

**SHAMROCK TOWNSHIP
PUBLIC HEARING CONTINUATION
October 6, 2016 – 6:00 p.m.**

Board Chairman Charles Quale called the hearing to order at 6:00 p.m. Present were Supervisors Ron Smith and Allen Eld, Clerk Candace Kral, Treasurer John Brula, township attorney Troy Gilchrist, property owners Alan Hancock, Betty Christian and Samantha Farinella.

The purpose of the hearing was to act on the petition presented by Alan Hancock for a cartway to access landlocked property.

Troy Gilchrist summarized the previous public hearing held on July 15, 2016. Stating the purpose of the hearing was that Alan Hancock had provided the township with a petition for a cartway. The township held a hearing on July 6, 2016 at which the town board examined the properties involved and the route as required by law. The Township Board determined the board that Alan Hancock's property is landlocked and that the petitioned cartway route is the least disruptive route for the cartway. The board passed a resolution conditionally granting the cartway at the last hearing, also continuing the hearing to allow time to hire a licensed appraiser to prepare an opinion of amount of monetary damages to be paid for the taking of the cartway.

Shamrock Township confirmed that they hired Patrick J. Perrine, Perrine and Dad Appraisals, for both Sampson and Orttel properties. The legal description for the cartway has already been supplied by the petitioner. It was acknowledged that Louise Orttel signed a Waiver of Damages, Irregularities and Appeal. The Sampson's have not signed a waiver

The purpose of this hearing is to review the appraisers report, hear from the Petitioner and affected property owners.

The appraisal for 21761 497th Lane, Russell S. Sampson and Donnelle M. Sampson's property was reviewed and discussed by the Board. The opinion of value given for said property is \$740.00. Concern was stated regarding a fence that is on the Sampson property within the described cartway area. No value was given for the fence. The Order will state that if it ever becomes necessary for the fence to be moved to accommodate an improvement to the cartway the petitioner shall be responsible for the costs to relocate the fence. If the parties cannot work something out, the issue can be brought back to the town board for resolution.

Troy Gilchrist reviewed and discussed the Resolution 2016-15, Resolution Issuing a Final Cartway Order and Awarding Damages.

Motion made by Ron Smith, seconded by Allen Eld, to accept the Resolution 2016-15 Resolution Issuing a Final Cartway Order and Awarding Damages and authorizing the Chair and Clerk to sign it once the town attorney has finalized the form. Motion passed unanimously.

Motion made by Ron Smith, seconded by Allen Eld, to adjourn the hearing at 7:55 p.m. Motion carried.

Candace Kral
Clerk

Charles Quale
Board Chairman

MINUTES WERE APPROVED AT THE OCTOBER 13, 2016, REGULAR BOARD MEETING