Town of Berry Board Meeting

April 20, 2026, 7:00 pm, at the Town Hall, 9046 State Road 19, Mazomanie, WI 53560
Agenda

1. Call to order
2. Confirmation of Compliance with Open Meetings Law
3. Approve minutes of March 16, 2026
4. Public Comments: You may address the Board on any item not on the agenda. A discussion item may be placed on a future agenda. Public comment may be heard on any agenda item either now, or at the time the agenda item is to be discussed, or at the discretion of the Town Chair at any other time the agenda item is discussed. Comments are generally limited to three minutes.
5. Public Hearing by the Town Board on the Discontinuance of a Public Way in Section 24
6. Close the public hearing
7. Michael Theis, Update on TDS Broadband
8. Patrolman Report
9. Discussion/action re:
   A. (T-2026-1) Ice Age Trail Alliance, Indian Trail, trail permit application
10. Discussion/action re: Award 2026 Road Project Bids
11. Discussion/action re: Designating the use of the 2025 Supplemental Shared Revenue
12. Discussion/action re: Sundance Development agreement and proposal on Brewery Road
13. Discussion/action re: Award Proposal for Maintenance of the hall/garage grounds and Sunning Hill Cemetery
14. Discussion/action re: Data Center Moratorium Ordinance
15. Discussion/action re: Appoint a Noxious Weed Commissioner
16. Discussion/action re: Town Committees and Appointments
17. Discussion/action re: Revising Ordinance 300.15, Regulate Stopping, Standing or Parking of Vehicles Ordinance
18. Discussion/action re: Requesting Dane County Towns Association to work with towns to compile a public list of class B roads and non-truck routes in each town
19. Discussion/action re: Chain saw purchase
20. Budgetary Matters
    A. Discussion/action re: Payment of bills
21. Discussion/action re: Committee reports/Correspondence/Communications
    A. Fire Districts
    B. EMS Districts
    C. Other
22. Discussion of future agenda items
23. Adjourn

Persons requiring additional services to participate in a public meeting should contact the Town Clerk at the Town Hall, 9046 State Highway 19, Mazomanie, WI 53560. Call 608-767-4152 or email clerk@tn.berry.wi.gov

Posted: 4/13/26 Brenda Kahl, Clerk/Treasurer

TITLE: Town of Berry Town Board Meeting Minutes
DATE: March 16, 2026 meeting postponed to March 17, 2026 due to snowstorm
TIME: 7:00 – 8:31 p.m.
PLACE: Town Hall, 9046 State Road 19, Mazomanie, WI 53560
POSTINGS: Town Hall and Town of Berry website

I. CALL TO ORDER – ROLL CALL: The meeting was called to order at 7:00 p.m. Board members present: Duane Haag, Michael Statz, Nichole Schwoerer and Derek Statz. David Evert was excused. Also present Clerk, Brenda Kahl and Patrolman, Lucas Danz.

II. CONFIRMATION OF COMPLIANCE WITH OPEN MEETING LAWS
The Clerk confirmed that the agenda was posted at the town hall and on the town website.

III. APPROVE MINUTES OF FEBRUARY 16, 2026
Motion Schwoerer/M Statz to approve the Town Board and Plan Commission joint minutes of February 16, 2026. Motion carried. Vote 4-0

Motion D Statz/M Statz to approve the Town Board minutes of February 16, 2026. Motion carried. Vote 4-0

IV. PUBLIC COMMENTS: You may address the Board on any item not on the agenda. A discussion item may be placed on a future agenda. Public comment may be heard on any agenda item either now, or at the time the agenda item is to be discussed, or at the discretion of the Town Chair at any other time the agenda item is discussed.
*Darrell Walser questioned why residents weren't notified earlier about the proposed nonmetallic mining operation and why it was approved quickly by the town and if all permits have been received.
*Email from Lis Shea showing appreciation of snow plow driver during a storm.

V. DISCUSSION/ACTION RE: 2025 AUDIT
Motion M Statz/D Statz to approve the 2025 audit. Motion carried. Vote 4-0

VI. PATROLMAN REPORT
Survived the snow storm. Installed two new garage openers and a new door is ordered. Currently using a personal chain saw for tree and brush cutting and have two chain saws that could be traded in.
Motion Haag/Schwoerer to order a chain saw and the purchase of the saw will be approved at the April meeting. Motion carried. Vote 4-0

VII. DISCUSSION/ACTION RE: 2026 ROAD PROJECTS AND BID NOTICES
Motion D Statz/Haag to bid out the proposed sealcoating, paving and excavating projects including wedging over the culvert on Enchanted Valley Road. Motion carried. Vote 4-0

VIII. RENTAL AGREEMENT FOR STORING CHIPPER AND MOWER
Motion Schwoerer/D Statz to approve the agreement for storing the chipper and mower at 5535 Otto Kerl Road. Motion carried. Vote 4-0

IX. DISCUSSION/ACTION RE: TREE AND BRUSH CUTTING QUOTES FOR OLD SETTLERS ROAD
Motion Haag/D Statz to approve Matt Ballweg Farm's quote for tree and brush cutting up to $19,000. Motion carried. Vote 4-0

X. DISCUSSION ACTION RE: SOIL BORING PROPOSAL FOR SOUTH VALLEY ROAD
Motion Haag/Schwoerer to approve Soils & Engineering Services proposal of $4,470 for soil boring South Valley Road. Motion carried. Vote 4-0

XI. DISCUSSION/ACTION RE: REVISING ORDINANCE 103.2, APPOINTING ALTERNATE MEMBERS FOR BOARD OF REVIEW
Motion Haag/D Statz to approve revising Appointing Alternate Members for Board of Review Ordinance 103.2. Motion carried. Vote 4-0

XII. DISCUSSION/ACTION RE: REVISING ORDINANCE 103.2, TOWN PLAN COMMISSION
Motion Haag/Schwoerer to approve revising Town Plan Commission Ordinance 103.2 by removing after two consecutive terms a citizen must wait for three years before reappointment to the Plan Commission and the commission shall hold a public hearing each January to receive public comments and suggestion for revisions to the Town Comprehensive Plan. Motion carried. Vote 4-0

XIII. DISCUSSION/ACTION RE: REVISING ORDINANCE 500.4, NONMETALLIC MINING
Motion Haag/Schwoerer to approve revising Nonmetallic Mining Ordinance 500.4 with revisions to the wording in Sections V and VI so that the Plan Commission holds the public hearings instead of the Town Board. Motion carried. Vote 4-0

XIV. BUDGETARY MATTERS
A. Discussion/action re: Payment of bills
Motion Haag/M Statz to approve the payment of bills. Motion carried. Vote 4-0. Check numbers 20098-20142

Motion Haag/M Statz to transfer $528,000 from the Peoples Community Bank to Lake Ridge Bank. Motion carried. Vote 4-0

XV. COMMITTEE REPORTS/CORRESPONDENCE/COMMUNICATIONS
*District 1 EMS: Lieutenant put in notice and will not be replacing the position; flex practice up to paramedical level
*Cross Plains-Berry Fire District: Kept old ambulance; discussion of having revisions to the agreement written down instead of just discussions
*New home being built on Enchanted Valley Road delivered materials without receiving an overweight permit and issues with workers parking in the right-of-way.

XVI. DISCUSSION OF FUTURE AGENDA ITEMS

XVII. ADJOURN

Motion M Statz/D Statz to adjourn until the next regular meeting or the call of the chair. Motion carried. Vote 4-0

Brenda Kahl, Clerk/Treasurer

Duane Haag, Chair

NOTICE OF HEARING – DISCONTINUANCE OF A PUBLIC WAY IN THE TOWN OF BERRY

A public hearing will be held by the Town Board of the Town of Berry at 9046 State Highway 19, Mazomanie, WI 53560 on April 20, 2026 at 7:00 p.m. to discuss a proposed action to commence discontinuance of the following described town road initiated by introduction of resolution of the Town Board of the Town of Berry under s. 66.1003 (4), Wis. stats., specifically:

A road lying in the NW ¼ of the NW ¼ of Section 24, T8N, R7E, Town of Berry, Dane County, Wisconsin being more fully described as follows:
The centerline of a 3 Rod road (49.5 feet) as shown on historical Dane County Highway Registry maps and described in Dane County Highway Registry page 114, (both located in the Dane County Surveyors Office, Note: Highway order description is partially illegible) beginning 1 ½ Rods (24.75 feet) south of the NW corner of said Section 24; thence East parallel to the North line of said NW ¼ of Section 24 to the intersection of County Highway K westerly right of way and the point of termination.
Also, the centerline of a 3 Rod road (49.5 feet) as shown on historical Dane County Highway Registry maps and described in Dane County Highway Registry page 114, 73 & 74, (both located in the Dane County Surveyors Office, Note: Highway order description is partially illegible.) beginning at or near the NE corner of the NW ¼ of the NW ¼; thence running in a southwesterly direction approximately to its point of termination.
The above described road right-of-way is not constructed and is to be discontinued in its entirety.

Publish: 3/12/26; 3/19/26; 3/26/26 Brenda Kahl, Clerk/Treasurer

RE: TDS Telecom Broadband Expansion Project - Town of Berry, WI

From : Michael Theis <miket@theisconsulting.com> Mon, Mar 30, 2026 11:37 AM
Subject : RE: TDS Telecom Broadband Expansion Project - Town of Berry, WI 1 attachment
To : Dickison, Angie <Angie.Dickison@tdstelecom.com>
Cc : Michael Theis <miket@theisconsulting.com>, twnberry@chorus.net

Hi Angie,

I hope you had a nice weekend.

Thank You for the exciting news about the TDS Telecom broadband expansion in the Town of Berry. I appreciate the update and will share the information with the Town Board on April 20, 2026. The Town of Berry Annual Meeting is April 21, 2026. Between now and then if you have any additional information that you could provide I would appreciate it. Please let me know if there is anything you want handed out at the Member Annual Meeting. I will make a short list of questions and we can decide if we should schedule a call. Mybe the morning of April 21, after the Board has had a chance to provide their questions.

Thank You Again.

Mike Theis

608-798-4642

From: Dickison, Angie <Angie.Dickison@tdstelecom.com>
Sent: Tuesday, March 24, 2026 8:52 AM
To: Michael Theis <miket@theisconsulting.com>
Subject: TDS Telecom Broadband Expansion Project - Town of Berry, WI

Good morning, Mike.

I am excited to inform you that TDS Telecom (TDS) will be starting a high-speed broadband expansion project in Town of Berry, WI in 2026. This multi-year effort will affect approximately 1,080 addresses and represents a significant investment by TDS in your area, which is also supported by federal funding to help improve broadband connectivity in rural communities. If you are interested in learning more, I'd be happy to schedule a call.

Below are TDS contacts for this project:

Permitting / Right of Way Questions:

- ROW@TDSTelecom.com
- 608-664-2512

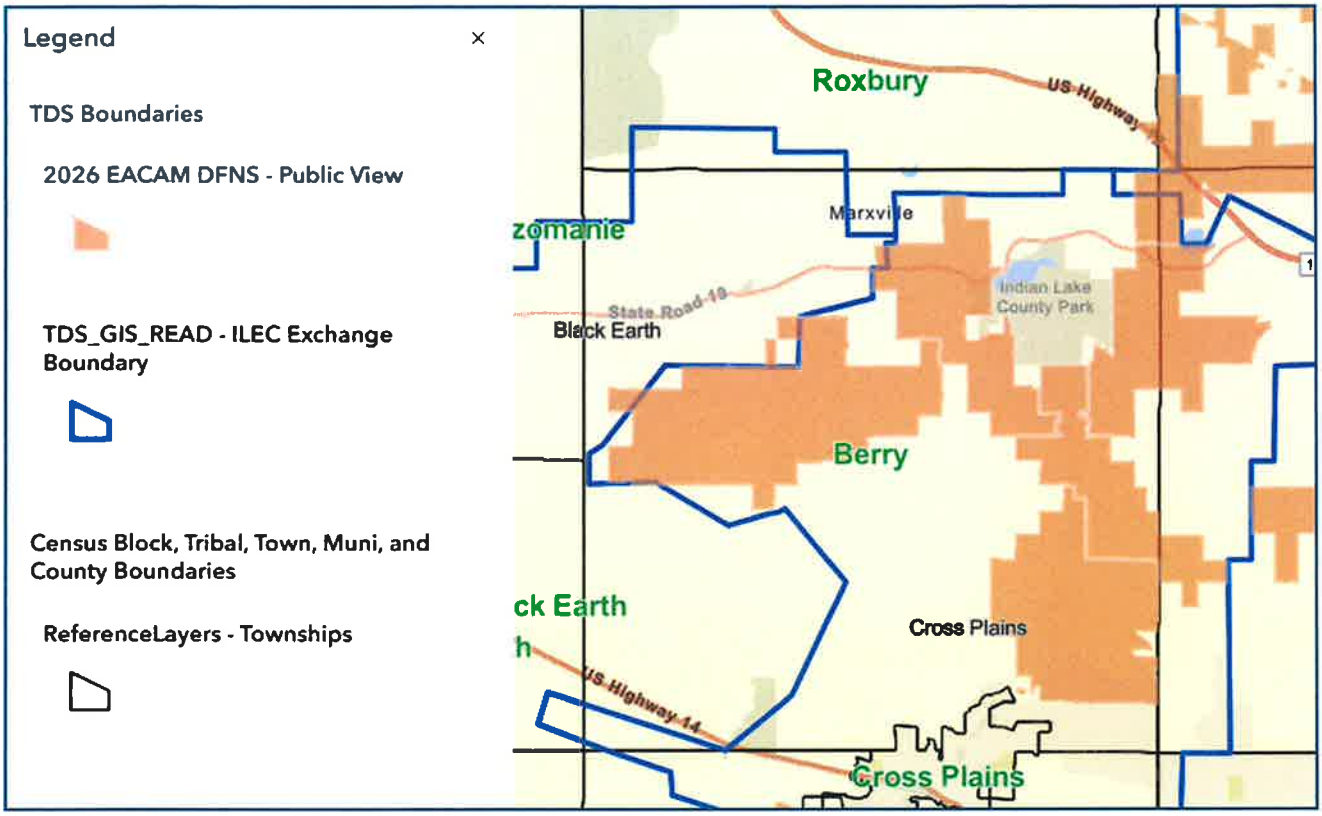
TDS Construction Hotline: 833-597-6200

- Residents are encouraged to call the construction hotline to address issues.

State Government Affairs Mgr.:

- Angie Dickison
- 715-690-7116
- angie.dickison@tdstelecom.com

***The shaded area represents the upcoming expansion.**



We will be mailing customers information about our project work as we get closer to construction and after faster speeds are available. We have a website page—**Network Upgrades**—with more information about some of our project work, but we will also be reaching additional area addresses with high-speed connections.

We look forward to starting this project. Please let me know if you have any questions and/or if there are any additional contacts we should reach out to about our upcoming work.

Thank you!

Angie Dickison
Sr. Manager, State Government Affairs

TDS Telecom - WI, IL, IN, MI, MN, OH, KY, SC, TN

TDS Telecommunications LLC
715-690-7116 (office/mobile)
Angie.Dickison@tdstelecom.com

T - 2026-1

Town of Berry

www.townofberry.org

9046 State Road 19, Mazomanie, WI 53560, 608-767-4152, twnberry@chorus.net

TRAIL PERMIT APPLICATION

Applicant: Name: Ice Age Trail Alliance - Chad DuChateau

Street Address: 2110 Main St. P.O. Box 128

City, State, Zip: Cross Plains, WI

Phone Number: 608-798-4453 Email: chad@iceagetrail.org

Specific Site Location / Nearby Roads: Indian Trail

Parcel #: Dane County Parks #0871138010O

My signature below indicates that:

I have received a copy of the Driveway, Field Road and Right-of-Way Ordinance 301.1 and the Applications Guide, and that

I have attached the information as requested for a trail permit, and that

I agree to construct the trail in accordance with the Driveway, Field Road and Right-of-Way Ordinance and to follow any additional requirements as approved by the Town Board, and that

I have paid the application fee of $25.00 to the Town Clerk/Treasurer, and that pd

I hereby give permission to the Town Board and/or their representative which could be the Plan Commission or other inspector authorized by the Town Board to enter the property in order to evaluate the site of the proposed trail and to verify compliance with and/or to enforce the Driveway, Field Road and Right-of-Way Ordinance.

Applicant Signature: CD Date: 2/10/2026

Board decision: Approve_____ Deny_____ Date_____/_____/_____

Culvert required in right-of-way Yes_____ No_____ Size_____

Additional Requirements? Yes_____ if yes see attached requirements No_____

Permit issued by: Chair Signature_____ Date_____/_____/_____

Permit issued by: Clerk Signature_____ Date_____/_____/_____

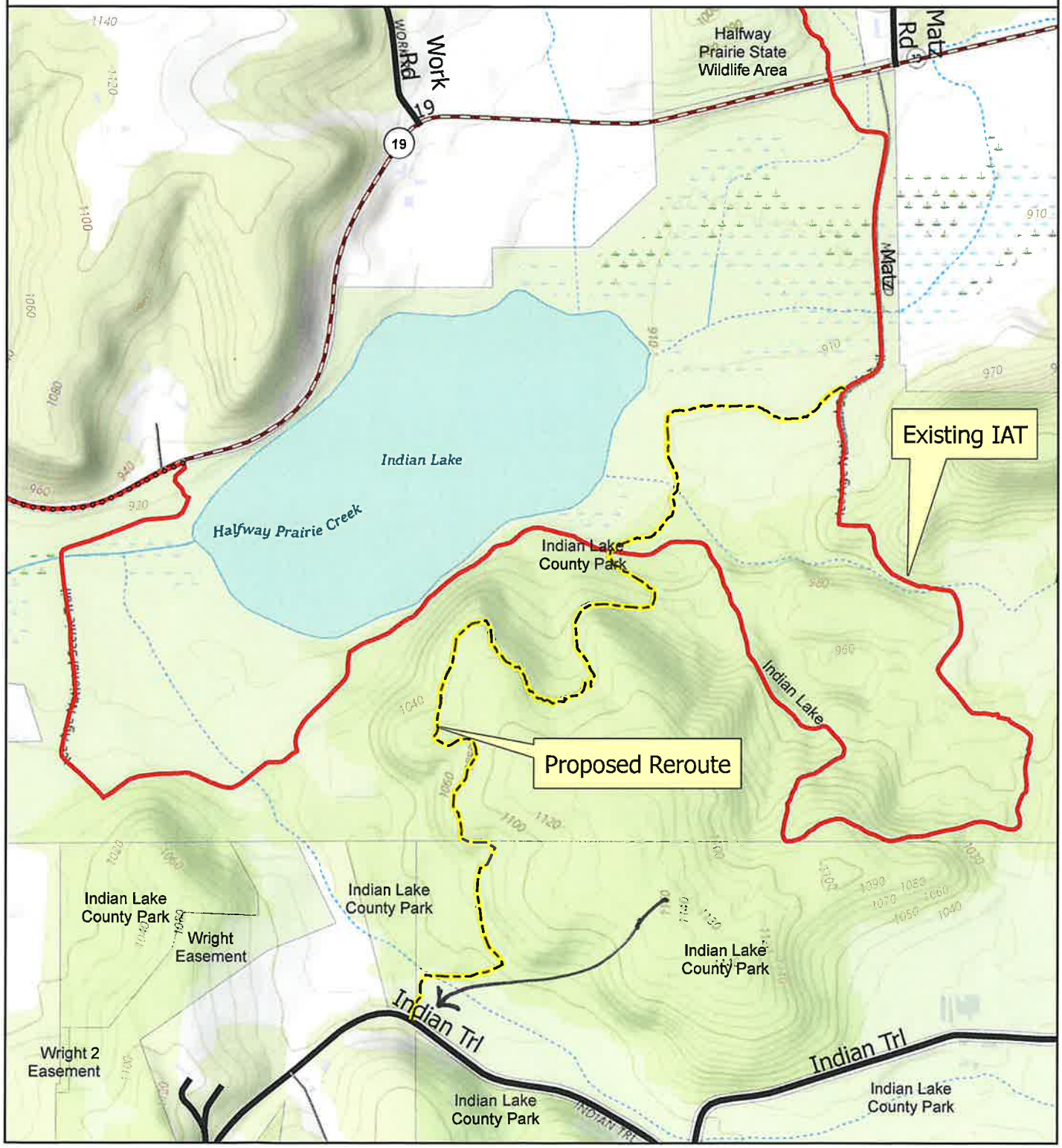
Permit is not valid unless signed by the Applicant, Town Chair and Town Clerk

Final inspection approval by: Chair Signature_____ Date_____/_____/_____

Ice Age Trail Improvements
Indian Lake Segment

Town of Berry, Dane Co
T08N, R07E, Sec 1

~7,600' Ice Age Trail reroute on Indian Lake County Park property to separate hiking trail from mixed use trails.



Map Created: 11/18/2025

0 0.1 0.2 0.3 0.4 Miles

N

DITCHING/CULVERTS	BOEHNEN INC	CLEMENS EXCAVATING	NORTHWESTERN STONE	SCHULTZ LANDSCAPING	RECOMMEND APPROVING
Scherbel Road	108,332.00	114,285.75	85,930.75	71,920.00	**NORTHWESTERN**
South Valley Road Hwy 14 - Co Hwy KP	21,923.40	27,856.90	19,289.30	17,866.00	
South Valley Road Hwy 14 - Kahl Road	91,051.66	143,637.25	99,890.95	85,134.00	
South Valley Road Total	112,975.06	171,494.15	119,180.25	103,000.00	**BOEHNEN**
TOTAL	**221,307.06**	**285,779.90**	**205,111.00**	**174,920.00**	**198,905.81**

PAVING	D.L. GASSER CONSTRUCTION	NORTHWESTERN STONE	PAYNE & DOLAN	SCOTT CONSTRUCTION	TRI COUNTY	RECOMMEND APPROVING
Scherbel Road	258,234.54	245,629.00	246,645.00	247,850.00	247,756.96	**NORTHWESTERN 245,629.00**

CHIPSEAL	FAHRNER ASHPALT SEALERS	SCOTT CONSTRUCTION	RECOMMEND APPROVING
Enchanted Valley Road Co Hwy KP - Hillpoint Road	32,761.00	36,700.00	**FAHRNER**
Spring Valley Road Scherbel Road - Pine Road	31,773.00	30,700.00	**FAHRNER**
Danz Road Spring Valley - Dead End	3,072.00	2,300.00	**FAHRNER**
TOTAL	**67,606.00**	**69,700.00**	**67,606.00**

2026 BUDGET	
500,000.00	
-198,905.81	
-245,629.00	
-67,606.00	
(12,140.81)	Use Supplemental Funds

Agenda Item #11, Designating the use of the 2025 Supplemental Shared Revenue

The Town received $50,919 of Supplemental Shared Revenue in 2025.

Proposing to use $12,141 of the funds towards Road Projects

The remaining $38,778 could be used for purchase of future ems, fire or town equipment

Town of Berry Board

Re: Sundance Development

Thank you, Chair and members of the Board, and thank you to the Town Planning Commission for the thoughtful time and collaboration you have given this proposal over the past several months. We appreciate the opportunity to present our vision for the Sundance property and to continue working together on a development that reflects the Town's long-term goals.

A Thoughtful, Rural-Scale Development

Sundance Development, Inc. proposes a carefully planned rural subdivision on our 126-acre parcel located west of Brewery Road. The plan includes 71 single-family homes and 3 duplex lots, each on approximately one-acre parcels with private well and septic systems. This low-density approach is intentional and consistent with the Town's Comprehensive Plan.

The wooded area on the northwestern portion of the property will remain undeveloped, preserving existing natural features and rural character. A trail system is also proposed, providing safe connections between homes, roadways, and natural areas, encouraging walking and outdoor use by residents.

This property is specifically identified in the Town's Comprehensive Plan as an area for future rural residential development. It borders the Village of Cross Plains and is well suited for housing due to its topography and proximity to schools, services, shopping, and major transportation routes.

Significant and Lasting Benefits to the Town

The most substantial benefit of the Sundance development is the long-term increase to the Town's tax base. Today, the 126-acre property generates just $2,103.03 in annual tax revenue. At full build-out, based on recent MLS data showing an average home value of approximately $1.38 million for homes in neighboring Towns, the development is expected to generate more than $2 million annually in total tax revenue using the 2025 mill rate. Of that amount, approximately $468,000 would go directly to the Town of Berry. To put this in perspective, the Town's current tax levy is approximately $1.18 million. Once fully built, the Sundance development represents nearly a 40 percent increase in Town tax revenue, helping stabilize future budgets, reduce the burden on existing taxpayers, and support essential Town services.

Major Infrastructure Investment — At No Cost to the Town

A second major benefit is the improvement of Brewery Road. The Town-owned section of the road is currently narrow, in poor condition, and difficult to maintain, particularly during winter plowing. As part of this project, Sundance proposes to work directly with the Town and its engineer to redesign and reconstruct Brewery Road from the southern end of the site to its northern boundary.

This road would be built to modern standards for width, safety, and stormwater management, and would be funded entirely by Sundance, with no cost to the Town or its taxpayers. The work can be completed within the existing right-of-way and with minimal impact on adjacent landowners. All internal subdivision roads would also be constructed and paid for by Sundance.

A Collaborative Path Forward

We are requesting approval of our preliminary subdivision concept to allow the project to continue through the established public process. This approval would allow us to develop a formal developer's agreement with the Town, engage our engineer to prepare a preliminary plat and stormwater management plans, coordinate closely with the Town engineer, and return to the Planning Commission with a preliminary plat and rezoning request.

This proposal is not about rushing development. It is about planning responsibly, preserving rural character, and making long-term investments that benefit current and future residents of the Town of Berry.

Thank you for your time, your service, and your consideration.

Respectfully,

Bryan Elliott

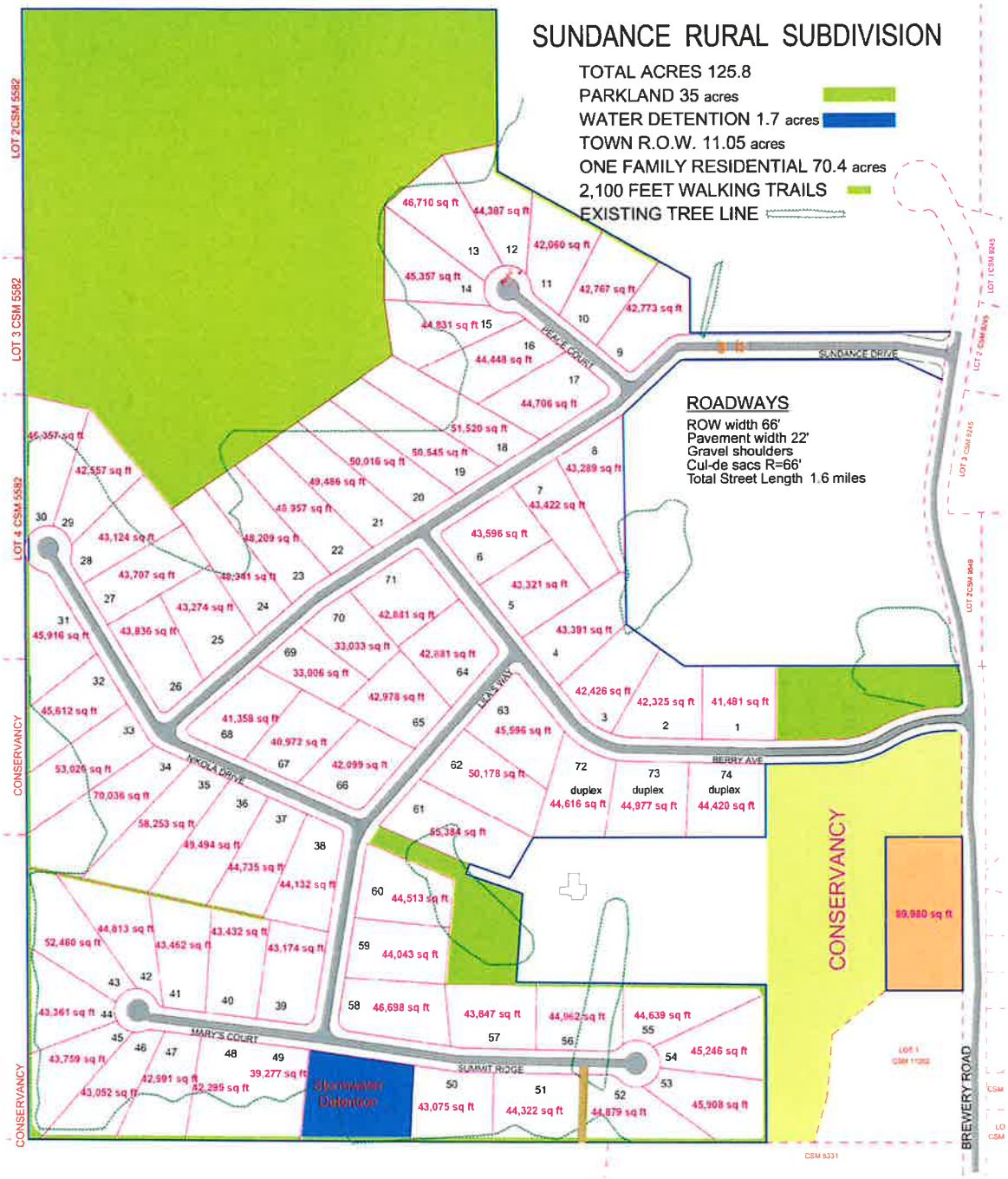
Sundance Development Inc./All Star Properties, LLC

5440 Willow Road, Ste. 101

Waunakee, WI 53597

608-663-1445/608-358-4986

Bryan@allstargroup.net


SUNDANCE RURAL SUBDIVISION
TOTAL ACRES 125.8
PARKLAND 35 acres
WATER DETENTION 1.7 acres
TOWN R.O.W. 11.05 acres
ONE FAMILY RESIDENTIAL 70.4 acres
2,100 FEET WALKING TRAILS
EXISTING TREE LINE
ROADWAYS
ROW width 66'
Pavement width 22'
Gravel shoulders
Cul-de sacs R=66'
Total Street Length 1.6 miles
LOT 2CSM 5582
LOT 3 CSM 5582
LOT 4 CSM 5582
CONSERVANCY
CONSERVANCY
CONSERVANCY
BREWERY ROAD
SUNDANCE DRIVE
PEALE COURT
LEA'S WAY
BERRY AVE
IYKOLA DRIVE
MARY'S COURT
SUMMIT RIDGE
Stormwater Detention
duplex
duplex
duplex
LOT 1 CSM 9245
LOT 2 CSM 9245
LOT 3 CSM 9245
LOT 2CSM 9648
CSM 8331

Agenda Item #13, Award Proposal for Maintenance of the hall/garage grounds and Sunning Hill Cemetery

Received two proposals, Jeff Dresen and LawnCare Plus

	Jeff Dresen	LawnCare Plus
Per Mowing at town hall/garage	70.00	135.00
Per Pruning shrubs	35.00	155.00
Per Pulling and spraying weeds	35.00	55.00
Per Mowing park path	15.00	35.00
Per Mowing athletic field	50.00	105.00
Per Sunnyhill Cemetery	130.00	80.00

Agenda Item #14, Data Center Moratorium Ordinance

The Plan Commission recommended to the board that the Town adopt a data center moratorium ordinance.

During the last six-town group meeting, we discussed whether the towns may wish to adopt regulations to govern data centers. The current town zoning ordinance would permit data centers in the commercial zone (sec. 1.0317) or the industrial zone (1.0318). There are no secondary standards which would apply to guide zoning regulations. There also are no criteria in existing comprehensive plans to support new zoning regulations pertaining to data centers. As a short-term measure, towns might adopt an ordinance imposing a moratorium on applications for or approval of data centers. However, moratoria must be carefully worded to be enforceable; there are restrictions on enactment of moratoria in Wis. Stats. sec. 66.01002. That statute limits moratoria to 12 months, with one 6-month extension permitted. In order to adopt regulations on data centers, the town should amend its comprehensive plan to address the concerns that apply. The plan amendments should discuss utility issues related to electric power supply. The plan amendments may also address water resources. Recommendation: Adopting data center regulations should be done carefully and with consideration. A study of the issue may help avoid the frantic quality that seems to have existed around review of proposals in communities in Wisconsin to date. I recommend towns concerned about data centers adopt a moratorium ordinance and begin working on plan amendments and ordinances.

Mark Hazelbaker

Agenda Item #15, Appoint a Noxious Weed Commissioner

Propose to appoint Lucas Danz as the Noxious Weed Commissioner

2026 Town Committee List

Highway Superintendent
Duane Haag

Parks Committee
Christine Molling, Chair
Florine Bayer
David Lucey
Sarah Crittenden

Roads & Capital Equipment Committee
Duane Haag, Chair
Mike Statz
David Evert

Fire/EMS Committees

Black Earth Fire District
David Evert
Derek Statz, alternate

Cross Plains/Berry Fire District (need 3)
Mike Statz
Derek Statz
Duane Haag
David Evert, alternate

Cross Plains EMS District
Mike Statz
Nichole Schwoerer, alternate

District 1 EMS District
Nichole Schwoerer
David Evert, alternate

Zoning Boards

Six Town Zoning Board
Duane Haag

Representative on Board of Zoning Appeals
Duane Haag

Schools

School District Liaison, non-compensateable meeting, reimbursable for mileage
Wisconsin Heights – Derek Statz
Middleton/Cross Plains – Mike Statz
Sauk Prairie – David Evert

Other Committees

Village of Cross Plains Meetings Liaison, authorized to attend Village of Cross Plains meetings as the official representative. Attend Cross Plains meetings when it affects Berry and Town of Berry Plan Commission meetings when affects Village of Cross Plains
David Evert
Mike Statz

Dane County Towns Association
To be appointed as necessary on a per meeting basis

Wisconsin Towns Association
To be appointed as necessary on a per meeting basis

Agenda Item #17, Revising Ordinance 300.15, Regulate Stopping, Standing or Parking of Vehicles Ordinance

Attached please find the No Parking ordinance which I have edited. I edited the no parking provisions to make them more clear. I also added language allowing the Town to remove vehicles parked in violation of the restrictions and a section on abandoned vehicles.

The signage for the no parking areas must conform to the Manual on traffic control devices. The other attachment shows the signs which identify no parking areas and the plaque which can and should be added to emphasize that illegally parked vehicles will be towed.

If the Town intends to start towing vehicles around the Parks, I strongly suggest the Town have a signed made to give a warning of the Town's new policy. It won't stop people from whining but it takes away the claim that they had no notice.

NOTICE: AS OF
MAY 15, 2026,
THE TOWN OF BERRY
WILL BEGIN TOWING
ILLEGALLY PARKED CARS!

Mark Hazelbaker

R7-1
No Parking Any Time

R7-1
No Parking Any Time

R7-1
No Parking Any Time

R7-201P
Tow Away Zone
(symbol) (plaque)

300.15 Regulate Stopping, Standing or Parking of Vehicles Ordinance

I Authority
II Adoption
III Parking Restricted
IV Abandoned Vehicles
V Penalties
VI Effective Date

SECTION I – AUTHORITY
The Town Board of the Town of Berry, Dane County, Wisconsin, has the specific authority under Wisconsin Statute 349.13 to adopt this ordinance.

SECTION II – ADOPTION
This ordinance, adopted by a majority of the Town Board with a quorum present and voting and proper notice having been given, provides for the regulation of the stopping, standing or parking of vehicles on a town highway in the town as stated in this Chapter.

SECTION III – PARKING RESTRICTED

A. Definitions.
   1. Parking. The halting of a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading property or passengers.
   2. Stopping. The halting of a vehicle even momentarily.
   3. Standing. Halting a vehicle other than to drop off or pick up a passenger.

B. Parking is prohibited on the following designated Town of Berry highways as described herein:
   1. Scherbel Road: Parking is prohibited on both sides of the portion of the highway running between Highway 14 and a point 250 feet north of the north boundary of Festge County Park.
   2. Carya Road: Parking is prohibited anywhere within the cul-de-sac turnaround during the period from November 1 to March 31.
   3. Knickmeier Road: Parking is prohibited anywhere within the cul-de-sac turnaround during the period from November 1 to March 31.
   4. Scheele Road: Parking is prohibited on both sides of the entire highway.
   5. Cowling Road: Parking is prohibited on both sides of the entire highway.
   6. Indian Trail: Parking is prohibited on both sides of the entire highway.
   7. Matz Road Parking is prohibited on both sides of the entire highway.

C. The Town Chairperson or the Town Highway Superintendent may temporarily designate and post limits on any portion of a town highway when necessary to prevent an unsafe special or temporary condition, which are likely to impede traffic or cause an unsafe condition on town highways, in the absence of such special limitations. Such designation and posting shall expire upon the next Town Board meeting, unless extended or made permanent by the Town Board.

D. The Town Chairperson or the Town Highway Superintendent shall direct the Town Roadman to place appropriate traffic signs on the above described highways on or before

the effective date of this ordinance, or at any location subject to temporary restrictions. Sign placement is governed by the Manual on Uniform Traffic Control Devices and authorized under Wisconsin Statute 84.02(4)(e).

E. Removal of Unlawfully Parked Vehicles. Whenever an authorized representative of the Town finds a vehicle standing upon a street, highway, public or private property in violation of a prohibition, limitation or restriction on stopping, standing or parking, he or she is authorized to move such vehicle or to require the operator in charge thereof to move such vehicle to a position where such stopping, standing, or parking is not prohibited. Such removal shall not relieve the owner of such vehicle from any penalty because of such violation. Any vehicle parked or left standing in violation of any parking restriction may be towed to a impound area, public garage, or other legal parking area, and the cost of towing and storage, if any, shall be assessed against the owner as costs, in addition to the penalty provided for the ordinance violation. The vehicle shall be detained until all such costs and expenses have been paid.

SECTION IV – ABANDONED VEHICLES

A. No person shall leave unattended any motor vehicle, trailer, semi-trailer, or mobile home on any public street or highway or private or public property in the Town for such time and under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. Except as otherwise provided in this Subsection, whenever any vehicle has been left unattended on any street or highway in the Town or upon private or public property without the permission of the property owner or other person charged with the lawful jurisdiction thereof for more than forty-eight hours, the vehicle is deemed abandoned and constitutes a public nuisance. A motor vehicle shall not be considered an abandoned motor vehicle when it is out of ordinary public view, or when designated as not abandoned by the Town's authorized enforcement agent or his or her designee.

B. Any vehicle in violation of Subdivision A shall be removed and impounded until lawfully claimed or disposed of under the provisions of Subdivision C except that if it is deemed by the Town's authorized enforcement agent or his or her designee that the cost of towing and storage charged for the impoundment would exceed the value of the vehicle, the vehicle may be junked or sold prior to expiration of the impoundment period upon determination by the or his or her designee that the vehicle is not stolen or otherwise wanted for evidence or other reason. All substantially complete vehicles in excess of nineteen model years of age shall be disposed of in accordance with Subdivision C.

C. The provisions of this Subdivision shall apply to the removal, storage, notice, reclaim or disposal of abandoned vehicles.

1. Removal. The Town's authorized enforcement agent officer who discovers any motor vehicle, trailer, semi-trailer or mobile home on any public street or highway or private or public property in the Town which has been abandoned shall cause the vehicle to be removed to a suitable place of impoundment. Upon removal of the vehicle the police officer shall notify the Town's authorized enforcement agent or her or his designee of the abandonment and of the location of the impounded vehicle.
2. Storage and Reclaim. Any vehicle which is deemed abandoned by the Town's authorized enforcement agent or designee and not disposed of under Subdivision C shall be retained in storage for a minimum period of ten days after certified mail

notice, as hereinafter provided, has been sent to the owner and lienholders of record to permit reclamation of the vehicle after payment of accrued charges. Any abandoned vehicle may be lawfully reclaimed, may be released upon the payment of all accrued charges, including towing, storage and notice charges and upon presentation of the vehicle title or other satisfactory evidence to the Town's authorized enforcement agent or designee to prove an ownership or lienholder interest in said vehicle.

3. Notice to Owner or Lienholders of Record. Pursuant to Wisconsin Statute 342.40(3), certified mail notice, as referred to herein, shall notify the owner of the abandoned vehicle, if any, and or the lienholders of record, if any, of the year, make, model and serial number of the abandoned vehicle and the place where the vehicle is being held and shall inform the owner or lienholders to exercise their rights to reclaim the vehicle under this Section. The notice shall state that the failure of the owner or lienholders to exercise their rights to reclaim the vehicle under this Section shall be deemed a waiver of all right, title, and interest in the vehicle and a consent to the sale of the vehicle and that the vehicle has been deemed abandoned and impounded by the Town and if the "determined value" of the abandoned vehicle or the cost of towing and storage charges will exceed the determined value of the vehicle; that if the vehicle is not wanted for evidence or for any other reason, the vehicle may be reclaimed upon the payment of all accrued charges, including towing, storage and notice charges, within ten days of the date of mailing the notice, unless the Town's authorized enforcement agent or designee has determined that the cost of towing and storage charges for impoundment will exceed the value of the vehicle. Within ten days from the date of mailing the notice and upon the payment of the aforesaid charges the owner or aforesaid lienholders or record may, upon request made within the ten day period, be granted a hearing relative to the determinations made with respect to the value of said vehicle. Said hearing shall be before the Town Chairman.
4. Disposal of Abandoned Vehicles. Any abandoned vehicle impounded by the Town which has not been reclaimed or junked or sold by direct sale to a licensed salvage dealer pursuant to the provisions hereof, may be sold by public auction sale or public sale, pursuant to Wisconsin Statute 342.40(c), Class 1 Notice, including the description of the vehicle, the name(s) and address(es) of the owners and lienholders of record, if known, as well as the information contained in the notice sent to the owners and lienholders of record, and the time of the sale, shall be published before the sale, at which sale the highest bid for any such motor vehicle shall be accepted unless it is deemed inadequate by the Town's authorized enforcement agent or designee. The Town's authorized enforcement agent or designee may re-advertise the sale, adjourn the sale to a definite date, sell the motor vehicle at a private sale or junk the vehicle. Any interested person may offer bids on each abandoned vehicle to be sold. The purchaser shall have ten days to remove the vehicle from the storage area, but shall pay a storage fee for each day the vehicle remains in storage after the second business day subsequent to the sale date. Ten days after the sale, the purchaser shall forfeit all interest in the vehicle and the vehicle shall be deemed abandoned and may be sold again.
5. Report of Sale or Disposal. Within five days after the direct sale or disposal of a vehicle as provided in this Subsection or Subsection (b), the Town's authorized enforcement agent or designee shall advise the State of Wisconsin Department of

Motor Vehicles, of such sale or disposal on a form supplied by the Division. A copy of the form shall be given to the purchaser of the vehicle.

6. Owner Responsible for Impoundment and Disposal Costs. The owner of any abandoned vehicle, except a stolen vehicle, is responsible for the abandonment and all costs of impounding and disposing of the vehicle. Costs not recovered from the sale of the vehicle may be recovered in a civil action by the Town against the owner.

SECTION V – PENALTIES

A. No person may operate or leave any vehicle on the above-noted highways, or any portion of a highway then subject to a temporary restriction and posting, in violation of the posted restriction on stopping, standing, or parking.

B. The forfeiture for a first violation of any provision of this ordinance shall be $25.00. The forfeiture shall increase to $50.00 for second and subsequent offenses occurring within a 12-month period.

C. Pursuant to Wisconsin Statute 345.47, the Town, shall recover as costs of the action under Wisconsin Statutes 814.01 and 814.036, its actual reasonable expert witness and attorneys' fees.

SECTION IV – EFFECTIVE DATE

This ordinance shall take effect and be in force from and after the day after passage and publication as required by law.

Dated this 20th day of April, 2026

Attest: _____ _____
Brenda Kahl, Clerk/Treasurer — Duane Haag, Chairperson

Posted: _____ _____
David Evert, Supervisor

Published: _____ _____
Michael Statz, Supervisor

_____
Nichole Schwoerer, Supervisor

_____
Derek Statz, Supervisor

Agenda Item #18, Requesting Dane County Towns Association to work with towns to compile a public list of class B roads and non-truck routes in each town

Derek requested this be placed on the agenda.

Next step would be to designate a board member to contact DCTA.

Agenda Item #19, Chain Saw Purchase

At the March meeting the board approved Lucas to order a new chain saw and the board would approve the purchase in April.

A Stihl MS 391 25" chain saw was purchased at a cost of $780.00

4/13/2026		List of bills to be approved at the April 20, 2026 board meeting	
Date	**Check #**	**Payee**	**Amount**
3/26/2026	4575	Lake Ridge Bank - transferred funds	528,000.00
3/24/2026	20143	Brenda Kahl	1,961.37
3/24/2026	20144	Duane Haag - plow snow	331.29
3/24/2026	20145	Jaeger Schoenemann - plow snow	493.11
3/24/2026	20146	Lucas Danz	1,745.38
4/7/2026	20147	Brenda Kahl	1,961.37
4/7/2026	20148	Lucas Danz	1,745.38
4/20/2026	20149	Accurate Appraisal - contract	1,200.00
4/20/2026	20150	Alliant Energy	292.65
4/20/2026	20151	Black Earth Joint Fire District - payment 2 of 4	6,358.44
4/20/2026	20152	Brenda Kahl - mileage	40.60
4/20/2026	20153	Capital Area Plan Commission - mapping & comprehensive plan	4,711.68
4/20/2026	20154	Chris Schwoerer - Plan Commission meetings	78.49
4/20/2026	20155	Dane County District 1 EMS - payment 2 of 4	6,129.17
4/20/2026	20156	David Evert - base pay and meetings	632.59
4/20/2026	20157	Debra Belongea - April election inspector	127.50
4/20/2026	20158	Derek Statz - base pay and meetings	531.01
4/20/2026	20159	Dixie Johnson - April election inspector	217.50
4/20/2026	20160	Duane Haag - base pay and meetings	1,140.52
4/20/2026	20161	Finger Publishing - election and road notices	155.10
4/20/2026	20162	Florine Bayer - April election inspector	105.00
4/20/2026	20163	Francis Tourdot - equipment storage rent	500.00
4/20/2026	20164	General Engineering - zoning and building permits	2,474.35
4/20/2026	20165	Gordon Flesch - fee for copies printed per month	53.33
4/20/2026	20166	Group Health Cooperative - medical insurance	2,730.00
4/20/2026	20167	Joan Paar - April election inspector	138.75
4/20/2026	20168	Joe Kruchten - Plan Commission meetings	78.49
4/20/2026	20169	Johnson Block and Company - audit	3,000.00
4/20/2026	20170	Kathy Bladl - April election inspector	217.50
4/20/2026	20171	Lake Ridge Bank - postage, supplies, seminars	498.50
4/20/2026	20172	Lucas Danz - cell phone	25.00
4/20/2026	20173	Marc Winzenried - April election inspector	105.00
4/20/2026	20174	McFarlane - supplies and plow parts	136.95
4/20/2026	20175	Michael Statz - base pay and meetings	623.36
4/20/2026	20176	Nichole Schwoerer - base pay and meetings	600.27
4/20/2026	20177	Niendorf Enterprises - chain saw	780.00
4/20/2026	20178	Pellitteri Waste Systems - solid waste and recycling	12,147.35
4/20/2026	20179	R&R Doors - new garage door	4,720.00
4/20/2026	20180	Robert Agee - April election inspector	127.50
4/20/2026	20181	TDS Telecom - phone and internet	207.67
4/20/2026	20182	Tracy Lynch - April election inspector	112.50
4/20/2026	20183	Travis Richards - Plan Commission meetings	78.49
4/20/2026	20184	TrollBytes - April IT services	70.00
4/20/2026	20185	US Cellular - chair cell phone	53.70
4/20/2026	20186	Van Den Bergh Plumbing - replace hydrant head	475.00
4/20/2026	20187	Weld Riley - Matz property and zoning	1,408.36
4/20/2026	20188	Wisconsin Towns Association - dues	1,546.72

Additional bills will be handed out at the meeting