

Brockway Township  
43710 85<sup>th</sup> Ave N.  
Rice MN 56367

MAILING LABEL

**Brockway Township Board**

The current Township Board:

Supervisors:	George Fiedler, Chairman	333-2509	GeoFiedler@aol.com
	Duane Douvier	290-4853	
	Dan Warzecha	266-0129	
Clerk:	Connie Pesta	333-3860	pestaconnie@gmail.com
Treasurer:	Susie Goodew		

**Brockway Township's Annual Meeting Agenda for Tuesday March 12, 2019 8:30**

**P.M. is as follows:**

Pledge of Allegiance  
Approval of Meeting Agenda  
Election of a Moderator  
Minutes from last Annual Meeting  
Treasurer's Report  
Road Report  
MS4  
Weed Control  
Set Levies for 2020  
Set time and place of next Annual Meeting  
Motion to destroy ballots prior to 2017  
Private Cemetery On Co Rd 17 – Who should maintain/Take Opinion Poll  
Report Annual Election Results  
Other Business  
Move to Adjourn/Recess

# 2019 BROCKWAY TOWNSHIP NEWSLETTER

**Township Election: Tuesday March 12, 2019; 3:00 p.m. – 8:00 p.m.**  
**Annual Meeting: Tuesday March 12, 2019; 8:30 p.m. or as soon as possible thereafter**  
**ADDRESS OF TOWN HALL: 43710 85<sup>th</sup> Ave. N., Rice, MN 56367 320-393-3770**

<p><b>Regular monthly meetings of the town board are held at 7:30 p.m. on the <u>second</u> Tuesday of the month.</b></p>	<p><b>Planning Commission meetings are held at 6:30 p.m. on the <u>second</u> Tuesday of the month.</b></p>
<p><b><u>The Town Hall is available for rent.</u></b> Please contact the Township Clerk at 320-333-3860</p>	<p><b><u>Construction Site Permits.</u></b> Construction Site Permits must be signed by Supervisor George Fiedler 320-333-2509</p>
<p><b><u>Mailbox Receptacle.</u></b> Please note that <b>only</b> mail that has been sent through the US Postal Service may be placed in the Township’s mailbox receptacle.</p>	<p><b><u>Our Website/Community Calendar.</u></b> Check it out at: <a href="http://www.brockwaytownship.govoffice.com">www.brockwaytownship.govoffice.com</a> Email: <a href="mailto:pestaconnie@gmail.com">pestaconnie@gmail.com</a> with questions.</p>
<p><b><u>Road Right-of-Way:</u></b> The Township does not allow landscape rocks in the road right-of-way. This includes rocks in and around culverts. Please contact the Zoning Administrator for specifications. <b><u>911 Signs:</u></b> It is the residents’ responsibility to notify the township if their 911 sign has been damaged or stolen. The township will order and install the sign but the cost is borne by the landowner.</p>	<p><b><u>Snow and Ice on Township Roads.</u></b> It is illegal to deposit snow or ice onto public road right-of-ways. To do so is a misdemeanor under Minnesota Statutes Section 160.2715. Under the same statute, it is also illegal to plow, till, plant or perform any other detrimental operation within the road right-of-way except in the preparation of the land for planting permanent vegetative cover.</p>

## Annual Township Election Tuesday March 12, 2019

**Location: Brockway Town Hall 43710 85<sup>th</sup> Ave N., Rice MN 56367**  
**Voting Hours: 3:00 to 8:00 P.M.**

**Open Positions:** Supervisor 3 year Term

**Candidates Running for Re-Election:** None

**Board of Canvass will directly follow the Annual Meeting**

### Proposed Budget for the 2020 Levy to be adopted by The Electors at the Annual Meeting March 12, 2019

	<u>Current</u>	<u>Proposed</u>
General/Revenue Fund	\$ 80,000.00	\$ 80,000.00 (same)
Road & Bridge Fund	\$425,000.00	\$425,000.00 (same)
Snow Removal Fund	\$100,000.00	\$100,000.00 (same)
Fire Fund	\$ 80,000.00	\$ 80,000.00 (same)
Cemetery Fund	\$ -0-	\$ -0- (same)

# Brockway Township Budget, Receipts, Disbursements for 2018

<u>FUND</u>	<u>2018 BUDGET</u>	<u>2018 RECEIPTS</u>	<u>2018 DISBURSEMENTS</u>
General/Revenue Fund	\$ 80,000.00	\$ 90,282.32	\$ 78,435.32
Road & Bridge Fund	\$400,000.00	\$428,962.03	\$407,099.58
Snow Removal Fund	\$100,000.00	\$100,917.15	\$ 49,215.00
Fire Fund	\$ 80,000.00	\$ 80,268.33	\$ 80,087.82
Cemetery Fund	\$ -0-	\$ -0-	\$ 360.00

## Right-Of-Way Use

One of the most important and common drainage structures needed for road maintenance is the roadside ditch. This practice of tilling and planting a crop in the road right-of-way causes erosion, blocks culverts, alters the flow of water, causes standing water, causes water to back up onto neighbor's property, and could cause water to run over the road. Costly repairs are then needed to fix the damage done by farming the road right-of-ways. The average cost to repair and restore township right-of-ways vary from \$11,000 to \$14,000 per ditch mile, per side of road, depending on the number of centerline culverts and the degree of ditch grade.

Minnesota law prohibits unauthorized use within a road right-of-way, and any person convicted of such violation could be guilty of a misdemeanor. Minn. Stat. § 160.2715 (a) (2) and (7) state in pertinent part as follows:

### **160.2715 RIGHT-OF-WAY USE; MISDEMEANORS.**

(a) Except for the actions of the road authorities, their agents, employees, contractors, and utilities in carrying out their duties imposed by law or contract, and except as herein provided, it shall be unlawful to:

(2) Plow or perform any other detrimental operation within the road right-of-way except in the preparation of the land for planting permanent vegetative cover or as authorized under section 160.232;

(7) obstruct any ditch draining any highway or drain any noisome materials into any ditch;

(b) Any violation of this section is a misdemeanor.

Please do not plant crops in the Township road ditches. To determine where the Right of way starts and stops, measure 33 feet on each side of the centerline and that's where the road right of way ends. Any landowner in violation will be notified by letter, if there is no action taken to correct the issue, the township board will hire a contractor to perform the work. The landowner will be invoiced and/or taxes may be assessed for the cost to put the road right-of-way back into working order pursuant to Town Ordinance and State law.

Please contact a Township Board Supervisor if you have any questions.

## What Is an MS4?

A Municipal Separate Storm Sewer System (MS4) is a conveyance or system of conveyances (roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, storm drains) that is designed or used for collection or conveying stormwater. **For Brockway Township this means; our ditches, culverts, stormwater ponds we manage, and new construction development.** For more details go to our website at [www.brockwaytownship.govoffice.com](http://www.brockwaytownship.govoffice.com)

## **2018 Brockway Township Planning Commission Year End Report**

With the retirement of Bridget Chard in 2018, the new Zoning Administrator for Brockway Township is Fred Sandal. For inquiries regarding development applications, right-of-way permits, or any land use requests, please contact Mr. Sandal at 320-304-2686 or email: [fred.sandal@hometownplanning.com](mailto:fred.sandal@hometownplanning.com). In 2018, the Brockway Township Board of Supervisors adopted a new ordinance concerning stormwater management permitting by the Township for construction on sites of one or more acres. Brockway Township also approved revisions to the Land Use and Zoning Ordinance, the Road Standards and Access Ordinance and the Fee Ordinance for 2019. The new ordinance detailing MS4 stormwater permit requirements and all other ordinance updates are available for viewing on the Township website: <https://brockwaytownship.govoffice.com/>

The Township Planning Commission and Town Board reviewed and provided recommendations to Stearns County on permitting for two official plats, two administrative subdivisions and a zoning reclassification request. Two permits for work within the township right-of-way were approved. Planning Commission meetings are held on the second Tuesday of the month at 6:30 pm followed by Town Board meetings at 7:30 pm. All meetings are open to the public.

### **Stearns County and Brockway Ordinances**

Did you know there is a Stearns County ordinance (#392) and a Brockway Township Ordinance (#2007, 05-22-07) that covers accumulations of garbage, used machinery, new and used building materials, old tires, and old cars/trucks, and miscellaneous junk on Brockway Township resident's property. These ordinances exist to keep our county and township looking good and to maintain the health, safety and welfare of the residents. These ordinances apply to all areas of Brockway Township. There are also corresponding Minnesota Statutes that give the County and Township the authority to enforce standards. The two applicable ordinances can be found on the Brockway Township and Stearns County websites.

### **2018 Road Report**

Milling and repaving was completed on the following roads in 2018. 120th Ave from County Road 131 south to County Road 5, 95th Ave from County Road 5 south to Tallow Road and Tallow Road east to County Road 2. There were 25 miles of road right of way sprayed for brush and noxious weeds. Brush cutting and tree trimming were also completed in several locations in the township. Culverts were replaced or repaired on 120th Ave, 115th ave and 125 Ave. Road work will continue to be the main focus in 2019 with milling and repaving to be done on 115th Ave north of Co Rd.17, 100th Ave, Wildlife Ct, south of Co Rd.17 and 105th Ave north of Co Rd.17.

Road striping, culvert replacement, ditch spraying, cutting and removing topsoil sediment from culverts and road ditches will be completed. As always, thank you for your patience during these projects.

### **The 2020 US Census**

The US Census Bureau will be gearing up to do the 2020 Census. They are looking for residents in Brockway Township that want temporary part time employment to help with the effort. Go to [2020census.gov/jobs](http://2020census.gov/jobs) to find out more, or call 1-855-562-2020.

**On behalf of the Brockway Township Board of Supervisors we would like to thank all of the residents for attending this past year's meetings. The Board would also like to encourage residents to continue to contact them with any issues or concerns.**

Mailboxes need to be installed according to U.S. Postal Service Regulations or our snow plow operator is not responsible if it gets damaged. A link for the United States Postal Services Residential Mailbox Standards is: <http://www.usps.com/receive/mailboxstandards.htm>