

TOWN
Of
ST. CROIX FALLS

Polk County, Wisconsin

Resolution 17-04

**A RESOLUTION GRANTING A SPECIAL EXCEPTION
TO RICK MASTELL TO HOLD A
FESTIVAL IN THE AGRICULTURAL DISTRICT**

WHEREAS Rick Mastell, owner, filed an application with the Town of St. Croix Falls Zoning Office to hold a Festival at 2014 160th Avenue, located in the NE ¼ of the NE ¼ of Section 15, T34N, R18W, and identified as Tax Parcel No. 044-00343-0100, and

WHEREAS Chapter III, Section C, 2. Agricultural District, f. (1) requires a special exception for any use not listed in the permitted uses; and

WHEREAS Chapter I, Section 4 requires the Town Plan Commission hold a public hearing and make recommendation to the Town Board, and

WHEREAS the Plan Commission did conduct a public hearing on the matter and did recommend approval on February 8, 2017, to allow a festival with conditions in the NE ¼ of Section 15;

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, does hereby concur with the Town Plan Commission to grant a special exception to Rick Mastell to hold a festival at 2014 160th Avenue, located in the NE ¼ Section 15, T34N, R18W, and identified as tax parcel No. 044-00343-0100 with the following conditions:

1. A detailed site plan showing expected amount of vehicles and parking layout is submitted for Town Board review and approval before special exception is granted;
2. The proposed use is limited to two consecutive days in 2017, to be designated prior to Town Board approval of the special exception;
3. Fireworks may not be displayed without a permit from the Town Board, approved at a regularly scheduled town board meeting before the dates of the festival;
4. The festival is contingent on the fire danger being low or moderate in the affected areas as designated by the Wisconsin Department of Natural Resources on the days of the festival;
5. All regulations required by other governmental agencies shall be adhered to;
6. Property owner or event organizers are solely responsible for all costs of the event, including but not limited to, fire suppression and contracting of law enforcement;
7. The Town shall be provided with a certificate of insurance for a minimum of one million dollars per occurrence general liability as outlined in their information, and the Town of St. Croix Falls is named as an additional insured. Any insurance needed for the fireworks permit shall be separate from this certificate, and this certificate must be received no less than two (2) weeks before the event; and
8. The clerk shall not issue the permit for the event until the local fire department agrees to the site in writing and the event organizers provide a written list of conditions that would necessitate cancellation.

BE IT FURTHER RESOLVED that this special exception is conditioned on the applicants obtaining the necessary and required permits, if any, from Polk County; various agencies of the State of Wisconsin; and various agencies of the Federal Government; and

BE IT FURTHER RESOLVED that this special exception must be exercised by application for the necessary permits within twelve (12) months of the date of this Resolution.

Dated this 15th day of February 2017

/s/James H. Beistle, Chairperson

Attest: /s/Janet Krueger, Town Clerk

Approved by:

_____x Roll Call Vote:
4 Yeas; _0_ Nays; _1_ Absent