

CITY OF FIFTY LAKES
MINUTES OF THE PLANNING COMMISSION/BOARD OF ADJUSTMENT
January 5, 2010

The City of Fifty Lakes Planning Commission/Board of Adjustments monthly meeting was held on Tuesday, January 5, 2010 in the City Hall at 7:00 p.m. The following officers were present: Judy Hansen, Chairperson, Nancy Brooks, Jack Riordan and Jerry Olson and Tim Anick, Members. Jay Weinmann, Alternate Member, Greg Buchite, Council Liaison, Gordy Reller, Planning & Zoning Administrator and Ann Raph, Deputy Clerk. Also present Raymond Schrupp. Meeting was called to order at 7:00 p.m.

Additions or deletions to the agenda: Gordy Reller added Zoning Map Amendments to the agenda.

MOTION MADE BY MR. RIORDAN AND SECONDED BY MS. BROOKS TO APPROVE THE AGENDA. When polled: All members voted aye. Motion carried.

MOTION MADE BY MR. OLSON AND SECONDED BY MR. RIORDAN TO APPROVE THE DECEMBER 1ST, 2009 REGULAR MEETING MINUTES AS PRESENTED. When polled: All members voted aye. Motion carried.

Public Hearing:

Consideration of a Rezoning RZ-02-09. Raymond & Wendy Schrupp are requesting approval to rezone a parcel of land from Agricultural to Agricultural Residential (RZ-02-09). The property is located in the SE 1/4 of the SE 1/4, Section 26, Fifty Lakes, MN. Re: 220264400A00009, Township 138, Range 27, Fifty Lakes, MN. Property is 39 acres in area. Property is accessed from CSAH 3. Mr. Reller presented a power point and staff comments of the rezoning request. 1 letter was received for public comment with no objection. **MOTION MADE BY MS. BROOKS AND SECONDED BY MR. ANICK TO RECOMMEND TO THE COUNCIL THE APPROVAL OF REZONING RZ-02-09 FOR RAYMOND AND WENDY SCHRUPP A PARCEL OF LAND FROM AGRICULTURAL TO AGRICULTURAL RESIDENTIAL.** When polled: All members voted aye. Motion carried.

MOTION MADE BY MS. BROOKS AND SECONDED BY MR. RIORDAN TO ADJOURN THE PUBLIC HEARING. When polled: All members voted aye. Motion carried.

New Business: Nancy Brooks nominated Jerry Olson for chair. Mr. Olson respectfully declined. Jerry Olson nominated Tim Anick for chair. Tim Anick nominated Judy Hansen. Vote was taken by ballot for the position of chair. Judy Hansen received 3 votes, Tim Anick received 2 votes. **MOTION MADE BY MR. RIORDAN AND SECONDED BY MR. ANICK TO ACCEPT JUDY HANSEN AS CHAIR OF THE PLANNING COMMISSION/BOARD OF ADJUSTMENTS.** When polled: All members voted aye. Motion carried. Nancy Brooks nominated Jack Riordan as vice chair. **MOTION MADE BY MS. BROOKS AND SECONDED BY MR. OLSON TO ACCEPT THE NOMINATION OF JACK RIORDAN AS VICE CHAIR.** When polled: All members voted aye. Motion carried.

Gordy presented a 2010 meeting schedule and will email this to all members. Judy will be gone for the February meeting and Nancy will be gone for the March meeting.

Commission reviewed the board duties with some minor revisions. Gordy will take these to the council for review.

Gordy presented a memo regarding storage units. The city attorney is recommending a change in the city's ordinance that would only allow storage units in Industrial zoning. Gordy will put together his recommendation and bring it back to the commission in February.

Gordy informed the commission that right now there is no deadline on preliminary and final plats in the city's ordinance and is requesting this be revised. Gordy will put together his recommendations and bring them to the commission next month.

The zoning map of the City of Fifty Lakes has never been formally adopted by the City. Mn Statute states this should be done and any changes would be amendments to the map and also require approval. A recommendation from the commission for this can be taken to the council and a public hearing to adopt would need to be held.

Unfinished Business:

Gordy updated the commission on a wetland violation. The land owner did appeal this to a Technical Evaluation Panel for a second time and it was denied. Soil and Water will work with the landowner to make sure the restoration to the wetland is done accordingly.

Gordy presented information on shore land alterations and rip rap. Discussion followed. Gordy is recommending that the city begin issuing permits for any shoreland alterations three feet or more above the ordinary high water level. MOTION MADE BY MS. BROOKS AND SECONDED BY MR. OLSON TO TAKE THE RECOMMENDATION TO THE CITY COUNCIL THAT ALL SHORELAND ALTERATIONS REQUIRE A PERMIT. When polled: All members voted aye. Motion carried.

A new definition for temporary structures was reviewed including changing the title to temporary shelters. Gordy would like to send the new definition to the city attorney for him to review and will bring back his recommendation next month.

CUP's and IUP's. Gordy is proposing going through all the ordinances and determine when/where a CUP can be changed to an IUP. Gordy and Ann will work on this project, updating the commission as needed. Gordy reviewed the 5 variance questions that the BOA has decided not to use and would like to see these still used as a tool. Also, a Notice of Decision should be completed after the decision is made and given to the applicant at the meeting.

Citizens Forum: None

Adjournment: MOTION MADE BY MS. BROOKS AND SECONDED BY MR. OLSON TO ADJOURN. When polled: All members voted aye. Motion passed.

Meeting adjourned at 8:30 p.m.

Ann Raph, Deputy Clerk