

## Minutes of the Plan Commission – October 19th 2015

A meeting of the City of Prairie du Chien Plan Commission was held on Monday October 19th 2015 at 7:00 PM in City Hall. Mayor Dave Hemmer called the meeting to order.

### **GENERAL ITEMS TO BE ACTED UPON:**

- 1. Call to order/Roll Call** - PRESENT – Mayor Dave Hemmer (Chairman), Tom Nelson, Roger Grunow, Ross Ritchie, Linda Munson, Ron Leys ABSENT – Dan Key CITY STAFF ALSO PRESENT – Zoning Administrator Julie Jackson, City Administrator Aaron Kramer, City Attorney Lara Czajkowski-Higgins
- 2. Certification of the open meeting law agenda requirements and approval of the agenda** – MOTION: Munson SECOND: Nelson VOTE: 6-0
- 3. APPROVAL – Minutes of the September 21st 2015 meeting** – MOTION: Grunow SECOND: Hemmer VOTE: 6-0

### **ACTION ITEMS**

**4. PUBLIC HEARING - Application of AAA Family Homes, LLC (William and Serap Graser), 225 S. Wacouta Avenue, for a Conditional Use Permit to operate a Community Living Arrangement (licensed group lodging facility) as a conditional use in an R-3 High Density Residential Zoning District** – Hemmer opened the public hearing at 7:03 PM. Jackson provided an overview of the application. William and Serap Graser addressed the Commission on their plans to operate a 7-8 bed community-based residential facility for elderly residents and disabled adults. They stated they had several other facilities in and around Crawford and Vernon Counties. Speaking in regards to the application were: Alex Osterkamp (221 South Wacouta), Kathleen Hein (311 South Wacouta), Virginia Antoine (203 South Wacouta), Mary Antoine (316 North Beaumont) and Louis Lochner (220 South Beaumont). The owner of the property, Judy Wall (River to Valley Initiatives, LLC), stated that it was always her intent to develop the property as a community living arrangement since acquiring the property out of foreclosure. City Attorney Czajkowski-Higgins informed the Commission, after hearing the details of the application by the Grasers and conducting a thorough review of all applicable state laws, that state statute mandates that a facility like the one proposed, if licensed by the State, is entitled to locate in any residential zone, without being required to obtain any special zoning permission except the requirement of building inspection. Accordingly, the City/City Plan Commission cannot require a conditional use permit the facility proposed by the applicants, so long as the facility is duly licensed by the State Department of Health Services.. Hemmer closed the Public Hearing at 8:20 PM.

**5. ACTION on aforesaid agenda item** – ACTION: To postpone any action on the application pending further investigation and review by City staff MOTION: Munson SECOND: Grunow VOTE: 5-1 (Nelson opposed)

**6. ADJOURNMENT (8:22 PM)** - MOTION: Nelson SECOND: Hemmer VOTE: 6-0

Submitted by City Administrator Aaron Kramer