

**Clearwater Township  
Regular Board Meeting (Approved)  
August 8, 2016**

The regular meeting & Public hearing for the Town of Clearwater was called to order by Dan Mol at 7:30 p.m. on Monday August 8, 2016 at the Clearwater Town Hall.

Board Members present: Chairman Dan Mol, Supervisor Bill Langenbacher, Supervisor Scott Miller, Treasurer Kristin Helwig, and Clerk Jean Just.

Visitors as signed in: John Notsch, Jim Lee, Sharon Lee, Shirley Spoden, Mike Spoden, Wade DuMond, Tim Dickinson, Marianne Borgeson, Lee Fick

After reciting the Pledge of Allegiance, Langenbacher made a motion to approve the agenda as presented and the reg. meeting minutes of July 11, 2016. Miller seconded the motion. Motion carried unanimously.

Treasurer Kristin Helwig read the Treasurer's report for July 31, 2016. Miller made a motion to approve both the Treasurer's report. Langenbacher seconded the motion. Motion carried unanimously.

**Guest/Public Comment: None**

**Public Hearing - Resolution Extinguishing towns interest on an abandoned road – Kwik Trip**

Wade DuMond from Kwik Trip was present for any questions. The board had already reviewed the property in question. Miller made a motion to approve Resolution #2016-005 Extinguishing the towns interest in the roads described in Exhibit A & B (resolution attached). Langenbacher seconded the motion. Motion carried unanimously.

**Diane Stirling – Review CUP**

The board reviewed the County's request to review the CUP for Stirling's dog kennel. Notch asked if we go and do a site visit. Board indicated that if it warrants a site visit they will do one, however, Miller indicated that the State had just been out there on July 5, 2016 and that we had received a copy of that report so no site visit was needed. Langenbacher made a motion to indicate that the CUP is compliant and that it should be reviewed again in three years with the condition that they receive a copy of the state report each year and do not receive any complaints. Miller seconded the motion. Motion carried unanimously.

**Tim Dickinson – 15925 Gowan Ave NW – Request to vacate a parcel**

Dickinson indicated that he purchased this property and has been doing some remodeling. He would like to put a roof over his front step and in doing that realized that the township owns a parcel where the road had once been and the covered area would be too close to the township parcel. He would either need a variance or have the parcel vacated by the township. Clerk Just indicated after discussion with the Township attorney Dickinson would have to get a survey and petition to vacate the parcel and pay the cost to have the parcel vacated in the range of \$2,000. Board indicated in the interest of time they should move forward with the variance and if at a later date they wanted to petition for the vacation they could at their cost. Langenbacher made a motion to recommend the approval of the variance and would leave it up the Wright County BOA to make the final decision. Miller seconded the motion. Motion approved unanimously.

**Robert/Mike Spoden – 7292 160<sup>th</sup> Street – Request to rezone**

Mike Spoden indicated that they would like to Re-Zone a 40 acre parcel from AG to AG/RES and split the parcel into three 13+ acre lots. He stated that he has talked to the County and this was their recommendation. One of the lots would be the current home and the other two would be vacant land. They have enough road frontage to accommodate the three parcels. Miller asked how it would affect the area and if this what the right way to do it. Mol indicated the only other thing would be to do a PUD and have smaller parcels; however, that takes a lot of time and additional funds. Spoden stated the County indicated that doing the three parcels is what they would recommend for this area. Langenbacher made a

motion to recommend the approval of rezoning the parcel from Ag. To Ag/Res since it fits into the land use plan. Miller seconded the motion. Motion passed unanimously.

**Correspondence/Important Dates**

- Letter of Concern received – Cattle in Creek; The township received a letter of concern regarding cattle in creek near what we believe is Grover; the letter was not signed therefore it is not official; However, after talking with Tracy Janikula she indicated that there is nothing we can do since the state statue indicates that if the parcel has been pasture at any time during a ten year period it is permanently exempt from requirements related to feedlot or manure management.
- Clearwater River Watershed Dist. Summer Tour – 8/20; Langenbacher will attend
- Wright County Amendment to Supportive Care Ordinance; Langenbacher recommended support of the changes. Mol seconded the motion. Motion passed unanimously.

**ROAD MAINTENANCE REPORT- MIKE LUDENIA**

\*Langenbacher asked about redoing the sign out front – Clerk just will look into ideas for a maintenance free sign.

\*Ludenia indicated that we have about 3000 yards of gravel left; he has a few turnarounds to finish and will stock pile some gravel here. Asked about getting quotes for gravel for next year and how much we wanted to get. Ludenia feels we do not need as much maybe 5,000 – 7,000. Miller thought we should go with the higher amount. We do not have to use it all. Langenbacher made a motion to request quotes for 7,000 yards of Class 1 gravel. Miller seconded the motion. Motion passed unanimously.

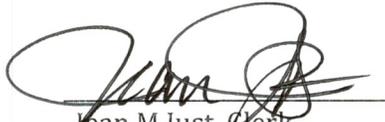
\*Ludenia talked about issues we have been having on Greer Ave. with gravel running down on the east side of the road and talked about adding crushed blacktop since it seemed to work on the other side. Langenbacher recommend that Ludenia do the crushed blacktop to stop the wash outs. Mol seconded the motion. Motion passed unanimously.

\*Ludenia indicated that he will be mowing ditches again, Mol asked about getting Boom Truck again and taking care of the brush before it builds up again. Ludenia will see about getting Boom Truck and brush cutting this fall.

\*Langenbacher talked about future road projects again and is willing to work with Shane at Hakanson Anderson to get quotes on the potential projects.

**Review of Bills:** A motion was made by Langenbacher and seconded by Miller to pay claims covered by checks #9674-9694 and eft 080816e, eft 080816f, eft 080816p, eft 081116,. Motion carried by a unanimous vote.

With no further business to come before the board, Miller moved to adjourn Langenbacher seconded the motion. Motion carried by a unanimous vote, the meeting was adjourned at 9:05 pm.

  
Jean M Just, Clerk

  
Dan Mol, Chair

Date 9/12/16

*SW*

**Doc. No. A1322762**

OFFICE OF THE COUNTY RECORDER

WRIGHT COUNTY, MINNESOTA

Certified Filed and/or Recorded on

August 24, 2016 10:20 AM

**Fee: \$46.00**

Ck#

Code Invoice

**Tanya West, County Recorder**

Return To:  
Clearwater Township  
15015 State Hwy 24  
Clearwater MN 55320

#2016-005

**RESOLUTION EXTINGUISHING A ROAD  
CLEARWATER TOWNSHIP  
WRIGHT COUNTY, MINNESOTA**

**WHEREAS**, the Town Board of Clearwater Township, Wright County, Minnesota conducted a hearing on the 8<sup>th</sup> day of August, 2016, after due notice provided pursuant to Minn. Stat. § 164.06, subd. 2, to consider disclaiming and extinguishing the town's interest in the roads described in Exhibit A & B;

**WHEREAS**, the town board made the following findings regarding said roads;

1. The extinguishment of the Township's interest in the roads described in Exhibit A & B is in the public interest.
2. The Township's interest in the roads described in Exhibit A & B is not a fee interest.
3. The interest of the town in the roads described in Exhibit A & B was established more than 25 years ago.
4. The interest in the roads described in Exhibit A & B is not recorded or filed with the county recorder.
5. The Township has completed no road improvements on the right-of-way affected by the interest of the roads described in Exhibit A & B within the last 25 years.
6. The Township has not completed any road maintenance of the right-of-way affected by the interest for the roads described in Exhibit A & B within the last 25 years.

**WHEREAS**, road passes over the following described tracts of land in Wright County, Minnesota, owned by the following named owners:

Ameribuilt Investment GRP LLC

**NOW, THEREFORE, BE IT RESOLVED**, THAT PURSUANT TO THE AUTHORITY GRANTED BY Minn. Stat. § 164.06, subd. 2 the Clearwater town board does hereby disclaim and extinguish any interest the township may have in the roads described in Exhibit A & B.

Adopted this 8 day of August, 2016.

By the board,



Board Chairman

Attested to:



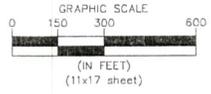
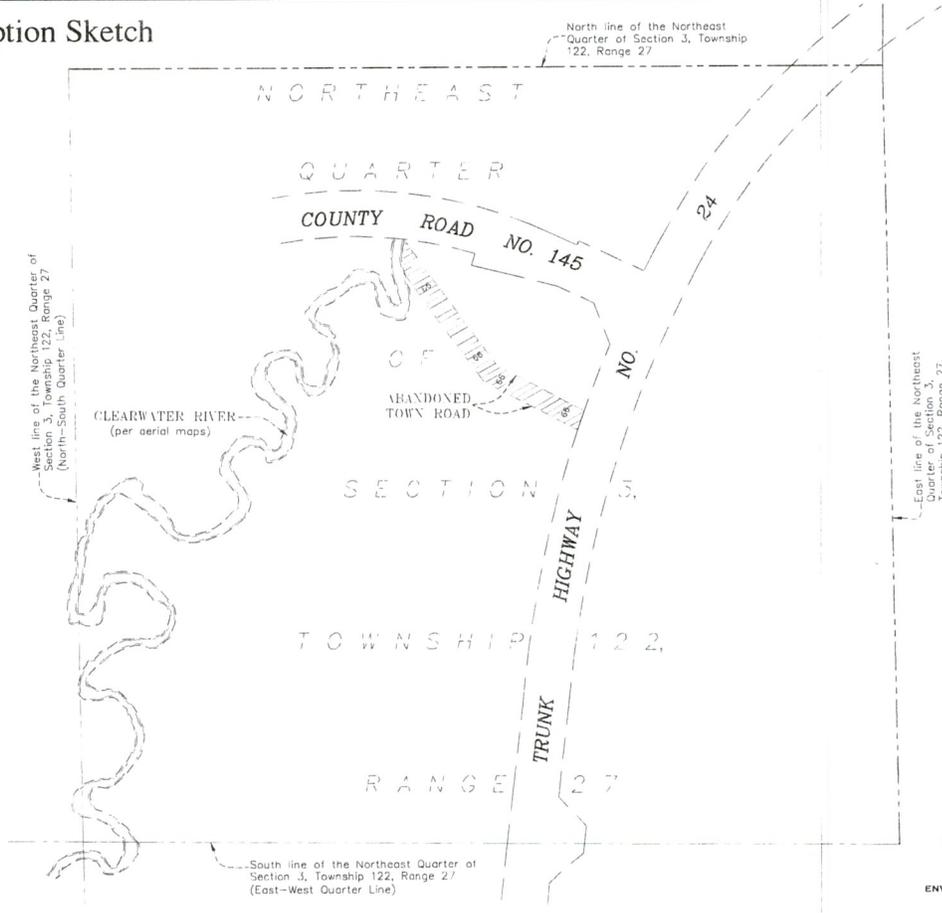
Town Clerk

# Exhibit A

## Road Vacation Description Sketch

Road Vacation Description:

That part of the abandoned town road lying westerly of the westerly right of way line of Trunk Highway No. 24, lying southerly of the southerly right of way line of County Road No. 145, and lying easterly of the Clearwater River, all in the Northeast Quarter of Section 3, Township 122, Range 27, Wright County, Minnesota.



**Carlson McCain**  
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Date: 02/12/01, 1:00:53, 4/10/02, Rev: 02/04, 04/04/02, 05/07/02, 06/17/02, 08/06/02

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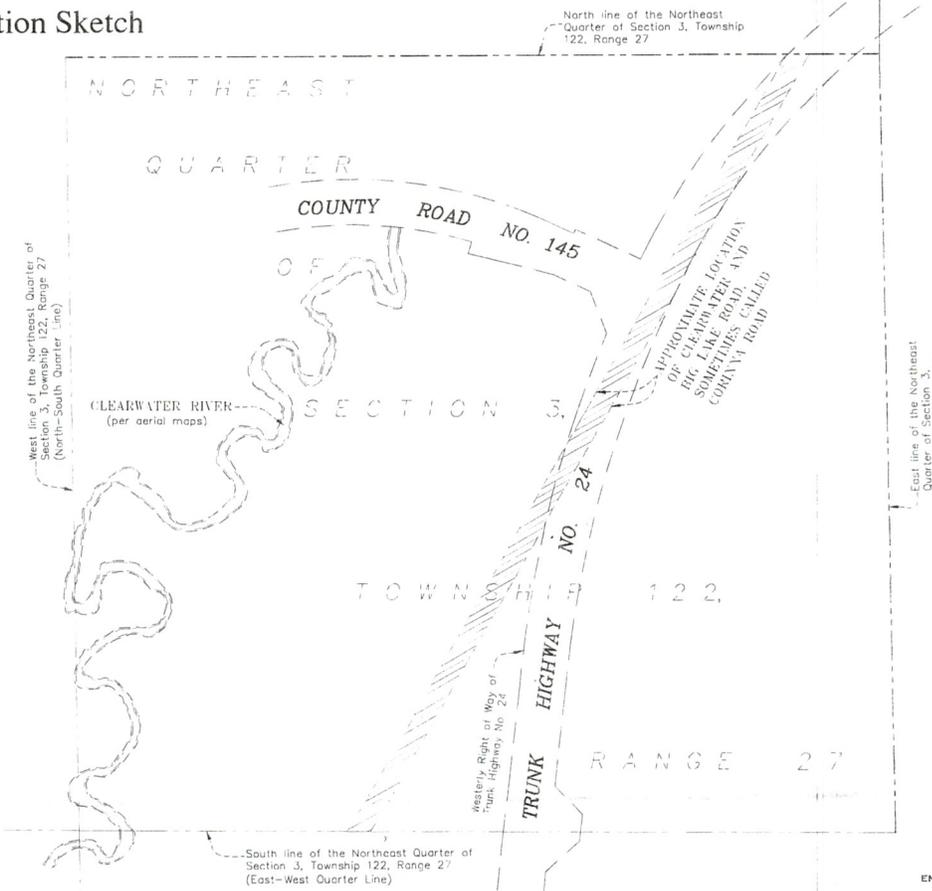
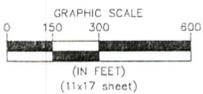
# Exhibit B

## Road Vacation Description Sketch

### Road Vacation Description:

That part of Clearwater and Big Lake Road, sometimes called Corinna Road which lies westerly of the westerly Right of Way of Trunk Highway No. 24 all in the Northeast Quarter of Section 3, Township 122, Range 27, Wright County, Minnesota.

 Clearwater and Big Lake Road Vacation Area



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