

MOWER COUNTY BOARD OF ADJUSTMENT

Minutes of the Mower County Board of Adjustment

Members Present: Gary Braaten, Mary Kenyon, Joan Roe.

Members Absent: Don Olson.

Others Present: Walter Oswald, Marilyn Oswald, Daryl W. Franklin.

The special meeting of the Mower County Board of Adjustment was called to order by Vice-Chair Gary Braaten on Wednesday, April 1, 1998, at 1:30 p.m. at the Mower County Offices, 1105-¹/₂ NE 8th Avenue, Austin, Minnesota. Minutes of the March 25, 1998, meeting and the April 1, 1998, meeting will be approved at the next Board of Adjustment meeting.

Variance #366 - Marilyn Oswald and Walter Oswald - Variance from Section 14-50(h) of the Mower County Zoning Ordinance for an additional dwelling per quarter section in Section 34 of Adams Township. Reference was made to the site visit by the Board of Adjustment at 3:40 p.m. on March 25, 1998. Staff report was presented. Feedlot report was presented. Mr. Walter Oswald stated that the County was more interested in hogs than people and that the County doesn't want to keep the young people in the country. Mr. Oswald stated that Marilyn does farm work and she is a member of the family. After some discussion, a motion to approve Variance #366 because (1) the variance is in harmony with the spirit and intent of the ordinance because "common sense" states that the land has a low CER of over 60 but yet it is marginal, considering its slope, the smallness of size and the closeness to Iowa, (2) the variance is consistent with the Comprehensive Plan because there are no feedlots within 1,000 feet and common sense of the low rating of the CER, (3) there are practical difficulties and particular hardships shown because it is unreasonable for family members to not be able to pass land to family members and there is no opposition. The variance was approved with the following conditions:

1. Property can not be further subdivided in the future without another variance issued by Mower County.
2. A zoning permit and ISTS permit be issued for the new dwelling by December 31, 1999, or the variance is void.

The motion unanimously.

Other Business:

There being no further business, the meeting adjourned at 1:55 p.m. on a motion by Mary Kenyon, seconded by Joan Roe. The motion passed unanimously.

Respectfully submitted:


Daryl W. Franklin