

MOWER COUNTY BOARD OF ADJUSTMENT

Minutes of the Mower County Board of Adjustment – July 25, 2001

Members Present: Gary Braaten, Mary Kenyon, Michael Adams, Joan Roe

Members Absent: Harold Boverhuis

Others Present: Daryl W. Franklin

The regular meeting of the Mower County Board of Adjustment was called to order by Gary Braaten on Wednesday, July 25, 2001, at 2:10 p.m. at the Mower County Courthouse, Commissioners Room, 201 1st Ave NE, Austin, Minnesota.

Minutes of the June 27, 2001 meeting were approved as mailed on a motion by Mary Kenyon and seconded by Joan Roe. The motion passed unanimously.

Variance #439 – Ruth & Earl Hamilton – Variance from Section 14-50(h) 1 & 4 of the Mower County Zoning Ordinance to build an additional dwelling per quarter section and locate the home 800 feet from a feedlot instead of the required 1,000 feet and on land which has been tilled in the last five years located in NW ¼ N & S of Ditch and Creek, Section 19, Grand Meadow Township, Mower County, Minnesota. PIN #07-019-0030. Reference was made to the site visit by the Board of Adjustment at approximately 1:20 p.m. The Staff Report was presented, along with two letters signed by surrounding neighbors and Grand Meadow Township stating they had no objection to the Hamilton's building on the proposed site. Ruth & Earl Hamilton discussed the proposal and the letter prepared by Attorney Craig W. Johnson.

After some discussion a motion was made by Mike Adams and seconded by Joan Roe to approve Variance #439 with the following conditions based upon the testimony and the document from Mr. Johnson which will become part of the official record showing that the criteria for granting a variance has been met.

- 1) A zoning permit and ISTS permit must be issued for the new dwelling by December 31, 2003 or the variance is void.
- 2) No future subdivision of parcel without applying for and receiving a variance.

Roll Call

Gary Braaten - Yes
Michael Adams - Yes

Mary Kenyon - Yes
Joan Roe - Yes

Summary: 4 Yeas; 0 Nays. Motion passed unanimously.

Variance #440 – David D. Forland (The Old Mill) – Variance from Section 14-57(b) 1(a) of the Mower County Zoning Ordinance to construct a handicapped ramp and porch one foot from the new right-of-way instead of the required 25 feet on property located at 1.13 Ac. SE ¼ SW ¼ NE of Road, SW of River, Section 11, Lansing Township, Mower County, Minnesota. PIN #08-023-0120. Reference was made to the site visit by the Board of Adjustment at approximately 1:50 p.m. The Board also reviewed a preliminary drawing by the County Engineer. Staff Report was presented. Dave Forland discussed the proposal and the letter prepared by Attorney Thomas C. Baudler.

After some discussion a motion was made by Mike Adams and seconded by Joan Roe to table this request until the next Board of Adjustment meeting on August 29, 2001 to allow time to get a drawing of the proposed addition and to get the Mower County Board of Commissioners' position on the new right-of-way.

Roll Call

Gary Braaten - Yes
Michael Adams - Yes

Mary Kenyon - Yes
Joan Roe - Yes

Summary: 4 Yeas; 0 Nays. Motion passed unanimously.

There being no further business, the meeting adjourned at 2.58 p.m. on a motion by Mary Kenyon, seconded by Joan Roe. The motion passed unanimously.

Respectfully submitted,



/s/ Daryl W. Franklin

Daryl W. Franklin