen who has been selected as the winner of the Kenosha County America Farmers Grow Communities sponsored by the Monsanto Fund. Under this program, eligible farmers in 1,289 counties including across 39 states including Wisconsin could enter to win a \$2,500 donation for a local nonprofit of their choice. Jay won and chose to direct his \$2,500 donation to the Pleasant Prairie Fire and Rescue.

The purpose of Grow Communities is to recognize and celebrate the important contribution farmers make to rural American and help them grow their communities by supporting local organizations that are important to them. More than 82,000 farmers across the country participated in this program this year, with a winning farmer selected in each eligible county. Here in Kenosha County it's my pleasure to congratulate Jay Sorensen who designated the \$2,500 to the Pleasant Prairie Fire and Rescue. At this time I'd like to have Jay stand up and just make a few comments on why he chose to donate the money to the Pleasant Prairie Fire and Rescue.

Jay Sorensen:

I chose Pleasant Prairie Fire & Rescue because they do a nice job of protecting us all the time. Thank you.

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John Steinbrink:

Now, it was my understanding that Joe Toranado was going to match that. And the check is made out of recycled corn stalks and it totally biodegradable.

Doug McElmury:

Maybe if I could make one additional comment. This isn't the first donation we've received on behalf of Jay Sorensen. He's also a regular contributor to our statewide fire event, and we see checks come through every year for that. So not only for the \$2,500 but for his continued support each year. We really appreciate it.

5. MINUTES OF MEETINGS - FEBRUARY 10 AND FEBRUARY 17, 2014.

Michael Serpe:

Move approval.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve for approval. Any changes, additions, corrections?

SERPE MOVED TO APPROVE THE MINUTES OF THE FEBRUARY 10 AND FEBRUARY 17, 2014 VILLAGE BOARD MEETINGS AS PRESENTED IN THEIR WRITTEN FORM; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 3-0.

6. CITIZEN COMMENTS

John Steinbrink:

Anybody wishing to speak under citizen comments? Hearing none, I'll close citizen comments.

7. ADMINISTRATOR'S REPORT

8. NEW BUSINESS

A. Consider and approve selection process for a vacant Village Board Trustee position.

Mike Pollocoff:

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Mr. President, with the resignation of Monica Yuhas from the Board we need to begin the process to select another Trustee to replace her until her term expires. There is a special election. In fact, I think Jane's already received or in the process of receiving the ballots for the spring election already. So the Board is left with the duty to replace the Trustee. The statutes don't specify how that process takes place other than once you select somebody the Board cannot [inaudible] the election of that person as a Trustee.

We've had this happen a few times before, and I'd recommend that we follow the same process. My recommendation would be that we make notice of the vacant position for people to turn in applications this week and have them submit it by the end of the week. And then next week conduct interviews and background checks. The background check is really to check if there's any criminal background which would be the case for any elected official. And then have the Village President bring one or more to the Village Board for election on the second meeting of March for appointment to that office. So with that, that would be my recommendation as far as conducting a selection process.

Michael Serpe:

I'd move to concur with the Village Administrator.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve for concurrence with the Village Administrator. Any further discussion?

SERPE MOVED TO CONCUR WITH THE VILLAGE ADMINISTRATOR'S RECOMMENDATION ON THE PROCESS FOR APPOINTMENT OF VILLAGE TRUSTEE #1 TO FILL THE VACANCY CREATED BY THE RESIGNATION OF MONICA YUHAS; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 3-0.

B. Elect President Pro-Tem.

Mike Pollocoff:

Again, Mr. President, with Monica's resignation we need to elect another President Pro-Tem for the Board.

John Steinbrink:

We have somebody here with experience in that, right?

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Mike Pollocoff:

I think so.

Steve Kumorkiewicz:

I make a motion to appoint Mike Serpe as President Pro-Tem.

John Steinbrink:

And I will second that motion. We have a motion and a second.

**KUMORKIEWICZ MOVED TO ELECT MIKE SERPE AS PRESIDENT PRO-TEM;
SECONDED BY STEINBRINK; MOTION CARRIED 3-0.**

John Steinbrink:

Congratulations, Mr. Serpe.

C. Consider appointment of a member to the Community Development Authority and the Kenosha Area Convention and Visitor's Bureau Board of Directors.

Mike Pollocoff:

We have two appointments we need to consider, again, one for the Community Development Authority. I'm recommending that Mike Serpe be appointed to that Board for a couple reasons. One is it's a one year term by statute. And statutes require that a Trustee and the Village CEO which would be John are members of that commission. And Mike has some familiarity with the things that we've been working on on the Authority.

There's that, and the second one would be the appointment to the Convention and Visitor's Bureau. We recently did interviews for Plan Commission, and we had asked those individuals if there's any other commissions they'd be interested in. And Mark Wistar expressed some interest in the Visitor's Bureau. That's a three year appointment. And the number of appointments we have is dictated by what our hotel revenue is. So revenue has been good and we have a vacant position that's ready to go. So I'd recommend that he be appointed to that position.

Steve Kumorkiewicz:

Make a motion to approve both recommendations.

John Steinbrink:

I'll second. And congratulations again.

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KUMORKIEWICZ MOVED TO APPROVE THE APPOINTMENT OF MARK WISTAR TO THE KENOSHA AREA CONVENTION AND VISITOR'S BUREAU BOARD OF DIRECTORS AND MIKE SERPE TO THE COMMUNITY DEVELOPMENT AUTHORITY; SECONDED BY STEINBRINK; MOTION CARRIED 3-0.

D. Consider operator license applications on file.

Jane Romanowski:

There's just one application tonight for Shane Switzer. Recommend approval.

Michael Serpe:

So moved.

Steve Kumorkiewicz:

Second.

SERPE MOVED TO APPROVE THE OPERATOR LICENSE APPLICATION FROM SHANE SWITZER; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 3-0.

9. VILLAGE BOARD COMMENTS

Michael Serpe:

Just one, John. Over the weekend in my neighborhood we had somebody go through and painted a blue T on the stop sign and a couple other signs in the neighborhood. And I'm sure it was -- it was not gang graffiti, and Tremper had something going, so I'm sure it's some exuberant student. But one of my neighbors took it upon himself to go there and use some kind of cleaner and he cleaned up the signs. And I just saw him doing that as I came. He was on the top of the snow pile cleaning these signs off. And I thought that was pretty nice that he did that. And maybe we could send him a little letter of thanks for taking the time and the effort for doing something like that. Other than that I have nothing else.

John Steinbrink:

Just a note. I was watching 25, and I was watching the agenda come on the screen. And as it scrolls over and you have a very light background scenery you really can't see the agenda. Very nice background, but we just can't read the agenda. And I guess we'll probably congratulate Monica for her years of service on the Board. Are we going to have her stop in some night and give her a proper thank you? Okay, we'll look forward to that. Any other Village Board comments?

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- 10. ENTER INTO EXECUTIVE SESSION PURSUANT TO SECTION 19.85(1)(C) TO CONSIDER EMPLOYMENT, PROMOTION, COMPENSATION OR PERFORMANCE EVALUATION DATA OF ANY PUBLIC EMPLOYEE OVER WHICH THE GOVERNMENTAL BODY HAS JURISDICTION OR EXERCISES RESPONSIBILITY.**

Michael Serpe:

So moved and roll call.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve.

SERPE MOVED TO ENTER INTO EXECUTIVE SESSION; SECONDED BY KUMORKIEWICZ; ROLL CALL VOTE – STEINBRINK – AYE; KUMORKIEWICZ – AYE; SERPE – AYE; MOTION CARRIED 3-0.

John Steinbrink:

The Board will return to open session for the purpose of adjournment only. No other business will be conducted.

- 11. RETURN TO OPEN SESSION AND ADJOURNMENT**

After discussion, **SERPE MOVED TO RETURN TO OPEN SESSION AND ADJOURN THE MEETING; SECONDED BY KUMORKIEWICZ; ROLL CALL VOTE – STEINBRINK – AYE; KUMORKIEWICZ – AYE; SERPE – AYE; MOTION CARRIED AND MEETING ADJOURNED AT 7:20 P.M.**

MEMORANDUM

Date: March 11, 2014

To: Village Board of Trustees

From: Jane M. Romanowski
Village Clerk

Re: Big Oaks Golf Course "Class B" Intoxicating Liquor License Application

Jose Reyes, Agent for Timber Ridge Ventures LLC, currently holds a Class "B" Fermented Malt Beverage License for the property located at 6117 123rd Place known as Big Oaks Golf Course. The current license allows for the sale of fermented malt beverages to consumers for on-premise or off-premise consumption. The licensed premise consists of the entire golf course property.

The corporation submitted an application requesting a Reserve "Class B" Intoxicating Liquor License which permits the sale of intoxicating liquor to consumers for on-premise consumption only. The application indicates the premise for this license will solely be the clubhouse at the golf course.

The reserve license regulations are identical to the regular "Class B" intoxicating liquor license regulations but the "reserve" classification, as determined by a law change effective December 1, 1997, requires payment of a one-time initial issuance fee of \$10,000 in addition to the applicable liquor license fee. The Village currently has 19 reserve licenses available.

I recommend a "Class B" Intoxicating Liquor License be issued to Jose Reyes, Agent for Timber Ridge Ventures LLC, for the premise described as the clubhouse only located at 6117 123rd Place subject to the payment of the initial issuance fee of \$10,000, the pro-rated liquor license fee from the date the license is issued to June 30, 2014 and the cost of publishing the public hearing notice.

Resolution No. 14-07

**Resolution of Appreciation and Thanks
to Monica Yuhas
for Seven Years of Outstanding Service
to the People of Pleasant Prairie
as Trustee #1 on the Village Board of Trustees**

WHEREAS, in April of 2007, Monica Yuhas was sworn in as Trustee #1 on the Village Board of Trustees for the Village of Pleasant Prairie; and

WHEREAS, Monica Yuhas served the people of Pleasant Prairie in this role for seven years; and

WHEREAS, during her tenure as Trustee #1, Monica Yuhas personally learned and experienced the work of each Village Department in order to effectively perform her duties as a Village Trustee; and

WHEREAS, Monica Yuhas took her role as a Village Trustee most seriously and assisted many Village residents seeking her help and attention to matters of the community; and

WHEREAS, Monica Yuhas served the people of Pleasant Prairie with diligence, honesty, directness and effectiveness during her seven years as Trustee #1; and

WHEREAS, Monica Yuhas also provided outstanding service to government through her work with the Wisconsin League of Municipalities; and

WHEREAS, Monica Yuhas has had an incredibly positive impact on Village residents, staff, elected officials and our community as a whole.

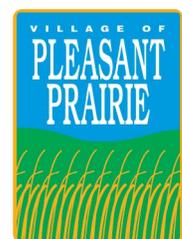
NOW, THEREFORE BE IT RESOLVED, that the Village of Pleasant Prairie does hereby extend our sincere appreciation and thanks to Monica Yuhas for her seven years of diligent service to the people of Pleasant Prairie as Trustee #1.

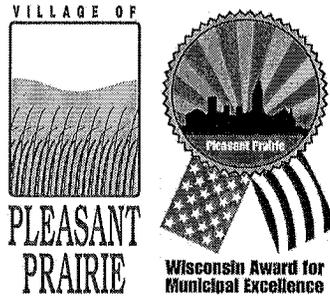
Considered and adopted this 17th day of March, 2014.

John P. Steinbrink, President

Attest:

Jane M. Romanowski, Clerk





Office of the Village Finance
Director/Treasurer
Kathleen Goessl

TO: Village Board
FROM: Kathy Goessl *KG*
Cc: Mike Pollocoff
DATE: March 17, 2014
SUBJECT: 2014/2015 Liability and Property Insurance Proposals

The Village will be entering its second year of a three year bid cycle for our liability insurance. In 2013, the Village requested proposals from all interested companies. The League of WI Municipalities proposal was chosen by the Village Board for 2013/2014 policy year. The Village advised the bidders of their right to bid in subsequent years if the Village determined that the proposed renewal prices, of our current carrier, were too high.

Our 2014/15 insurance proposals from our current carriers increased by 5%. The proposed premium is \$463,496. This is increase of \$23,697 or 5.4% from last year (see attached premium comparison). The majority of the increase is due to an increase in our worker compensation experience mod from .94 to 1.02. We also received a slight increase for boiler & machinery (\$148) and commercial crime (\$90). The Local Government Property Insurance Fund (LGPIF) renewal is up 17% or \$6,304. R & R insurance, our current agency for our liability coverage with the League of WI Municipalities, reviewed our property renewal proposal. Even though our property insurance increased so much, it is still the best deal for property coverage.

The Village, RecPlex and Utilities have a 2014 budget amount of \$514,987 for liability and property insurance. For 2014, we will be under budget by \$8,586 for worker compensation, but a little over budget for liability and property insurance (\$864).

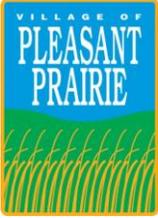
My recommendation is to renew with our current insurance carriers, League of WI Municipalities for liability, worker compensation and automobile physical damage coverage; Local Government Property Insurance Fund for property; Liberty for boiler & machinery and C.N.A. for commercial crime.

Village of Pleasant Prairie
Property & liability Insurance Program
Premium Comparison
April 1, 2014

Lines of Coverage	2013/14		2014/2015				League Changes
	Premium	Carrier	Premium	Coverage	Deductible	Carrier	
Automobile Liability	15,740	League	16,119	5,000,000	1,000	League	379
General Liability	57,009	League	57,864	5,000,000	1,000	League	855
Law Enforcement Liability	12,627	League	12,816	5,000,000	1,000	League	189
Public Officials Liability	29,954	League	30,403	5,000,000	1,000	League	449
	115,330		117,202				1,872
Property	37,465	LGPIF	43,769	97,274,077	25,000	LGPIF	6,304
Automobile Physical Damage	32,785	LGPIF	31,128	7,298,914	1,000/2,500	League	(1,657)
	70,250		74,897				4,647
Boiler & machinery	4,383	Liberty	4,531	81,573,670	2,500	Liberty	148
Commercial Crime	903	C N A	993	100,000	1,000	C N A	90
	5,286		5,524				238
Workers Compensation	286,398	League	309,642			League	23,244
Total Before Dividends	477,264		507,265				30,001
Less: Estimated Dividend	(15,963)	2013 Dividend	(15,963)				-
Net Estimated	461,301		491,302				30,001

Village of Pleasant Prairie
2014 Insurance Budget

	Worker Compensation	Property & Liability	Total
General Government	198,610	94,399	293,009
Sewer Utility	13,086	10,225	23,311
Water Utility	10,781	13,650	24,431
Solid Waste	15,297	-	15,297
RecPlex	68,327	39,060	107,387
Clean Water	5,206	2,300	7,506
Internal Service Fund	6,921	37,125	44,046
Total	318,228	196,759	514,987
			-
13/14 Proposals	309,642	197,623	507,265
Over budget /(Under Budget)	(8,586)	864	(7,722)



MEMO

Office of the Village
Engineer/Building Inspection
Michael Spence, P.E., LEED® AP

TO: Mike Pollocoff/Village Administrator

FROM: Mike Spence/Village Engineer

CC: Jane Romanowski/Village Clerk
John Steinbrink, Jr./Public Works Director

RE: Chapter 279 Storm Sewers

DATE: March 12, 2014

During the efforts to address the illicit discharge at the BP gas station in Pleasant Prairie, there were certain areas of the existing Chapter 279 Storm Sewer ordinance that were identified to be refined.

The changes include:

- A new definition of *“Illicit Discharge”*;
- Inclusion of a definition for *“Stormwater Pollution Prevention Plan (SWPPP)”*;
- Inclusion of a definition for *“WPDES Permit”*;
- A new section on *“Prohibitions-including prohibition of illicit connections, illicit discharges and defined exemptions”*;
- A new section on *“Inspection Authority which allows the Village to inspect facilities, have access to all parts of the premises, right to set up and conduct monitoring as necessary”*;
- A new section on *“Notification of and Response to Spills-requirement to immediately report a release to the Village and the DNR. Requirement to take all necessary steps to insure the discovery, containment and cleanup of release and remediate residual contamination”*;

These changes are detailed in the attached redline document.

I recommend that these changes to the code be incorporated.

ORDINANCE NO. 14-01

**ORDINANCE TO AMEND CHAPTER 297
OF THE MUNICIPAL CODE OF THE
VILLAGE OF PLEASANT PRAIRIE,
KENOSHA COUNTY, WISCONSIN
RELATING TO STORM SEWERS**

BE IT ORDAINED AND ESTABLISHED by the Board of Trustees of the Village of Pleasant Prairie, Kenosha County, Wisconsin that Section 297 of the Municipal Code be amended as follows:

§ 297-1. Illicit discharges and unauthorized connections.

A. Definitions. The following definitions shall be applicable to this article:

ILLICIT CONNECTION

Any drain or conveyance, whether on the surface or subsurface, which allows an ~~illegal~~illicit discharge to enter the storm drain system including but not limited to any conveyances which allow any non-stormwater discharge including sewage, process wastewater, and wash water to enter the storm drain system and any connections to the storm drain system from indoor drains and sinks, regardless of whether said drain or connection had been allowed, permitted, or approved by a governmental agency, prior to adoption of this article.

ILLICIT DISCHARGE

Any discharge to a municipal separate storm sewer system that is not composed entirely of storm water except discharges authorized by a WPDES permit or other discharge not requiring a WPDES permit such as landscape irrigation, individual residential car washing, fire fighting, diverted stream flows, uncontaminated groundwater infiltration, uncontaminated pumped groundwater, discharges from potable water sources, foundation drains, air conditioning condensation, irrigation water, lawn watering, flows from riparian habitats and wetlands, and similar discharges.

PERSON

Any individual, association, organization, partnership, firm, corporation or other entity recognized by law and acting as either the owner or as the owner's agent.

STORM DRAINAGE SYSTEM

Publicly owned facilities by which stormwater is collected and/or conveyed, including but not limited to any roads with drainage systems, municipal streets, gutters, curbs, inlets, piped storm drains, pumping facilities, retention and detention basins, natural and human-made or altered drainage channels, reservoirs, and other drainage structures.

STORMWATER POLLUTION PREVENTION PLAN (SWPPP)

A document which describes the best management practices and activities to be implemented by a person to identify sources of pollution or contamination at a site and the actions to eliminate or reduce pollutant discharges to storm drainage systems and or receiving waters to the maximum extent practicable.

WPDES PERMIT.

A permit issued under Wis. Stat. ch. 283.

~~B. Discharges prohibited. No person may discharge, spill or dump substances or materials which are not entirely composed of stormwater into receiving bodies of water, storm sewers or drainage facilities, or onto driveways, sidewalks, parking lots or other areas that discharge into waters of the Village or its drainage system.~~

~~C. Connections prohibited. It shall be a violation of this article to connect a sanitary sewer pipe or drain, connect a pipe or drain that contributes pollutants associated with industrial activity, or connect any other hydraulic conveyance facility that introduces nonstormwater discharges to the Village stormwater drainage system and facilities. All such nonstormwater discharges into the Village stormwater system and facilities shall be defined as illicit discharges.~~

~~D. Exemptions. The following activities are exempt from the provisions of this article unless otherwise found to have an adverse impact on the stormwater:~~

~~(1) Discharges authorized by a permit issued by the Wisconsin Department of Natural Resources (DNR).~~

~~(2) Discharges resulting from fire fighting or controlled burn activities.~~

~~(3) Discharges from uncontaminated groundwater, potable water source, roof drains, foundation drain and sump pump, air conditioning condensation, springs, lawn watering, individual residential car washing, water main and hydrant flushing, and swimming pools if the water has been dechlorinated.~~

~~(4) Discharges in compliance with the Village's construction site erosion controls or stormwater management regulations.~~

~~(5) Facility maintenance activities undertaken by any federal, state, county, or municipal agency, such activities, however, being subject to construction site erosion control and/or adopted facility stormwater pollution prevention plan(s).~~

B. Prohibitions.

1. Prohibition of Illicit Connections

The construction, use, maintenance or continued existence of illicit connections to the storm drainage system is prohibited.

2. Prohibition of Illicit Discharges

(a) The commencement, conduct or continuance of any illicit discharge to the storm drainage system is prohibited.

(b) No person shall discharge or cause to be discharged into the storm drainage system or watercourses any nonstormwater materials, including but not limited to pollutants or waters containing any pollutants that cause or contribute to a violation of applicable water quality standards.

3. Exemptions. The following activities are exempt from the prohibition provisions of this article unless otherwise found to have an adverse impact on the stormwater:

(a) Discharges authorized by a permit issued by the Wisconsin Department of Natural Resources (DNR).

(b) Discharges resulting from fire-fighting or controlled burn activities.

(c) Discharges in compliance with the Village's construction site erosion controls or stormwater management regulations.

(d) Facility maintenance activities undertaken by any federal, state, county, or municipal agency, such activities, however, being subject to construction site erosion control and/or adopted facility stormwater pollution prevention plan(s).

(e) Dye testing if it has been authorized by the Village or DNR.

§ 297-2 Inspection Authority.

A. The Village shall be permitted to enter and inspect facilities subject to regulation under this ordinance as often as may be necessary to determine compliance with this Ordinance.

B. Facility operators shall allow the Village ready access to all parts of the premises for the purposes of inspection, sampling, examination and copying of records that must be kept under the conditions of a WPDES permit to discharge stormwater and the performance of any duties defined by state and federal law.

C. The Village has the right to set up on any permitted facility such devices as are necessary to conduct monitoring and/or sampling of the facility's stormwater discharge or to require the discharger to install monitoring equipment as necessary.

§ 297-3 Notification of and Response to Spills

- A. Notwithstanding any other requirements of law, as soon as any person responsible for a facility or operation has information of any known or suspected release of materials which are resulting or may result in an illicit discharge or pollutants discharging into stormwater or the storm drainage system or water of the state, such person shall immediately report the release to the Village. In the event of a release of hazardous substances, such person shall also notify the DNR in accordance with Wis. Stat. § 292.11
- B. In the event of a release under par. A., such person shall take all necessary steps to ensure the discovery, containment and cleanup of such release and shall remediate any residual contamination in accordance with applicable state surface water, groundwater or soil standards.

§ 297-4. Enforcement.

- A. Whenever the Village finds a person has violated a prohibition or failed to meet the requirements of this article, the Village may order compliance by written notice of violation to the responsible person. Such notice may require, without limitation:
- (1) The elimination of illicit discharge connections or illicit discharges;
 - (2) That violating discharges, practices, or operations shall cease and desist; and/or
 - (3) The abatement or remediation of stormwater pollution or contamination hazards and the restoration of any affected property.
- B. In the event the person fails to eliminate the illicit connections or illicit discharge, fails to cease and desist discharges, practices or operations in violation of this article or fails to abate or remediate the stormwater pollution or contamination hazards, the person may be subject to a penalty as provided by Chapter 1, § 1-4, of this Code. Each day that the violation exists shall constitute a separate offense.
- C. In the event that an illicit discharge is identified and emergency cleanup action is undertaken by the Village, DNR, or other authority having jurisdiction, the person may be subject to all associated cleanup costs incurred.
- D. If the person responsible fails to cease, desist, and abate the illicit discharge, the Village may take such action itself and seek reimbursement in Village Municipal Court or Kenosha County Circuit Court or via special assessment or special charges under § 66.0627, Wis. Stats., as may be amended from time to time.
- E. Compliance with the provisions of this article may also be enforced by injunction in any court with jurisdiction. It shall not be necessary to prosecute for forfeiture or a cease and desist order before resorting to injunction proceedings, as authorized pursuant to § 61.35, Wis. Stats.

Passed and adopted this 17th day of March, 2014.

VILLAGE OF PLEASANT PRAIRIE

John P. Steinbrink, President

ATTEST:

Jane M. Romanowski, Clerk

Posted: _____

Consider approval of **Ord. #14-02** to amend Section 420-81 A of the Village Zoning Ordinance related to residential fence requirements.

Recommendation:

On March 10, 2014 the Plan Commission held a public hearing and recommended that the Village Board approve the **Zoning Text Amendment** as presented in the March 17, 2014 Village Staff Report.

VILLAGE STAFF REPORT OF MARCH 17, 2014

Consider approval of **Ord. #14-02** to amend Section 420-81 A of the Village Zoning Ordinance related to residential fence requirements.

On January 13, 2014 the Village Plan Commission adopted Resolution #14-01 to initiate an amendment to the Village Zoning Ordinance to re-evaluate the Village's fencing requirements related to the placement of the "good" side of the fence facing the neighboring property.

In reviewing ordinance requirements for nearby community's such as the City of Kenosha, the Village staff is recommending that the following amendments to Section 420-81 A be considered to create sub-subsections (14) and (15):

- (14) All structural and support components of a fence shall face away from adjacent properties. Fence sections being replaced due to damage/maintenance may be replaced in a similar fashion to the original installation with approval of the Zoning Administrator.
- (15) Fences shall be installed with the finished side facing the adjacent property or public right-of-way. Fence sections being replaced due to damage/maintenance may be replaced in a similar fashion to the original installation with approval of the Zoning Administrator.

Plan Commission recommends approval of the zoning text amendment as presented.

ORD. NO. 14-02
ORDINANCE TO AMEND
THE VILLAGE ZONING ORDINANCE (CHAPTER 420)
RELATED TO FENCE REQUIREMENTS
IN THE VILLAGE OF PLEASANT PRAIRIE, KENOSHA COUNTY, WISCONSIN

THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF PLEASANT PRAIRIE, KENOSHA COUNTY, WISCONSIN, DO HEREBY ORDAIN THAT SECTION 420-81 A (14) and (15) RELATED TO STANDARDS FOR RESIDENTIAL FENCES IS HEREBY CREATED TO READ AS FOLLOWS:

- (14) All structural and support components of a fence shall face away from adjacent properties. Fence sections being replaced due to damage/maintenance may be replaced in a similar fashion to the original installation with approval of the Zoning Administrator.
- (15) Fences shall be installed with the finished side facing the adjacent property or public right-of-way. Fence sections being replaced due to damage/maintenance may be replaced in a similar fashion to the original installation with approval of the Zoning Administrator.

Adopted this 17th day of March, 2014.

VILLAGE OF PLEASANT PRAIRIE

ATTEST:

John P. Steinbrink
Village President

Jane M. Romanowski
Village Clerk

Posted: _____

02- fence amendments

Village of Pleasant Prairie, WI
Tuesday, January 14, 2014

Chapter 420. ZONING ORDINANCE

Article XI. Fences

§ 420-81. Standards for fences.

A. Residential fences. A residential fence is used to provide enclosure of all or a portion of the property for privacy or security in any residential, agricultural, or conservancy district, subject to the following requirements:

- (1) Said fence may be constructed of brick, field stone, wood, wrought iron, chain link (with a minimum thickness of nine gauge and a top support), or other appropriate material approved by the Zoning Administrator; however, a residential fence shall not be an agricultural field fence or electric fence or incorporate razor or barbed wire.
- (2) It shall be the sole responsibility of the property owner(s) to ensure that the following setbacks are met:
 - (a) Said fence may be located on the side or rear property lines.
 - (b) Said fence may be located in a shore yard, provided that it is not located on the water side of the ordinary high-water mark of said navigable waterway. Said fence shall not block, redirect or impede the flow of water or drainage within the area.
 - (c) Said fence may be placed within a wetland, provided that there is minimal disturbance to the wetlands.
 - (d) Said fence shall be set back a minimum of two feet from any Village right-of-way.
 - (e) Said fence shall be set back a minimum of 15 feet from any private road as measured from the outer edge of the gravel shoulder or back of curb.
- (3) Said fence shall not be located within the vision triangle, as defined by this chapter.
Editor's Note: See § 420-44, Vision triangle.
- (4) The fence height shall include all elevations, including berms, above the overall standard grade of the property, excluding architectural finials.
- (5) Said fence shall not be higher than six feet if located in the rear yard, rear street yard and/or side street yard.
- (6) Said fence shall not be higher than four feet if located within a front street yard.
- (7) Concrete or brick pillars located between fence sections may be permitted to a height of six feet in a front street yard.
- (8) Said fence shall not be located within a utility easement(s) without written permission from the applicable utility company.
- (9) Said fence shall not be located within a drainage easement or other easement without written permission from the easement grantor and the Village.

- (10) Said fence shall not block, redirect or cause a drainage problem for the adjacent or downstream properties.
 - (11) Said fence shall be in compliance with any structural requirements of any local, county and state codes.
 - (12) The property owner(s) is responsible for ensuring that said fence is designed and constructed so as to resist any wind load to which said fence may be subject.
 - (13) Every person or legal entity residing or located in the Village of Pleasant Prairie is prohibited from possessing or harboring a wolf-dog hybrid in the Village unless he or it meets the following criteria:
 - (a) Written proof from the property owner/occupant that a legally licensed wolf-dog hybrid is kept on said property shall be submitted. A wolf-dog hybrid is defined as an animal formed of the union of a dog and wolf species and possessing physical characteristics typically attributed thereto.
 - (b) Any licensed wolf-dog hybrid shall be kept in an enclosure in the rear or side of a principal structure of at least 1,600 square feet surrounded by a fence seven feet high with an overhang of fencing angling into the fenced area. No wolf-dog hybrid shall be kept in the front or side street yard of any property.
 - (c) A barrier or wall shall be placed a minimum of two feet below grade inside the pen beneath the vertical fencing to prevent the wolf-dog hybrid from digging out along the fence.
 - (d) A six-foot-high solid child-proof barrier fence shall be installed not less than six feet away from the fenced enclosure to prevent the possibility of children reaching through the fence to touch the animal(s).
 - (e) If such referenced property no longer has a licensed wolf-dog hybrid for more than 12 consecutive months, the seven-foot-high fence shall become a nonconforming accessory structure, and the fence shall be removed or reconstructed to conform to the provisions of this chapter.
- B. Commercial fences. A commercial fence is used to provide enclosure, screening or security for all or a portion of a property in any business, manufacturing, institutional or park and recreational district, subject to the following requirements:
- (1) Said fence may be constructed of brick, field stones, wood, wrought iron, chain link (with a minimum thickness of nine gauge and a top support) or other appropriate material approved by the Zoning Administrator; however, a commercial fence shall not be an agricultural field fence nor an electric fence but may incorporate razor or barbed wire only as deemed necessary by the Village Zoning Administrator.
 - (2) It shall be the sole responsibility of the property owner to ensure that the following setbacks are met:
 - (a) Said fence may be located on the side or rear property lines.
 - (b) Said fence may be located in any street yard only upon approval by the Village Zoning Administrator, provided that said fence is set back a minimum of 15 feet from any public right-of-way.
 - (c) Said fence may be located in any street yard only upon approval by the Village Zoning Administrator, provided that said fence is set back a minimum of 20 feet from any private road as measured from the outer edge of the gravel shoulder or back of curb.

- (d) Said fence may be located in a shore yard, provided that it is not located on the water side of the ordinary high-water mark of said navigable waterway. Said fence shall not block, redirect or impede the flow of water or drainage within the area.
- (e) Said fence may be placed within a wetland, provided that there is minimal disturbance to the wetlands.
- (f) Said fence shall not be placed within the vision triangle, as defined by this chapter.

Editor's Note: See § 420-44, Vision triangle.

- (3) Said fence shall not be higher than 10 feet. The fence height shall include all elevations, including berms, above the overall standard grade of the property.
- (4) No fence shall be placed within any utility easement(s) without written permission from the applicable utility company.
- (5) Said fence shall not be located within a drainage easement.
- (6) Said fence shall not be located within any other easement without written permission from the easement grantor and the Village.
- (7) No fence shall block, redirect or cause a drainage problem for the adjacent or downstream properties.
- (8) Said fence shall be in compliance with any structural requirements of any local, county and state codes.
- (9) The property owner(s) is responsible for ensuring that said fence is designed and constructed so as to resist any wind load to which said fence may be subject.
- (10) The Village Zoning Administrator may require a fence to be installed along the rear or side property line of a property located within a business or manufacturing district that abuts a property located within a residential district. Said fence shall be constructed of a solid material, including brick, wood, concrete or field stone, and shall be a minimum of six feet high with the good side of the fence facing the property located within the residential district.

Consider approval of **Ord. #14-03** to amend Section 420-48 J of the Village Zoning Ordinance related to traffic, parking and access provisions for building setbacks to fire lanes.

Recommendation:

On March 10, 2014 the Plan Commission held a public hearing and recommended that the Village Board approve the **Zoning Text Amendment** as presented in the March 17, 2014 Village Staff Report.

VILLAGE STAFF REPORT OF MARCH 17, 2014

Consider approval of **Ord. #14-03** to amend Section 420-48 J of the Village Zoning Ordinance related to traffic, parking and access provisions for building setbacks to fire lanes.

On February 10, 2014 the Village Plan Commission adopted Resolution #14-06 to initiate an amendment to the Village Zoning Ordinance to re-evaluate the traffic, parking and access zoning provisions as it related to fire lane setback regulations. The Village staff is recommending that the following amendment to section 420-48 J be approved:

- J. Fire lanes. All required fire lanes shall be all-weather, paved surface roadways roadway with a minimum width of 30 feet **and setback at least the maximum height of the building adjacent to the fire lane, but not too exceed 50 feet from the building,** unless otherwise approved by the Fire & Rescue Chief.

Plan Commission recommends approval of the Zoning Text Amendment as presented.

ORD. NO. 14-03
ORDINANCE TO AMEND
THE VILLAGE ZONING ORDINANCE (CHAPTER 420)
RELATED TO FIRE LANE SETBACK REQUIREMENTS
IN THE VILLAGE OF PLEASANT PRAIRIE, KENOSHA COUNTY, WISCONSIN

THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF PLEASANT PRAIRIE, KENOSHA COUNTY, WISCONSIN, DO HEREBY ORDAIN THAT SECTION 420-48 J RELATED TO FIRE LANES AND IS HEREBY AMENDED TO READ AS FOLLOWS:

- J. Fire lanes. All required fire lanes shall be all-weather, paved surface roadways roadway with a minimum width of 30 feet **and setback at least the maximum height of the building adjacent to the fire lane, but not too exceed 50 feet from the building,** unless otherwise approved by the Fire & Rescue Chief.

Adopted this 17th day of March, 2014.

VILLAGE OF PLEASANT PRAIRIE

ATTEST:

John P. Steinbrink
Village President

Jane M. Romanowski
Village Clerk

Posted: _____

03- fire lane amendment

Consider approval of **Ord. #14-04** to amend Section 420-131 T (2) (e) of the Village Zoning Ordinance to clarify regulations related to 100-year floodplain boundary adjustments.

Recommendation:

On March 10, 2014 the Plan Commission held a public hearing and recommended that the Village Board approve the **Zoning Text Amendment** as presented in the March 17, 2014 Village Staff Report.

VILLAGE STAFF REPORT OF MARCH 17, 2014

Consider approval of **Ord. #14-04** to amend Section 420-131 T (2) (e) of the Village Zoning Ordinance to clarify regulations related to 100-year floodplain boundary adjustments.

On February 10, 2014 the Village Plan Commission adopted Resolution #14-07 to initiate an amendment to the Village Zoning Ordinance. Specifically to amend the Village floodplain regulations to clarify that the flood storage capacity may be compensated within an existing or newly created floodplain as part of a floodplain boundary adjustment. Section 420-131 T (2) (e) is proposed to be amended to read:

- (e) Whenever any volume of flood storage capacity is removed from the floodplain, as defined by the ground surface and the regional flood elevation, an equal volume of flood storage capacity shall be created within the **existing** **or** newly **created** floodplain boundary, in the vicinity of the removal, to compensate for the lost flood storage capacity. Excavation below the ordinary high-water mark shall not be considered as providing any equal volume of storage capacity for compensation purposes. Any such area of compensating flood storage capacity shall drain freely to the receiving stream.

The Village has received an email from the Wisconsin Department of Natural Resources dated February 27, 2014 indicating no conflicts with State requirements.

Plan Commission recommends approval of the Zoning Text Amendment as presented.

ORD. NO. 14-04
ORDINANCE TO AMEND
THE VILLAGE ZONING ORDINANCE (CHAPTER 420)
RELATED TO FLOODPLAIN BOUNDARY ADJUSTMENTS
IN THE VILLAGE OF PLEASANT PRAIRIE, KENOSHA COUNTY, WISCONSIN

THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF PLEASANT PRAIRIE, KENOSHA COUNTY, WISCONSIN, DO HEREBY ORDAIN THAT SECTION 420-131 T (2) (e) IS AMENDED TO CLARIFY REGULATIONS RELATED TO 100-YEAR FLOODPLAIN BOUNDARY ADJUSTMENTS IS HEREBY AMENDED TO READ AS FOLLOWS:

- (e) Whenever any volume of flood storage capacity is removed from the floodplain, as defined by the ground surface and the regional flood elevation, an equal volume of flood storage capacity shall be created within the **existing or** newly **created** floodplain boundary, in the vicinity of the removal, to compensate for the lost flood storage capacity. Excavation below the ordinary high-water mark shall not be considered as providing any equal volume of storage capacity for compensation purposes. Any such area of compensating flood storage capacity shall drain freely to the receiving stream.

Adopted this 17th day of March, 2014.

VILLAGE OF PLEASANT PRAIRIE

ATTEST:

John P. Steinbrink
Village President

Jane M. Romanowski
Village Clerk

Posted: _____

Peggy Herrick

From: Anderson, Miriam G - DNR <Miriam.Anderson@wisconsin.gov>
Sent: Thursday, February 27, 2014 10:57 AM
To: Peggy Herrick
Subject: FW: Amendment to Floodplain Ordinance
Attachments: FPO Amendment Notice.pdf; Proposed Floodplain amend 420-131 T 2 e.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Peggy: Nathan forwarded your email to me for review. I double checked with the engineers here to make sure this wouldn't be a problem with the engineering. They said it was fine, but suggested you might consider changing the first sentence to "Whenever any volume of flood storage capacity is removed from the floodplain in the Flood Storage District, as defined ...". This is a little repetitive as the language is being added to the Flood Storage District section, but it may make things a little clearer. Again, this is a suggestion only not a required change. Please make sure you send us the notices of public hearing, the certified copy of the changed language and proof of publication once the adoption is done. We will then send you an approval letter. You can send everything as a pdf. Miriam

MIRIAM GRADIE ANDERSON

FLOODPLAIN MANAGEMENT SPECIALIST
WI DNR WT/3
P. O. Box 7921
101 S. WEBSTER STREET
MADISON, WI 53707
608-266-5228
MIRIAM.ANDERSON@WISCONSIN.GOV

CUSTOMER SERVICE IS IMPORTANT TO US. HOW AM I DOING?
[HTTPS://WWW.SURVEYMONKEY.COM/S/WDNRWATER](https://www.surveymonkey.com/s/WDNRWATER)

From: Zoch, Nathan D - DNR
Sent: Monday, February 17, 2014 10:31 AM
To: Heinrichs, Gary G - DNR
Cc: Anderson, Miriam G - DNR
Subject: FW: Amendment to Floodplain Ordinance

FYI

From: Peggy Herrick [<mailto:pherrick@plprairiewi.com>]
Sent: Friday, February 14, 2014 9:18 AM
To: Zoch, Nathan D - DNR
Cc: Jean Werbie-Harris
Subject: Amendment to Floodplain Ordinance

Nathan

Attached is a proposed amendment that the Village is proposing to our Floodplain Ordinance (the items **highlighted and bolded** are being added). The required Public Hearing is being held on March 10, 2014. See attached notice and proposed ordinance amendment.

If you have any questions please contact me or Jean Werbie-Harris, Community Development Director at 262-925-6717

Thanks

Peggy Herrick

Assistant Planner and Assistant Zoning Administrator

Village of Pleasant Prairie

9915 39th Avenue

Pleasant Prairie, WI 53158

Telephone: 262-925-6717

Fax: 262-925-6787

Email: pherrick@plprairiewi.com

**CLERK'S CERTIFICATION OF
BARTENDER LICENSE APPLICATIONS
Period Ending: March 11, 2014**

I, Jane M. Romanowski, Village Clerk of the Village of Pleasant Prairie, Kenosha County, Wisconsin, do hereby certify the following persons have applied for bartender licenses and **each applicant is in compliance with the guidelines set forth in Chapter 194 of the Municipal Code**. I recommend approval of the applications for each person as follows:

NAME OF APPLICANT

LICENSE TERM

1. Chad R. LaBell
2. Chris G. Olsen

thru June 30, 2015
thru June 30, 2015

Jane M. Romanowski
Village Clerk



Memorandum

Date: March 7, 2014
To: Pleasant Prairie Village Board
CC: Michael Pollocoff, Village Administrator
From: Rocco Vita
Pleasant Prairie Assessor
Re: 74.37 Claim of Excessive Assessment for the 2013 Assessment Year
Target Corporation; Parcel 91-4-122-082-0152
9777 76th Street
Pleasant Prairie, WI

Board Members:

Target Corporation has filed a Claim of Excessive Assessment against the Village of Pleasant Prairie related to the 2013 assessed value of their retail property located at 9777 76th Street in the Village of Pleasant Prairie.

The 2013 assessed value as determined by the Village Assessor's Office is \$12,181,300. Target Corporation stipulated to this value before the 2013 Pleasant Prairie Board of Review. Applying the Village's 2013 net tax rate of \$21.83707 results in a net property tax of \$266,003.91 before application of the First Dollar Credit.

Target Corporation claims 'the correct assessment of the Property for 2013 should be no higher than \$8,173,600' and claims a refund of 'at least the amount of \$87,516' plus any interest as provided by law.

The Village Assessor's Office recommends disallowance of this claim.



Reinhart Boerner Van Deuren s.c.
P.O. Box 2018
Madison, WI 53701-2018

22 East Mifflin Street
Suite 600
Madison, WI 53703

Telephone: 608-229-2200
Fax: 608-229-2100
Toll Free: 800-728-6239
reinhartlaw.com

FILED

Village of Pleasant Prairie

DATE 1-28-14

January 21, 2014

Time 10:34 a.m.

By [Signature]

VILLAGE CLERK

Don M. Millis, Esq.
Direct Dial: 608-229-2234
dmillis@reinhartlaw.com

CLAIM FOR EXCESSIVE ASSESSMENT

SERVED BY PROCESS SERVER

Jane M. Romanowski, Clerk
Village of Pleasant Prairie
9915 39th Avenue
Pleasant Prairie, WI 53158

Dear Clerk:

Re: Tax Parcel No. 91-4-122-082-0152

Now comes Claimant, Target Corporation, owner of parcel 91-4-122-082-0152 (the "Property") in Pleasant Prairie, Wisconsin, by Claimant's attorneys Reinhart Boerner Van Deuren s.c., and files this Claim for Excessive Assessment against the Village of Pleasant Prairie (the "Village"), pursuant to Wis. Stat. §74.37. You hereby are directed to serve any notice of disallowance on the undersigned agent of the claimant.

1. This Claim is brought under Wis. Stat. § 74.37(3)(d), for a refund of excessive real estate taxes imposed on Claimant by the Village for the year 2013, plus statutory interest, with respect to the Property.
2. Claimant is the owner of the Property, is responsible for the payment of property taxes and the prosecution of property tax disputes involving the Property and is authorized to bring this claim in its own name.
3. The Village is a body corporate and politic, duly organized as a municipal corporation under Wisconsin law, with its principal office located at 9915 39th Avenue, in the Village.
4. The Property is located at 9777 76th Street within the Village, and is identified in the Village records as Tax Parcel No. 91-4-122-082-0152.
5. For 2013, property in the Village was assessed at 102.17% of its fair market value as of January 1, 2013.

6. For 2013, property tax was imposed on property in the Village at the rate of \$21.83707 per \$1,000 for of the assessed value for Property.

7. For 2013, the Village's assessor set the assessment of the Property at \$12,181,300.

8. Claimant appealed the 2013 assessment of the Property by filing a timely objection with the Village's Board of Review pursuant to Wis. Stat. § 70.47 and otherwise complying with all of the requirements of Wis. Stat. § 70.47, except Wis. Stat. § 70.47(13).

9. The Village's Board of Review heard the Claimant's objection and sustained the assessment on the merits at \$12,181,300.

10. The Village imposed tax on the Property in the amount of \$266,004.

11. Claimant is timely paying the property taxes imposed by the Village on the Property for 2013, or the required installment thereof.

12. The fair market value of the Property as of January 1, 2013 was no higher than \$8,000,000.

13. Based on the assessment ratio of 102.71%, the correct assessment of the Property for 2013 is no higher than \$8,173,600.

14. Based on the tax rate of \$21.83707 per \$1,000 of assessed value, the correct amount of property tax on the Property for 2013 should be no higher than \$178,487.

15. The 2013 assessment of the Property, as set by the Village's Board of Review was excessive and, upon information and belief, violated Article VIII, Section 1 (i.e., the Uniformity Clause) of the Wisconsin Constitution. As a result, the property tax imposed on the Property for 2013 was excessive in at least the amount of \$87,516.

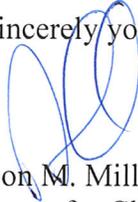
16. Claimant is entitled to a refund of 2013 tax in the amount of \$87,516, or such greater amount as may be determined to be due to Claimant, plus statutory interest.

17. The amount of this claim is \$87,516, plus interest thereon.

Jane M. Romanowski, Clerk
January 21, 2014
Page 3

Dated at Madison, Wisconsin, this 21st day of January, 2014.

Sincerely yours,

A handwritten signature in blue ink, consisting of several loops and a long horizontal stroke, positioned above the printed name.

Don M. Millis
Agent for Claimant

11267808

Consider the requests of Stacey Wendt and Delbert and Sandra Wendt owners of the property located at 2028 and 2020 89th Place for approval of a **Lot Line Adjustment** between their properties and the property to the north located at 8911 22nd Avenue owned by Ronald Macik and Lanette Allen.

Recommendation:

Plan Commission recommends that the Village Board approve the **Lot Line Adjustment** subject to the comments and conditions of the March 17, 2014 Village Staff Report.

VILLAGE STAFF REPORT OF MARCH 17, 2014

Consider the requests of Stacey Wendt and Delbert and Sandra Wendt owners of the property located at 2028 and 2020 89th Place for approval of a **Lot Line Adjustment** between their properties and the property to the north located at 8911 22nd Avenue owned by Ronald Macik and Lanette Allen.

The properties located at 2028 89th Place (93-4-123-183-0021) owned by Stacey Wendt and 2020 89th Place (93-4-123-183-0020) owned by Delbert and Sandra Wendt Revocable Trust are proposed to be adjusted with the property to the north at 8911 22nd Avenue (93-4-123-183-0010) owned by Rondal Macik and Lanette Allen.

Specifically, 28.25 feet is being removed for the Macik and Allen lot and added to the rear of Stacey Wendt and Delbert and Sandra Wendt lots resulting in an increased depth for both of the Wendt properties.

All properties are zoned R-6, Urban Single Family Residential District which requires lots to be a minimum of 6,000 square feet. After the adjustment all lots will continue to meet the minimum lot area of the R-6 District.

The Lot Line Adjustment and will comply with the requirements set forth in the Village Zoning Ordinance and Land Division and Development Control Ordinance.

The Plan Commission recommends approval of the Lot Line Adjustment subject to the petitioners recording the proper transfer documents with the Plat of Survey for the Lot Line Adjustment as an Exhibit with the Kenosha County Register of Deeds Office within 30 days of final Village approval.



February 27, 2014

We would like to purchase a strip of land 28.25 x 190 feet from Clifford Macik, deceased, and now in the names of Ron Macik and Kimberly Allen, which would increase our lot size from 125 deep to 153.25. This strip would be added to the north side of our property, which would make it deeper. As per C.S.M. 2044.

The owners of C.S.M. 2044 Lot 1 is Stacey Wendt and the owners of Lot 2 are Delbert and Sandra Wendt.

Stacey's address is 2028-89th Place and Delbert and Sandra's address is 2020-89th Place.

We brought a copy of new survey showing the C.S.M. 2044 and legal description needed for the purchase of this strip of land to your office.

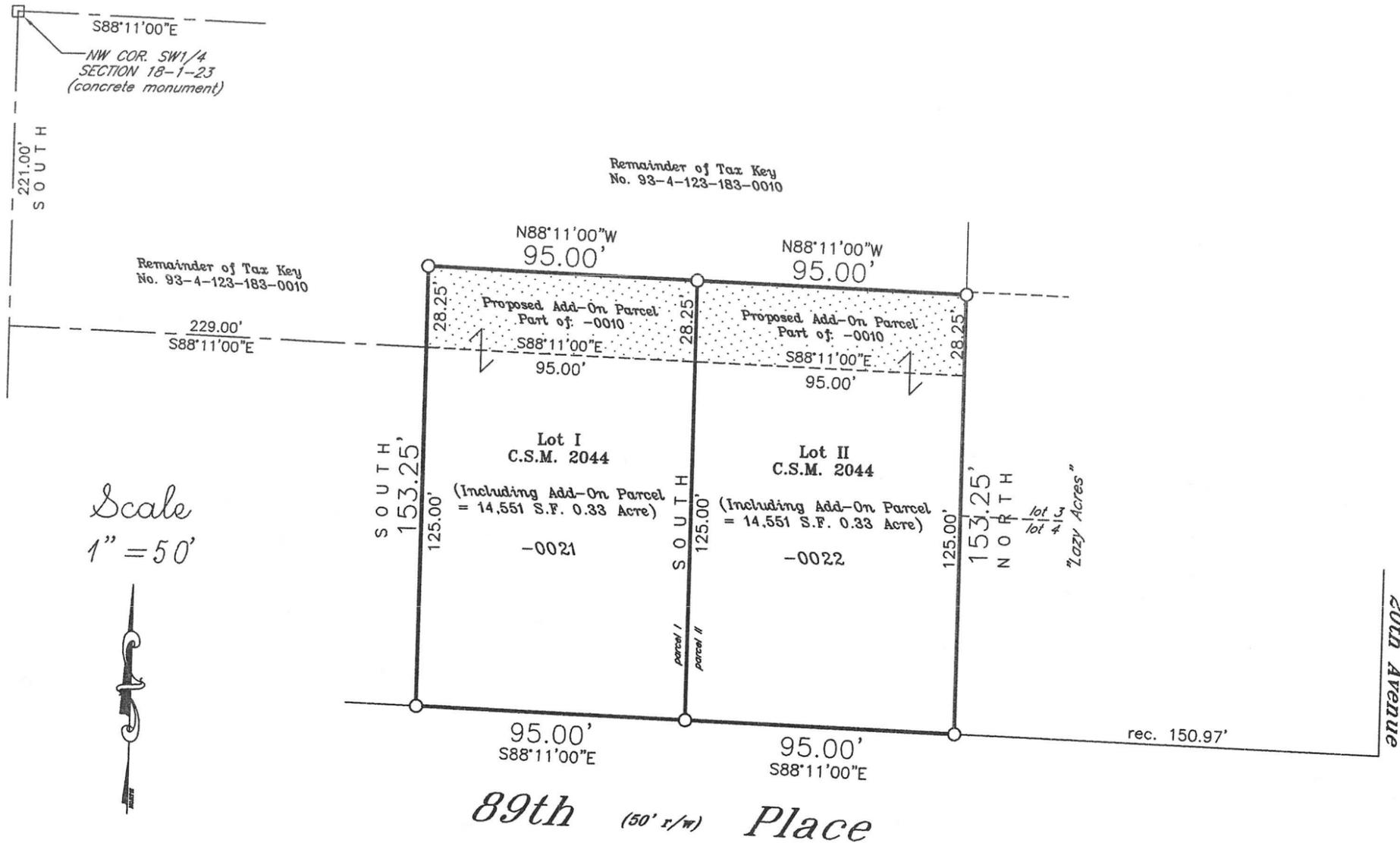
Enclosed is a check for \$225.00 payable to the Village of Pleasant Prairie for this transaction to be approved by Pleasant Prairie

Delbert H Wendt
Sandra Wendt
Stacey Wendt

Mailing address

2020-89 Place
Kenosha WI 53143

694-4971



Scale
1" = 50'

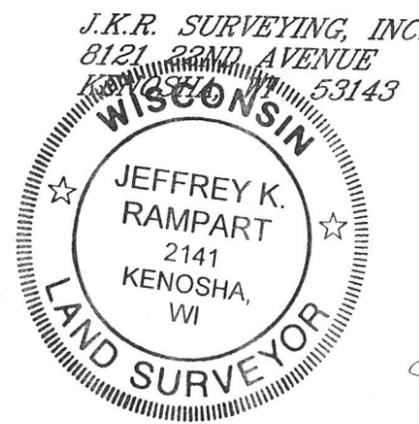


denotes iron pipe

Refer to a current title report for easements or restrictions which may affect the use of this site that are not shown on the recorded certified survey map.

This plat of survey for lot line adjustment is hereby approved by the Village Board of the Village of Pleasant Prairie on this day of, 2014.

PLAN COMMISSION CHAIRPERSON..... THOMAS W. TERWALL
 VILLAGE CLERK..... JANE M. ROMANOWSKI
 APPROVED..... VILLAGE PRESIDENT
 JOHN STEINBRINK



I hereby certify that this property was surveyed under my direction and this plat is a true representation thereof.

[Signature]
 Reg. Land Surveyor
 February 26, 2014

LEGAL DESCRIPTIONS FOR PROPOSED LOT LINE ADJUSTMENTS

PRECEDE EACH OF THE FOLLOWING LEGAL DESCRIPTIONS WITH THIS PREAMBLE: Part of the Southwest Quarter of Section 18, Town 1 North, Range 23 East of the Fourth Principal Meridian; lying and being in the Village of Pleasant Prairie, Kenosha County, Wisconsin; being more particularly described as:

PARCEL TO BE DETACHED FROM TAX KEY NO: 93-4-123-183-0010 AND ADD-ON PARCEL TO TAX KEY NO: 93-4-123-183-0021 (Lot I of Certified Survey Map No. 2044):

Commencing at the northwest corner of said quarter section; thence South along the west line of said quarter section 221.00 feet; thence S88°11'00"E parallel to the north line of said quarter section 229.00 feet to the northeast corner of Lot I of Certified Survey Map No. 2044, a plat of record and the point of beginning; thence continue S88°11'00"E parallel to said north line 95.00 feet to the northeast corner of said Lot I; thence North 28.25 feet; thence N88°11'00"W parallel to the north line of said quarter section 95.00 feet; thence South 28.25 feet to the northwest corner of said Lot I and the point of beginning containing 2,682 square feet, more or less.

PARCEL TO BE DETACHED FROM TAX KEY NO: 93-4-123-183-0010 AND ADD-ON PARCEL TO TAX KEY NO: 93-4-123-183-0022 (Lot II of Certified Survey Map No. 2044):

Commencing at the northwest corner of said quarter section; thence South along the west line of said quarter section 221.00 feet; thence S88°11'00"E parallel to the north line of said quarter section 324.00 feet to the northwest corner of Lot II of Certified Survey Map No. 2044, a plat of record and the point of beginning; thence continue S88°11'00"E parallel to the north line of said quarter section 95.00 feet to the northeast corner of said Lot II; thence North 28.25 feet; thence N88°11'00"W parallel to the north line of said quarter section 95.00 feet; thence South 28.25 feet to the northwest corner of said Lot II and the point of beginning; containing 2,686 square feet, more or less.

Plat of Survey for Lot Line Adjustment

BETWEEN TAX KEY NOS:

93-4-123-183-0010, 0021 & -0022

in SW1/4 Section 18-1-23

*VILLAGE OF PLEASANT PRAIRIE
 KENOSHA COUNTY, WIS.*

*-for-
 Sandra Wendt*