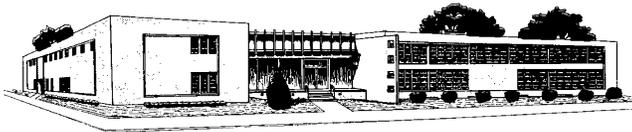


# MOWER COUNTY

## AUSTIN, MINNESOTA



### MINUTES OF THE 16TH MEETING OF THE MOWER COUNTY BOARD OF ADJUSTMENT

MEMBERS PRESENT: M.E. Chesebrough, William Schlichter, Kenneth Trom

STAFF PRESENT: James Harberts, William Buckley

The sixteenth meeting of the Mower County Board of Adjustment was called to order at 4:30 P.M. on October 8, 1976 by Chairman M.E. Chesebrough. The first petition on the agenda was a request from Darrell Stacy for variances from the Sewage Control Ordinance which requires a 10 foot setback from property lines. Mr. Stacy is replacing the septic system drainfield at the Sunset Motel with a mound drainfield system. Because of the lack of available open space on the lot and the location of the sewage collection point, the only alternative was to place it around the perimeter of the lot on the east and south sides. However, the building is very close to the property lines thus precluding the meeting of required setbacks. William Buckley indicated that the mound system would work the best for this particular area. Carl Hill, who is putting in the system, told the Board that he had been up to the State Board of Health in the morning and they had suggested a couple of changes but were overall satisfied with the system. Two adjoining property owners were present questioning about how this will affect them in reference to water run-off and further water pollution. Mr. Buckley stated that the size of the system should preclude any additional water pollution by this system. Water run-off in this area is in a south to north direction thus a large amount of water run-off would not bring untreated waste water onto their properties but should flow to the northeast end of the property adjoining the motel.

The Board was concerned with the establishment of the correct position of the mound in relationship to the east property line and to determine if there was any infringement on that property. It had been determined that the township road right-of-way was being encroached upon and that an agreement had been worked out between the Township Board and Mr. Stacy. It was the feeling of the Board that the east property line should be established before the variance is finalized. On that intention, Mr. Schlichter made a motion to grant approval of the requests contingent on the establishment of the east property line and the need for an easement from the adjoining property owner. This motion was seconded by Mr. Trom and passed unanimously.

The next petition on the agenda was a request from Richard Meyer for a variance of 130 feet from the Shoreland Ordinance to allow him to build a residence 70 feet from the normal high water mark of the Cedar River. Mr. Meyer owns Outlot 15 of the Woodhaven Subdivision which has almost completely been developed for residential use. The staff report and site investigation indicated that the buildable portion of the lot was inadequate to meet either the shoreland setback or the front yard setback. Previous development in the subdivision has established a setback of approximately 70 feet from the waters edge.

Mr. Buckley explained the proposed septic system, the location of it and the filling of a part of a ravine in which the system will be placed. He felt that there should be no adverse affect on either the adjoining property owners or the Cedar River. Indicating that the inadequate size of the lot, the substantial elevation of the lot and the established setbacks. Mr. Trom moved that the petition be granted allowing a residence to be placed at 70 feet from the normal high water mark provided that it is no closer than existing residential structures. This motion was seconded by Mr. Schlichter and passed unanimously.

Minutes were mailed previously and they were accepted as mailed. There being no further business, the meeting was adjourned at 5:15 P.M.

Respectfully submitted,



James Harberts, Secretary  
Mower County Board of Adjustment