JUDICIARY, LICENSE AND CEMETERY COMMITTEE
MINUTES OF APRIL 20, 2004

Meeting called to order by Chairman Bennington at 5:00 p.m., in the Executive Conference Room, City Hall Plaza.
PRESENT: Jerry Bennington, Sr., Brad Parks and Edward Beaudry, Jr.
ABSENT: None
ALSO PRESENT: Police Chief Stroik, Building Services Supervisor Donath, City Engineer Turchi, City Clerk Hall and John Barwick.

JLC04-021 Motion by Parks, second by Beaudry to grant eight (8) Beverage Operator Applications for the 2003-2005 License Year to: Charlene Beining, Jason Blanchard, Edward Creely III, Justin Gates, Rene Just, Ryan Meyer, Tanya Tennant and Candie Todd. All Ayes
Motion carried

JLC04-022 Motion by Beaudry, second by Parks to grant a Temporary Class "B"/"Class B" Retailers License (Picnic) to the Marshfield Area Jaycee's with the stipulation that they pay for one police officer to be on site for the event. All Ayes
Motion carried

JLC04-023 Motion by Parks, second by Beaudry to grant a Temporary Class "B"/"Class B" Retailers License (Picnic) to the Foundation of Saint Joseph's Hospital. All Ayes
Motion carried

JLC04-024 Motion by Beaudry, second by Parks to grant a "Class B" Combination Liquor License to Kathleen Barker; Trade Name: Big George's located at 301 N. Central Avenue. All Ayes
Motion carried

JLC04-025 Motion by Parks, second by Beaudry to grant a 6-month Class "B" Beer license to the Marshfield Softball Association; Agent - Kelly Kraus located at 513 E. 17th Street (renewal; May 1, 2004 - October 31, 2004). All Ayes
Motion carried

Discussion continued on the John and Marsha Barwick claim, which was held over from the April 6, 2004 meeting.

Mr. Barwick said that when he built his home, the Building Inspector told him that he had to conform to the lots around him. The houses that are being built around his property are being built higher than his property causing a lot of water problems. He thought that the other homes being built would have to conform to the surrounding homes like he did. He never had this water problem in his front yard until Mr. Hastreiter started building homes around him at a higher grade.

City Engineer Turchi indicated that the Engineering Division does not get involved in setting house grades. They set road and sidewalk grades when requested.

Building Services Supervisor Donath stated that the City does have control over how low someone can build but not how high. Per city ordinance, the finished lot grade at the building setback line nearest the street property line shall be a minimum of 18 inches above the sidewalk grade, if existing, or above the proposed sidewalk grade as determined by the city engineer of the City of Marshfield. Mr. Barwick would not be having this problem if he built his home at a higher grade. The home did not meet the guidelines when built. According to the topography map, from Schmidt Avenue to the Jefferson cul-de-sac, there is 12' of elevation difference within 5 lots. He feels that the problem will be taken care of when Mr. Hastreiter completes the project.

The committee wanted to know what could be done about this problem.

Mr. Turchi said that they could look into doing a ditching project to see if they could make it drain better. Mr. Donath will make sure that the sump pump is not running into Mr. Barwick's yard.

JLC04-026 Motion by Beaudry, second by Parks to deny the claim of John and Marsha Barwick pursuant to the Wisconsin Statute for disallowance of claim 893.80 (1g). The basis of the denial is that there is no negligence on behalf of the City of Marshfield. All Ayes
Motion carried

Motion by Parks, second by Bennington to adjourn at 5:31 p.m.
Motion carried

Deb M. Hall
City Clerk