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RECYCLING YARD HOURS: **SPECIAL HOURS**

Tuesday & Thursday:

8:00 a.m. – 4:00 p.m.

Residents can drop off: leaves,
compost, & waste oil only.

Saturdays:

Weekly – November 28th

8:00 a.m. – 2:00 p.m.

Residents can drop off: leaves/
compost, appliances, oil, tires,
scrap metal, cardboard,
batteries, and e-cycling.

NOTES & REMINDERS

- Open Book May 8th
10AM-NOON (remote
attendance only)
- Board of Review June 3rd
6-8PM

THE NECESSARY EVIL OF CELL TOWERS

Local communities have a love-hate relationship with cell towers. They look like giant erector set structures that reach into the stratosphere and spoil placid rural vistas for miles around them. For many, they are the opposite of young children—they should be heard and not seen. When it comes to certain businesses, unsightly junk yards, loud quarries, roadway expansions, and public athletic facilities featuring nightly sporting events and bright lights, Town residents are no different than anybody else. Everybody agrees that many of these things are necessary evils. When the necessary evil is proposed nearby where residents live, however, the growing crescendo of “Not in My Back Yard” (NIMBY) outcries reach a fevered pitch. Cell towers fit neatly into this category. We all agree we need them, just not close to where we live.



GARY WICKERT
SUPERVISOR SEAT 3

As you might imagine, the NIMBY phenomenon presents a real problem because any new cell tower site proposed would bring to the surface a large number of vocal and emotional objections. It's similar to the phenomenon wherein everybody wants the speed limit in front of their home to be 15 MPH, but 55 MPH everywhere else. When it comes to cell phone reception, we all agree that it is something that is absolutely necessary. For many years, each local community—the Town of Cedarburg included—had a great deal of local control by which it could control the placement and denial of cell towers. Height restrictions, color restrictions, environmental impact and testing requirements, and the like. The problem of eliminating “dead zones” in local communities became so difficult to remedy that the state of Wisconsin and even the federal government had to step in.

In 1996, Congress passed the Telecommunications Act of 1996 in an attempt to balance the many conflicting interests affecting the placement of facilities for wireless services, including the regulatory interests of state and local governments and the need for a uniform national policy. For the first time, this legislation gave state and local governments the power to regulate the placement of facilities for personal wireless services, but limited their authority in significant ways. In particular, the new federal law provided that local government could not discriminate against providers of equivalent services or prohibit, or have the effect of prohibiting, “the provision of personal wireless services,” and required them to respond in a reasonable time frame to requests for modification or construction of related facilities and provide a written decision supported by substantial evidence “contained in a written record” if a request was to be denied. The new legislation required state and local governments to amend outdated laws and ordinances.

The state of Wisconsin responded by enacting § 66.0404, which required municipalities to use statewide standards for the siting and construction of mobile service support structures. The state statute preempted many—but not all—municipal ordinances, and prohibited municipalities like the Town of Cedarburg from disallowing the placement of cell towers in certain geographic areas or due to “aesthetic concerns.” The statute instituted a detailed procedure for both the applicant and the municipality and tied the hands of towns like ours by prohibiting us from:

Continued on page 7

TOWN ADMINISTRATOR'S DESK

eNotify: Sign up Today!

Want to stay informed on Town news like elections, recreation registration, road work, refuse collection, and Town Yard hours? The Town uses an email tool we call "eNotify" that goes out at least once per week. We include important updates, links to meeting agendas/minutes, and consider it our most valuable tool for communicating with residents as we can send out information at a moments notice. We are aiming to have all residents with an active email address subscribed to this tool.

Subscribe Today: <https://www.town.cedarburg.wi.us/subscribe-to-updates/>



ERIC RYER
ADMINISTRATOR

Invasive Phragmites Control Grant

Invasive Phragmites (common reed) is a tall, colony-forming grass introduced from Europe. It invades wetlands, shoreland areas, and waterways, establishing impenetrable stands that choke off the areas. Glacierland Resource Conservation & Development Council (non-profit) received grant funding from the DNR to control invasive Phragmites on public and private lands across Ozaukee County for three years on participating parcels. Mapping was completed across the County and each landowner with Phragmites received a letter from Town Hall requesting permission to access and control this species. If permission is granted by landowners, treatments will be performed by trained/certified contractors using herbicide from July-October each year. This grant funded control service completely free to property owners.



Spring Election: Thanks to All Involved That Made it A Success

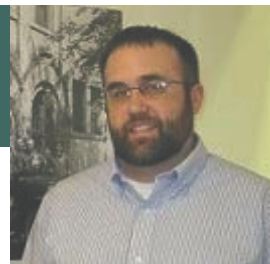
The spring election saw 58% turnout for the Town. Supervisors Bill Wattson and Tom Esser were re-elected. A BIG THANKS to our Chief Inspectors Tana Salvaggio, Cecily Bishop, and Carol Borgwardt from the Town Hall location, and Christine Speaker and Julie Mett from the Circle B location for all the long hours they put in with absentee voting and on election day. A special thanks to all our other inspectors, their dedication to staffing the polls was admirable. Our Public Works crew contributed in a big way as well, building all of our plexiglass barriers (below left) keeping everyone safe. **Their efforts could not be more appreciated!**



Chief Election Inspectors Pictured Below
Front row from left: Julie Mett, Christine Speaker
Back row from left: Carol Borgwardt, Tana Salvaggio, Cecily Bishop



RECREATION 100% USER/SPONSOR SUPPORTED



PAUL JUNGBAUER
RECREATION COORDINATOR

2020 SEASON POSTPONED UNTIL AT LEAST JUNE 1ST



Due to the spread of the Coronavirus, the recommendations of the State Government, and from Little League International, all Little League events (practices and games) are being postponed until **AT LEAST June 1st**. This is a fluid situation and we will email updates and post the updates to our websites when updates become available.

2020 has seen a record number of registrations. Baseball divisions include children ages 4-13 years old. Our softball program is for girls ages 7-12 years old, who will participate in a multi-community program including Grafton, Germantown, Menomonee Falls, Mequon and West Bend. Play for all baseball and softball teams are scheduled to conclude in August, pending the June 1st start date. If possible, our participants will be able to take part in a variety of opportunities during the season including attending Little League Night at Miller Park, walking in the fourth of July parade, and end-of-season events.

CEDARBURG FLAG FOOTBALL ONLINE REGISTRATION OPENING IN MAY



Registration for the Cedarburg Flag Football league will be held online again in 2020 and will be opening in May. Practices and games are held weekly on Tuesday nights at the Korb Sports Complex and OHOW Fields. Our league should include a free mini-camp and division championship games at Concordia University and a dry-wick personalized player jersey. This program is open to boys and girls ages 4-13. Visit the Town website for more on the league and to register.



CEDARBURG YOUTH SOCCER ONLINE REGISTRATION OPENS IN MAY

Registration for Cedarburg Youth Soccer will open in May for the fall season. Soccer registrants will be using the same online tool as all other Town programming. We have implemented a uniform online registration process to make it user-friendly both up-front while signing up, as well as for the duration of activities as the new program allows staff to communicate program details to parents in a more efficient manner.

This program follows the guidelines of US Soccer. Rosters will be capped at 8 players each with games to be played as 4 v 4. This allows lots of touches and development for your child. Each field will be 30 yards x 20 yards. We will use a size 3 soccer ball. K-4/K-5 will have Four- 8 minute quarters, 1st & 2nd grade will have three-15 minute periods.

YOUTH TRACK & FIELD

Due to the spread of the Coronavirus, the recommendations of the State Government, and "Safer at Home Order", all Track & Field events have been cancelled for the Spring of 2020. Normally, this is a program for K5-4th Graders from First Immanuel Lutheran taking place on Wednesdays from 2:45pm-4:00pm at First Immanuel Gym April through early June. Next year, we will be expanding the program to include a larger K5-5th Grade program open to all local schools on Mondays from, 5:30pm-6:30pm at the Korb Sports Complex running April through June.



CHAIRMAN SALVAGGIO



DAVID SALVAGGIO
TOWN CHAIRMAN

Korb Sports Complex Grand Opening

The Town of Cedarburg Board of Supervisors & Park and Recreation Committee are pleased to announce the Grand Opening of the new 33-acre outdoor Korb Sports Complex. The Grand Opening and dedication will occur this summer or fall, depending upon current Federal/State orders in place. Although we were hoping to hold the Grand Opening and dedication this spring in connection with the beginning of the Little League season, we understand the nature of the times. Our goal is to schedule the event when the community feels safe to come together to celebrate this great accomplishment years in the making. Full details on the time of the event will be made widely available through the Town eNotify, News Graphic newspaper, and directly to families participating in Town recreation programming, donors, and sponsors. The complex is located west of Five Corners at 8555 State Highway 60 in Cedarburg, WI.

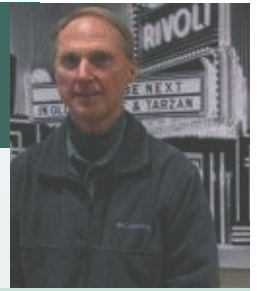
What programming will occur at the Korb Sports Complex?

The complex will be home to the Town of Cedarburg recreation programming, which was founded in 2010 with the launch of Cedarburg Little League and Cedarburg Flag Football. Over the past ten years, award-winning Town recreation programming has steadily grown, and now serves over 800 children ages 4-14 in youth sports on a yearly basis. The heart and soul of our programming is parent volunteers. These individuals give of their time and talent to promote physical activity, inclusive participation, and teamwork in a safe environment. Business/sponsor support is also a staple of our success, and allows the Town to hold down registration fees while providing quality facilities. The complex will also be available to groups interested in renting fields while not being used by Town programming. Groups interested in doing so are encouraged to contact Recreation Coordinator Paul Jungbauer for details.

Sincerely,
David Salvaggio & Town Board
Park & Recreation Committee



2020 TOWN ROAD PROJECTS



Town Road Improvements for 2020



The Town of Cedarburg will be resurfacing one mile of Sherman Road between Horns Corners Road and CTH Y, and .25 miles of South Beechwood Dr. The work will address drainage concerns, replace old or deteriorated roadway/driveway culverts, regrade ditches, rebuild shoulders, and replace the deteriorated asphalt. The roads will be pulverized and then resurfaced with a four inch thick layer of new asphalt. Residents along these roads will be notified in detail before any work begins. For specific questions, call Jeff Boerner, Director of Public Works, at 377-4509.

JEFF BOERNER
DIRECTOR OF PUBLIC WORKS

The Town will also be completing crack sealing and pot hole patching throughout the Town as we do every year. Please reduce your speed and provide extra space when passing Public Works employees and equipment. If there is a pothole or dip in the road that requires particular attention please utilize the Resident Request Center on the Town website to notify staff. You can also call Town Hall to report issues.

Grant Success for Road Right-of-Way Invasive Weed Control

In 2019, the Town was awarded grant funding from the Southeastern Wisconsin Invasive Species Consortium for aggressively mowing and treating our infected roadside locations. This work is separate from the Phragmites control efforts mentioned elsewhere in this newsletter. Kudos to our Public Works crew for their diligent work! The Town crews will continue this effort in our rights-of-way this spring, summer & fall.

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CURBSIDE RECYCLING

Our program's continued success relies on Town residents making the right choice to drop an item in your refuse cart or your recycling cart. Each item you choose to deposit in your refuse cart is another item that gets weighed at the land-fill, billed to the Town of Cedarburg, and dumped/buried in the landfill.

Recycling curbside couldn't be any easier and almost all items can be recycled, below is a list of those items:

Items You CAN Recycle Curbside

- ALL plastic bottles and containers
- ALL glass bottles and jars
- ALL numbered Polystyrene packaging (Styrofoam)
- Junk mail, office & school paper, phone books, books, magazines & newspapers
- Chipboard, boxboard, brown paper bags and cardboard
- Aluminum foil, cans and empty aerosol cans
- Paper cardboard, dairy and juice containers

Items Not Accepted

- Food waste or liquids
- Plastic bags
- No foam products that aren't numbered
- Light bulbs and other hazardous material

Here are a few things to keep in mind:

Cart Ownership - Recycling carts are the property of Waste Management and not the home owner. In the event you were to move, the recycling cart stays with the home.

Additional Carts/Exchanges - At any time a resident feels the cart they have isn't sufficient in size to handle your recycling needs, Waste Management will deliver a second 64/96 gallon cart to you for no additional charge. Please contact Waste Management @ 1-888-960-0008.

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THE NECESSARY EVIL OF CELL TOWERS CONTINUED



GARY WICKERT
SUPERVISOR SEAT 3

Imposing environmental testing requirements;
Enacting an ordinance imposing a moratorium on cell tower construction;
Charging mobile radio service providers a fee in excess of certain amounts;
Requiring that cell towers be placed only on municipal property;
Denying the application due to the height of a cell tower;
Imposing setback or “fall zone” requirements; and
Enacting maximum height requirements.

As you can imagine, this left the Town of Cedarburg with very little control over the placement of cell towers. The Town was required to amend its own ordinances, and it did so by enacting § 320-107 entitled “Mobile tower siting and collocation.”

In May of 2017, T-Mobile USA had an existing lease through 2031 for a cell tower located on the Village of Grafton water tower, across from Akerlund Acres, a horse farm. Purely in an effort to save money, T-Mobile and Eco-Site, LLC (cell tower developer) executed a contract to lease a portion of the southeast corner of Akerlund Acres for placement of a new 120-foot metal cell tower and a supporting 5,600 square foot structure. The outcry was deafening and Town residents complained about the placement of the unsightly cell tower, which was only being moved because it would save T-Mobile money in monthly rent payments. In other words, the move was not necessary for better cell reception within the Town and surrounding areas.

At a Town Board hearing on May 3, 2017, after a full discussion of the information and issues the motion was made to deny the application for failure to meet three of six ordinance requirements and one statutory requirement. Resident after resident spoke out against the cell tower, mainly claiming it would be ugly and would affect property values. I made a motion to deny the application and it passed 4-0. The grounds for my motion were as follows:

- (1) the considerable and foreseeable loss in value to the surrounding properties particularly given the rural and rustic nature of the property, and the loss of property sales in the area as a result of the prospect of the tower;
- (2) the incompatibility of the 120-foot monopole with the adjacent land, which the Town is struggling to keep rural and rustic;
- (3) the “dropping a metal tower in the middle of” a “beautiful and scenic area” would be detrimental to the public health, safety, and general welfare; and
- (4) Eco-Site’s failure to explain why its “search ring” for other locations was so small, therefore failing to provide an application that was complete under Wisconsin law § 66.0404(2)(b)6.

In June of 2017, Eco-Site and T-Mobile filed suit against the Town of Cedarburg, alleging that we misapplied our own zoning ordinances—determining that the tower would be incompatible with the adjacent land—and we based our denial on a statutorily prohibited factor—solely “aesthetic” concerns in violation of Wis. Stat. § 66.0404(4)(g).

The trial court ruled in the Town’s favor and Eco-Site and T-Mobile appealed to the Wisconsin Court of Appeals. On July 24, 2019, the appellate court ruled in favor of the Town, confirming that despite all of the comments regarding the aesthetics of the cell tower, the application was denied because it was not “[c]ompatible with adjacent land” and it would substantially impair or diminish the “uses, values and enjoyment of other Town property in the neighborhood.”

This decision is a very significant one for towns, cities, and villages across Wisconsin looking to exercise their right to regulate the siting of cell towers within municipal limits. It serves as a reminder that municipalities must carefully consider the standards set out in local ordinances for the granting of cell tower permits to ensure that they incorporate factors that are not purely aesthetic (e.g., effect on property values and impact on the uses and enjoyment of nearby property), and should be sure to carefully document in their motion and records that the basis for denial of a permit includes non-aesthetic factors.

This is the first win for a municipality following the State of Wisconsin’s change in the Cell Tower legislation. It represents a fabulous job by Town staff and Attorney Brad Hoeft along with Remzy Bitar, the Attorney appointed by the Town’s insurance company.

Collaborative School-Business Partnerships at Cedarburg

Cedarburg, WI - In the over 130 years of providing quality education, Cedarburg School District prides itself in knowing its roots while leaning into the future. Cedarburg has a strong commitment to continuously monitoring and providing what is going to be best for students, both in the present and future. Cedarburg School District (CSD) continues to analyze changing educational needs, workplace environments and skills demands while engaging the community; the cornerstone of our success.

Cedarburg's commitment to excellence requires a perceptual assessment of our practices and how we are meeting the needs of all students in preparing for a rapidly changing future; not only be forward-focused but also be future-focused. It is now a well-known fact that careers are evolving rapidly: so rapidly, in fact, that it is becoming increasingly difficult for schools to even predict what the workplace will demand in the next 5, 10, or 20 years. We know that students will enter a workforce that requires digital literacy and that STEAM (science, technology, engineering, art and math) has emerged as critical components in many - if not most - future careers. The district is learning through current higher education and employers that we need students who are better at initiating ideas and thinking creatively in unpredictable situations.

The District is fortunate to have the assistance of an impressive group of area community and business leaders on the CSD Tech. Ed., Art & Design Advisory Team. The Advisory was created three years ago when the district commenced on a program review of technical education, engineering, art and design courses. Out of this program review, the team forwarded six recommendations to the Board of Education, who was in full support. These recommendations focused on the following six improvement areas: facilities, visionary oversight, course redesign, teacher professional development, elementary engineering content, and finally, forward a clear and refreshed understanding of the dynamic and exciting outcomes found in the district's technical education, engineering, art and design courses. The Advisory continues to meet to monitor the district's progress towards these recommendations and to provide input on decisions related to teaching and learning.

On the horizon, the district hopes to establish a process whereby business partners regularly provide real life problems/challenges that Cedarburg High School students solve within the capstone courses. The beauty of these partnerships is that the team collectively learns and grows together, building a long-lasting interactive relationship on behalf of the students in Cedarburg School District.

(Like Us on Facebook and Follow Us on Twitter @cedarburgschooldistrict or www.cedarburg.k12.wi.us .)

CEDARBURG PUBLIC LIBRARY

Due to COVID-19 Cedarburg Public Library Schedule is altered Until Further Notice

-Programming & Events may be CANCELED Until Further Notice.

-Outside Book Drop may be CLOSED (You will NOT incur any late fees.)

Online Resources Available:

-Lucky Day Online Books: Read or listen to ebooks and audiobooks for FREE, with a loan period of 7 days for ebooks & 14 days for audiobooks; offered by Wisconsin's Digital Library.

-Online Storytime & Activities with Authors: Experience the actual childrens' author reading their book aloud! Fun activities too!

-Visit Cedarburg Public Library's Facebook page at <https://www.facebook.com/CdarburgPublicLibrary> to check out what storytime videos Children's Librarians are recording or what games Adult Librarians are developing!

(For additional online resources, visit the Cedarburg Public Library Website at www.cedarburglibrary.org .)

****Suspended Until Further Notice****

Regular Hours Of Operation

Open: Mon. - Thurs. 9:30am - 8pm.

Open: Fri. 9:30am - 5pm. & Sat. 9:30am - 4pm.

Open: Sun. 12pm - 4pm. (September - May)

Closed: Sun. (June - August)

The library also has curbside Wifi 24/7, for those who may not have access to internet.

For updates on Cedarburg Public Library services visit <https://cedarburglibrary.org/covid-19/> .

For more information on Upcoming Programs, Events & Library Operations contact Cedarburg Public Library at: 262-375-7640 or cburglib@gmail.com or www.cedarburglibrary.org or W63 N589 Hanover Ave. Cedarburg, WI 53012.

As of April 13th, 2020, Cedarburg Public Library will be having limited phone service; though you are welcome to leave a voicemail at 262-375-7640, and they will get back to you the next day, Monday-Friday.

BUILDING PERMITS



PAUL MORTIMER
BUILDING INSPECTOR

Projects Requiring Permits

It's that time of year again; construction and self-help projects are rearing their heads and need attention. Don't forget that permits are required to complete many types of projects, so prior to picking up that hammer or calling a contractor please review the most common permits required:

- Replacing or adding a new culvert or driveway
- Additions
- Electrical, HVAC, and plumbing
- Detached garages
- Air conditioning units (not window units)
- Above/In-ground pools
- Decks

A full list of Town permits can be found at:

<https://www.town.cedarburg.wi.us/permits-applications/>



If you're in doubt to whether you need a permit please contact Town Hall at (262) 377-4509.

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BOARD OF REVIEW

“Open Book” & Board of Review

The 2020 assessment roll will be open for examination (“Open Book”) on Friday, May 8th from 10am-noon. The Assessor will be available via phone or email only due to the COVID-19 virus restrictions put in place. Call the Assessor, Ray Koscak, by phone at 262-253-1142 or email at Ray@wi-assessor.com any time before the end of the Open Book.



ERIC RYER
ADMINISTRATOR

The Board of Review will occur on June 3rd from 6-8pm. For information on instructional material about the assessment, how to file an objection, and Board of Review procedures under Wisconsin law, please email Ray Koscak at 262-253-1142 or via email at Ray@wi-assessor.com. To file a objection to your assessment, contact Town Administrator Eric Ryer at eryer@town.cedarburg.wi.us.

CEDARBURG FIRE DEPARTMENT

Cedarburg Fire Department News

WE NEED YOUR HELP!!!

Did you know that your fire department is made up of volunteers? Your neighbors, friends, co-workers. Would you like to be part of a great team of volunteers helping your community? Have you ever thought of being a Firefighter or an Emergency Medical Technician? We pay for all schooling and clothing. Not sure about fire/rescue work? We still have a place for you on our team. Firemen's Park. All of our fund raising happens at the park. Do you like to cook, serve beverages, do light maintenance, and have fun? We have a spot for you on our team. Just give us a call at 262-375-7630, email us at info@cedarburgfiredept.com or check out our web site at cedarburgfiredept.com. Applications are on the web site!

Press release: New Tender at the Cedarburg Fire Department

On Monday evening February 10, Cedarburg Firemen's Park Inc. donated a new fire truck to the City of Cedarburg. The new vehicle is a 2020 Kenworth chassis with a Pierce body and carries 3,000 gallons of water. It is replacing a 26-year-old tender that carried 2,000 gallons of water. The vehicle was purchased through Reliant Fire Apparatus in Slinger WI.

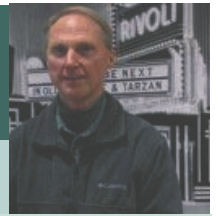
Through its fund raising efforts at Firemen's Park, the corporation purchased the \$500,000 vehicle and donated it to the city. No tax money was used to purchase this vehicle. Many of the members of the corporation are the same volunteer members that are responding to over 1,000 call per year for service for fire and emergency medical service.



Upcoming Events (Subject to Change)

- Maxwell St Day at Firemen's Park - **Sunday, May 24th**
- Cedarburg Fire Department Open House, W61 N631 Mequon Avenue Station 1 - **Wednesday, May 27th**

STH 60 ROAD PROJECT



2020 State Highway 60 Resurfacing & Granville Roundabout Project: April 20th-Late Sept. (estimated)

The STH 60 project is now underway. It will undergo resurfacing from Eagle Drive in Jackson to just west of the 5 Corners intersection in the Town of Cedarburg. Despite the COVID-19 situation, the project is on schedule, and set to be completed by late September.

JEFF BOERNER
DIRECTOR OF PUBLIC WORKS

Work will involve milling off the top two inches of roadway, and laying four new inches of pavement. The paved shoulder width will also be increased to six feet, and bypass lanes and right turn lanes at intersections will be added or extended as needed. In addition to the resurfacing, the State will be reconstructing the intersection of STH 60 and CTH Y with a roundabout to address traffic safety concerns. The entire stretch of road from Eagle Drive to Five Corners will be closed to through traffic during construction.



Local and emergency access will be maintained throughout the project.

STH 60 Project resources:

Kurt Flierl, P.E., Construction Project Manager WisDOT
(414) 750-3085
kurt.flierl@dot.wi.gov

WisDOT Assistant Leader: Keith Martin (WisDOT) 414-750-3269,
keith.martin@dot.wi.gov

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