

## **MOWER COUNTY BOARD OF ADJUSTMENT**

### **Minutes of the Mower County Board of Adjustment – June 26, 2002**

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

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, June 26, 2002, at 2:45 p.m. at the Mower County Courthouse, Commissioners Room, 201 1<sup>st</sup> Ave NE, Austin, Minnesota.

Minutes of the May 29, 2002, meeting were approved as mailed on a motion by Mary Kenyon and seconded by Joan Roe. The motion passed unanimously.

**Variance #459 – Missy & T.J. Bakken (Petitioner) and Evelyn Capelle (Owner) –**  
A variance from Section 14-50(1) of the Mower County Zoning Ordinance to build an additional home per quarter section of land on property located at: E ½ SE ¼ & NW ¼ SE ¼, Section 2, Racine Township, Mower County, Minnesota.  
PIN #15-002-0030.

Reference was made to the site visit by the Board of Adjustment at approximately 1:40 p.m. The Staff Report was presented. Missy & T.J. Bakken discussed the proposal and explained they want to purchase a portion of the property and build a new home.

**Statement from Public:** Bruce Bucknell, representing Racine Township, spoke and stated they have no problem with the variance proposal.

After some discussion, a motion was made by Joan Roe and seconded by Mary Kenyon to approve Variance #459 with the following conditions based upon the testimony and the document from Melissa & Tyrel Bakken 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, 2005 or the variance is void.
2. No future subdivision of parcel without applying for and receiving a variance.
3. Home must be at least 1,000 feet from any licensed feedlot.

**Role Call**

Gary Braaten - Yes  
Michael Adams – Yes

Mary Kenyon – Yes  
Joan Roe – Yes

Summary: 4 Yeas; 0 Nays Motion passed unanimously.

**Variance #460 – Edward Doherty (Petitioner) and Duane & Patricia Doherty (Owner)** – Variance from Section 14-50(h) 1 of the Mower County Zoning Ordinance to build an additional dwelling per quarter section on property located at: 25.10 Ac. Bldg. Site in SW ¼ NW ¼ & W ½ SW 1/4, Section 1, Racine Township, Mower County, Minnesota. PIN #15-001-0040.

Reference was made to the site visit by the Board of Adjustment at approximately 1:55 p.m. The Staff Report was presented. Edward Doherty discussed the proposal and explained they want to move a mobil home on the property and construct a new home later. There is a well present on the property.

**Statements from Public:** Bruce Bucknell, representing Racine Township, spoke and stated they have no problem with the proposed variance.

After some discussion, a motion was made by Mike Adams and seconded by Mary Kenyon to approve Variance #460 with the following conditions based upon the testimony and the document from Duane & Patricia Doherty 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, 2005 or the variance is void.
2. No future subdivision of parcel without applying for and receiving a variance.
3. Home must be at least 1,000 feet from any licensed feedlot.

**Roll Call**

Gary Braaten - Yes  
Michael Adams – Yes

Mary Kenyon – Yes  
Joan Roe – Yes

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

**Other Business:** A motion was made by Mike Adams and Joan Roe to set the following policy for future meetings. No phone calls will be accepted during a Board of Adjustment meeting. Any letters sent regarding a request must be notarized (except from a governmental agency). The motion passed unanimously.

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There being no further business, the meeting adjourned at 3:05 p.m. on a motion by Mary Kenyon and seconded by Joan Roe. The motion passed unanimously.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Daryl W. Franklin".

/s/ Daryl W. Franklin  
Daryl W. Franklin