



STATED MINUTES

City of Crosslake Planning Commission/Board of Adjustment

July 22, 2016
9:00 A.M.

Crosslake City Hall
37028 County Road 66
Crosslake, MN 56442

1. Present: Aaron Herzog, Chair; Joel Knippel; Mark LaFon; and Andy Holm
2. Absent: Dave Nevin, Vice-Chair and Matt Kuker
3. Staff: Chris Pence, Crow Wing County Land Services Supervisor; Jon Kolstad, Crosslake Land Services Specialist and Cheryl Stuckmayer, Technical/Administration Specialist
4. 6-24-16 Minutes & Findings – **Motion by LaFon; supported by Knippel to approve the minutes & findings as written. All members voting “Aye”, Motion carried.**
5. Old Business
 - 5.1 None
6. New Business
 - 6.1 Duane H & Karen R Boehler – Variance to cover existing deck
 - 6.2 Dorothy O Hayes – Variance for deck expansion, porch expansion & septic setback
 - 6.3 Temporary Family Health Care Dwellings
7. Adjournment

**Duane H & Karen R Boehler
141630030110009**

Commissioner Knippel has stepped down and will be a representative for the Boehler variance request.

Herzog announced the variance. Kolstad read the request, history of the parcel, no comments received and the surrounding parcel history into the record. Kolstad also stated that at the July 21, 2016 Planning Commission/Board of Adjustment on-site the neighborhood consisted of like structures. Discussion was held on the completed project results, appears, stormwater plan and neighboring projects dealing with setbacks. Herzog invited Boehler, the applicant and his representative Joel Knippel to the podium. Herzog opened and closed the public hearing with no response forthcoming. Herzog asked if any of the commissioners had additional questions, but none were presented. Herzog requested Kolstad to initiate the findings of fact procedure with the board members deliberating and responding to each question.

July 22, 2016 Action:

Motion by LaFon; supported by Holm to approve the variance for:

- 1. Lake setback of 45 feet where 75 feet is required to proposed covering of existing deck**

To construct:

- 128 square foot covering of existing deck**

Per the findings of fact as discussed, the on-sites conducted on 7-21-16 and as shown on the certificate of survey received at the Planning & Zoning office dated 6-24-16 for property located at 14608 Wolf Trail, Sec 16, City of Crosslake

Conditions:

- 1. Work with staff to implement the stormwater plan prepared by Stonemark Land Surveying dated 6-24-16 including temporary erosion control during construction**
- 2. Maintain the existing 15' no mow buffer per the shoreline rapid assessment model conducted on 7-13-16**

Findings: See attached

All members voting “Aye”, Motion carried.

**Dorothy O Hayes
141740000340009**

Herzog announced the variance. Kolstad read the request, history of the parcel, no comments received, and the surrounding parcel history into the record. Kolstad stated that at the July 21, 2016 Planning Commission/Board of Adjustment on-site the shoreline rapid assessment and stormwater plan was discussed and agreed upon by the Hayes along with the erosion control needs. Herzog invited Hayes, the applicant and his representative Whirley of RemWhirl to the podium. Whirley clarified that the 2013 deck addition was road side and existing structure is 56' from ordinary high water mark and not getting any closer. Herzog reiterated the July 21, 2016 Planning Commission/Board of Adjustment on-site discussion pertaining to the neighboring owned lot. Discussion was held on the stormwater plan and shoreline rapid assessment results, along with requested project requirements. Herzog opened the public hearing with no response, so the public hearing was closed. Herzog asked if any of the commissioners had additional questions, but none were forthcoming. Herzog requested Kolstad to initiate the findings of fact procedure with the board members deliberating and responding to each question.

July 22, 2016 Action:

Motion by LaFon; supported by Knippel to approve the variance for:

- 1. Lake setback of 53 feet where 75 feet is required to proposed deck expansion**
- 2. Lake setback of 58 feet where 75 feet is required to proposed post supported porch expansion**
- 3. Existing septic Tank setback of 5 feet where 10 feet is required to proposed post supported porch expansion**
- 4. Existing septic drainfield setback of 16 feet where 20 feet is required to proposed post supported porch expansion**

To construct:

- 185 square foot deck expansion**
- 154 square foot post supported porch expansion**

Per the findings of fact as discussed, the on-sites conducted on 7-21-16 and as shown on the certificate of survey received at the Planning & Zoning office dated 6-24-16 for property located at 34092 Sunrise Island Rd, Sec 30, City of Crosslake

Conditions:

- 1. Work with staff to implement the stormwater plan prepared by RemWhirl dated 6-23-16 including temporary erosion control during construction**
- 2. Implement and maintain a 20' no mow buffer per the shoreline rapid assessment model conducted on 7-13-16**

Findings: See attached

All members voting "Aye", Motion carried.

Temporary Family Health Care Dwellings

Pence presented and read into the record the Chapter 111 (SF2555) officially entitled the “Temporary Family Health Care Dwellings” bill, which has been referred to as the “Granny-pod” bill and is codified as Minnesota Statute 462-3593, its requirements, fee limits, time limits and examples of time lengths. He stated that the bill would be effective on September 1, 2016 unless the city council would choose to opt-out. Herzog gave several scenarios of possible time lengths of extending the use. Recommendation to city council to opt-out since it is not the direction Crosslake is going in the current city ordinance and is essentially covered in the Crosslake ordinance by the auxiliary cottage and/or auxiliary quarters.

July 22, 2016 Action:

Motion by LaFon; supported by Knippel to approve a recommendation to the city council to:

Opt-Out of Minnesota Statutes, Section 462.3593

All members voting “Aye”, Motion carried.

Matters not on the Agenda:

1. There were no matters not on the agenda

Motion by LaFon; supported by Knippel to adjourn at 9:55 A.M.

All members voting “Aye”, Motion carried.

Respectfully yours,

Cheryl Stuckmayer

Cheryl Stuckmayer
Technical/Administrative Specialist