

MOWER COUNTY PLANNING DEPARTMENT

September 1, 1992

Minutes of the Mower County Planning Commission Meeting

Members Present: Herb Hanson, Oliver Hillier, Greta Kraushaar, Meri Jo Lonergan, Gary Nemitz, Don Olson, Keith Voorhees, Bob Werner, Gary Braaten arrived at 7:45 p.m.

Members Absent: None.

Others Present: James Connell, Daryl W. Franklin, Lowell Franzen.

Chair Hanson called the meeting to order at 7:00 p.m. on Tuesday, September 1, 1992, in the Conference Room of the Mower County Courthouse in Austin, Minnesota. Minutes of the July 28, 1992, meeting were approved as mailed on a motion made by Gary Nemitz, seconded by Greta Kraushaar and passed unanimously.

Soil Erosion Ordinance. Lowell Franzen presented information to the Planning Commission on the proposed Soil Erosion Ordinance and requested that the Planning Commission recommend the County Board proceed with holding hearings. After some discussion, a motion was made by Gary Nemitz, seconded by Oliver Hillier to recommend that the County Board hold an out-county hearing and an Austin area hearing on the soil erosion ordinance and have members of the original soil erosion committee present to answer any question. The motion passed unanimously.

Conditional Use Permit #338 Ulland Brothers Inc. & Gerald Seavey for Renewal of a Conditional Use Permit for a gravel pit - Lansing Township Section 26, 20 Acres S 1/2 NE 1/4 Twp 103, R18W, Mower County, Minnesota. Staff report was read. After some discussion a motion was made by Don Olson and seconded by Keith Voorhees to recommend approval of Conditional Use Permit #338 to the Mower County Board of Commissioners, based upon the fact that the Planning Commission had found that the permit was in compliance with section 14-31 of the Mower County Code. The following conditions were recommended and placed on the conditional use permit:

1. The extraction of materials shall remain 300 feet from the creek.
2. There shall be no temporary stockpiling of materials in the floodway.
3. An approved, authorized, reflectorized "No Trespassing" sign will be posted at the entrance.
4. A \$10,000 performance bond must be posted with the County Auditor
5. This site shall no longer be used as a gravel pit by August 31, 1996.

The motion passed unanimously.

Conditional Use Permit #448 Terry Plath - Renewal of a conditional use permit for an agriculturally oriented business. Sale of snow plows, and operation of nursery and lawn service business in Austin Township, Section 13, R18W, Mower County, Minnesota. The staff report was read. After some discussion, a motion was made by Keith Voorhees and seconded by Don Olson to recommend approval of conditional use permit #448 to the Mower County Board of Commissioners based upon the facts of the Mower County Planning Commission had found the permit was in compliance with Section 14-31 of the Mower County Code. The permit to expire September 30, 1997. The motion passed unanimously.

Conditional Use Permit #451 Olgar L & Judy Himle - conditional use permit to do grading and filling in the shoreland and floodway areas of the Cedar River in Udolpho Township, Section 26, R18W, Mower County, Minnesota. The staff report was presented to the Planning Commission. Mr. Himle was present to answer any questions. He explained that some of the concrete was from a previous feeding floor in the area and other concrete had been brought in. After some discussion, a motion was made by Bob Werner and seconded by Keith Voorhees to recommend approval of conditional use permit #451 to the Mower County Board of Commissioners based upon the facts of the Mower County Planning Commission had found the permit was in compliance with Section 14-31 of the Mower County Code.

The following conditions were placed on the conditional use permit:

1. No Additional concrete shall be brought on site for disposal;
2. A minimum of two (2) feet of earthen fill shall be placed over concrete;
3. Area of earthen fill shall be seeded and protected from erosion in an acceptable manner.
4. Comply with MN Department of Natural Resources and Soil and Water Conservation District letters on this petition.

The motion passed unanimously.

Conditional Use Permit #449 Bruce Bucknell - conditional use permit, Mower County, Minnesota. A letter was presented to the Planning Commission from Mr. Bucknell to cancel his permit. A motion was made by Meri Jo Lonergan and seconded by Gary Braaten to accept the withdrawal of permit #449 by Bruce Bucknell. The motion passed unanimously.

Page 3

Mower County Planning Commission Minutes
September 1, 1992

Bill Carroll Sr. and Bill Carroll Jr. were present to discuss their requested modification of the County Code pertaining to junk yards and salvage yards. They presented a drawing showing their operation and also discussed the current code. They felt it was reasonable to allow a change to be made in the code. The Planning Commission discussed this issue and felt that it was not a question of changing the code because if you change the code you would open up a whole other opportunity for other situations for junk to accumulate within the county. After some discussion a motion was made by Gary Braaten and seconded by Don Olson that the Planning Commission table any decision until their October 27 meeting at 7:00 p.m. The motion passed unanimously.

Bob Werner stated that from his perspective the Carrolls have procedure that could be followed and that procedure would be to apply for a conditional use permit for a salvage yard to store demolition derby cars. From his perspective, this would be the logical way to do it instead of amending the code.

There being no further business, the planning commission meeting adjourned at 8:12 p.m. on a motion by Greta Kraushaar and seconded by Don Olson. The motion passed unanimously.

Respectfully submitted,



Daryl W. Franklin
Planning Director