City Hall: 218-692-2688 Planning & Zoning: 218-692-2689 Fax: 218-692-2687



13888 Daggett Bay Rd Crosslake, Minnesota 56442 www.cityofcrosslake.org

## CITY OF CROSSLAKE

#### PLANNING COMMISSION/BOARD OF ADJUSTMENT

December 15, 2023 9:00 A.M. Crosslake City Hall 13888 Daggett Bay Rd, Crosslake MN 56442 (218) 692-2689

## **PUBLIC HEARING NOTICE**

Applicant: Greg & Barbara Johnson

Authorized Agent: N/A

Site Location: 17181 Greer Lake Rd, Crosby, MN 56441 on Greer Lake - RD

#### Variance for:

- Lake setback of 82 feet where 100 feet is required to proposed dwelling
- Lake setback of 77 feet where 100 feet is required to proposed deck

To construct:

- 2,507 square foot dwelling with a covered porch
- 331 square foot deck

### **After-the-Fact Variance:**

- Road right-of-way setback of 34.4 feet where 35 feet is required to existing garage
- 28.4 x 28.5 existing garage per survey where 28x28 was permitted

**Notification:** Pursuant to Minnesota Statutes Chapter 462, and the City of Crosslake Zoning Ordinance, you are hereby notified of a public hearing before the City of Crosslake Planning Commission/Board of Adjustment. Property owners have been notified according to MN State Statute 462 & published in the local newspaper. Please share this notice with any of your neighbors who may not have been notified by mail.

**Information:** Copies of the application and all maps, diagrams or documents are available at Crosslake City Hall or by contacting the Crosslake Planning & Zoning staff at 218-692-2689. Please submit your comments in writing including your name and mailing address to Crosslake City Hall or (crosslakepz@crosslake.net).

## **STAFF REPORT**



## Property Owner/Applicant: Greg & Barbara Johnson

Parcel Number(s): 14360511

Application Submitted: November 16, 2023

Action Deadline: January 14, 2024

City 60 Day Extension Letter sent / Deadline: NA / NA

Applicant Extension Received / Request: NA / NA

City Council Date: NA

## Authorized Agent: N/A

## Variance for:

- Lake setback of 82 feet where 100 feet is required to proposed dwelling
- Lake setback of 77 feet where 100 feet is required to proposed deck

## To construct:

- 2,507 square foot dwelling with a covered porch
- 331 square foot deck

## After-the-Fact Variance for:

- Road right-of-way setback of 34.4 feet where 35 feet is required to existing garage
- 28.4 x 28.5 existing garage per survey where 28x28 was permitted

## Current Zoning: Shoreland District

Existing Impervious Coverage:	<b>Proposed Impervious Coverage:</b>
5.3%	19.1%

- A stormwater management plan was submitted with the variance application
- Septic design was submitted with the variance application

## Parcel History:

- Greer Lake Homesites established in 1988
- 10' x 6' Replace and addition/patio to deck
- September 2002- 28' x 28' Garage
- December 2017 Dirt moving in SIZ1

## Agencies Notified and Responses Received:

County Highway Dept: N/A

DNR: No comment received before packet cutoff date

City Engineer: N/A

Lake Association: No comment received before packet cutoff date

Crosslake Public Works: No comment received before packet cutoff date

### Crosslake Park, Recreation & Library: N/A Concerned Parties: No comment received before packet cutoff date

## **POSSIBLE MOTION:**

To approve/table/deny the variance to allow:

- Lake setback of 82 feet where 100 feet is required to proposed dwelling
- Lake setback of 77 feet where 100 feet is required to proposed deck

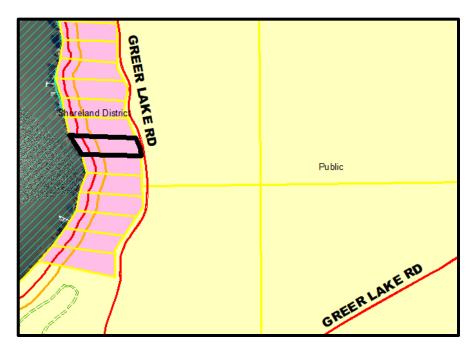
To construct:

- 2,507 square foot dwelling with a covered porch
- 331 square foot deck

To approve/table/deny the After-the-Fact Variance for:

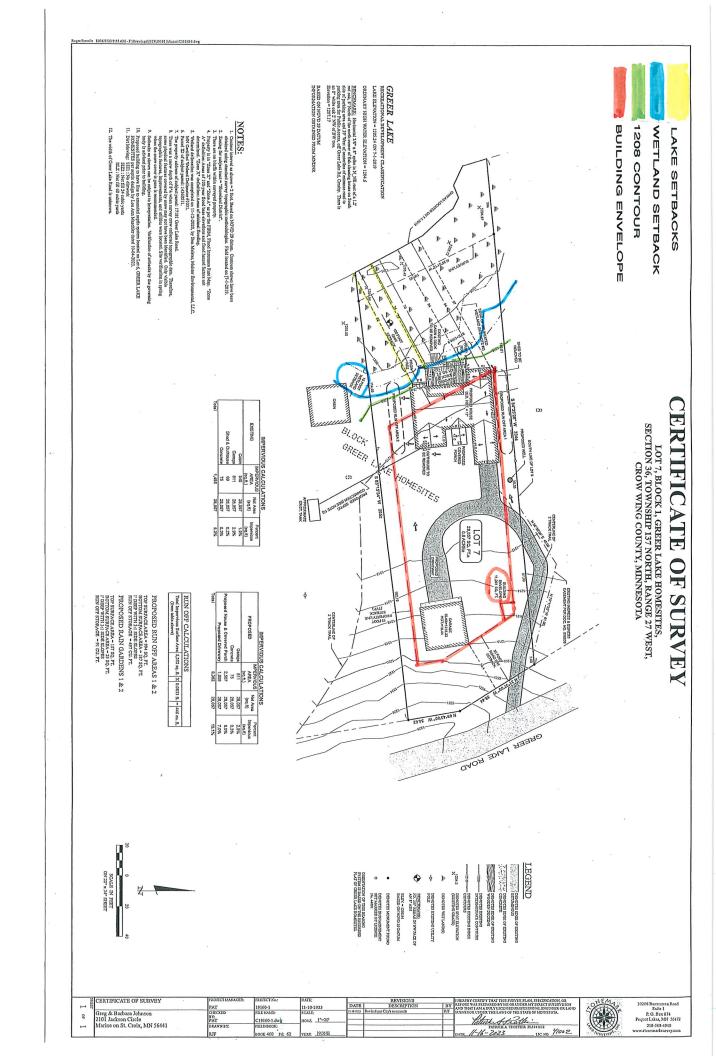
- Road right-of-way setback of 34.4 feet where 35 feet is required to existing garage
- 28.4 x 28.5 existing garage per survey where 28x28 was permitted

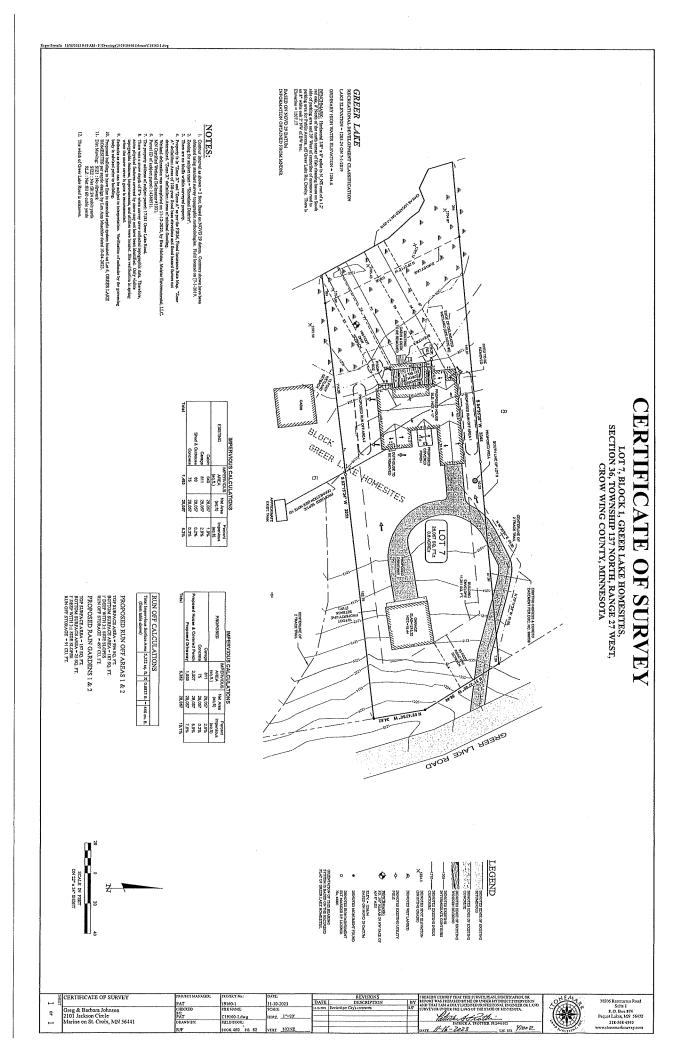
As shown on the certificate of survey dated 11-16-2023

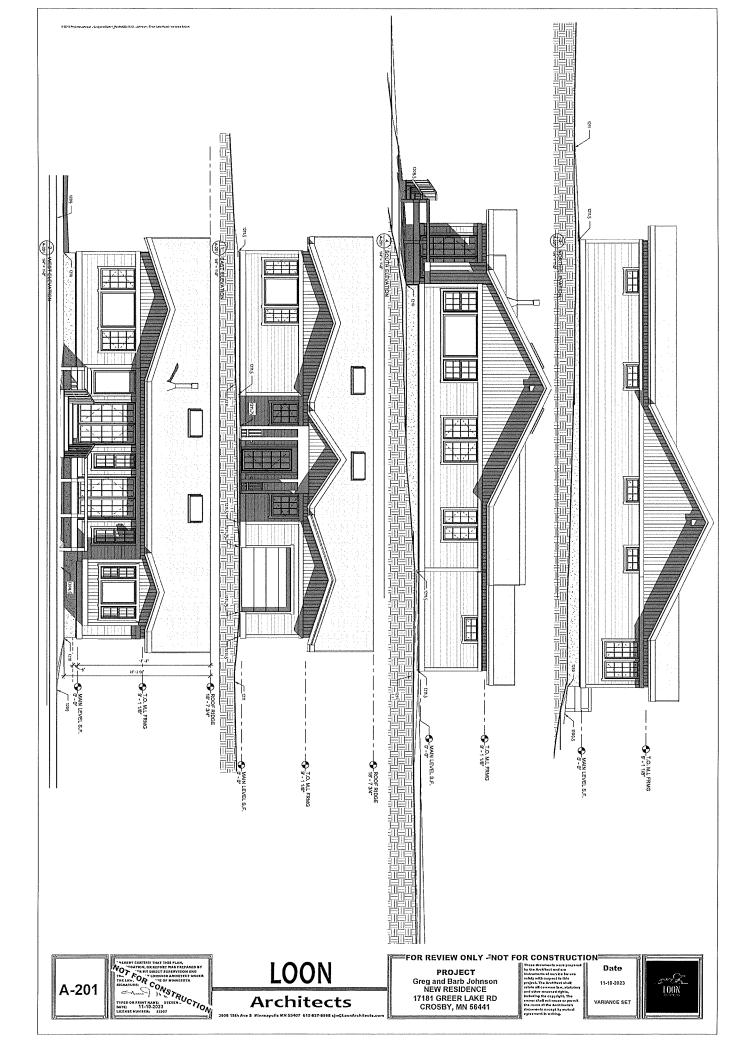


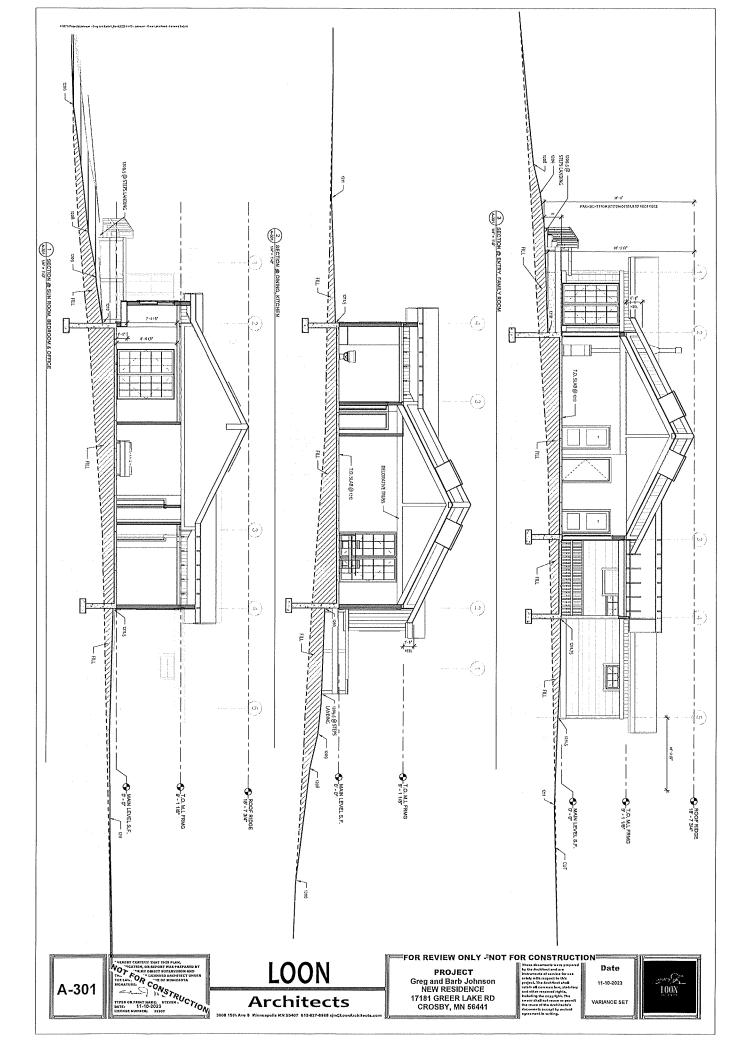












Crow Wing County Pressure Bed/	Trench wit	th Pum <sub>I</sub>	) Design	l
Property Owner: Greg & Barbara Johnson		Date: 1	0/04/202	3
Mailing Address: 2101 Jackson Circle				
City: Marine on St. Criox State: Marine Stat	MN	Zin: 550	)47	
Home Phone Number:	Cell: 651-39			
Site Address: 17181 & 17193 Greer Lake Ro				
		7 567	1/1	
City: Crosby State: Market State: Market State: Market State: State: Market State: Sta				
Legal Description: Lots 6 & 7 Block 1 Greer I	Lake Homes	ites		
Sec: <u>36</u> Twp: <u>137</u> Range: <u>27</u>	Twp Nan	ne: Cross	slake	
Parcel Number: 14360511 & 14360512				
Lake/ River: Greer Lake	Lake/River C	Classificat	ion: RD	
Flow Data	Estimated	Flow in Ga	lons per Da	
Number of Bedrooms: 3	Bedrooms	Class 1	Class II	Class III
Dwelling Classification:	2	300	225	180
	3	450	300	218
5 51	4	600	375	256
GPD: <u>450</u>	5 6	900	450 525	<u>294</u> 332
Wells	7	1050	600	370
Dccp Well: Existing Deep	8	1200	675	408
Shallow Well: Select One				
Wells to be sealed (if applicable)?				
Setbacks				
Tank(s) to: Well 50' Drainfield to: Y	Well <u>150'</u>	Sewe	er Line to	well: <u>50'</u>
	ouse <u>50'</u>		Air Test: 1	No 💽
Property Line 50' Property	Line <u>50'</u>			
	to change pa	blic tank to meet i	iza roguiroments	
Additional System Notes and Information	tion:		0 1	
for 3 bedrooms to existing 1 bedroom cabin and rep				
cabin. 10 x 50 pressure bed in compliance and me	ets size require	ments for	3 bedroom	8
Designer Name: LouAnn Maschler	L	icense Nu	umber: <u>22</u>	.64
Address: 16333 County Road 142				
City: Brainerd State: Mn		Zip: <u>56</u>	401	
Home Phone Number:	Cell: 218-83	9-3042		
E-Mail Address: lamaschler@gmail.com				
Designer Signature: Noulan Mass	chler	Da	te: <u>10/04</u>	1/2023

## **Crow Wing County Pressure Bed/Trench with Pump Design**

Parcel Number: 14360511 & 14360512 Property Owner: Greg & Barbara Johnson

**Tank Sizing** 1500 A. Septic Tank Capacity: Gallons Tank Type: 2 Compartments Filter: No Y Garbage Disposal/Basement Lift Station: Select One 500 B. Pump Tank Capacity: Gallons (7080.2100) a. Alarm Type: Electric Y Absorption Width Ratio Table Soils Texture SSF AWR Sand 0.83 1.00 C. Depth to Restricting Layer: ft. Fine Sand 1.67 2.00 D. Native SSF: SSF Value Sandy Loam 1.27 1.52 (Perc. Rate [Optional] MPI) Loam 2.00 1.67 Silt Loam 2.002.40 \*\*Enter GPD next to the type of system\*\* Clay Loam 2.20 2.67 **Rock Trenches**  $\underline{\qquad} GPD \times D = \underline{\qquad} 0.0 \quad sq. ft.$ Cubic Yards of Rock: 0.0 yds<sup>3</sup> E. 6 in. Trench Depth  $GPD \times D \times .8 = 0.0$  sq. ft. Cubic Yards of Rock: 0.0 vds<sup>3</sup> F. 12 in. Trench Depth  $GPD \times D \times .66 = 0.0$  sq. ft. 0.0 G. <u>18 in. French Depth</u> Cubic Yards of Rock: yds<sup>3</sup>  $\text{GPD} \times \text{D} \times .6 = 0.0$  sq. ft. 0.0 yds<sup>3</sup> H. 24 in. Trench Depth Cubic Yards of Rock: I. Divide (E-H) by Trench Width for lineal feet: 0.0 + 3 0.0 **Chamber Trenches** Dimensions of one chamber (L x W):  $^{1.0}$  ft.  $\times$   $^{3.0}$  ft. J. Brand:  $\mathbf{GPD} \times \mathbf{D} = 0.0$  sq. ft. K. 6-11 in. Chamber Depth GPD  $\times$  D  $\times$  .8 = 0.0 sq. ft. L. 12 in. Chamber Depth M. Select from (K-L) if installing Chamber Trenches: 0.0 N. Divide (M) by Trench Wigh for lineal feet: ÷ 1 0.0 Lineal Feet O. Total Chambers Needed (Round Up): 0.0 Chambers **Pressure Beds**  $GPD \times D = 0.0$  sq. ft. P. Pressure Bed 1.0 ft.  $\times$  0.0 ft. **B**ed Dimensions a. Cubic Yards of Rock Bed Length × Bed Width × Rock Depth 1 ft.  $\div 27 = 0.0$  yds<sup>3</sup>

Additional System Notes and Information: to change septic tank to meet size requirements

for 3 bedrooms to existing 1 bedroom cabin and replace cabin at 17181 with new 2 bedroom cabin. 10 x 50 pressure bed in compliance and meets size requirements for 3 bedrooms

10/04/2023 Date:

**Designer's Initials:** 

Septic Tank Capacity				
Bedrooms	Minimum	GD/BL		
3 or less	1,000	1,500		
4 or5	1,500	2,250		
6 or 7	2,000	3,000		

## **Crow Wing County Pressure Bed/Trench with Pump Design**

Parcel Number: 14360511 & 14360512 Property Owner Greg & Barbara Johnson	Date	e: <u>10/(</u>	04/2023	
Determine Pump Capacity	Designer'	s Initials	:	
1) Gravity Distribution Pump Capacity Range: 10 - 45 GPM		Table 1		
*Skip to Pump Head Requirements if pumping to gravity	Perforation	T		/perf.
	Ft. of	7/32 Pei		Perf
2) Pressure Distribution:	Head	Diamete		imete
a) Number of laterals: Page 1 of 2	2.0	0.56 in. 0.80 in.		<u>4 in.</u> 4 in.
b) Lateral Size:in.		1 0.00		
c) Perforation spacing: <u>1.0</u> ft.		Table 2		
d) Check Table 4 to see the maximum number of perforations per lateral.	Friction	Loss in P		ipe
3) Lateral Length (choose):	Flow (GPM	) 1.5"	2"	3
	20	2.47	0.73	0.
a) End manifold: rock bed length: $0.0 - 2$ ft. $\neq -2.0$ ft.	25	3.73	1.11	0.
b) Center manifold: rock bed length /2: $0.0 - 1$ ft. = $-1.0$ ft.	30	<u> </u>	2.06	0.1
c) Choose 3a or 3b: ft.	40	8.91	2.64	
4) Total Perforation Determination:	45	11.07	3.28	0.
a) Length (3c) ÷ Spacing (2c): $1.0 + 1 = 1.0$ Perforations / Lateral	50	13.46		0.
b) (4a): $1.0 \times (2a)$ : =0.0 / Total Number of Perforations	55		4.76	+
	60		5.60 6.48	
c) Select perforation discharge from Table $1 = 0.00$ GPM/Perf.	70		7.44	
d) (4b): $0.0 \times (4c)$ : $0.00 \qquad GPM/Perf. = 0.0 \qquad GPM$	Use 1.0 for sing	gle homes, 2.0	for everyt	hing e
PUMP HEAD REQUIREMENTS				
5) Elevation difference:		Table 3		
a) Elevation difference between pump and point of dischargeft.		e of Liqu	id in Pip al/Ft.	)e
b) If pumping to a pressure distribution system, (5a) $+5 = 5.0$ ft.	Pipe Diame		078	
	1.5 in.	0.	~	
c) Choose 5a if pumping to gravity or 5b for pressure:ft.	2.0 in.	0.	17	
6) Friction loss:			<b></b>	
a) Select a value from Table 2:ft. / 100 ft. of pipe		Table 4		
b) Pipe length to drainfield:ft. $\times 1.25 = 0.0$ ft.	]  r	erforation		
c) (6a): × (6b): ÷ 100 = Total Friction Loss	Perf. Spacing	1.25" Pipe	1.5" Pipe	2" Pip
7) Drainback:	2.5 ft.	14	18	28
a) Actual Pipe lengthft. $\times \frac{0.00}{2}$ gal/ft. (Table 3) =00 gal	3 ft.	13	17	26
8) (5c):ft. + (6c):ft. =00 Total Head Required	3.3 fì.	12	16	25
	4 ft.	11	15	23
9) Minimum Pump Size $0.0$ GPM (4d) & $0.0$ ft. of dynamic head (8)	<u>5 ft.</u>	10	14	22

## **Crow Wing County Pressure Bed/Trench with Pump Design**

Parcel Number: 14360511 & 14360512 Property Owner: Greg & Barbara Johnson Date:

Date: 10/04/2023

				Designe	r's Initials:
Proposed Sit	te Boring #1				nadau
Depth (in)	Texture	Coarse Frag. %	Color	Structure	Redox
					4
				/	

Depth (in)	te Boring #2 Texture	Coarse Frag. %	Color		Structure	Redox
·····						
					7	
				/		

Depth (in)	te Boring #1 Texture	Coarse Frag. %	Color	Structure	Redox
Depth (iii)					
			//		
			1		

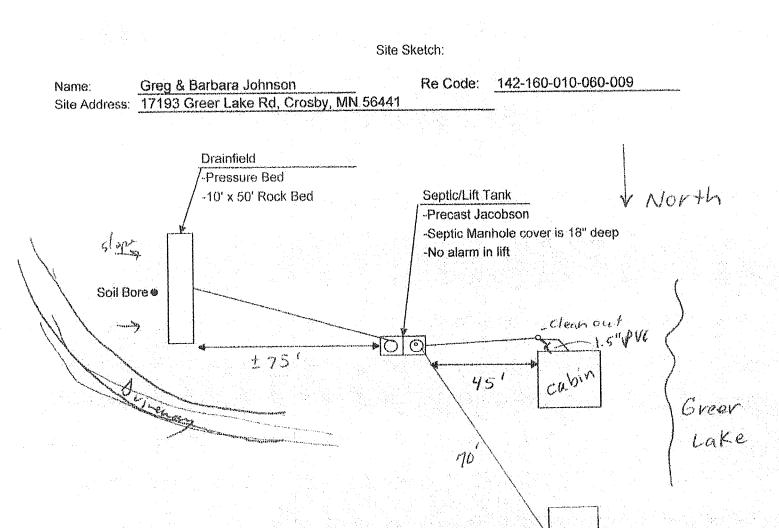
Ϊ

Depth (in)	te Boring #2 Texture	Coarse Frag. %	Color	Structure	Redox
I					
		/			
		/			

Soil Sizing Factors/Hydraulic Loading Rates								
Perc. Rate	Texture /	SSF	HLR	Perc. Rate	Texture	SSF	HLR	
<0.1	Coarse Sand	•		16 to 30	Loam	1.67	0.60	
0.1 to 5	Sand /	0.83	1.20	31 to 45	Silt Loam	2.00	0.50	
0.1 to 5	Fine Sand	1.67	0.60	46 to 60	Clay Loam	2.20	0.45	
6 to 15	Sandy Loam	1.27	0.78	> 60	Clay Loam	****	0.24	

	/ Description of S	Description of Soil Treatment Areas				
		Proposed Site		rnate Site		
Disturbed Areas? /						
Compacted Areas? /						
Flooding Potential? /						
Run-on Potential? /		·····				
Limiting Layer Depth	Proposed #1:	Proposed #2:	Alternate #1:	Alternate #2:		
Slope % and Direction						
Landscape Position						
Vegetation Types						
Soil Texture						
Soil Sizing Factor						

	Crow Wing Coun	·		Pump Design	
Parcel Number:	14360511 & 14360512 Pro	perty Owner: Greg & Barb	ara Johnson	Date:	10/04/2023
Please Draw to S	cale with North Arrow to	top or Left Side of Pag	ė		
W S E	Click in the sketch Drawing tools a	a area below to import are also available in the	an existing sketc comments Too	h (PDF or JPG for lbar of Adobe Rea	rmat). der. N
Then Lake	Calin Proprie	No contraction of the second s	]]	pressure here	a SUS
	which have	je re	2250 Cor	ting 1350 nbo, add	olorm
Wells within 10		Proposed): Disturbed/Compacted Component Location OHW Lot Easements	F	Access Route for Ta Property Lines Structures Setbacks	ank Maintenance
Elevations: Benchmark Elev Elevation of Sev Tank Inlet Eleva Drainfield Eleva	vation: ver Line at House: ation: ation:			Elevation: • Elevation:	• 
Designer Signat	ure: Laulenn,	Maschler	Date:	License Num	ber: <u>2264</u>
	, SSTS Mana Minnesota Pollution Control /	SUBMIT COMPLET gement Plan required to B Agency Rules Sections 7082.0600 S	be submitted with the	n <b>is design</b> stion 7082.0100 Subpart3.	l rovisod 4/S



Soil Borings (BR #): Locate each boring on the map above, indicate on the right of the column the soil texture, structure, color, depth of each different soil type, evidence of mottling, bedrock and standing water. Also, indicate if the material is fill.

			SB #1	
0	н.	6."	Sandy Loam	
6	и –	16 "	Loamy Sand	
16	n	60 "	Sand to Loan	ny Sand

10YR 2/2 10YR 3/3 10YR 4/4-5/4

SB #2

10/23/2017

60" Bottom of Soil Boring 24" Bottom of Drainfield

36" of Seperation RECORD DEPTH OF MOTTLING, SEASONAL, SEASONAL HIGH WATER (AS INDICATED USING THE MUNSELL COLOR BOOK) OR BEDROCK ON ABOVE LINES

Comments:

What needs to be completed to bring the above system into compliance if found not in compliance? Nothing

### **Map Unit Description (MN)**

Crow Wing County, Minnesota

[Data apply to the entire extent of the map unit within the survey area. Map unit and soil properties for a specific parcel of land may vary somewhat and should be determined by onsite investigation]

# 6-5D--Gerrish-Hapludalfs-Hegberg-Eutrudepts complex, pitted, 10 to 20 percent slopes

#### Gerrish

*Extent:* 15 to 45 percent of the unit *Landform(s):* moraines on till plains *Slope gradient:* 10 to 20 percent *Parent material:* sandy and gravelly outwash *Restrictive feature(s):* greater than 60 inches *Flooding:* none *Ponding:* none *Drainage class:* somewhat excessively drained Soil loss tolerance (T factor): 5 Wind erodibility group (WEG): 2 Wind erodibility index (WEI): 134 Kw factor (surface layer) .20 Land capability, nonirrigated 7s Hydric soil: no Hydrologic group: A Potential for frost action: low

Representativ	ve soil profile	Texture	Permeability	Available water capacily	pН
A	0 to 4 in	Loamy sand	rapid	0.35 to 0.43 in	4.5 to 6.5
Bw1	4 to 14 in	Loamy sand	rapid	0.72 to 0.92 in	5.1 to 6.5
Bw2	14 to 25 in	Sand	rapid	0.43 to 0.64 in	5.1 to 6.5
E and Bt	25 to 50 in	Sand	rapid	1.26 to 2.02 in	5.1 to 6.5
C	50 to 79 in	Gravelly coarse sand	very rapid	0.29 to 0.86 in	5.6 to 7.3

#### Hapludalfs

Soil loss tolerance (T factor): 4			
Wind erodibility group (WEG): 5			
Wind erodibility index (WEI): 56			
Kw factor (surface layer) .24			
Land capability, nonirrigated 3s			
Hydric soil: no			
Hydrologic group: B			
Potential for frost action: moderate			

Representative soil profile	e: Texture	Permeability	Available water capacity	рН
A – 0 to 5 in	Loam	moderate	0.66 to 1.13 in	4.5 to 6.0
E1 5 to 10 in	Sandy loam	moderate	0.72 to 1.13 in	4.5 to 6.0
E2 10 to 31 in	Cobbly loamy sand	rapid	1.88 to 2.30 in	2.1 to 6.0
2Bt 31 to 70 in	Very cobbly coarse sandy loam	moderately rapid	5.17 to 8.75 in	5.6 to 6.5
2C 70 to 79 in	Loam	moderate	0.33 to 0.74 in	5.6 to 7.3

A Natural Resources

Tabular Data Version: 10 Tabular Data Version Date: 09/19/2016 This report shows only the major soils in each map unit

#### Map Unit Description (MN)

Crow Wing County, Minnesota

# 6-5D--Gerrish-Hapludalfs-Hegberg-Eutrudepts complex, pitted, 10 to 20 percent slopes

#### Eutrudepts, coarse-loamy

······································				
Extent: 15 to 35 percent of the unit	Soil loss tolerance (T factor): 3			
Landform(s): moraines on till plains	Wind erodibility group (WEG): 5			
Slope gradient: 10 to 20 percent	Wind erodibility index (WEI): 56			
Parent material: coarse-loamy glaciofluvial deposits over sandy and gravelly outwash	Kw factor (surface layer) .32			
Restrictive feature(s): greater than 60 inches	Land capability, nonirrigated 3s			
Flooding: none	<i>Hydric soil:</i> no			
Ponding: none	Hydrologic group: B			
Drainage class: well drained	Potential for frost action: moderate			

Representative soil profile:	Texture	Permeability	Available water capacity	pН
A 0 to 6 in	Loam	moderate	0.61 to 0.88 in	4.5 to 6.0
Bw 6 to 25 in	Sandy loam	moderate	2.12 to 3.09 in	5.1 to 6.0
2E and Bt 25 to 50 in	Loamy fine sand	rapid	1.28 to 2.05 in	5.1 to 6.5
2BC 50 to 79 in	Very gravelly sand	very rapid	0.57 to 1.70 in	5.6 to 7.3

This report provides a semitabular listing of some soil and site properties and interpretations that are valuable in communicating the concept of a map unit. The report also provides easy access to the commonly used conservation planning information in one place. The major soil components in each map unit are displayed. Minor components may be displayed if they are included in the database and are selected at the time the report is generated.



A Natural Resources

This report shows only the major soils in each map unit

# Subsurface Sewage Treatment System Management Plan

Property Owner:Greg & Barbara Johnson	Phone: 651-398-6045	Date: 10/04/2023	
Mailing Address: 2101 Jackson Circle	City: Marine on St Croix	Zip:	55047
Site Address: 17193 Greer Lake Road	City:Crosslake	Zip:	56442

This management plan will identify the operation and maintenance activities necessary to ensure long-term performance of your septic system. Some of these activities must be performed by you, the homeowner. Other tasks must be performed by a licensed septic service provider.

System Designer:	check every		months.
Local Government:	check every		months.
State Requirement:	check every	36	months.

My System	needs to	be checked
every	36	_months.

Homeowner Management Tasks

Leaks - Check (look, listen) for leaks in toilets and dripping faucets. Repair leaks promptly. Surfacing sewage - Regularly check for wet or spongy soil around your soil treatment area. Effluentfilter – Inspect and clean twice a year or more.

Alarms – Alarm signals when there is a problem. Contact a service provider any time an alarm signals. Event counter or water meter – Record your water use.

-recommend meter readings be conducted (choose one: Daily O Monthly O Yearly O

#### Professional Management Tasks

- $\epsilon$  Check to make sure tank is not leaking
- € Check and clean the in-tank effluent filter
- € Check the sludge/scum layer levels in all septic tanks
- € Recommend iftank should be pumped
- € Check inlet and outlet baffles
- $\epsilon$  Check the drainfield effluent levels in the rock layer
- € Check the pump and alarm system functions
- $\epsilon$  Check wiring for corrosion and function
- ${f \epsilon}$  Check dissolved oxygen and effluent temperature in tank
- ${f f eta}$  Provide homeowner with list of results and any action to be taken
- € Flush and clean laterals if cleanouts exist

"I understand it is my responsibility to properly operate and maintain the sewage treatment system on this property, utilizing the Management Plan. If requirements in the Management Plan are not met, I will promptly notify the permitting authority and take necessary corrective actions. If I have a new system, I agree to adequately protect the reserve area for future use as a soil treatment system."

Property Owner Name:	Greg & Barbara Johnson	10/04/2023
- Designer Signature:	au Con Masaplu	10/04/2023
	, i i i i i i i i i i i i i i i i i i i	

See Reverse Side for Home Owner Management Log

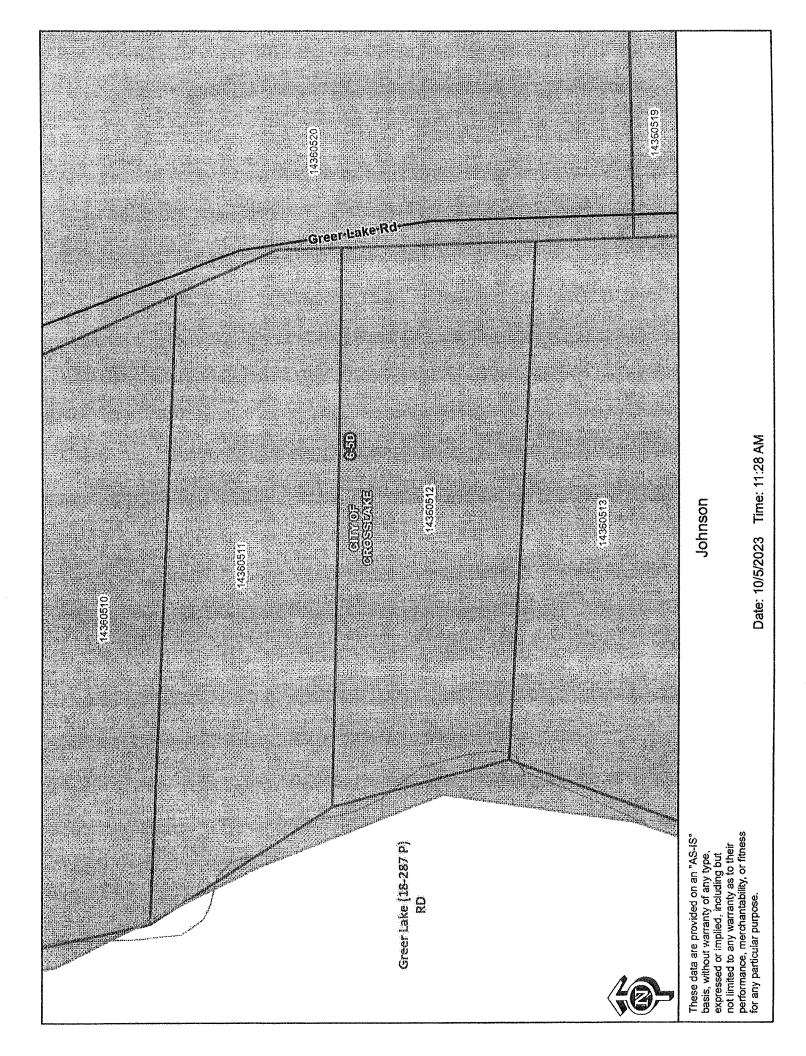
## Home Owner Maintenance Log

Activity			Date	Acc	ompli	shed	
Check frequently:							
Leaks: check for plumbing leaks							
Soil treatment area check for surfacing							
Lint filter: check, clean if needed							
Effluent screen: if owner-maintained							
Water usage rate (monitor frequency	)						
Check annually:		·					
Caps: inspect, replace if needed							
Sludge & Scum/Pump							
Inlet & Outlet baffles							
Drainfield effluent leaks							
Pump, alarm, wiring							
Flush & clean laterals if cleanouts exists							
Other:							
Other:							

Notes:\_\_\_\_\_

Mitigation/corrective action plan:\_\_\_\_\_

P:\PZSHARE\Forms\SSTS Management Plan.docx



Hello Cheryl, can you please make the ad	dministrative amendment to variance request 230285V per				
the following. Add to packet:					
•ATF findings					
Thank you!	<ul> <li>put on application</li> </ul>				
Peter •put on agenda					
	•put on request				

From: grjmn51@gmail.com [mailto:grjmn51@gmail.com]
Sent: Friday, December 1, 2023 9:45 AM
To: Peter Gansen <pgansen@crosslake.net>
Subject: encroachment

Please amend my variance request 230285V to include an after-the-fact request for 28' x 28' garage 34.4' from road right of way where 35' is required.

Greg Johnson 2101 Jackson Cir Marine on St Croix, MN 55047 651-398-6045

the second se				
Variance ApplicationPlanning and Zoning Department37028 County Rd 66, Crosslake, MN 56442218.692.2689 (Phone) 218.692.2687 (Fax) www.cityofcrosslake.org				
Receipt Number: 244056	Permit Number: 230285			
Property Owner(s): Greg and Barbara Johnson	Variances			
2101 Jackson Cir, Marine on St Croix, MN 55047 Mailing Address:	(Check applicable requests)			
Site Address:	Lake/River Setback 82' Lake need 100' Structure 77' Lake need 100' Deck Road Right-of-Way Setback			
Phone Number: 651-398-6045				
E-Mail Address: grjmn51@gmail.com	Bluff Setback			
Side Yard Setback				
Legal Description: Greer Lake Homesites Lot 7 Block 1	Wetland Setback			
Sec 36 Twp 137 Rge 26 27 √28	Septic Tank Setback			
Lake/River Name: Greer Lake (RD) 1208.62 RFPE	□ Septic Drainfield Setback			
Do you own land adjacent to this parcel(s)? X Yes No	Impervious Coverage			
If yes list Parcel Number(s) 14360512	Accessory Structure			
Authorized Agent:	Building Height			
Agent Address:	Patio Size			
Agent Phone Number:				
Add an administrative after the fact variance ROW setback for exis	sting garage per email dated 12-1-2023			
Signature of Property Owner(s) <u>Aug i Carbara</u> Signature of Authorized Agent(s)	Juhnson Date 11-9-23			
Signature of Authorized Agent(s)	Date			
<ul> <li>All applications must be accompanied by a signed Certificate of Survey</li> <li>Fee \$500 for Residential and Commercial Payable to "City of Crosslake"</li> <li>No decisions were made on an applicant's request at the DRT meeting. Submittal of an application after DRT does not constitute approval. Approval or denial of applications is determined by the Planning Commission/Board of Adjustment at a public meeting as per Minnesota Statute 462 and the City of Crosslake Land Use Ordinance.</li> </ul>				
For Office Use:       Date       II-16-2023         Application accepted by	Land Use District SD			
Lake Class <u>RD</u> Septic: Compliance <u><u></u> SSTS Design_]</u>	o -4 -2023 Installation			



# **Practical Difficulty Statement**

Pursuant to City of Crosslake Ordinance Article 8 – Variances may be granted when it is found that strict enforcement of the Land Use Ordinance will result in a "practical difficulty".

Please answer the following questions regarding the "practical difficulty" for your variance request.

1. Is the Variance request in harmony with the purposed and intent of the Ordinance?

Yes 🔳	No 🗆			
Why:				
Defer to	the Plannin	ng Commissio	on/Board of	Adjustment

2. Is the Variance consistent with the Comprehensive Plan?

No 🗆 Yes 🔳 Why: Defer to the Planning Commission/Board of Adjustment

3. Is the property owner proposing to use the property in a reasonable manner not permitted by the Land Use Ordinance?

Yes 🔳	No 🗆

Why:

The existing cabin is too small and has no bathroom. A larger cabin with attached garage is needed.

4. Will the issuance of a Variance maintain the essential character of the locality? Yes 🔳 No 🗆

Why: This plan is consistent with the other cabins on the lake with regard to lake setback and building height. Desirable trees are preserved.

5. Is the need for a Variance due to circumstances unique to the property and not created by the property owner?

Yes 🔳	No 🗆
Why:	
Moving the c	abin farther from the lake would cut off the sunset view.

- 6. Does the need for a Variance involve more than economic considerations?
  - No 🗆 Yes 🔳

Why:

Preserving the sunset view is essential for enjoyment of the property.



City of Crosslake Planning Commission/Board of Adjustment

## FINDINGS OF FACT

### SUPPORTING / DENYING A VARIANCE REQUEST

A Variance may be granted by the Planning Commission/Board of Adjustment when it is found that strict enforcement of the Land Use Ordinance will result in a "practical difficulty" according to Minnesota Statute Chapter 462. The Planning Commission/Board of Adjustment should weigh each of the following questions to determine if the applicant has established that there are "practical difficulties" in complying with regulations and standards set forth in the Land Use Ordinance.

 Is the Variance request in harmony with the purposes and intent of the Ordinance? Yes No Why:

Is the Variance consistent with the Comprehensive Plan?
 Yes No
 Why:

Is the property owner proposing to use the property in a reasonable manner not permitted by the Land Use Ordinance?
 Yes No
 Why:

 4. Will the issuance of a Variance maintain the essential character of the locality? Yes No Why:

5. Is the need for a Variance due to circumstances unique to the property and not created by the property owner?

Yes No Why?

 Does the need for a Variance involve more than economic considerations? Yes No Why:



City of Crosslake Planning Commission/Board of Adjustment

After-The-Fact Variance Application

Findings of Fact

Supporting/Denying an After-The-Fact Variance

An After-the-Fact Variance may be granted by the Planning Commission/Board of Adjustment when it is found that strict enforcement of the Land Use Ordinance will result in a "practical difficulty" according to Minnesota Statute Chapter 462. The Planning Commission/Board of Adjustment should weigh each of the following questions to determine if the applicant has established that there are "practical difficulties" in complying with regulations and standards set forth in the Land Use Ordinance.

1. Is the After-the-Fact Variance request in harmony with the purposes and intent of the Ordinance? Yes No

Yes Why?

 Is the After-the-Fact Variance consistent with the Comprehensive Plan? Yes No Why?

3. Is the property owner proposing to use the property in a reasonable manner not permitted by the Land Use Ordinance? Yes No Why?  4. Will the issuance of an After-the-Fact Variance maintain the essential character of the locality? Yes No

Why?

5. Is the need for an After-the-Fact Variance due to circumstances unique to the property and not created by the property owner?
 Yes No
 Why?

6. Does the need for an After-the-Fact Variance involve more than economic considerations? Yes No Why?

7. Did the applicant fail to obtain a variance/or comply with the applicable requirements before commencing work? (Whether the applicant acted in good faith should be considered in the analysis of this factor)
 Yes No
 Why?

8. Did the applicant attempt to comply with the Ordinance by obtaining the proper permits? Yes No Why?

9. Did the applicant make a substantial investment in or improvement to the property? Yes No Why?

10. Are there other similar structures in the neighborhood? Yes No Why?

Would the minimum benefits to the City appear to be far outweighed by the detriment the applicant would suffer if forced to move or remove the structure?
 Yes No
 Why?