

**Village of Egg Harbor
Plan Commission Meeting Minutes
August 28th, 2018 at 6:00 p.m.
Paul J. Bertschinger Community Center
7860 STH 42, Egg Harbor, WI 54209**

1. Call Meeting to Order

Smith called the meeting to order at 6:00 p.m. Those in attendance were Kathy Navis, Emily Pitchford, Jon Kolb, Joe Smith, Mary Anne Scherer, Ryan Heise, and Megan Vandermause, absent was Lou Nyberg. Also in attendance in the audience were Clarence Scherer, Paula Cashin, Tom Stark, Marci Stark, Dave Calaway, Lisa Van Laanen, John Heller and Steve Hamming.

2. Approve agenda

Pitchford moved to approve the agenda, second by Scherer, motion carried.

3. Pledge of Allegiance

4. Approve minutes of July 24th, 2018

Smith moved to approve the July 24th, 2018 meeting minutes as amended, second by Navis, motion carried.

5. Open Session (limited to 10 minutes)

- Scherer stated that when new businesses start up there is typically a condition put on the project to have the garbage and propane tank screened. Scherer said that this is not the case for the Village's new building.
- Heise stated that screening is being working on for the new building.
- Scherer stated that behind Harbor View Grill the garbage cans may need to be reviewed.
- Smith stated that he remembers when the business first went through the conditional use permit process and something was brought up about the garbage cans.
- Staff will look into this.

6. Calaway Certified Survey Map – Extraterritorial zoning rights

- Vandermause confirmed that the CSM is in compliance with all of the zoning districts setbacks, lot size, and lot width.
- Calaway explained where the plots are located.

Scherer moved to recommend approval of the Calaway Certified Survey Map to the Village Board as presented, second by Kolb, motion carried.

7. Food truck ordinance development discussion

- Smith stated that he knows that Stark is interested in speak to the Plan Commission about a potential food truck ordinance.
- Stark gave the committee some background on him and his wife.
- Stark would like the Village of Egg Harbor to consider creating a mobile food vending ordinance.
- Stark stated that he knows that some of the Village businesses may have some issues with mobile food vending. Stark said that if an ordinance is created with the correct regulations he thinks most people will be okay with it.
- Stark stated that if he were allowed to have a food truck he would not be located on village property or public property, but only on private commercial property.

- Stark believes some customers that come to the local restaurants have the intention to sit down, but Stark stated that he feels like the mobile food vending customer is different than customers that want to have a sit down meal.
- Mobile food vending is the new fast food.
- Most food vending customers expect their product within 3 minutes.
- Stark believes the mobile food vending business would bring more people to the Village of Egg Harbor.
- Stark has been doing some research regarding food vending ordinances.
- Stark made a list of what businesses have complained about in other municipalities and he has also made a list of the common restricts the municipalities put on mobile food vending businesses.
- Kolb stated that he knows there is an issue with a food truck in the Town of Gibraltar. Kolb stated that he thinks that the Village should look at why Gibraltar decided against food trucks.
- Stark stated that he has had four businesses in the Village approach him and would be interested in having him as their mobile food vendor.
- Smith stated that he is opposed to food trucks on public property because they would use a free space that they don't have to pay taxes on or utility fees on.
- Smith stated that he thinks that the solution Stark has come up with is very creative.
- Pitchford said that if someone rents a commercial space for mobile vending that is not restaurant do they need to have a transient merchant license.
- Smith stated that the reason behind the transient merchant license is to offset the disadvantage for businesses throughout events when outside vendors conduct sales in the Village.
- Smith stated that for a food truck to come in for one day he feels like a transient merchant fee works well.
- Smith stated that he feels like a mobile food vending license would be similar to a business license and this should have separate regulation from the transient merchant regulation.
- Stark stated that the State has some mobile food vending regulations.
- Scherer confirmed that a mobile food vending business would run through the agricultural department, but the health department would also inspect the unit.
- Kolb stated that he feels like this might be a good way to get people to come to the Village because it offers something different.
- Stark stated that he, his wife, and Hamming had a plan to build brick and mortar restaurant, but the reason the restaurant was the not complete was because of the lack of a workforce.
- Kolb stated that he thinks it is a good idea to have an ordinance either way, whether the Village is going to choose to allow food trucks or not.
- Navis stated that she thinks that prior to One Barrel Brewing and Hatch Distillery coming to Egg Harbor she thinks the food trucks would have hurt the restaurants, but now she thinks they makes sense.
- The Commission agreed that they would like the staff to pull together some examples of other mobile food vending ordinances.
- The Commission would like staff to keep in mind the following when developing a draft ordinance: not permanent site, something to address parking concerns, something to address restrooms, trash, and pest control.
- Stark stated that he has had a lot of experience in the restaurant business and would like to have some input as the ordinance is developed.
- Smith suggested Stark set up a meeting with Vandermause to review.
- Pitchford stated that another thing she is concerned with is exemptions to the regulations.

- Staff will be sure to look through exemptions.
- Pitchford stated that she would like to see the ordinance that Gibraltar has in regard to mobile food vending.
- Staff will pull together other ordinances and send them out well in advance of the meeting.
- Stark thanked the Plan Commission for listening to his request.

8. Shipwrecked Parking Lot

- Shipwrecked is working with engineers to install a french drain in the back of the parking lot.
- Smith stated that this is in regard to the drainage concern brought up at the last meeting.
- Once the engineers have a firm plan, Shipwrecked will apply for the special development district relief.

9. RFP selection committee representative

- Heise stated that staff is looking for a representative from the Plan Commission to be the representative for the RFP selection committee.
- Kolb will be the Plan Commission representative for the RFP selection committee.
- There is an RFP preplan meeting this Friday at 10:00 a.m.

10. Code Violations

- Vandermause stated that she has been working with the fire department on the Matthew House situation. As of now, the fire department has confirmed that the business is in compliance with the fire code.
- Staff followed up with Mojo's regarding the amount of sandwich board they were putting out.
- Staff is still working on the fallen building on the corner of STH 42 and CTH E.
- Staff will continue to follow up with Jackson regarding his planting schedule for the tree screening of his project.

11. Next Meeting

The next meeting is September 25th, 2018 at 6:00 pm.

12. Adjourn

Pitchford moved to adjourn, second by Navis, motion carried.