

Mower County Planning Commission

County Court House
Austin, Minnesota 55912

The 177th regular meeting was called to order by Vice-Chairman Chesebrough September 25, 1973 with the following members present:

Richard Anderson
Dale Braaten
M. E. Chesebrough

Grace Dooley
Wm. Douty
Stella Jensen
LEE THOMPSON

John Kramer
Wm. Milbrath
Roger Peck
Dr. C. E. Stoike

Also present were James Elza, Daryl Franklin, Larry Landherr, Robert Shaw, Wallace Sieh and several people concerned with the petitions to be discussed.

Minutes of the last meeting were read and accepted as corrected to show the Joyce Cowan Petition officially withdrawn on a motion by Stella Jensen seconded by John Kramer.

Representatives from the Gaylord Winfeldt Plat area known as Shady Oaks Acres Plat answered questions concerning the plat. A motion by Stella Jensen seconded by Roger Peck to recommend approval of the plat as presented carried unanimously.

AV 13 from Mrs. Clara Meyer to permit construction of a corn storage bin 42 feet from the right-of-way of CSAH 16 was reviewed. A motion by Dale Braaten seconded by Wm. Douty to approve the variance carried unanimously because of the recommended changes in set-backs recommended to the County Commissioners. Dr. Stoike took over the meeting at this point.

SP 63 from Edward and Larry Kapperich to permit construction of a self-contained finishing house for 300 pigs on 6 acres located in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 3 Adams Township was presented with the Investigation Committee report. A motion by M. E. Chesebrough to accept the report and set October 16 for a hearing was withdrawn because this petition requires platting, and this information has not been received to date. After discussion a motion by Stella Jensen seconded by Dale Braaten the petition be approved subject to presentation of request for platting with formal requirements waived on the plat, and notification of adjacent property owners of the impending action, time and date to be set later. The motion carried. The Zoning Office will send the notices to the property owners.

AV 14 from St. Johns Lutheran Church, Elton for a variance of set-back required in the Zoning Ordinance to permit construction of an entrance to the church was reviewed. A motion by M. E. Chesebrough seconded by Grace Dooley to grant the variance carried unanimously.

Discussion took place on the proposed section to the Zoning Ordinance on Extraction of Earth Products. Ray Ondov and Wallace Sieh contributed to the discussion regarding the recommended set-back in the section. Mr. Ondov stated the set-back recommended was too great, denying property owners full use of their property; County Attorney Sieh felt the recommended set-back was protecting the road right-of-way. Larry Landherr suggested that burden of proof for set-backs

as to the safety factor of right-of-ways be on the property owner and application be made for a variance. A motion by M. E. Chesebrough seconded by Stella Jensen to table action on this section to the ordinance to allow more study on the suggested revision carried.

WSP 62 from Roger Bhend, Le Roy, to establish a feedlot on 62 acres located in SE $\frac{1}{4}$ Section 29 Le Roy Twp. was presented. A motion by M. E. Chesebrough seconded by Stella Jensen to accept the petition and refer it to the Investigation Committee and set a hearing for this and other business for October 16 carried.

Larry Landherr presented the inventory of illegal sewer outlets and will work further on a grid program to correct all outlets by a given time.

Suggested corrections to the Shoreland Management Ordinance to bring it into compliance with the Zoning Ordinance were presented. A motion by John Kramer seconded by Roger Peck to make the following recommendation to the County Commissioners carried unanimously:

"Delete Section 7.5 through 7.54 as it presently reads and adopt as follows:

7.5 PERMITS AND CERTIFICATE OF OCCUPANCY

7.51 Building Permit--as issued in accordance with current Mower County Zoning Resolution.

7.52 Other Permits

Permits for installing water and sewage disposal systems, and excavations intended for connection to a public water system, and the erection of signs in shore-land areas must also be obtained from the County Zoning Administrator or County Sanitarian, or their appointed inspector, before construction is begun.

7.53 Certificate of Occupancy--Issued in accordance with current Mower County Zoning Regulations."

It was brought to the attention of the Commission that the section on Building Permits and Certificate of Occupancy should be known as Section Seventeen-C to the Zoning Ordinance. A motion by Wm. Millrath seconded by Stella Jensen to submit this recommendation to the County Commissioners carried.

AV 15 from Ray Holst was accepted and referred to the Investigation Committee on a motion by M. E. Chesebrough seconded by Roger Peck. A new petition for special permit from Ron Tucker was received and referred to the Investigation Committee on a motion by Grace Dooley seconded by Stella Jensen. A verbal request from Mr. Hamilton, Sec. 3 Sargeant Township was described and received on a motion by Dale Braaten seconded by Wm. Douty.

Stella Jensen's birthday was recognized with presentation of a birthday cake and coffee.

The meeting adjourned.

Grace M. Dooley
Secretary