

MINUTES-PLANNING COMMISSION/BOARD OF ADJUSTMENTS MEETING

TUESDAY JANUARY 12, 2016– 7:00 P.M. COMMISSIONERS ROOM, LYON COUNTY GOVERNMENT CENTER, (LAW ENFORCEMENT CENTER) MARSHALL, MN.

MEMBERS PRESENT: Chalmers, DeCock, Steen, Williams

OTHERS PRESENT: Anderson, Ritter, Biren, Springstead

Chalmers opened the meeting at 7:00 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

IDENTIFY ANY CONFLICT OF INTEREST: none

AMEND/APPROVE AGENDA: Approved as presented.

CORRECT/APPROVE MINUTES: Motion by Williams, second by Steen to approve as presented.

PLANNING COMMISSION: none

BOARD OF ADJUSTMENT: A Variance Request has been received by the Lyon County Planning and Zoning Administrator by David Biastock, to construct a home and accessory structures approximately 85 feet from the Ordinary High Water Level. The required setback is 150 feet from the ordinary high water mark of a natural environment lake. This request represents a 65 foot variance from the Ordinary High Water Level. The land is zoned Shoreland and is described as: Lots 7 and 8 Lochland Hills Addition, Lake Marshall Township, Lyon County, Minnesota.

Project was explained

Public comment – none was received (no one from the public in attendance)

Township – affidavit supporting the requests with no additional comment

Findings of Fact developed

DeCock moved, seconded by Steen to grant a setback variance to David Biastock, to construct a home and accessory structures approximately 85 feet from the Ordinary High Water Level. The required setback is 150 feet from a natural environment lake ordinary high water mark. This request represents a 65 foot variance from the Ordinary High Water Level. The land is zoned as Shoreland and is described as: Lots 7 and 8 Lochland Hills Addition, Lake Marshall Township, Lyon County, Minnesota. With the following stipulations:

1. That if any of the work performed as allowed by the granting of this variance is ever impacted or required to be removed, the cost of such impact shall be borne by the landowner, including removal and/or relocation of property and facilities.

2. Applicant must obtain a land use permit prior to construction.
3. Adopt Finding of Fact as part of this Motion.
4. A copy of this Motion shall be filed with the County Recorder's Office along with the legal description of the property. Additional fees to be paid by the applicant for the actual costs incurred by the county for the recording fees.

VOTING FOR: Chalmers, DeCock, Williams, Steen

OPPOSED:

ABSTAINED:

ABSENT: Ludeman

Discussion on 2016 Meeting dates, concern with November Election, suggested to move meeting a day earlier.

Adjourn: Motion by DeCock, second by Williams to adjourn meeting, motion passed unanimously

Respectfully submitted,

Planning and Zoning/
Board of Adjustments

John Biren, Lyon County Planning &
Zoning