

**BROWN DEER PLAN COMMISSION
JUNE 13, 2011 MEETING MINUTES
HELD AT THE BROWN DEER VILLAGE HALL
4800 WEST GREEN BROOK DRIVE**

The meeting was called to order by President Krueger at 7:00 P.M.

I. ROLL CALL

Present: President Carl Krueger; Trustee: Jeff Baker; Commissioners: Ryan Schmitz, Dan Bednar, Susan Bellehumeur, Bill Hoffmann

Also Present: Russell Van Gompel, Village Manager; Jesse Thyges, Assistant Village Manager; Nathaniel Piotrowski, Planning and Zoning Specialist; Rebecca Boyle, Village Attorney; Steven Rinzel, Police Chief

Excused: Trustee Tim Schilz; Commissioners Jeff Jaroczynski, Lee Jones

II. PERSONS DESIRING TO BE HEARD

President Krueger as a representative of the 4th of July Committee presented raffle tickets for the members to sell.

III. CONSIDERATION OF MINUTES: May 9, 2011 – Regular Meeting

It was moved by Commissioner Hoffmann and seconded by Commissioner Schmitz to approve the regular meeting minutes of May 9, 2011. The motion carried unanimously.

IV. REPORT OF STAFF/COMMISSION MEMBERS

Mr. Van Gompel reported that the Village will be holding an After 5 Networking Event with the Granville Brown Deer Chamber at Village Park on June 23rd from 5pm to 7pm. He also added that the Village's administrative intern would be making a presentation to the Village Board in July or August.

Mr. Thyges indicated that he continued to work on new HVAC equipment for the library.

Mr. Piotrowski reported that Milwaukee County contractors are beginning work on the recreation trail extension this week.

V. UNFINISHED BUSINESS

None.

VI. NEW BUSINESS

A) Review and Recommendation for a modification to a Conditional Use Permit for a beer garden at Park View Pub, 7651 North Teutonia Avenue

Mr. Piotrowski reviewed the agenda item along with the requested text amendments to the permit and introduced the applicant, Jill Wargolet.

Commissioner Bednar asked about the need to shorten the beer garden hours on Friday and Saturday and if this would address the concerns of neighbors. Chief Rinzel replied that the shorter hours would allow for patrons of the beer garden to leave the premises at an earlier time and cause less conflict with the neighbors. Commissioner Bednar asked if only sales would stop at 9:30 p.m. Ms. Wargolet replied that everyone would be asked to leave at 9:30 p.m.

Commissioner Bednar asked if neighbors were upset about the beer garden in particular or if concerns related more to the bar itself. Chief Rinzel indicated that the concern was not particularly related to the beer garden but issues of noise and physical disturbances at the principal structure. Mr. Piotrowski reminded the Plan Commission that this conditional use

permit review was limited to the beer garden, but the other tools to manage the operation of the principal bar, namely the liquor license was to be reviewed by the Village Board in the coming weeks.

Commissioner Bellehumeur asked if the permit should be reviewed again in another year given the concern. Mr. Piotrowski replied that it was Staff's recommendation to make the permit continuous at this point and not include additional review provisions. He added that there are other mechanisms within Village ordinances and the permit itself that could bring about a review as needed.

Trustee Baker asked if the courts were illuminated and if the leagues could stop playing at dusk instead of 9:30 p.m. Ms. Wargolet replied that the courts are illuminated and that with league play running from April to September it would make limiting the hours to daylight times difficult.

It was moved by Commissioner Hoffmann and seconded by Commissioner Bednar to recommend approval of the permanent Conditional Use Permit for an Outdoor Beer Garden and recreational Facilities at 7651 N. Teutonia Avenue, subject to the proposed text amendments, to the Village Board. The motion carried unanimously.

B) Review and Recommendation of a permanent Development Agreement for a restaurant and accessory outdoor sales and seating at 8737 N. Deerwood Drive

Mr. Piotrowski reviewed the proposal.

President Krueger asked if Staff inspected this property prior to bringing the request to the Plan Commission. Mr. Piotrowski indicated that this property, along with other permits up for review are investigated by Staff for compliance and the opinions of all relevant Village departments are ascertained prior to bringing the request before the Commission.

It was moved by Commissioner Bellehumeur and seconded by Commissioner Schmitz to recommend approval of the permanent Development Agreement for a restaurant and accessory outdoor sales and seating at 8737 N. Deerwood Drive, to the Village Board. The motion carried unanimously.

C) Review and Recommendation of a permanent Conditional Use Permit for an automobile laundry at 8300 N. Teutonia Avenue

Mr. Piotrowski reviewed the proposal.

Trustee Baker asked if there had been any noise complaints or issues with the surrounding businesses. Chief Rinzel confirmed that he his department has not received any complaints to date.

It was moved by Commissioner Schmitz and seconded by Commissioner Bednar to recommend approval of the permanent Conditional Use Permit for an automobile laundry at 8300 N. Teutonia Avenue to the Village Board. The motion carried unanimously.

VII. ADJOURNMENT

It was moved by Commissioner Schmitz and seconded by Commissioner Hoffmann to adjourn at 7:36P.M. The motion carried unanimously.