



AGENDA NOTICE

Planning Commission Meeting Thursday July 09th, 2015 @ 6:00 PM

Bill Antti-Chairman

Alan Cornue-Village Trustee
Don Fort
Christopher Police

Scott Popenhagen
Patrick Sherman (**Absent**)
Jerad Smith

1. **Call to Order/Roll Call** Chairman Antti called the Plan Commission meeting to order at 6:00 PM
2. **Approval of Minutes:** **June 11, 2015 Planning Commission Minutes**
On a Police/Fort motion to approve the June 11th, 2015 Planning Commission Minutes, carried 6-0.
3. **Unfinished Business:** **NONE**
4. **New Business:**
 - a. **Public Hearing request on a rezone from B-1 (General Business District) to B-2 (Highway Business District) has been submitted by Herner LLC, Tamara Herner, owner on the following described property: PARCEL #TVGC00117, 202 Williams Rd, Walworth County, Genoa City.**
A Popenhagen/Fort motion to open Public Hearing on a rezone from B-1 (General Business District) to B-2 (Highway Business District) has been submitted by Herner LLC, Tamara Herner, owner on the following described property: PARCEL #TVGC00117, 202 Williams Rd, Walworth County, Genoa City; carried 6-0.
No comments from the audience. A Fort/Police motion to close Public Hearing; carried 6-0.
 - b. **Discussion and possible action on a rezone from B-1 (General Business District) to B-2 (Highway Business District) has been submitted by Herner LLC, Tamara Herner, owner on the following described property: PARCEL #TVGC00117, 202 Williams Rd, Walworth County, Genoa City.**
Cornue commented that the parcel should have been rezoned administratively not by the business owner previous to this. A Fort/Cornue motion to approve the rezone from B-1 (General Business District) to B-2 (Highway Business District) has been submitted by Herner LLC, Tamara Herner, owner on the following described property: PARCEL #TVGC00117, 202 Williams Rd, Walworth County, Genoa City; carried 6-0.
 - c. **Public Hearing request on a Conditional Use Permit Application under 310-53 filed by Herner LLC, Tamara Herner, owner. Proposed use of structure and/or site is for dining, liquor sales and entertainment on a deck structure with handicap ramp on the following described property: PARCEL #TVGC00117, 202 Williams Rd, Walworth County, Genoa City.**
A Popenhagen/Fort motion to open a Public Hearing on a Conditional Use Permit Application under 310-53 filed by Herner LLC, Tamara Herner, owner. Proposed use of structure and/or site is for dining, liquor sales and entertainment on a deck structure with handicap ramp on the following described property: PARCEL #TVGC00117, 202 Williams Rd, Walworth County, Genoa City; carried 6-0.
Owner Tamara Herner explained her plans for the new deck structure at Herner's Hideaway for outside dining, acoustical music and handicap access to the building.
A Fort/Police motion to close the public hearing after no more comments from the audience; carried 6-0.

d. Discussion and possible action on a Conditional Use Permit Application under 310-53 filed by Herner LLC, Tamara Herner, owner. Proposed use of structure and/or site is for dining, liquor sales and entertainment on a deck structure with handicap ramp on the following described property: PARCEL #TVGC00117, 202 Williams Rd, Walworth County, Genoa City.

Chairman Antti asked about level of noise. The ordinance states from 10:00 pm – 7:00 am noise must be curtailed. Herner stated that on the weekdays music will be acoustical; not amplified. They might have bands on the weekend that are amplified. Cornue stated that the Plan Commission could restrict the condition on the current owner and would have to be renewed with a new owner at sale of property. A Cornue/Police motion to recommend a conditional use to the Village Board by voting in the negative to subparagraphs 1-4 and in the affirmative to subparagraphs 5-7 on a Conditional Use Permit Application under 310-53 filed by Herner LLC, Tamara Herner, owner. Proposed use of structure and/or site is for dining, liquor sales and entertainment on a deck structure with handicap ramp on the following described property: PARCEL #TVGC00117, 202 Williams Rd, Walworth County, Genoa City with the condition that it is restricted to the current owner and would have to be renewed by a new owner at sale of property and also would have to conform with the noise ordinance and hours of operation for the outdoor entertainment; carried 5-1.

Popenhagen asked why the Commission doesn't put the one year condition. Cornue explained that the Village has laws and ordinances in place that they would have to follow and the Village could cite any violations.

Police/Fort motion to adjourn at 6:15 PM; carried 6-0.

William Antti; Village President

Claudia L Jurewicz; Clerk/Treasurer