



PUBLIC SPEAKING INSTRUCTIONS

WRITTEN COMMENTS: You can send comments to the Town Board on any matter, either on or not on the agenda, by emailing mgeller@town.verona.wi.us or twithee@town.verona.wi.us or in writing to Town Board Chair, 7669 County Highway PD, Verona, WI, 53593.

- 1) Call to Order/Approval of the Agenda
- 2) Pledge of Allegiance
- 3) Public Comment – Comments on matters not listed on this agenda could be placed on a future meeting agenda. If the Chair or staff has received written comments for items not on the agenda, these may be read.
- 4) Approval of minutes from May 2, 2023
- 5) Committee Reports
 - A. Plan Commission
 1. Discussion: Town of Verona Annexed Lands Map – Epic parcels
 2. Discussion: Sugar River Properties Update
 - B. Public Works
 - C. Finance Committee
 1. Discussion: Town of Verona fund balance policy and reserve accounts
 - D. Natural and Recreational Areas Committee
 - E. EMS Commission
 - F. Senior Services Committee
 - G. Town Chair's Business
 1. Discussion and Possible Action: 2023 Committee Appointments
 - H. Supervisor Announcements
- 6) Staff Reports
 - A. Administrator/Planner Report
 - B. Public Works Director Report
 - C. Clerk/Treasurer Report
- 7) Old Business
 - A. Motion to go into Closed Session per Wis. Stats. §19.85 (1) (g): Conferring 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 (Potential litigation regarding City of Verona Ordinance No. 23-1020)

- B. Motion to return to Open Session
- C. Discussion and Possible Action: Issues discussed in Closed Session.

8) New Business

- A. Discussion and Possible Action: Capitol Bank Presentation on FDIC Insurance Option
- B. Discussion and Possible Action: Dane County Ordinance Amendment 2023 OA-009 Regarding Salvage Operations
- C. Discussion and Possible Action: Resolution 2023-02 WI DNR NR 208 Compliance Maintenance for 2022
- D. Discussion and Possible Action: Granting of an Easement to Madison Metropolitan Sewerage District for Access and Maintenance of District Facilities on Pleasant Acres Two Outlot One
- E. Discussion and Possible Action: Renewal Applications for Alcohol Licenses with an Opportunity for Public Comment
 - 1. Class "B" retail license for the sale of fermented malt beverages to be consumed on premises for Blackhawk Bowhunters, LLC, Tony Bickel, President/Agent, 2103 County Highway PB
 - 2. Class "B" retail license for the sale of fermented malt beverages to be consumed on premises and "Class B" retail license for the sale of intoxicating liquor to be consumed on premises for Ole Duffers Pub, Susan Kaye Buchanan President/Agent, 1755 County Highway PB
- 3. Operator's Licenses for year ending June 30, 2023
- F. Discussion and Possible Action: Letter to State Officials Regarding Bills that would Reduce or Eliminate Local Control over Quarry Operations
- G. Discussion: 2023 Town Board Goals
- H. Discussion and Possible Action: Check Register Review
- I. Adjournment

Regular board agendas are published in the Town's official newspaper, The Verona Press. Per Resolution 2016-2 agendas are posted at the Town Hall and online at www.town.verona.wi.us. Use the 'subscribe' feature on the Town's website to receive agendas and other announcements via email. Notice is also given that a possible quorum of the Plan Commission and/or Public Works, Ordinance, Natural and Recreational Areas, and Financial Sustainability Committees and could occur at this meeting for the purposes of information gathering only.

If anyone having a qualifying disability as defined by the American with Disabilities Act needs an interpreter, materials in alternate formats, or other accommodations to access these meetings, please contact the Town of Verona @ 608-845-7187 or twithee@town.verona.wi.us. Please do so at least 48 hours prior to the meeting so that proper arrangements can be made.

Mark Geller, Town Chair, Town of
Verona Sent to VP: 05/26/2023
Amended: 06/02/2023
Posted: 06/02/2023



Town of Verona Strategic Planning Summary

Two strategic planning sessions held by the Town Board, committees, and commissions on November 11, 2017 and February 17th, 2018. The purpose of these sessions was to develop an updated vision statement and outline guiding principles for work going forward.

Town of Verona Vision Statement

To maintain the Town as an independent, financially sustainable, safe,
and healthy rural community

Guiding principles

- Create a welcoming and inclusive community
- Provide efficient services
- Be fiscally responsible
- Anticipate and plan for growth
- Protect and enhance cultural and natural resources
- Maintain open and transparent government
- Coordinate and collaborate with neighboring jurisdictions/key partners

Town of Verona
Town Board Meeting Minutes
Tuesday, May 2, 2023 – 6:30 pm

Town Board Members Present: Chair Mark Geller, Tom Mathies, Dave Lonsdorf, Deb Paul, and Mike Duerst

Staff Present: Administrator/Planner Gaskell, Clerk/Treasurer Withee, Public Works Director Barnes and Road Patrolman Mark Judd

Others Present:

1. Call to Order/Approval of the Agenda – Chair Geller called the meeting to order at 6:30 pm. Motion by Duerst to approve the agenda, second by Lonsdorf. Motion carried by voice vote.
2. Pledge of Allegiance
3. Public Comment – No public comment. Judge Meurer introduced himself and explained how the new joint municipal court will work with the Towns. He has hired Georgette Stratton as his court clerk.
4. Approval of minutes from April 11, 2023. Motion by Duerst to approve the minutes from April 11, 2023, second by Paul. Motion carried by voice vote.
5. Committee Reports
 - A. Plan Commission – no April meeting. Geller stated next meeting scheduled for May 18, 2023
 - B. Public Works – Duerst stated that they approved driveways for EPIC. New truck was ordered but will take approximately a year to be delivered.
 - C. Finance Committee – Mathies stated the FC discussed a fund balance policy and how much to set aside as a contingency fund and what to allocate as assigned funds.
 - D. Natural and Recreational Areas Committee – Lonsdorf stated Badger Mill Creek was discussed as staff at MMSD recommended shutting off flow to Badger Mill Creek. Public meeting May 11th at 8:00 am. Final decision will be May 25th. CARPC and DNR will need to approve the plan. Working on a program to highlight the natural areas of the town, this will be added to the website. They will have ten areas for the public to explore and a patch and certificate will be awarded to people that visit all ten. Hoping this is a good program to promote the town.
 - E. EMS Commission – Lonsdorf reviewed the EMS chief report. Use is up 23.8% from this time last year. He reviewed the chart that compared Fitch-Rona, Middleton and Sun Prairie calls for service. They have a ten year capital improvement program to replace ambulances and will be getting an electric ambulance.
 - F. Senior Services Committee – no meeting

- G. Town Chair's Business – Geller requests to table committee appointments. He stated they had a Country View neighborhood meeting last night. North end of country view will be closed for a year starting the end of this month. Sewer and water will run under the existing road. EPIC reached out to DOT regarding County Road G as well.
 - a. Discussion and Possible Action: 2023 Committee Appointments. Geller requested to table this action until a later date.
 - H. Supervisor Announcements – Duerst stated he drove to Belleville on Hwy 69. Construction seems to be ahead of schedule.
6. Staff Reports
- A. Administrator/Planner Report was included in the packet.
 - B. Public Works Director Report was included in the packet. Valley Bridge is delayed until DNR approval.
 - C. Clerk/Treasurer Report was included in the packet.
7. Old Business
8. New Business
- A. Discussion and Possible Action: Purchase of Parcel 0608-284-8055-0 by the Town of Verona for \$50 for the purposes of transferring the ownership of the parcel to the Town from the County. Motion by Geller to approve the purchase of parcel 0608-284-8055-0 by the Town of Verona for \$50 for the purpose of transferring the ownership of the parcel to the Town from the County, second by Duerst. Discussion by board. Motion carried by voice vote.
 - B. Western Dane County Joint Municipal Court
 - a. Discussion and Possible Action: Establishing a new checking account with Capitol Bank. Discussion by board. Motion by Geller to approve establishing a new checking account with Capitol Bank, second by Paul. Motion carried by voice vote.
 - b. Discussion and Possible Action: Review of Employee Dishonesty Policy limit of \$25,000 (\$1,000 deductible). Gaskell reviewed the policy and stated she discussed this with town council. Council feels the town is adequately covered with the \$25,000 in coverage. Consensus of the board is to leave the amount at \$25,000.
 - C. Discussion: Check Register Review. Discussion by board.
 - D. Discussion and Possible Action: 2023 Town Board Goals. Discussion by board.
 - E. Motion by Lonsdorf to adjourn, second by Mathies, meeting adjourned without objection at 9:21 pm.

Prepared by Teresa Withee, Town Clerk
Approved:

DRAFT

TOWN OF VERONA

TO: Town Board of Supervisors

FROM: Sarah Gaskell, Planner/Administrator

DATE: June 6th, 2023

RE: Administrator's Memo – June Town Board Meeting

Plan Commission

1. Discussion: Town of Verona Annexed Lands Map – Epic
This map is provided to show the extent of the town lands annexed in 2023 by Epic. The majority of the land is to accommodate the new alignment of Country View Road, which is no longer a town road.
2. Discussion: Sugar River Properties Update
The concept for this new neighborhood was presented at the May Plan Commission meeting. Commissioners listened to public input and were able to ask questions of the applicant. An updated Concept Plan is expected to be presented at the June PC meeting.

Finance Committee

1. Discussion and Possible Action: Town of Verona Fund Balance Policy and Reserve Accounts
The committee discussed this item at their May meeting. The policy addresses when there is an amount in excess of what is needed for a contingency fund, the board could decide to designate a purpose for that amount. The committee supports creating a capital fund for public facilities replacement (parking lot, furnace, well, etc.). Excess dollars could also be designated for current/future road projects.

Old Business

1. Motion to go into Closed Session per Wis. Stats. §19.85 (1) (g): Conferring 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 (Potential litigation regarding City of Verona Ordinance No. 23-1020)

New Business

1. Discussion and Possible Action: Capitol Bank Presentation on FDIC Insurance Option

2. Discussion and Possible Action: Dane County Ordinance Amendment 2023 OA-009 Regarding Salvage Operations

The Town has the option to review and take action on the amendment. The proposed amendment will result in the following changes:

- Salvage operations are added as a conditional use in the Industrial Zoning District
- The term 'salvage yard' is replaced with 'salvage operation'
- References to junkyards are removed
- The County salvage licensing requirement is eliminated.

3. Discussion and Possible Action: Resolution 2023-02 WI DNR NR 208 Compliance Maintenance for 2022

4. Discussion and Possible Action: Granting of an Easement to Madison Metropolitan Sewerage District for Access and Maintenance of District Facilities on Pleasant Acres Two Outlot One

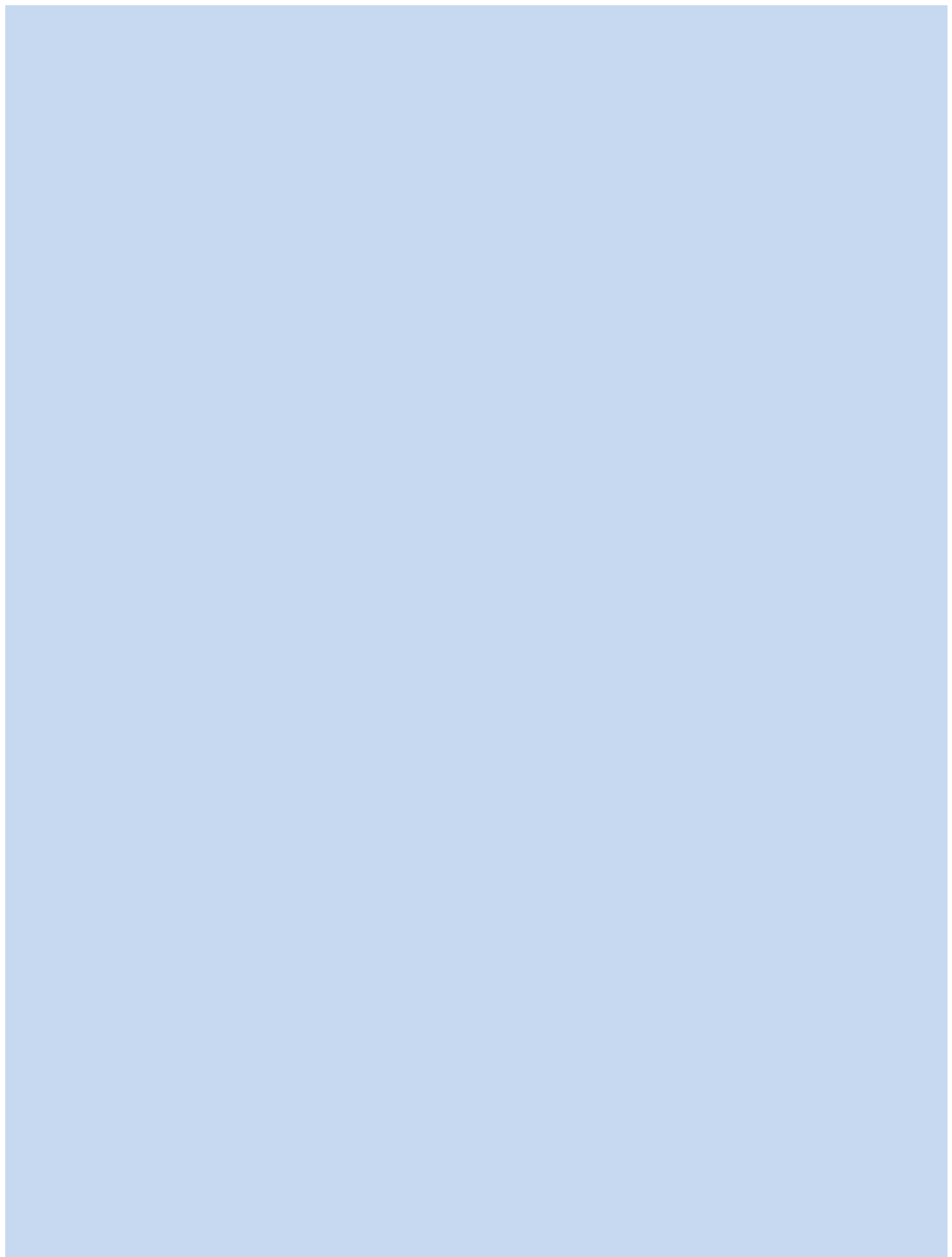
This temporary easement is to provide access to MMSD for the purpose of maintenance access for the upcoming sanitary sewer construction.

5. Discussion and Possible Action: Renewal Applications for Alcohol Licenses with an Opportunity for Public Comment

6. Discussion and Possible Action: Letter to State Officials Regarding Bills that would Reduce or Eliminate Local Control over Quarry Operations

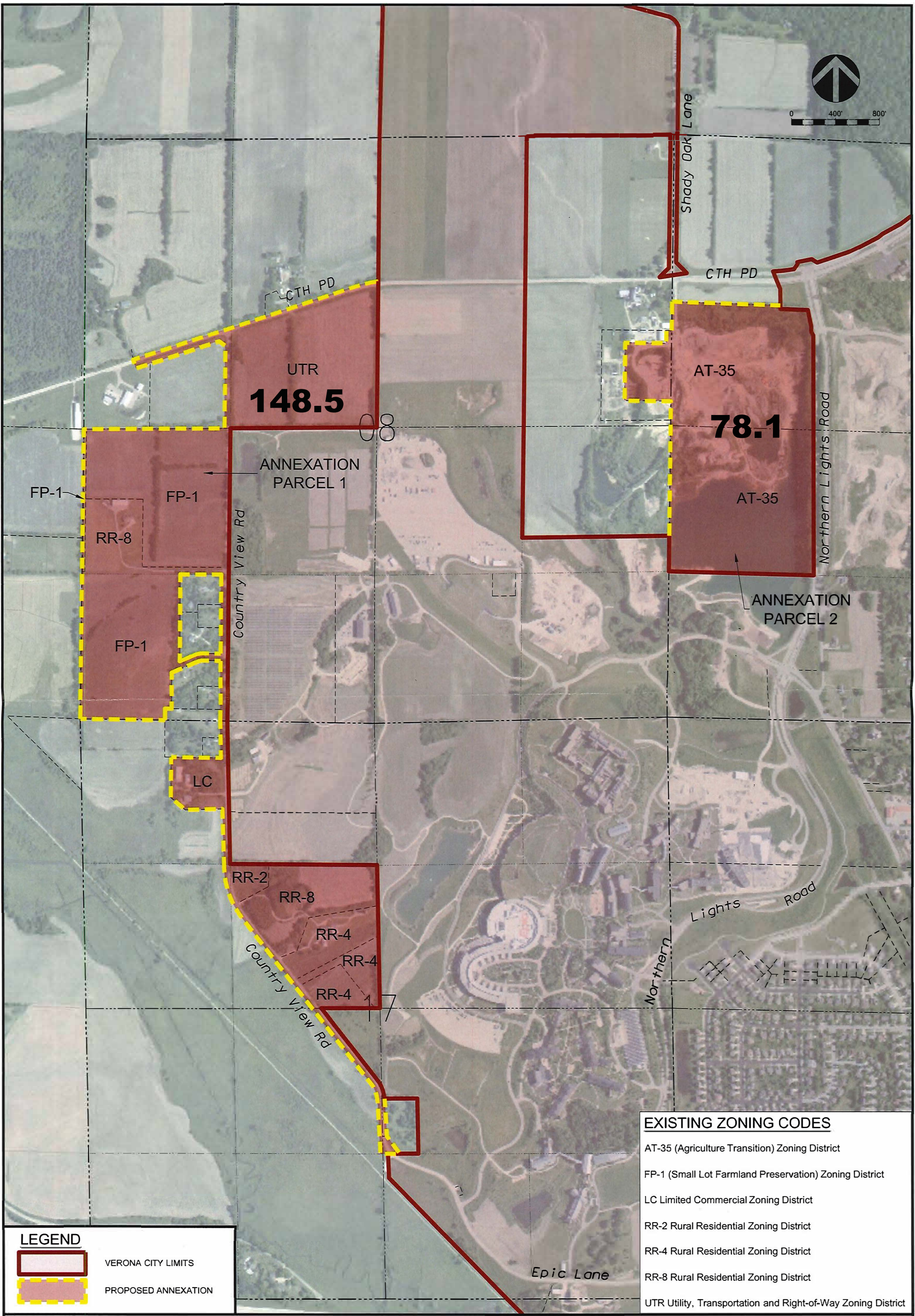
This was discussed during the last Dane County Towns Association meeting. Paragraph 1 is based on the DCTA resolution. Paragraphs 2 and 3 are from a Town of Middleton letter which Al Reuter helped write.

Sen. Dianne Hesselbein suggested contacting members of the Joint Finance Committee so those addresses are included in the draft.





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LEGEND

-  VERONA CITY LIMITS
-  PROPOSED ANNEXATION

EXISTING ZONING CODES

- AT-35 (Agriculture Transition) Zoning District
- FP-1 (Small Lot Farmland Preservation) Zoning District
- LC Limited Commercial Zoning District
- RR-2 Rural Residential Zoning District
- RR-4 Rural Residential Zoning District
- RR-8 Rural Residential Zoning District
- UTR Utility, Transportation and Right-of-Way Zoning District



DATE: 3/8/2023

DRAWN BY: IVFK
FN: 23-05-101

LOCATION MAP

EPIC

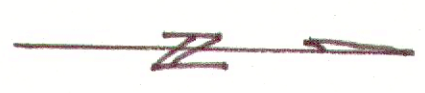
CITY OF VERONA, DANE COUNTY, WISCONSIN 53593

D'ONOFRIO KOTKE AND ASSOCIATES, INC.
 7530 Westward Way, Madison, WI 53717
 Phone: 608.833.7530 • Fax: 608.833.1089
 YOUR NATURAL RESOURCE FOR LAND DEVELOPMENT



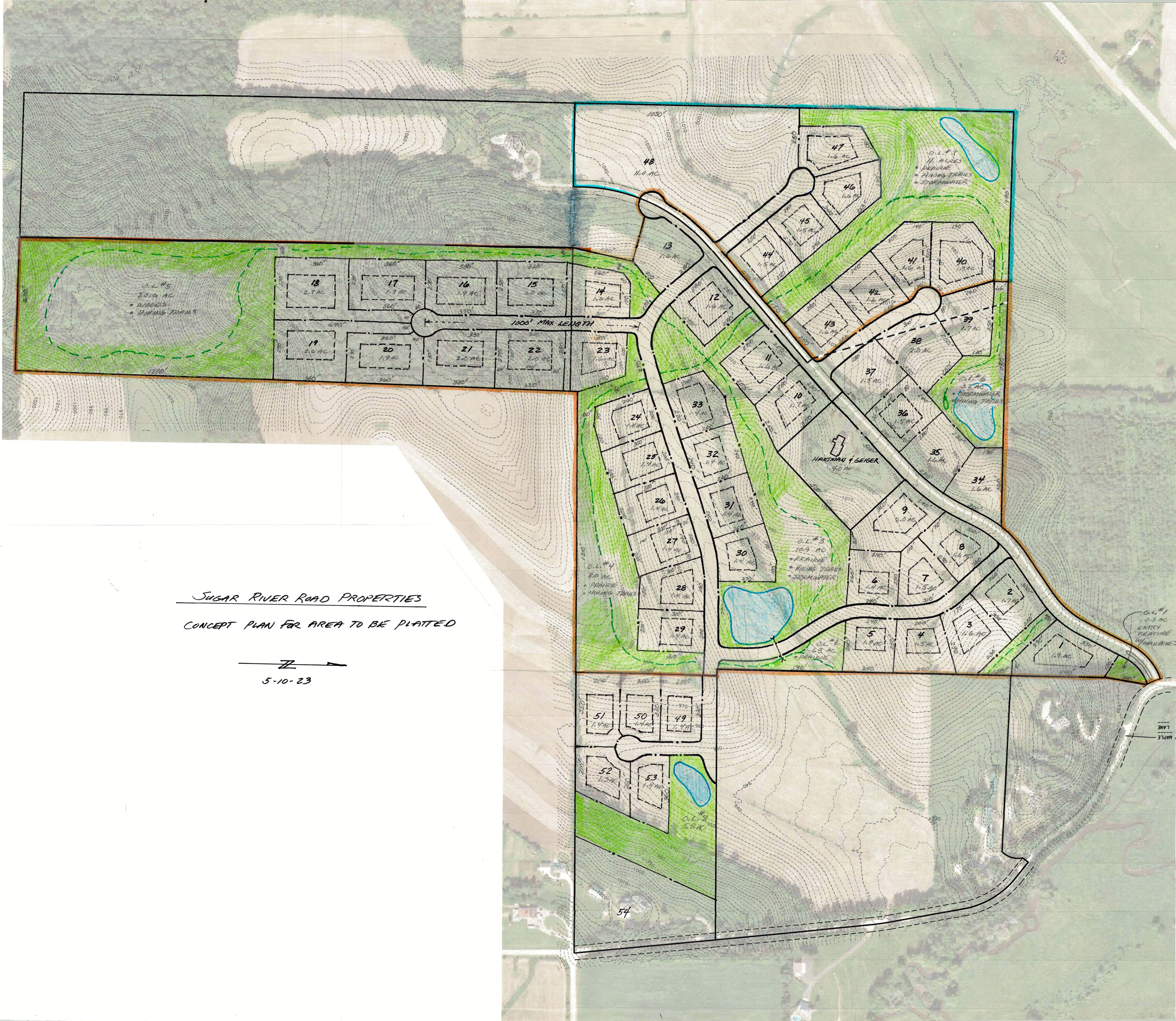
SUGAR RIVER ROAD PROPERTIES

CONCEPTUAL
NEIGHBORHOOD PLAN



5-10-23

O.L. #1
0.3 AC
ENTRY
FEATURE
W/ WALLWAYS



SUGAR RIVER ROAD PROPERTIES
 CONCEPT PLAN FOR AREA TO BE PLATTED

↑
 5-10-23



Fund Balance Policy Discussion

The Finance Committee has been discussing a fund balance policy regarding the undesignated general fund balance (also known as contingency funds) and recommends that:

1. The target amount for the undesignated fund balance be 10% of the current year operating budget.
2. Annually after the annual audit, the Town Board will review and possibly take action regarding fund balances.
3. A capital fund be created for repair or replacement of public facilities.

If the Town Board adopts a fund balance policy and the balance is above or below the target then the Town Board would be able to make adjustments by transferring between funds and/or the current year budget.

The main idea is to avoid having a large undesignated fund balance. From the Wisconsin Towns Association, November 2019:

Q. Our town has traditionally had a contingency account. Is there a recommended dollar amount that we should set aside in that fund each year?

A. State law does not specifically dictate how much money can or should be set aside in a contingency account if your town decides to have one. That said, towns are not to levy for a surplus with the intent of creating a big unallocated reserve that just sits in the bank with no apparent purpose. Rather, a typical contingency account is intended to help with cash flow for unanticipated expenditures like equipment repairs, extra snowplowing events, etc. In the past, we have generally recommended that a contingency account contain an amount somewhere around 10% of the town's total yearly operating budget--but this is just a suggestion. The desired amount should be set by the town board keeping in mind past experience, existence of other available funds that could be tapped if needed, size of the budget, size of the tax base, and community sentiment. Note that in addition to contingency funds, town boards may also create reserve accounts for specific purposes. For example, money may be set aside and carried over year to year to help "save up" for a future capital improvement project, equipment purchase or other anticipated needs. The key is to provide a label for such a reserve fund in the budget which will also help the board explain its purpose to taxpayers.

TOWN OF VERONA

TO: Town Board of Supervisors

FROM: Sarah Gaskell, Planner/Administrator

SUBJECT: Administrator Report for June 2023

Upcoming Meetings

- NRAC – June 13th, 6:30pm Town Hall
- Finance – June 15th 2:30pm Town Hall
- Plan Commission – June 15th 6:30pm Town Hall
- Public Works – June 20th, 7:00am Town Hall

General

- Audit complete – Auditors will present in July
- Western Dane County Municipal Court – May 1st
- Mediation meeting May 2nd, 2023

Work Plan

- Open Space and Parks Plan 2024 – 2029
- Knowledge Capture
- 2022 Budget Amendments if needed
- Trash and Recycling Contract
- Comprehensive Plan Amendments
- Vault reorganization
- Communications Plan
- Succession Plan
- Emergency Plan
- Impact Fee Analysis

TOWN OF VERONA

TO: Town Board of Supervisors
Public Works Committee

DATE: June 1, 2023

FROM: W. Christopher Barnes, Public Works Director

SUBJECT: Monthly Report – May 2023

The monthly Public Works Department Activity report is submitted for the information and review of the Board and the Committee. May was an active month with the beginning of mowing season, pothole patching and brush and tree trimming. The 2022-23 winter season contained 26 major plowing events and approximately 15 call outs for drifting snow/ice. Numerous citizen and resident concerns and action requests were received and addressed on a daily basis. If you should have any questions, please let me know.

Road Maintenance Activities

- Began summer roadside owing
- Performed various road pothole issues throughout the town road network
- Completed restoration of areas damaged by snow plowing
- Continued brush cutting and clean up on Dairy Ridge Road, Hickory Ridge, and Marshview
- Tree clean up on Range Trail and Sunset Drive

Equipment and Facility Activities

- Completed town office/garage LP/Gas changeover.
- Completed Gas service installation restoration
- Made miscellaneous mower repairs

Sanitary Sewer Utility Activities

- Completed access easement for the Badger Mill Pump Station 17 Force Main relief project with the Madison Metro Sewerage District (MMSD) for the Pheasant Lane outlot parcel.
- Completed final plans and specifications on the Town portion of the Force Main relief project.
- Completed the 2022 Compliance Maintenance Annual Report

Engineering Activities

- Held a public information meeting on May 25th with the City of Fitchburg regarding the Fitchrona Road, Nesbitt to Tonto Trail, project. 12 town residents attended. Key points included
 - Proposed roundabout at Lacy/Fitchrona Road,
 - Nonmotorized trail to connect Lacy Road with Nesbitt Road,
 - Relining of the existing sanitary Sewer in Fitchrona Road
 - Construction of dedicated bike lanes and a 2-foot buffer on each side of the road

The project has received a total grant amount of \$2,886,086. Construction is likely 2025. Due to the rapid increase in construction costs, the budget of the overall project will be to be reviewed as engineering design progresses this fall.

- Scheduled the 2023 Road Maintenance project to begin the week of June 12th.
- Began construction on the Valley Road bridge project. Construction began with demolition and cofferdam installation for the center pier.
- Continued work with the city of Fitchburg for a request for proposals for the final design engineering for the culvert replacement and associated permitting for the Goose Lake/Fitchrona Road storm drainage project. Recent actions by the MMSD have made available funding in the Badger Mill watershed which could be a possible source of project funding. The project has approximately \$150,000 of USEPA grant funding assigned to it.

cc: Sarah Gaskell, Town Planner/Administrator
Mark Judd, Road Patrolman

TOWN OF VERONA

TO: Town Board of Supervisors

FROM: Teresa Withee, Clerk/Treasurer

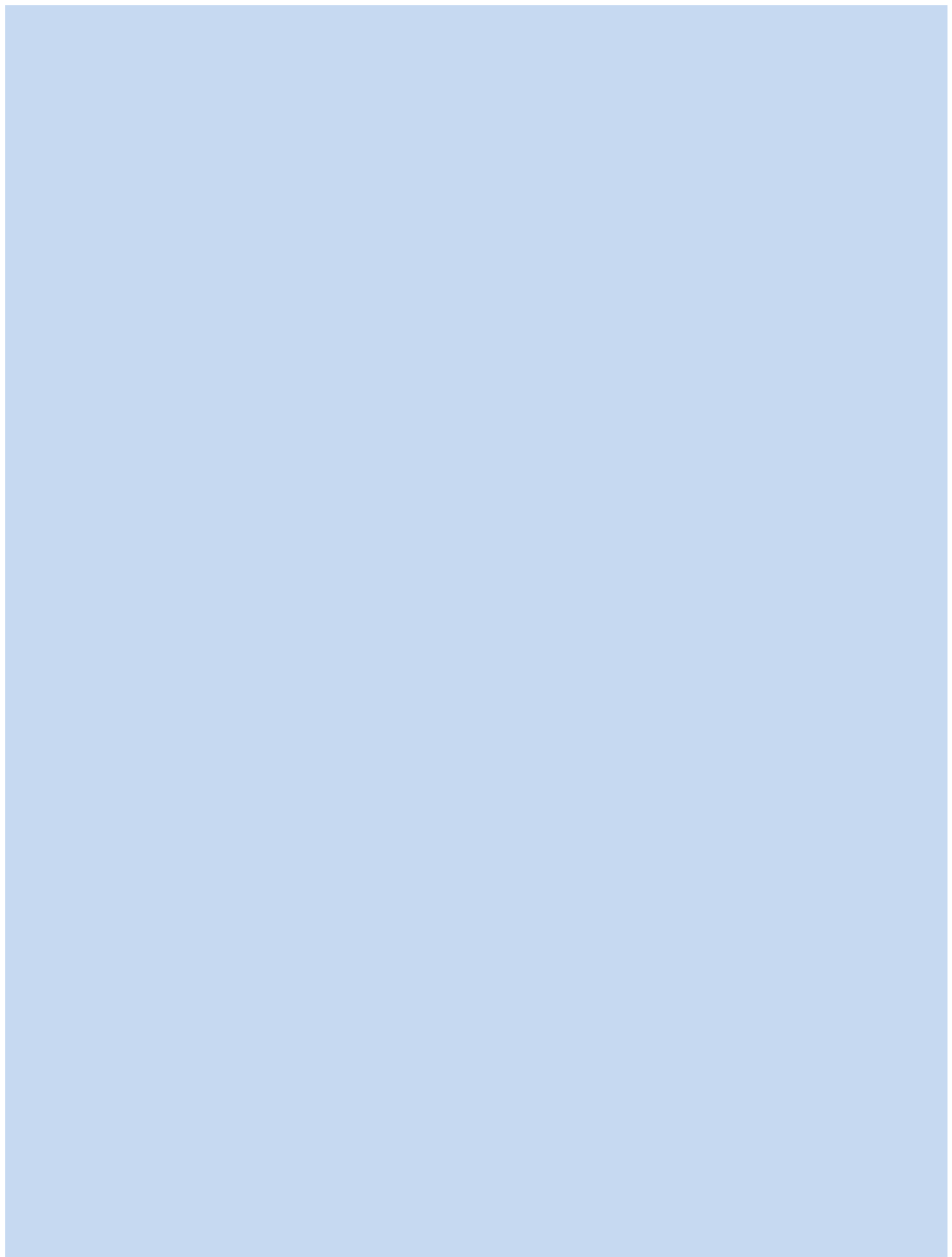
SUBJECT: May 2023 Clerk/Treasurer Report

Clerk

- Attended Town Board meeting and recorded minutes.
- Liquor Licenses / Operator Licenses Renewals processed and prepared for town board approval
- Prepared legal notice for publishing
- Printed and witnessed oath of office filings for town board members
- Attended the Dane County clerk training
- Attended the new Municipal Court Clerk training
- Worked with residents to rent town hall for events

Treasurer

- Reviewed invoices, printed checks, prepared unpaid invoice report and check detail report
- Monthly bank reconciliations
- Completed Statement of Assessment form for Dane County
- Cleaned up customer and vendor listings in QuickBooks
- Worked with QuickBooks to merge accounting software to the online platform



**NOTICE OF PUBLIC HEARING FOR
ORDINANCE AMENDMENT 2023-OA-009
BY THE DANE COUNTY ZONING AND LAND REGULATION COMMITTEE**

Notice is hereby given that the Dane County Zoning and Land Regulation Committee will hold a public hearing in Room 354 of the City-County Building, 210 Martin Luther King Jr, Blvd, Madison, Wisconsin on the item listed below, on Tuesday, May 23, 2023 at 6:30pm. This will be a hybrid meeting. Members of the public may attend the meeting either in person at the location listed above, OR virtually by phone or computer.

A virtual meeting will be held using the ZOOM meeting app. All persons wishing to speak on an agenda item must pre-register for the meeting at least one hour in advance of the meeting. Please call 608-266-4266 or contact us via email at plandev@countyofdane.com to obtain a registration slip. Any written testimony must be submitted within one week prior to the public hearing (May 16th) by emailing it to plandev@countyofdane.com. To attend the meeting by computer go to: <https://zoom.us/j/93094865254>. To attend the meeting by phone: Dial 1-888-788-0099 and enter Webinar ID: 930 9486 5254. To register in support or against, or register to comment at the meeting register at https://zoom.us/webinar/register/WN_nA3NJfu6QeyeDVtMz8C0og. To obtain more details regarding this amendment, please call 608-266-4266. You may review the ordinance amendment text at: <https://dane.legistar.com/Legislation.aspx> and entering "2023 OA-009" in the file/enactment # text box. Please contact Hans Hilbert at Hilbert.hans@countyofdane.com or (608)266-4993 with questions about the amendment or if you have difficulty accessing the text.

1. 2023 OA-009. AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES,
4 REGARDING SALVAGE OPERATIONS.

PUBLISHED: Wisconsin State Journal
May 9 & 16, 2023
Zoning and Land Regulation Committee

RECEIVED
MAY 08 2023
Town of Verona



Dane County Planning & Development Zoning Division

TO: Town Clerks, Supervisors & Planning Commissioners

FROM: Hans Hilbert, Assistant Zoning Administrator

DATE: May 5, 2023

RE: Ordinance Amendment 2023 OA-009 regarding salvage operations

Ordinance Amendment 2023 OA-009, regarding salvage operations has been introduced by the County Board. The Zoning & Land Regulation (ZLR) Committee will hold a public hearing on OA-009 on May 23, 2023 at 6:30 pm. Instructions for attending the hybrid meeting are included on the public notice.

As an amendment to Chapter 10, towns have the option to review and take action on the amendment. While town action is not required, if it is taken, it must be submitted within 30 days of the County public hearing to be counted. Any town action on OA-009 is due by June 22, 2023. Please direct any questions to Hans Hilbert at 608-266-4993, or hilbert.hans@countyofdane.com.

I. Summary

The proposed amendment will result in the following changes:

- Salvage Operations are added as a conditional use in the Industrial Zoning District.
- The term “salvage yard” is replaced with “salvage operation”.
- References to junkyards are removed.
- The County salvage licensing requirement is eliminated.

II. Description

Prior to the comprehensive rewrite of Chapter 10, Zoning, in 2018 salvage operations were a permitted use (if conducted entirely indoors) or a conditional use (for outdoor operations) in the industrial zoning district. In 2022, zoning staff discovered, due to changes in definitions, that the salvage yard use was removed from the industrial zoning district. We feel that this was an unintended outcome of the rewrite and this amendment is intending to correct it.

The term “salvage yard” implies that regulation is specific to a premise. This amendment changes the definition to “salvage operation” which encompasses the entire land use of salvaging. By defining the land use the County is better able to apply the zoning ordinance in conjunction with the regulatory licensing of the Wisconsin Department of Transportation for auto salvaging.

This amendment removes redundant ordinance language by removing references to junkyards.

Lastly, this amendment removes the county licensing requirement for salvage operations. This annual license has been in place since the 1930’s, currently we license 8 sites. In review, we have determined that this license is unnecessary to enforce compliance with zoning requirements. Operators are subject to DOT and DNR licensing, as well as conditions of conditional use permits. This amendment adds an

annual inspection requirement as a standard condition on all conditional use permits for salvage operations.

III. Timeline for town action

Town action on the proposed ordinance amendment must be provided to the County within 30 days of the County public hearing on the amendment. While it is good practice for towns to take action on text amendments to Chapter 10, it is not required.

Town officials, please review the enclosed ordinance amendment text and submit a Town Board action report by June 22, 2023. You may complete the enclosed form and submit it by mail or fax, or you may utilize the online reporting tool available on our website at <https://danecountyplanning.com/Town-Information-Page>. The online reporting tool option will be available following the May 23, 2023 public hearing.

Enclosures:

2023 OA-009 Public Notice
2023 OA-009 Ordinance Text
Town Board Action form

2023 OA-009

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING SALVAGE OPERATIONS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Sections 10.004 is amended to read as follows:

10.004 DEFINITIONS.

(80) Junkyard. (See Salvage ~~yard~~Operation.)

(116) Outdoor sales, display, or repair.

(c) Such land uses do not include uses where the outdoor sales or display area is less than 15 percent of the gross floor area of any principal building where sales are also conducted, which are instead classified in the "indoor sales" land use category; motor vehicle repair or maintenance, which are instead classified in the "Drive-in establishment" category; drive-in theaters, which are instead classified in the "outdoor commercial entertainment" category; or the storage or display of inoperative vehicles or materials typically associated with a junkyard or salvage ~~yard~~operation.

(117) Outdoor storage.

(b) Outdoor storage does not include loading and parking areas, storage of materials typically associated with a salvage ~~operation or junkyard,~~ salvage recycling centers or solid waste recycling centers.

(135) Salvage ~~yard~~Operation. An area where junk, waste or scrap materials are bought, sold, exchanged, stored, recycled, baled, packed, disassembled or handled.

(a) For the purposes of this definition, waste or scrap materials may include, but are not limited to: garbage, waste, refuse, trash, any used motor vehicle upon which no current license plate is displayed, any inoperable motor vehicle, any used tire or used motor vehicle part, and any scrap material such as metal, paper, rags, cans or bottles.

(b) A salvage ~~operation or junk yard may shall~~ include ~~a motor vehicle wrecking or dismantling yard any use requiring a motor vehicle salvage dealer's license under Wis. Stat. s. 218.205.~~

(c) A salvage ~~or junk yard~~operation does not include a solid waste recycling center, composting facilities or processing operations meeting the definition of an agriculture-related use.

(143) Solid waste recycling center. ~~(See also Salvage yard.)~~—A solid waste disposal operation at which temporary storage and processes such as baling of

47 paper, grinding of glass and flattening of cans, are conducted on segregated
48 solid waste to facilitate reuse of the segregated solid waste as raw material.

49
50 **(169) Vehicle repair or maintenance service.** Includes all principal land uses that
51 perform repair, maintenance, or painting services to motorized vehicles. Vehicle
52 repair or maintenance service shall include all operations requiring a motor
53 vehicle salvage dealer's license under Wis. Stat. s. 218.205.

54
55
56 ARTICLE 3. Section 10.102(4) is amended to read as follows:

57 **(4) Junk and refuse.** Except for salvage yards operations, solid waste disposal
58 operations or solid waste recycling centers under an approved conditional use
59 permit, all properties shall be free of accumulated junk or refuse.

60
61
62 ARTICLE 4. Section 10.103(17) is amended to read as follows:

63 **(17) Salvage yards operations or junkyards.**

64 ~~_(a) Use. For purposes of this ordinance, any premises used for the storage,~~
65 ~~gathering, recycling or sale of junk, as defined in this chapter, is a salvage~~
66 ~~recycling center. A salvage recycling center need not have a commercial~~
67 ~~purpose.~~

68 ~~1. Junk, as defined under this chapter, may be stored on any premises on~~
69 ~~which a permitted business enterprise is actually conducted, provided, that all~~
70 ~~such junk is actually used in the conduct of such permitted business enterprise,~~
71 ~~and that all such junk is at all times stored in an enclosed building on the~~
72 ~~premises, thereby securing it from public view.~~

73 ~~2. Junk, as defined in this chapter, may be stored on any premises used~~
74 ~~chiefly for residential purposes, provided that it is stored solely for eventual use~~
75 ~~on the premises, and that all such junk is at all times stored in an enclosed~~
76 ~~building thereby securing it from public view.~~

77 **(ba) Location and boundaries.**

78 **1.** No salvage yard operation or junkyard shall be located within one hundred
79 (100) feet of the boundary of any residential district.

80 **2.** No salvage yard operation or junkyard with outdoor operations shall be
81 located within the zone of contribution to a municipal well, as shown in the most
82 current adopted version of the Dane County Water Quality Plan.

83 **(cb) License.**

84 **1.** If applicable, the operator of a salvage operation shall be required to obtain
85 a motor vehicle salvage dealer's license under Wis. Stat. s. 218.205.

86 ~~Before any premises may be used as a privately operated salvage yard or~~
87 ~~junkyard, it shall be licensed. Application for such license shall be made to the~~
88 ~~zoning administrator, setting forth the description of the premises, the nature of~~
89 ~~the business and the materials to be handled, the type of construction of any~~
90 ~~building to be used in connection with the business, the applicant's name or~~
91 ~~names, officers, if any, and address of each. The application shall be referred to~~
92 ~~the zoning committee which shall, within a reasonable time, hold a public~~

93 ~~hearing, notice of which shall be given by a class 2 notice under chapter 985,~~
94 ~~Wis. Stats. If, after such public hearing, the zoning committee finds that the~~
95 ~~premises are in conformity with the provisions of this ordinance, and that the site~~
96 ~~is suitable for the conduct of such business, the committee shall grant a license,~~
97 ~~and such license shall expire on July 1 of each year. Licenses may be renewed~~
98 ~~from year to year on authorization of the committee when inspection discloses~~
99 ~~that the business is being conducted in accordance with the provisions of this~~
100 ~~ordinance.~~

101 ~~2. — Revocation of license. Upon the complaint of any interested person, or on~~
102 ~~its own motion or after inspection discloses that the provisions of this ordinance~~
103 ~~are being violated, the zoning committee may hold a public hearing to determine~~
104 ~~whether a privately operated salvage yard or junkyard license shall be revoked,~~
105 ~~notice of such hearing to be given to all interested parties. After public hearing,~~
106 ~~the zoning committee may order the license revoked.~~

107 ~~3. — Should any town elect to license salvage yard or junkyards by adoption of~~
108 ~~an ordinance pursuant to the provisions of s. 59.55(5), Wis. Stats., and file a~~
109 ~~copy of such ordinance with the zoning department, then the provisions of~~
110 ~~paragraphs (a) and (b) above shall not apply, but no such license shall be issued~~
111 ~~by any town for such purpose unless the area is properly zoned and unless the~~
112 ~~zoning committee, after public hearing, determines that the site is suitable. When~~
113 ~~a salvage yard or junkyard is licensed by the town, then the responsibility of~~
114 ~~controlling such salvage yard or junkyard rests with the town.~~

115 ~~(c) Inspection. All salvage operations shall be subject to an annual inspection~~
116 ~~by the Zoning Administrator to confirm compliance with this ordinance.~~

117
118
119 ARTICLE 5. Section 10.281(3)(k) is amended to read as follows:

120 **10.281 RI (RURAL INDUSTRY) ZONING DISTRICT.**

121 **(3)** Conditional uses.

122 **(k)** Salvage ~~yard operations~~ or junkyards.

123
124
125 ARTICLE 6. Section 10.282(3)(q) is created to read as follows:

126 **10.282 MI (MANUFACTURING AND INDUSTRIAL) ZONING DISTRICT.**

127 **(3)** Conditional uses.

128 **(q) Salvage operations.**

129
130
131 ARTICLE 7. Section 10.500(2)(c)8. is rescinded:

132 **10.500 ROLES, RESPONSIBILITIES AND DUTIES.**

133 **(2)** Zoning and Land Regulations Committee.

134 **(c)** Powers and Duties. The zoning committee shall have the following powers
135 and duties:

136 ~~**8. — Review and issue annual licenses for salvage yards and junkyards under s.**~~
137 ~~**10.103(17)(c).**~~

140 *[EXPLANATION: This amendment conforms definitions and procedures with*
141 *state law regarding salvage operations and motor vehicle salvage operations.]*

Compliance Maintenance Annual Report

Verona Utility District 1

Last Updated: Reporting For:
5/31/2023 **2022**

Financial Management

1. Provider of Financial Information Name: <input type="text" value="W. Christopher Barnes"/> Telephone: <input type="text" value="6088074471"/> (XXX) XXX-XXXX E-Mail Address (optional): <input type="text" value="cbarnes@town.verona.wi.us"/>		
2. Treatment Works Operating Revenues 2.1 Are User Charges or other revenues sufficient to cover O&M expenses for your wastewater treatment plant AND/OR collection system ? ● Yes (0 points) <input type="checkbox"/> <input type="checkbox"/> ○ No (40 points) If No, please explain: <input type="text"/> 2.2 When was the User Charge System or other revenue source(s) last reviewed and/or revised? Year: <input type="text" value="2022"/> ● 0-2 years ago (0 points) <input type="checkbox"/> <input type="checkbox"/> ○ 3 or more years ago (20 points) <input type="checkbox"/> <input type="checkbox"/> ○ N/A (private facility) 2.3 Did you have a special account (e.g., CFWP required segregated Replacement Fund, etc.) or financial resources available for repairing or replacing equipment for your wastewater treatment plant and/or collection system? ● Yes (0 points) ○ No (40 points)		0
REPLACEMENT FUNDS [PUBLIC MUNICIPAL FACILITIES SHALL COMPLETE QUESTION 3]		
3. Equipment Replacement Funds 3.1 When was the Equipment Replacement Fund last reviewed and/or revised? Year: <input type="text" value="2022"/> ● 1-2 years ago (0 points) <input type="checkbox"/> <input type="checkbox"/> ○ 3 or more years ago (20 points) <input type="checkbox"/> <input type="checkbox"/> ○ N/A If N/A, please explain: <input type="text"/>		
3.2 Equipment Replacement Fund Activity		
3.2.1 Ending Balance Reported on Last Year's CMAR	\$ <input type="text" value="167,423.11"/>	
3.2.2 Adjustments - if necessary (e.g. earned interest, audit correction, withdrawal of excess funds, increase making up previous shortfall, etc.)	\$ <input type="text" value="0.00"/>	
3.2.3 Adjusted January 1st Beginning Balance	\$ <input type="text" value="167,423.11"/>	
3.2.4 Additions to Fund (e.g. portion of User Fee, earned interest, etc.)	\$ <input type="text" value="62,454.51"/>	
	+	

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3.2.5 Subtractions from Fund (e.g., equipment replacement, major repairs - use description box 3.2.6.1 below*) -

\$ 40,607.68

3.2.6 Ending Balance as of December 31st for CMAR Reporting Year

\$ 189,269.94

All Sources: This ending balance should include all Equipment Replacement Funds whether held in a bank account(s), certificate(s) of deposit, etc.

3.2.6.1 Indicate adjustments, equipment purchases, and/or major repairs from 3.2.5 above.

Pipe Cleaning, root removal, Pipe televising, Geographical Information System updating.

3.3 What amount should be in your Replacement Fund?

\$ 100,000.00

0

Please note: If you had a CWFPP loan, this amount was originally based on the Financial Assistance Agreement (FAA) and should be regularly updated as needed. Further calculation instructions and an example can be found by clicking the SectionInstructions link under Info header in the left-side menu.

3.3.1 Is the December 31 Ending Balance in your Replacement Fund above, (#3.2.6) equal to, or greater than the amount that should be in it (#3.3)?

- Yes
- No

If No, please explain.

4. Future Planning

4.1 During the next ten years, will you be involved in formal planning for upgrading, rehabilitating, or new construction of your treatment facility or collection system?

- Yes - If Yes, please provide major project information, if not already listed below.
- No

Project #	Project Description	Estimated Cost	Approximate Construction Year
1	Reconstruct sewer downstream from 11.1 to new MMSD interceptor sewer relief sewer. Install new metering structure Abandon pipe from MMSD 12-106 to Town of Verona manhole 11	\$60,000	2023
2	Reconstruct sewer downstream from 11.1 to new MMSD interceptor sewer relief sewer. Install new metering structure Abandon pipe from MMSD 12-106 to Town of Verona manhole 11	\$45,000	2024
3	Clean and Televiser sewer from MH 8.2 to MH 1	\$12,000	2025
4	Reline 8" VCP with CIPP from Manhole 14 to Manhole 6.1	\$60,000	2026
5	Reline 8" VCP with CIPP from manhole 11.1 to Manhole 11.3	\$65,000	2027

5. Financial Management General Comments

Utility rates and expenditures are reviewed annually and the rate structure is addressed to anticipate future O&M and capital expenses.

ENERGY EFFICIENCY AND USE

6. Collection System

6.1 Energy Usage

6.1.1 Enter the monthly energy usage from the different energy sources:

COLLECTION SYSTEM PUMPAGE: Total Power Consumed

Number of Municipally Owned Pump/Lift Stations:

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	Electricity Consumed (kWh)	Natural Gas Consumed (therms)
January	0	
February	0	
March	0	
April	0	
May	0	
June	0	
July	0	
August	0	
September	0	
October	0	
November	0	
December	0	
Total	0	0
Average	0	0

6.1.2 Comments:

6.2 Energy Related Processes and Equipment

6.2.1 Indicate equipment and practices utilized at your pump/lift stations (Check all that apply):

- Comminution or Screening
- Extended Shaft Pumps
- Flow Metering and Recording
- Pneumatic Pumping
- SCADA System
- Self-Priming Pumps
- Submersible Pumps
- Variable Speed Drives
- Other:

6.2.2 Comments:

6.3 Has an Energy Study been performed for your pump/lift stations?

No

Yes

Year:

By Whom:

Describe and Comment:

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Verona Utility District 1

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6.4 Future Energy Related Equipment

6.4.1 What energy efficient equipment or practices do you have planned for the future for your pump/lift stations?

Total Points Generated	0
Score (100 - Total Points Generated)	100
Section Grade	A

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Sanitary Sewer Collection Systems

1. Capacity, Management, Operation, and Maintenance (CMOM) Program

1.1 Do you have a CMOM program that is being implemented?

- Yes
- No

If No, explain:

1.2 Do you have a CMOM program that contains all the applicable components and items according to Wisc. Adm Code NR 210.23 (4)?

- Yes
- No (30 points)
- N/A

If No or N/A, explain:

1.3 Does your CMOM program contain the following components and items? (check the components and items that apply)

- Goals [NR 210.23 (4)(a)]

Describe the major goals you had for your collection system last year:

Did you accomplish them?

- Yes
- No

If No, explain:

- Organization [NR 210.23 (4) (b)]

Does this chapter of your CMOM include:

- Organizational structure and positions (eg. organizational chart and position descriptions)
- Internal and external lines of communication responsibilities
- Person(s) responsible for reporting overflow events to the department and the public

- Legal Authority [NR 210.23 (4) (c)]

What is the legally binding document that regulates the use of your sewer system?

Utility District Ordinance 1999-01

If you have a Sewer Use Ordinance or other similar document, when was it last reviewed and revised? (MM/DD/YYYY) 2017-11-21

Does your sewer use ordinance or other legally binding document address the following:

- Private property inflow and infiltration
- New sewer and building sewer design, construction, installation, testing and inspection
- Rehabilitated sewer and lift station installation, testing and inspection
- Sewage flows satellite system and large private users are monitored and controlled, as necessary
- Fat, oil and grease control
- Enforcement procedures for sewer use non-compliance
- Operation and Maintenance [NR 210.23 (4) (d)]

Does your operation and maintenance program and equipment include the following:

- Equipment and replacement part inventories
- Up-to-date sewer system map

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A management system (computer database and/or file system) for collection system information for O&M activities, investigation and rehabilitation
 A description of routine operation and maintenance activities (see question 2 below)
 Capacity assessment program
 Basement back assessment and correction
 Regular O&M training
 Design and Performance Provisions [NR 210.23 (4) (e)]
 What standards and procedures are established for the design, construction, and inspection of the sewer collection system, including building sewers and interceptor sewers on private property?
 State Plumbing Code, DNR NR 110 Standards and/or local Municipal Code Requirements
 Construction, Inspection, and Testing
 Others:

Overflow Emergency Response Plan [NR 210.23 (4) (f)]
 Does your emergency response capability include:
 Responsible personnel communication procedures
 Response order, timing and clean-up
 Public notification protocols
 Training
 Emergency operation protocols and implementation procedures
 Annual Self-Auditing of your CMOM Program [NR 210.23 (5)]
 Special Studies Last Year (check only those that apply):
 Infiltration/Inflow (I/I) Analysis
 Sewer System Evaluation Survey (SSES)
 Sewer Evaluation and Capacity Management Plan (SECAP)
 Lift Station Evaluation Report
 Others:

0

2. Operation and Maintenance

2.1 Did your sanitary sewer collection system maintenance program include the following maintenance activities? Complete all that apply and indicate the amount maintained.

Cleaning	<input type="text" value="16"/>	% of system/year
Root removal	<input type="text" value="0.26"/>	% of system/year
Flow monitoring	<input type="text" value="0"/>	% of system/year
Smoke testing	<input type="text" value="0"/>	% of system/year
Sewer line televising	<input type="text" value="16"/>	% of system/year
Manhole inspections	<input type="text" value="11"/>	% of system/year
Lift station O&M	<input type="text" value="0"/>	# per L.S./year
Manhole rehabilitation	<input type="text" value="0"/>	% of manholes rehabbed
Mainline rehabilitation	<input type="text" value="0"/>	% of sewer lines rehabbed
Private sewer inspections	<input type="text" value="0"/>	% of system/year

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Private sewer I/I removal % of private services

River or water crossings % of pipe crossings evaluated or maintained

Please include additional comments about your sanitary sewer collection system below:

The system consists of 8" and 10" diameter VCP and PVC pipe. The system flows by gravity to MMSD Pump Station 12. MMSD treats the flow at the Nine Spring facility under contract with the town utility District. The system is functionally built out and no expansion is anticipated.

3. Performance Indicators

3.1 Provide the following collection system and flow information for the past year.

<input type="text" value="37.5"/>	Total actual amount of precipitation last year in inches
<input type="text" value="34.3"/>	Annual average precipitation (for your location)
<input type="text" value="2.81"/>	Miles of sanitary sewer
<input type="text" value="0"/>	Number of lift stations
<input type="text" value="0"/>	Number of lift station failures
<input type="text" value="0"/>	Number of sewer pipe failures
<input type="text" value="0"/>	Number of basement backup occurrences
<input type="text" value="0"/>	Number of complaints
<input type="text" value="0.034"/>	Average daily flow in MGD (if available)
<input type="text"/>	Peak monthly flow in MGD (if available)
<input type="text"/>	Peak hourly flow in MGD (if available)

3.2 Performance ratios for the past year:

<input type="text" value="0.00"/>	Lift station failures (failures/year)
<input type="text" value="0.00"/>	Sewer pipe failures (pipe failures/sewer mile/yr)
<input type="text" value="0.00"/>	Sanitary sewer overflows (number/sewer mile/yr)
<input type="text" value="0.00"/>	Basement backups (number/sewer mile)
<input type="text" value="0.00"/>	Complaints (number/sewer mile)
<input type="text" value="0.0"/>	Peaking factor ratio (Peak Monthly:Annual Daily Avg)
<input type="text" value="0.0"/>	Peaking factor ratio (Peak Hourly:Annual Daily Avg)

4. Overflows

LIST OF SANITARY SEWER (SSO) AND TREATMENT FACILITY (TFO) OVERFLOWS REPORTED **

Date	Location	Cause	Estimated Volume
None reported			

** If there were any SSOs or TFOs that are not listed above, please contact the DNR and stop work on this section until corrected.

5. Infiltration / Inflow (I/I)

5.1 Was infiltration/inflow (I/I) significant in your community last year?

- Yes
- No

If Yes, please describe:

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5.2 Has infiltration/inflow and resultant high flows affected performance or created problems in your collection system, lift stations, or treatment plant at any time in the past year?

Yes

No

If Yes, please describe:

5.3 Explain any infiltration/inflow (I/I) changes this year from previous years:

None

5.4 What is being done to address infiltration/inflow in your collection system?

Elimination of existing line under Goose Lake. CIPP lining of pipe sections in Fitchrona Road (with the City of Fitchburg).

Total Points Generated	0
Score (100 - Total Points Generated)	100
Section Grade	A

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Grading Summary

WPDES No: 0047341

SECTIONS	LETTER GRADE	GRADE POINTS	WEIGHTING FACTORS	SECTION POINTS
Financial	A	4	1	4
Collection	A	4	3	12
TOTALS			4	16
GRADE POINT AVERAGE (GPA) = 4.00				

Notes:

- A = Voluntary Range (Response Optional)
- B = Voluntary Range (Response Optional)
- C = Recommendation Range (Response Required)
- D = Action Range (Response Required)
- F = Action Range (Response Required)

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Verona Utility District 1

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Resolution or Owner's Statement

Name of Governing
Body or Owner:

Town of Verona

Date of Resolution or
Action Taken:

2023-06-06

Resolution Number:

2023-3

Date of Submittal:

ACTIONS SET FORTH BY THE GOVERNING BODY OR OWNER RELATING TO SPECIFIC CMAR SECTIONS (Optional for grade A or B. Required for grade C, D, or F):

Financial Management: Grade = A

Collection Systems: Grade = A

(Regardless of grade, response required for Collection Systems if SSOs were reported)

ACTIONS SET FORTH BY THE GOVERNING BODY OR OWNER RELATING TO THE OVERALL GRADE POINT AVERAGE AND ANY GENERAL COMMENTS

(Optional for G.P.A. greater than or equal to 3.00, required for G.P.A. less than 3.00)

G.P.A. = 4.00

2023 - 03
Town of Verona
WI DNR NR 208 Compliance Maintenance for 2022

Resolution for the Compliance Maintenance to WI DNR for the Annual Report on Town of Verona Wastewater Treatment Collection System (sewer lines)

WHEREAS, it is a requirement under the Wisconsin Pollutant Discharge Elimination System (WPDES) permit issued by the Wisconsin Department of Natural Resources to file a Compliance Maintenance Annual Report (CMAR) for its wastewater treatment/wastewater collection system under Wisconsin Administrative Code NR 208; and

WHEREAS, it is necessary to acknowledge that the governing body has reviewed the Compliance Maintenance Annual Report (CMAR) for year 2022; and

WHEREAS, the Town of Verona has received an "A" rating;

BE IT THEREFORE RESOLVED, by the Town Board of the Town of Verona that the following actions will be taken to ensure continued compliance of Utility District #1 collection system as identified in the Compliance Maintenance Annual Report (CMAR) as follows:

- Continue to compare actual costs with those forecast in the five-year financial management plan
- Work with the City of Fitchburg on an agreement to maintain the shared main along Fitchrona Road and to address with infiltration/outflow issues in a cooperative manner
- Continue to address maintenance issues based upon televising reports from preceding year

ADOPTED by the Town of Verona Board on June 6, 2023, Dane County, Wisconsin.

Mark Geller, Town Chair

I hereby certify that the foregoing resolution was duly adopted by the Town of Verona Board at a legal meeting on the 6th day of June, 20223.

Teresa Withee, Clerk/Treasurer

Dated _____

TOWN OF VERONA

TO: Town Board of Supervisors

DATE: June 2, 2023

FROM: W. Christopher Barnes, Public Works Director

SUBJECT: Goose Lake/ Madison Metropolitan Sewerage District Relief Sewer Easement

ACTION RECOMMENDED: The Town Board execute an access easement and temporary construction easement on property known as Outlot 1 Pleasant Acres Two for the purpose of providing maintenance access for the forthcoming sanitary sewer construction.

As the board will recall, the Town of Verona and the Madison Metropolitan Sewerage District (MMSD) entered into an agreement provide for the abandonment and relocation of approximately 600 feet of the town sanitary pipe network and reconfigure the town sanitary sewer piping into the new MMSD relief sewer. A drawing of the proposed work is attached. As part of the original sewer project, the scope entailed the relocation of the current sewer maintenance access from US 18/151. Currently, access for both the MMSD and the town utility is through a driveway cut onto US Highway 18/151. As traffic volumes have increased on US 18/151, entering and exiting the existing driveway can be hazardous and presents an increasing safety concern for both the town and the MMSD. Relocating the access to the town owned parcel will provide much safer access for the sewer as well as the periodic mowing of the Goose Lake natural area. The design of the new access exactly traces the route of an existing footpath and intentionally is designed to blend in with the current parcel environment. Use of the new access will generally be limited to about once a month.

The parcel in question was purchased by the town in 2001 using dedicated State of Wisconsin natural resource funds. The Wisconsin Department of Natural Resources and town attorney have reviewed and approved the easement language. The temporary easement is for construction only and expires one year after the completion of the project. The permanent easement will remain in perpetuity. Approval of the access easement is recommended. Please let me know if you should have any questions.

Attachments

TEMPORARY LIMITED EASEMENT AGREEMENT

THIS TEMPORARY LIMITED EASEMENT AGREEMENT (this “Agreement”) dated this _____ day of _____, 2023 (the “Agreement Date”) is entered into by and between Town of Verona, a body corporate and politic in Dane County, (“Property Owner”) and Madison Metropolitan Sewerage District, a Wisconsin metropolitan sewerage district (the “District”).

For good and valuable consideration, the receipt whereof is hereby acknowledged, Property Owner and the District agree as follows:

1. Temporary Construction Easement. Property Owner being the owner of the property described on Exhibit A (the “Property”), hereby does grant, set over and convey to the District a temporary easement for construction purposes as described herein (the “Temporary Construction Easement”) in, on, under and through the portion of the Property described as the “Temporary Easement Area” in Exhibit B attached hereto and incorporated herein and depicted on the map attached hereto and incorporated herein as Exhibit C (the “Temporary Easement Area”) subject to the terms of this Agreement. The Temporary Construction Easement granted pursuant to this Agreement shall terminate one year after the date the District’s Commission completes construction of its facilities on the adjacent parcel to the west of the Property, upon the recording of a Release of Temporary Construction Easement, or December 31, 2026, whichever occurs first. The Temporary Construction Easement shall be exclusive during the times when the District is engaged in construction, but shall be non-exclusive before the commencement, and after completion.
2. District’s Use of the Temporary Easement Area. The District’s use of the Temporary Easement Area shall be limited to: (a) ingress and egress, by foot or vehicle, to adjacent lands and (b) the staging and storage of material, equipment, and vehicles (c) general construction which may include excavation, grading, and dewatering related to the Activities (the “Construction Activities”). The Temporary Easement Area may be accessed and used for the Construction Activities by the District, its employees, consultants, contractors, agents, and guests. Following any construction-related activity by the District in the Temporary Easement Area, the District shall restore, as best as practicable, the Temporary Easement Area to the condition it was in before such construction activities occurred.

The District shall make every effort possible to accommodate recreational users of the property and protect them from any hazards during any construction process; warning signs, barricades and lights shall be placed informing recreational users of any construction work.

RETURN TO: Madison Metropolitan Sewerage District Attn: Director of Engineering 1610 Moorland Road Madison, WI 53713-3398

P.I.N. 062/0608-131-4100-5

The construction and any future repair areas or excavations on the Town's parcels shall be adequately marked and barricaded, meeting all safety conditions required by the Property Owner's project manager and conform to OSHA regulations and standards contained in the Manual on Uniform Traffic Control Devices. The District will attempt to confine access to a weekday use and coordinate with the Property Owner but reserves the right in emergency conditions to pursue access and activities on a 24-hours per day basis and 7 days per week.

3. Notices. All notices to be given under the terms of this Agreement shall be signed by the person sending the same, and shall be sent by certified mail, return receipt requested and postage prepaid, to the address of the parties specified below:

For Property Owner:

Town of Verona
Attn.: Director of Public Works
7669 CTH PD
Verona, WI 53593

For the District:

Madison Metropolitan Sewerage District
Attn.: Director of Engineering
1610 Moorland Road
Madison, WI 53713-3398

Any party hereto may, by giving five (5) days written notice to the other party in the manner herein stated, designate any other address in substitution of the address shown above to which notices shall be given.

4. Indemnification.

Property Owner agrees to indemnify, defend and hold the District, its directors, officers, employees, agents and contractors harmless from any and all costs (including reasonable attorneys' fees and costs) and claims of liability or loss actually incurred, asserted and/or suffered, which arise directly out of Property Owner's negligence or willful misconduct in its ownership and use of and activities at the Property and the negligence or willful misconduct of Property Owner's employees, agents, and contractors in their use of, and activities at the Property, except if and to the extent such costs and claims arise directly out of the negligence or willful misconduct of the District or the District's employees, agents, or contractors. The District agrees to indemnify and hold Property Owner, its officers, employees, and agents harmless from any and all costs (including reasonable attorneys' fees and costs) and claims of liability or loss actually incurred, asserted and/or suffered, which arise directly out of the District's negligence or willful misconduct in its use of the easement area and the negligence or willful misconduct of the District's employees, agents, and contractors use of the easement area, except if and to the extent such costs and claims arise directly out of the negligence or willful misconduct of Property Owner or Property Owner's employees, agents,

or contractors.

5. Liens and Encumbrances. The District shall ensure that all contractors engaged in any work in the Easement Area are promptly paid when due and that no lien attaches to the Property as a result of any Activities authorized by this Agreement. In the event any such lien is filed, the District shall promptly discharge the same by payment or deposit of any disputed amount in a manner allowed by law.
5. Warranty. Property Owner represents and warrants that (a) Property Owner is the sole owner of the Property, (b) that any holder of a mortgage on the Property has consented to this Agreement, and (c) no other deed, mortgage, or easement prohibits Property Owner from conveying, granting, transferring, or assigning to the District the rights under this Agreement.
6. Non-Use. Non-use or limited use of the rights granted in this Agreement shall not prevent the District from later use of the rights to the fullest extent authorized by this Agreement.
7. Waiver. No delay or omission by any party in exercising any right or power arising out of any default under any of the terms or conditions of this Agreement shall be construed to be a waiver of the right or power. A waiver by a party of any of the obligations of the other party shall not be construed to be a waiver of any breach of any other terms or conditions of this Agreement.
8. Voluntary Transaction. Property Owner acknowledges and agrees that the conveyance of any property interest or right under this Agreement is voluntary. Property Owner hereby voluntarily and expressly waives any rights that Property Owner may have under Chapter 32 of the Wisconsin Statutes or Chapter Admin 92 of the Wisconsin Administrative Code.
9. Severability. If any term or provision of this Agreement is held to be invalid or unenforceable by a court of competent jurisdiction, then such holding shall not affect any of the remaining terms and provisions of this Agreement and the same shall continue to be effective to the fullest extent permitted by law.
10. Binding Effect. This Agreement runs with the land and shall inure to the benefit of the District and shall be binding upon the Property Owner, and their respective heirs, successors and assigns.
11. Re-Recording. The District has the right to unilaterally record or re-record this Agreement or notice of this Agreement with the Dane County Register of Deeds.

[Signature Pages Follow]

EXHIBIT A
Legal Description of the Property

Outlot 1 of the plat of Pleasant Acres Two recorded as Document No. 2675426 located in the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 13, Township 6 North, Range 8 East in the Town of Verona, Dane County, Wisconsin.

DRAFT

EXHIBIT B
Legal Description of the Easement Area

A **Temporary Limited Easement** for utility construction including for such purpose the right to operate necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove or plant thereon any vegetation that roadway and construction authorities may deem desirable to prevent the erosion of the soil. **This easement is to terminate upon completion of construction of the utility improvements.**

Tract 2:

A part of Outlot 1 of the plat of Pleasant Acres Two recorded as Document No. 2675426 located in the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 13, Township 6 North, Range 8 East in the Town of Verona, Dane County, Wisconsin, more particularly described as follows:

Commencing at the North $\frac{1}{4}$ corner of said Section 13; thence North $89^{\circ}47'55''$ East along the North line of the said Northwest $\frac{1}{4}$ of Section 13, a distance of 741.06 feet; thence South $00^{\circ}12'05''$ East, a distance of 949.71 feet to a point on the West line of said Outlot 1 and being the **Point of Beginning**;

Thence North $01^{\circ}37'51''$ East along the said West line, a distance of 190.64 feet to the Northwest corner of said Outlot 1;

Thence South $79^{\circ}07'16''$ East along the North line of said Outlot 1, a distance of 64.68 feet;

Thence South $00^{\circ}54'06''$ West, a distance of 139.94 feet;

Thence South $89^{\circ}05'52''$ East, a distance of 81.77 feet;

Thence North $00^{\circ}54'08''$ East, a distance of 63.62 feet;

Thence South $89^{\circ}05'52''$ East, a distance of 83.15 feet;

Thence South $07^{\circ}59'29''$ East, a distance 117.45 feet;

Thence South $85^{\circ}42'34''$ West, a distance 75.63 feet;

Thence North $81^{\circ}41'51''$ West, a distance of 78.80 feet;

Thence North $88^{\circ}53'57''$ West, a distance of 30.64 feet;

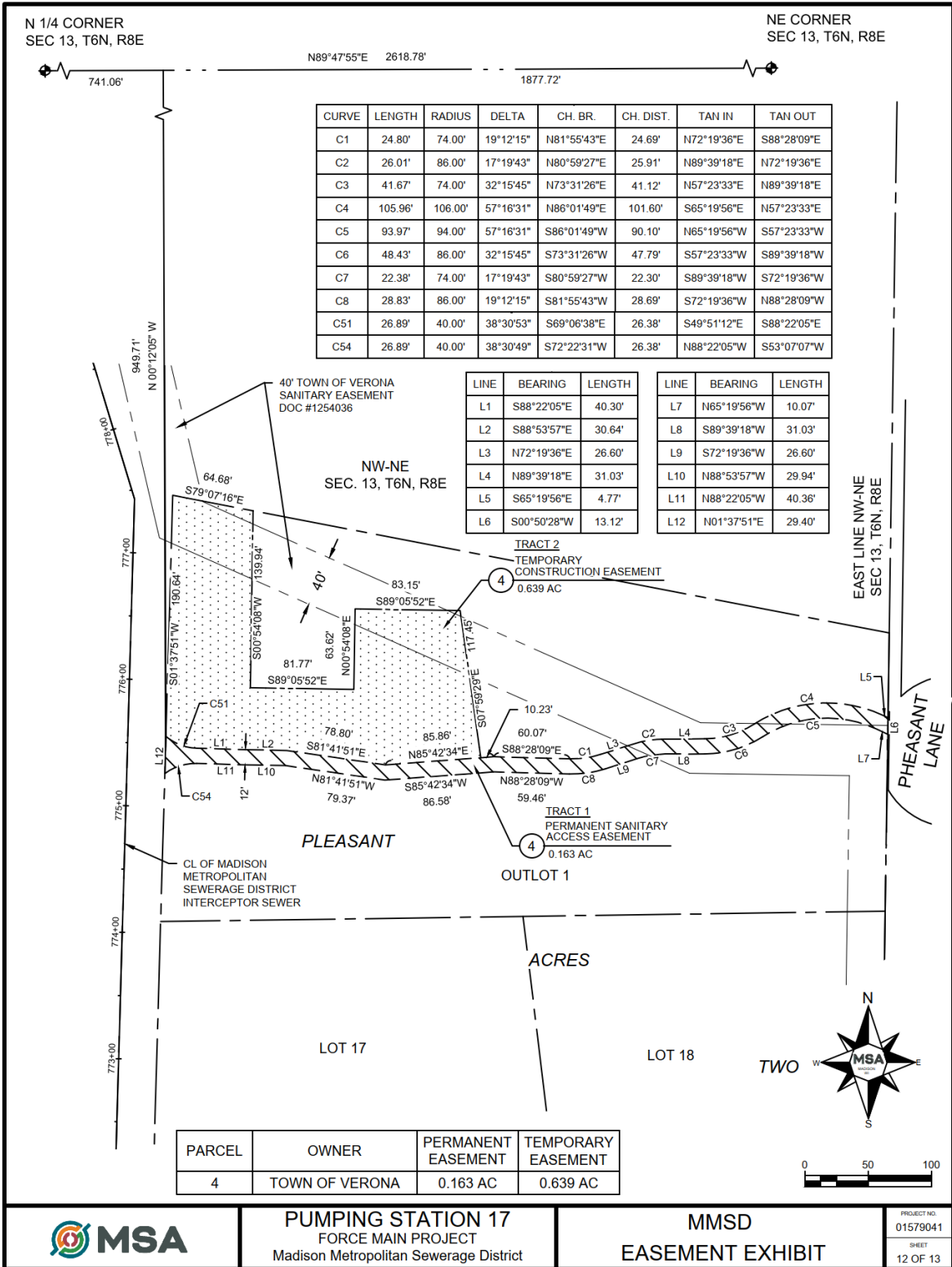
Thence North $88^{\circ}22'05''$ West, a distance of 40.30 feet to a point of curvature;

Thence westerly 26.89 feet along a curve to the right having a radius of 40.00 feet, the chord of said curve bears North $69^{\circ}06'38''$ West a distance of 26.38 feet to a point on the said West line of Outlot 1 and the **Point of Beginning**.

Said tract contains 0.639 acres more or less.

EXHIBIT C

Map of the Easement Area



**Notice of Applications for Liquor / Beer Licenses
Town of Verona Public Notice**

Notice is hereby given that the following individual(s) have filed with the Town Clerk of the Town of Verona an application for liquor / beer licenses expiring on June 30, 2023.

Application for a Class "B" Beer License has been made for:

Trade Name: Blackhawk Bowhunters, Inc
Agent: Dale Goytowski, president
Address: 2013 County Highway PB, Verona, WI 53593

Application for a "Class B" Liquor and Class "B" Beer License have been made by:

Trade Name: Ole Duffers Pub, LLC
Agent: Susan Kaye Buchanan, Agent
Address: 1755 County Highway PB, Verona, WI 53593

This notice is given pursuant to Section 125.04(3)(g) Wis. Statute. The Town of Verona Board will consider these applications at the regular town board meeting to be held on Tuesday, June 6, 2023 at 6:30 pm.

Teresa Withee
Clerk/Treasurer

Published: June 1, 2023

TOWN OF VERONA
REQUEST FOR TOWN BOARD CONSIDERATION

ITEM DESCRIPTION: Request for Operator’s Licenses for 2023 – 2024

REPORT PREPARED BY: Teresa Withee

MEETING DATE: **June 6, 2023**

STATUTORY REFERENCE: **Wisconsin Statutes: ss. 125.32(2) and 125.68(2)**

STAFF COMMENTS: The following persons have applied for an Operator’s License in the Town of Verona.

License Number	Applicant	Establishment	License Type	Course Completed	Background Check
2023-01	Derrick Buchanan	Ole Duffers Pub	Renewal	Yes	N/A
2023-02	James Kampfer	Ole Duffers Pub	Renewal	Yes	N/A
2023-03	Betty Katzenmeyer	Ole Duffers Pub	Renewal	Yes	N/A
2023-04	Denise Ketelboeter	Ole Duffers Pub	Renewal	Yes	N/A
2023-05	Natalie Marking	Ole Duffers Pub	Renewal	Yes	N/A
2023-06	Eric Wersland	Ole Duffers Pub	Renewal	Yes	N/A
2023-07	Geraldine Danz	Ole Duffers Pub	Renewal	Yes	N/A
2023-08	David Knoche	Ole Duffers Pub	New	Yes	Yes
2023-09	Anthony Bickel	Blackhawk Bowhunters	Renewal	Yes	N/A
2023-10	Amy Crooks	Blackhawk Bowhunters	Renewal	Yes	N/A
2023-11	Ann Gleisner	Blackhawk Bowhunters	Renewal	Yes	N/A
2023-12	Jerry Gleisner	Blackhawk Bowhunters	Renewal	Yes	N/A
2023-13	Dannielle Hendon	Blackhawk Bowhunters	Renewal	Yes	N/A
2023-14	Jeffrey Schultz	Blackhawk Bowhunters	Renewal	Yes	N/A
2023-15	James Zahalka	Blackhawk Bowhunters	Renewal	Yes	N/A
2023-16	Kurtis Baus	Blackhawk Bowhunters	New	Yes	Yes

- ✓ **Background checks** are conducted only on new (not renewal) applications which include criminal history and wanted / probation status. Crime Information Bureau (CIB) Fee is (\$10) to conduct the background check.
- ✓ **New and Renewal License Fees** are (\$25).
- ✓ As required by Wisconsin Statutes s.125.17(6), the applicant has provided a copy of **Wisconsin Seller/Server Certification** for completion of an alcohol awareness course dated within the last 2 years. Renewal applicants are exempted from the training course requirement if they are renewing an existing operator’s license, have completed the training course within the last two years, or have held a retail license, manager’s or operator’s license anywhere in the state within the last two years.
- ✓ When can an Operator’s license be denied? If the basis for denial is that the applicant has an arrest or conviction record, then that record must substantially relate to the licensed activity. Wisconsin s. 125.04(5)(b) states: “No license or permit related to alcohol beverages may, subject to ss. 111.321, 111.322 and 111.335, be issued under this chapter to any person who has habitually been a law offender or has been convicted of a felony unless the person has been duly pardoned.” S. 111.335(3)(a)1 further states: “...the individual has been convicted of any felony, misdemeanor, or other offense the circumstances of which substantially relate to the circumstances of the particular job or licensed activity”. This will always be a case-by-case analysis. Generally, ordinance violations and civil court cases are not criminal cases; the type of criminal charge and how recently it happened are factors. The State Department of Justice Crime Information Bureau (CIB) was utilized to perform adequate background checks.
- ✓ **ACTION REQUESTED:** Motion to approve the issuance of Operator’s Licenses to the above listed applicants for the Year/License ending 06-30-2024.

Local regulation of nonmetallic quarries

The bill limits the ability of a political subdivision to place limits or conditions on the operation of quarries from which nonmetallic materials that are used primarily in the construction or repair of public transportation facilities, public infrastructure, or private construction or transportation projects are extracted, as follows:

1. The bill prohibits a political subdivision from requiring a quarry operator to obtain a permit unless, prior to the establishment of quarry operations, the political subdivision enacts an ordinance requiring a permit. The bill also prohibits a political subdivision from, during the duration of a permit that is required in order to operate a quarry, adding conditions to that permit unless the permittee consents and from requiring compliance with another political subdivision's requirements as a condition of the permit. In addition, if the permit is a permit that is granted pursuant to an ordinance that is not a zoning ordinance, any conditions in the permit must be related to the purpose of the ordinance authorizing the permit and be based on substantial evidence.
2. Under the bill, if a political subdivision enacts an ordinance, other than a zoning ordinance, regulating the operation of a quarry that was not in effect when quarry operations began at a quarry, the ordinance may not be applied to that quarry or to land that is contiguous to the land on which the quarry is located that a) has remained under common ownership, leasehold, or control with the land on which the quarry is located since the time the ordinance was enacted; b) can be shown to have been intended for quarry operations prior to the enactment of the ordinance; and c) is located in the same political subdivision.
3. The bill prohibits a political subdivision from limiting the times that activities related to extracting or processing minerals at a quarry occur if the minerals will be used in a public works project that requires nighttime construction or an emergency repair.
4. Under the bill, a political subdivision may not limit blasting at a quarry, except that the political subdivision may require the operator of the quarry to do any of the following: a) provide preblasting notice to owners of structures within the affected area and to the political subdivision; b) cause a third party to conduct a building survey of structures within the affected area; c) cause a third party to conduct a survey of and test any wells within the affected area; d) maintain records and reports; e) comply with other properly adopted local blasting regulations that are not related to airblast, flyrock, or ground vibration; and f) comply with requirements under current law and rules promulgated by the Department of Safety and Professional Services related to blasting.

The bill also allows a political subdivision to petition DSPS for an order granting the political subdivision the authority to impose additional restrictions and requirements related to blasting on a quarry operator that are more restrictive than requirements under current law and rules promulgated by DSPS related to blasting. DSPS may not charge a fee for the petition, but if the petition is related to the potential impact of blasting on a qualified historic building, DSPS may require the quarry operator to pay the costs of an impact study related to the building.

Town Board Goals from the May 2023 Workshop

1. Knowledge Capture
 - Create a calendar of regular activities and tasks for each staff member
 - This would allow the board to be aware of what they may be asked to review or approve in the future
 - Staff retention study

2. More Town Hall events
 - Open House
 - Music in the Prairie
 - Sustainability Forums
 - Supervisor listening sessions
 - Prairie walk and talk
 - Monument signage

3. Comprehensive Plan Amendments
 - Plan Commission
 - Town Board
 - Boundary Agreements

4. Natural and Recreational Areas Plan 2024-2029

5. Dark Sky Ordinance Enforcement
 - Board to examine/revise policy

6. Expand Communication Channels
 - Weekly Update
 - Chamber of Commerce
 - Verona Press
 - Verona Senior Center

