

MINUTES-PLANNING COMMISSION/BOARD OF ADJUSTMENTS MEETING

Tuesday, October 13, 2020– 7:00 P.M., COMMISSIONERS ROOM, LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN. Due to the COVID 19 Virus, the meeting offered a call in option for board members and participants. Roll call voting utilized on land use decisions.

MEMBERS PRESENT: Louwagie, Steen, Meulebroeck, Willams, Crowely

OTHERS PRESENT: Biren, (Springstead via zoom)

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

All present recited the Pledge of Allegiance

Identify any conflicts of interest: None

AMEND/APPROVE AGENDA: Williams moved, seconded by Meulebroeck to approve the agenda as presented. All in favor, motion carried

Minutes for the September 8, 2020 meeting reviewed, moved, second by to approve the minutes as presented. All in favor motion carries.

BOARD OF ADJUSTMENTS: Gavin Laleman variance to construct a 900 head cattle shed approximately 1,161 feet from a neighboring dwelling. This is approximately 159' closer than the 1,320 minimum requirement.

Biren – Introduced Gavin Laleman to the board. Board packets were mailed on October 6; some of the members did not receive packets. Information was provided. Made the decision to call this a new feedlot. Based this decision on the definitions of existing and new feedlots. Used the states definition that suggests a feedlot needs to be in existence for a period of five consecutive years. Laleman' purchased the feedlot four years ago. Maps available did not provide evidence of the feedlot being in operation for a five-year consecutive period. Neither Lyon County nor the MPCA had registered or permit information regarding the feedlot. Showed maps of proposed project. .

Laleman – I gave John information to give to you regarding the site. (Maps were shown on the screen). Maps showing the location and elevations of the site were explained. The existing buildings and concrete are to be used as part of the operation.

Biren – Asked Laleman to explain why this site is the is the best option,

Laleman– Access, cost savings, the proposed location provides a more level site. The proposal is the best for my property.

Steen – Township comments?

Biren – Nothing

Biren – Highway department no comments on a good 10 ton paved road

Steen – Any comments from the public?

Nothing from the public

Discussion from the board

Developed finds of fact

_____ moved, seconded by _____ to grant a variance request to construct a 900 Head Cattle Shed approximately 159' closer than the 1320' minimum neighboring dwelling setback. This request represents a 1,161' variance request. The area representing the request is zoned agricultural. The property described as follows:

All that part of the East Half of the Southeast Quarter (E 1/2, SE 1/4) of Section Four (4), Township One Hundred Thirteen (113) North, Range Forty-one (41) West, Lyon County, Minnesota.

Parcel ID – 19-004002-3

With the following stipulations:

1. Must obtain a building permit prior to construction.
2. The purpose of which the variance was granted shall be undertaken by the applicant within 18 months of the granting of the variance. For good cause, the Zoning Administrator may grant an administrative extension of up to 12 months. Said extension shall be in writing. If the applicant fails to establish use of the variance within said time limits, the variance shall expire.
3. Adopt Findings of Fact as part of 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 : Louwagie, Steen, Meulebroeck, Willams

OPPOSED: None

ABSTAINED: None

ABSENT: Vanoverbeke

Laurel Steen, Planning Commission

John Biren, Lyon County P&Z Administrator