

MINUTES-PLANNING COMMISSION/BOARD OF ADJUSTMENTS MEETING

Tuesday, February 8, 2022 7:00 P.M. COMMISSIONERS ROOM, LYON COUNTY GOVERNMENT CENTER, MARSHALL, MN.

MEMBERS PRESENT: Louwagie, DeBaere, Sleiter, C. Olson

OTHERS PRESENT: Biren, Springstead, Crowley, Graupmann, Ryan Vandendriessche, Eric Vandendriessche

ABSENT: Meulebroeck

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

All present recited the Pledge of Allegiance

Election of 2022 officers – Chairman and Vice Chairman – Nomination by Louwagie, 2nd by DeBaere for Olson for Chairman. Motion by DeBaere, 2nd by Louwagie to nominate Olson for Chairman. All in favor, motion carried. Nomination by DeBaere, 2nd by Olson to nominate Meulebroeck for Vice Chairman. Motion by DeBaere, 2nd by Louwagie to nominate Meulebroeck for Vice Chairman. All in favor, motion carried.

Identify any conflicts of interest: Ken Louwagie

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

Minutes for the August 10, 2021 meeting reviewed, Louwagie moved, second by Sleiter to approve the minutes as presented. All in favor motion carries.

BOARD OF ADJUSTMENTS:

Biren: Reads Variance Permit Request from Vandendriessche Bros LLC

A REQUEST HAS BEEN MADE to the Lyon County Planning and Zoning Administrator by Vandendriessche Bros LLC for a Variance Request to construct 2 -48 foot diameter grain bins, Ninety (90) feet from the center of 240th Street. This is a Forty (40) foot variance request. The proposed construction involves modifications to an existing grain facility. It includes replacement of existing structures and new construction. The area representing the request is zoned agricultural. The property is described as follows:

All that part of the Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) in Section 29, Township 111 North, Range 40 West (Clifton Township), Lyon County, Minnesota.

Biren: Introduces Ryan Vandendriessche, Vandendriessche Bros LLC. Proceeds to explain project. Dryer is not considered part of the variance and classified as machinery.

Vandendriessche: Request for variance is primarily because we want to keep the bins in line and along a 10 ton road.

Biren: Any questions? Olson – This won't be any closer to the road than what is existing? Biren – correct

Open the floor to public comment - No comments.

Biren: Clifton Township board – town board has no concerns and will send in comment sheet.

Biren: Closes public comment. Moves to finding of facts.

Olson - Read through Findings of Facts

Board agrees with all findings of fact and answers yes to all of the findings of facts.

Biren – Read proposed motion for Board of Adjustments to grant a variance permit to construct 2 -48 foot diameter grain bins, Ninety (90) feet from the center of 240th Street. This is a Forty (40) foot variance request. The proposed construction involves modifications to an existing grain facility. It includes replacement of existing structures and new construction. The area representing the request is zoned agricultural. The property is described as follows:

All that part of the Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) in Section 29, Township 111 North, Range 40 West (Clifton 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. Must obtain a building permit prior to construction.
3. 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.
4. Adopt Findings of Fact as part of Motion.
5. 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.

Motion by Sleiter, 2nd by DeBaere to approve the variance permit request.

VOTING FOR: Sleiter, DeBaere, Olson - Motion carried.

ABSTAIN: Louwagie

ABSENT: Meulebroeck

PLANNING COMMISSION: None

Motion to adjourn by Sleiter second by DeBaere all in favor, motion carried.

Board of Adjustments/Planning Commission
Chair

John Biren, Lyon County P&Z Administrator