

Mower County Planning Commission

County Court House
Austin, Minnesota 55912

The 184th regular meeting was called to order May 28, 1974 by the chairman with the following members present:

Richard Anderson	Wm. Douty	Roger Peck
M. E. Chesebrough	John Kramer	Lee Thompson
Grace Dooley	Wm. Milbrath	

Daryl Franklin and Wm. Buckley were also present.

The first order of business was a hearing on CU 80 Wm. Malone to rezone 11.2 acres in Windom Township from Commercial to Rural to permit platting for residential use only. Daryl Franklin submitted an oral report for the Investigating Committee with a review of the previous change from Rural to Commercial and the reason for the request to rezone. A motion by Roger Peck seconded by Wm. Milbrath to accept the report and recommend approval of the petition to the County Commissioners carried unanimously. Preliminary Plat 74-7 Wm. Malone to plat the above mentioned property for residential use was taken under advisement. Correspondence from the County Sanitarian calling for larger lot sizes in some areas to accommodate septic systems in the areas bordering the creek, thereby reducing the number of lots in the plat. Mr. Malone agreed to have the plat redrawn and a motion by Wm. Milbrath seconded by Lee Thompson to table action on the petition until the revised plat is received carried unanimously.

Plat 74-15 Delbert J. and Mary E. Sampson to plat 5 acres in SE $\frac{1}{4}$ Section 33 Sargeant Township to divide the homestead from the farm was presented with the Investigation Committee report recommending approval of the preliminary plat. A motion by Lee Thompson seconded by Roger Peck to accept the report and recommend approval of the preliminary plat to the County Commissioners carried unanimously.

A/V 20 Glen Ellingson, Le Roy, requesting a variance from set-back regulations of the Zoning Ordinance to align the structure with existing buildings was presented with an oral Investigation Report given by M. E. Chesebrough, who stated that the Town Board approved and agreed to place a culvert for access to the property. A motion by Richard Anderson seconded by Wm. Douty to accept the report and approve the variance carried unanimously.

Plat 74-16 Geo. A. Hormel & Co to plat 3.641 acres of the Cook Farm to permit construction of a farm building distributorship. Discussion centered on a provision for a service road on the property as a safety feature for future development. A motion by Wm. Milbrath seconded by Lee Thompson to table action on the plat until the issue of a service road can be resolved between Hormel Co. and the County Engineer carried.

A letter of complaint from the County Sanitarian to Ernest Durst, 2611 4th Drive S.W. where a sewage discharge from the property enters the Cedar River illegally. After discussion with Mr. Durst a motion by Wm. Milbrath seconded by Grace Dooley to allow Mr. Durst 30 working days to correct the situation carried unanimously.

A complaint for illegal sewage discharge against Henry Waalken, Lansing Village was brought before the Commission. Mr. Waalken didn't feel the discharge could be coming from his system because his had been corrected and approved May 9, 1972. The County Sanitarian recommended that the tile be crushed and blocked to stop the flow. A motion by Roger Peck seconded by Wm. Douty that Mr. Waalken be given three calendar weeks to seal the tile carried.

A complaint for illegal sewage discharge in Rosenthal Addition, where the effluent drains into a slough which drains into the river. Many property owners were present to answer the complaint. Mr. Johnson, Asst. City Engineer, presented cost figures for annexation to Austin should the property owners choose this solution. The residents were instructed to make their own decision with the help of their town board, and a motion by Grace Dooley seconded by Richard Anderson to table further discussion until July 30 to allow the property owners time to develop a plan for correction carried unanimously.

Paul Giovannetti, R. R. 1, Austin appeared in person asking for approval of a variance from Shoreland Management Ordinance set-back to enable him to put an addition on his home. A motion by Roger Peck seconded by Wm. Milbrath that the Appeal be accepted and referred to the Investigation Committee.

A representative from Northwestern Bell Telephone Co. presented SP 68 and A/V 21 for permission to construct a power repeater building at a location at the intersection of TH63 and 16 and to place said building within the 90 foot set-back specified in the Zoning Ordinance. Procedure for handling such petitions was explained and a motion by Wm. Milbrath seconded by Lee Thompson to accept the petitions and refer to the Investigating Committee carried.

Plat 74-14 Donald Jacobson to plat 7 acres of homestead from a farm, which petition was tabled May 14 to obtain the owner's signature, was presented for action. A motion by Roger Peck seconded by Richard Anderson to recommend approval of the Plat to the commissioners carried unanimously.

The following petitions were received and referred to the Investigating Committee on a motion by Lee Thompson seconded by Wm. Douty:

SP 69 George Morse
P74-17 Luverne Kehret
A/V 22 Wayne Tapp

The request for funding for water and sewage through FHA by the Village of Lyle was reviewed. A motion by John Kramer seconded by Roger Peck that the Planning Commission advise the FHA of the review and approval of the request carried.

Minutes of the last regular and special meetings were read and accepted on a motion by Richard Anderson seconded by Roger Peck. Daryl Franklin reported on the progress of the petition for access by pedestrians and bicycles along IS90 between 21st and 28th Sts. N.E., stating that it had been referred to the Austin Mayor and the State Commissioner of Highways. A special meeting will be called June 11.

The meeting adjourned on a motion by Wm. Milbrath seconded by Roger Peck.

Grace M. Dooley
Secretary