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 February 23, 2024 9:00 A.M.

Crosslake City Hall 13888 Daggett Bay Rd, Crosslake MN 56442 (218) 692-2689

PUBLIC HEARING NOTICE

Applicant: Crosslake Trio LLC

Authorized Agent: Jordan Severance, Superior Contracting Co LLC

Site Location: 35494 Co Rd 3, Crosslake, MN 56442

Request:

• Conditional Use Permit for a self-pour taproom

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 (crosslake.net).



STAFF REPORT

Property Owner/Applicant: Crosslake Trio LLC

Parcel Number(s): 14210755

Application Submitted: January 8, 2024

Action Deadline: March 7, 2024

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

Applicant Extension Received / Request: NA / NA

City Council Date: NA

Authorized Agent: Saundra Krienke

Request:

Conditional Use Permit for a self-pour taproom

Current Zoning: Limited Commercial

Adjacent Land Use/Zoning:

North – Downtown Commercial

South – Rural Residential 5 (RR5), Shoreland, Limited Commercial

East – Limited Commercial & Public

West - Limited Commercial

Parcel History:

- March 1987 CUP gift shop with rental space for office or similar
- June 1987 building 42'x24', garage 16'x24', septic
- June 1992 addition to back of building 36'x40'
- June 1996 update septic
- May 1998 36'x40' retail addition
- August 2004 connect to the municipal sewer system
- October 2022 change of use
- May 2023 Deck
- July 2023 CUP for event center denied

City Ordinance:

Liquor on and/or off sale – Allowed in Limited Commercial zoning with an approved conditional use permit (Article 10, Sec. 26-281)

Agencies Notified and Responses Received:

County Highway Dept: Comment(s) received

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: Comment(s) received

POSSIBLE MOTION:

To approve/table/deny the Conditional Use Permit for a self-pour taproom involving approximately 6.6 acres located at 35494 County Rd 3, City of Crosslake

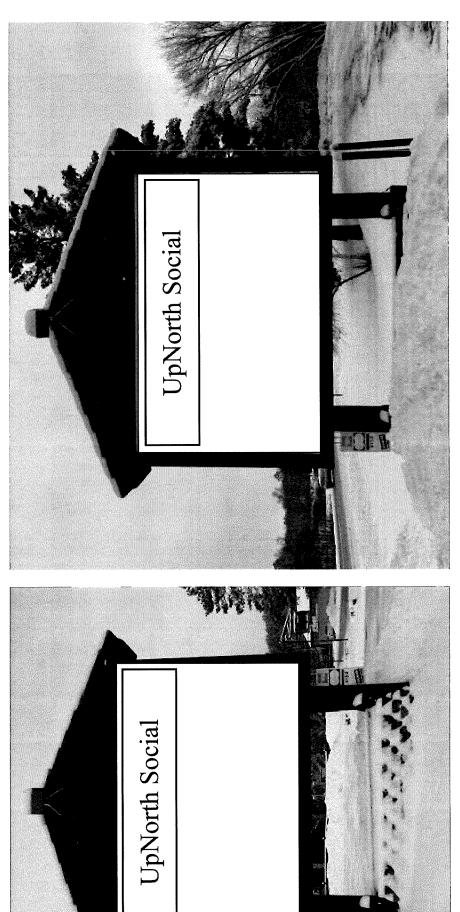
POSSIBLE CONDITIONS:

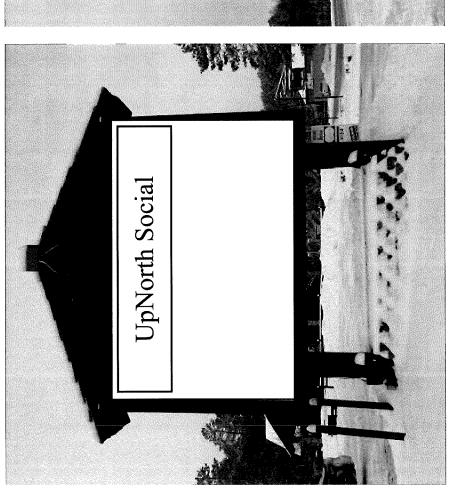
To be discussed at the on-site and the public hearing meeting

- *Crow Wing County Highway comments attached could be addressed in the conditions
- -the two western access driveways to be consolidated into one
- -any future road requirements due to the approval of this CUP to be the financial responsibility of the owner



Exterior sign – UpNorth Social will have 1/3 of the space for signage on both sides

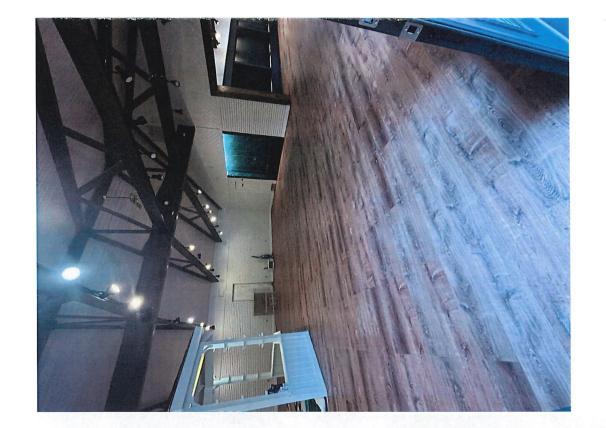


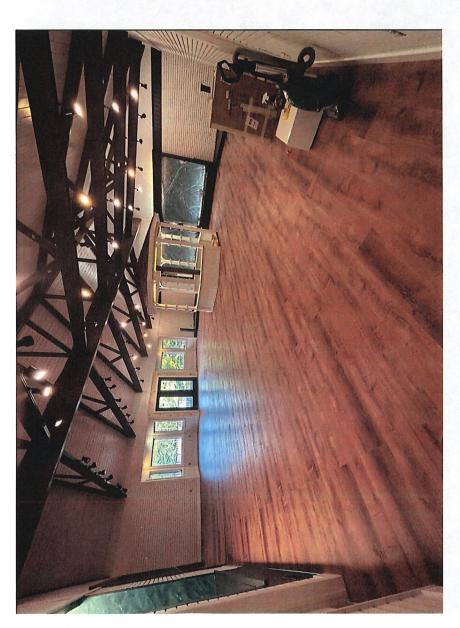


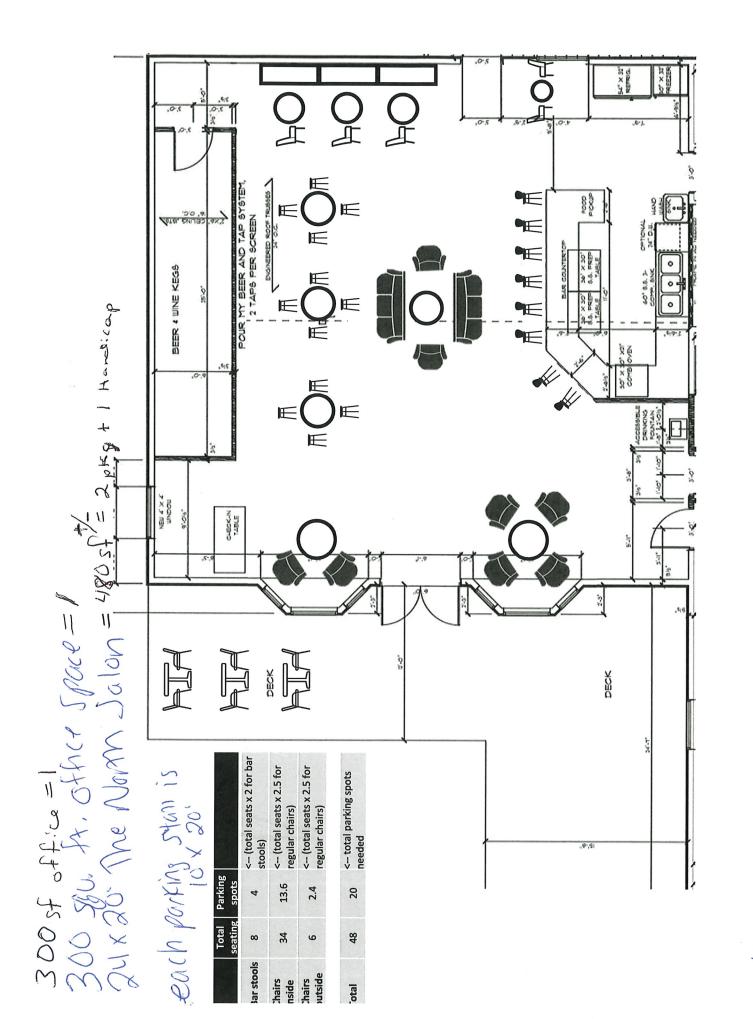


5 can lights to be installed on exterior UpNorth Social sign to be installed on side of building

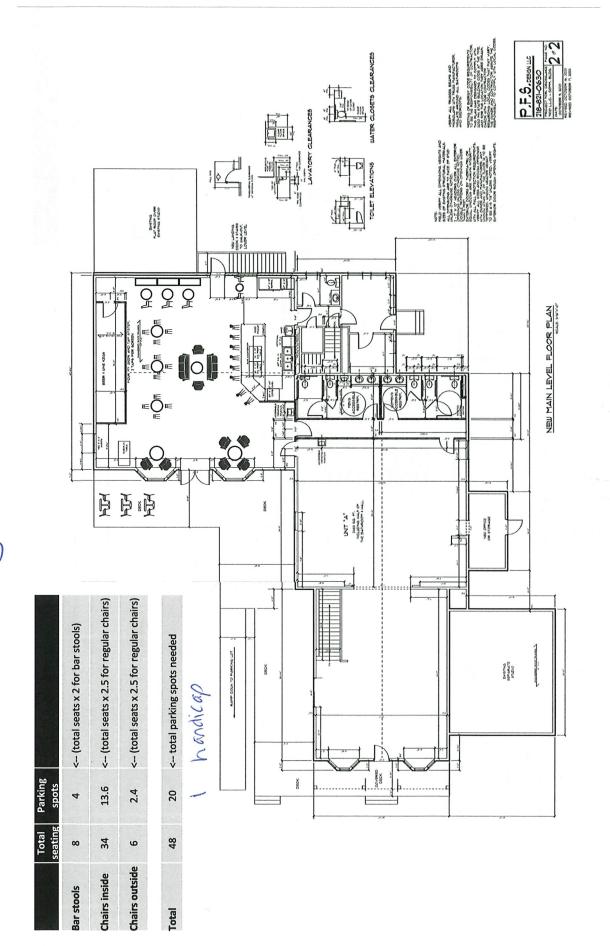








go unpervious parking



ARTICLE 26 PARKING AND OFF STREET LOADING STANDARDS

Sec. 26-670 Purpose

Regulation of commercial on-site parking and loading spaces in this Article is intended to alleviate and/or prevent congestion of the public right-of-way and to promote the safety and general welfare of the public by establishing minimum requirements.

Sec. 26-671 Application

- (1) The regulations and requirements set forth herein shall apply to all commercial on-site parking facilities created or constructed after March 1, 2015 within the city.
- (2) All commercial construction shall be accompanied by a site plan or certificate of survey, if required, indicating the location of on-site parking and loading spaces in compliance with the following requirements.

Sec. 26-672 Parking Areas Performance Standards

- (1) General parking standards. All land use permit applications for commercial uses or buildings submitted after March 1, 2015 shall include provisions for off-street parking according to the following standards unless approved for alternative parking standards in 26-672, (2) below.
 - a. The minimum parking space requirements in Table 26-672A shall be met.
 - **b.** When a commercial structure is enlarged, off-street parking spaces shall be added to meet the minimum parking space requirements in Table 26-672A.
 - **c.** If the use of a commercial structure is changed to a different use requiring additional spaces, the additional parking spaces shall be provided.
 - d. All new commercial off-street parking shall be paved or concrete surfaced.
 - e. The minimum size of all parking spaces shall be 10 feet wide by 20 feet long (10' x 20').

(2) Alternative parking standards:

- a. The Zoning Administrator may approve alternative parking standards if it is determined that such standards are appropriate for a business or use. An application for alternative parking standards may be submitted if:
 - i. A new business or use wishes to defer construction of a portion of the required parking spaces until a future date, or,
 - ii. A parking study indicates that fewer parking spaces are required, or,
 - iii. Maximum parking capacity is needed only on a seasonal or special event basis and overflow parking can be accommodated using a designated pervious vegetated area, or,
 - iv. Parking spaces are shared with another business or group of businesses.
 - v. Boat slip parking may be an appropriate alternative at Waterfront Commercial establishments at a 2 to 1 ratio of existing dock spaces to required motor vehicle spaces.
- b. An application for alternative parking standards shall include:
 - i. For deferred parking construction, a site plan indicating the area reserved to meet the minimum parking space requirements in Table 26-672A along with a parking construction schedule indicating when the total number of required parking spaces will be completed.
 - ii. For reduced parking space requirements, a parking study indicating the actual history of past parking use or parking use by similar businesses. An area to

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- accommodate additional parking spaces to meet the minimum parking space requirements in Table 26-672A shall be preserved as open space.
- iii. For overflow parking, a site plan indicating the vegetated area that is reserved for parking, stabilization treatment of the parking area (geo-grid, etc) if any, and how stormwater is to be managed.
- iv. For shared parking, a plan indicating the minimum parking requirements for all businesses, the number of parking spaces to be shared, and the location of shared spaces relative to the businesses. There shall be no more than 1/8 mile between the shared parking location and the business(s).
- v. For boat slip/dock space, a site plan indicating the dock configuration and identifying the existing docking spaces that are available. Boat docking spaces may not be shared (i.e. item iv above).
- c. Alternative parking performance standards:
 - i. Total parking spaces required in table 26-672A shall be used when calculating impervious surfaces, measuring setbacks, and determining other requirements for parking areas.
 - ii. For deferred parking construction applications, a minimum of 50% of the required parking spaces shall be constructed within two years of permit approval.
 - iii. For reduced parking space requirement applications, an area to accommodate additional parking spaces to meet the minimum parking space requirements in Table 26-672A shall be preserved as open space for future parking. Within 3 years from the date of permit approval, the applicant shall submit a follow up report on parking usage. If, after reviewing the follow up report, the Zoning Administrator finds that additional parking area is required, such parking spaces shall be added.
 - iv. For vegetated overflow parking applications, the total parking area must meet the minimum parking space requirements in Table 26-672A. A maximum of 40% of the total required parking spaces may be vegetated overflow parking. Overflow parking areas must be preserved as open space. No sediment from vegetated overflow parking areas shall be transported onto public roads or streets.
 - v. For shared parking applications, an easement, or in the case of shared wall construction a party wall easement or planned community agreement, between the participating landowners shall be recorded in the office of the County Recorder and a copy submitted to the Department specifying the number and location of shared parking spaces, who is authorized to use the shared spaces and under what conditions, how access to those spaces is achieved from a public street or road, and a plan indicating how the shared parking spaces will be managed and maintained. Within 3 years from the date of permit approval, the applicant(s) shall submit a follow up shared parking report. If, after reviewing the follow up report, the Zoning Administrator finds that additional parking area is required, such parking spaces shall be added.
 - vi. For boat dock parking applications, no less than 2 existing boat slip/spaces shall count towards one vehicle parking space and shall not account for more than 30% of the overall parking space requirements. No handicapped spaces may be substituted with boat docking spots.

Table 26-672A Minimum Required Parking Spaces

FACILITY OR USE	MINIMUM REQUIRED PARKING SPACES
Auto body or repair shop, vehicle sales— automobile, boat, recreational equipment	1 space for each 300 square feet of gross floor area
Bed and breakfast residence	2 spaces plus one additional space for each rented room
Bowling lanes	5 spaces for each alley, plus additional spaces as may be required herein for related uses such as a restaurant
Carwash	3 spaces

e for each 4 seats based on maximum design capacity, ement for additional parking are required if larger outside events d beyond the indoor capacity established by the fire code.
ces plus 1 for each 350 square feet of floor area in excess of quare feet in the principal building
es plus 1 for each 500 square feet in excess of 1,000 square floor area in the principal building
e per 15 square feet of gross area excluding kitchen and dining r based on total seat calculations like restaurants, or a minimum aces where there is no interior ordering area, whichever is
ices per bed, plus 1 space per 300 square feet of gross floor r any outpatient medical facilities
es plus 2 spaces for each fueling stall
es in addition to those required for the residence
ces per unit
e for each 400 square feet of floor area
W. C. C.
· · · · · · · · · · · · · · · · · · ·
e for each 300 square feet of gross floor area
e for each 200 square feet of gross floor area
es per unit
e for each 300 square feet of gross floor area
43.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2
es for each 5,000 square feet of the open sales lot area
ces plus 1 for each square foot of floor area over 2,000 square
e for each 2.5 seats for restaurant area; 1 space for each 2.0 n bar area
e for each 250 square feet of gross sales floor area
e for each 7 students based on design capacity, plus 2 nal spaces for each classroom
aces plus 1 for every 200 square feet of floor area in the al building
e for every 700 square feet of floor area
ined by the Zoning Administrator
e for each 1,000 square feet of floor area plus 1 for each truck

Sec. 26-673 Handicapped Accessible Parking Requirements

- (1) The Minnesota Accessibility Code, as may be amended, shall govern and regulate all accessible parking standards and improvements within the city. The scoping requirements are found in the International Building Code (IBC), chapter 11-2006; the ICC/ANSI A117.1-2003 technical criteria; state amendments found in Minn. Rules ch. 1341-2007; and the International Residential Code (IRC), including, but not limited to, section R322.1.
- (2) The number of accessible parking spaces to be provided shall be determined by the following table:

Table 26-673A Minimum Number of Accessible Spaces

Total Parking Spaces Provided	Required Minimum Number of Accessible Spaces
1 to 25	1
26 to 50	2
51 to 75	3
76 to 100	4
101 to 150	5
151 to 200	6
201 to 300	7
301 to 400	8
401 to 500	9
501 to 1,000	2 percent of total
1,001 and over	20 plus 1 for each 100, or fraction thereof, over 1,000

Sec. 26-674 Access

- (1) Commercial parking areas containing-six or more parking spaces must use a restricted access between the parking area and the adjacent road or street.
- (2) In situations where access is shared between multiple commercial landowners, an easement, or in the case of shared wall construction a party wall easement or planned community agreement, between the participating landowners shall be recorded in the office of the County Recorder and a copy submitted to the Department specifying where the shared access is located, who is authorized to use the shared access and under what conditions, and a plan indicating how the shared access will be managed and maintained.

Sec. 26-675 Commercial Off Street Loading Standards

Space for off-street loading and unloading of service vehicles shall be provided for all commercial buildings constructed after March 1, 2015.

- (1) One off-street loading space shall be provided for every 10,000 square feet of floor area, or fraction thereof.
- (2) For commercial buildings in the commercial/light industrial land use district, off-street loading spaces shall measure at least 10 feet in width and 60 feet in length.
- (3) For commercial buildings in the waterfront commercial, limited commercial, and downtown commercial districts, off-street loading spaces shall measure at least 10 feet in width and 35 feet in length.
- (4) Off street loading shall not impact traffic flow on adjacent public roads or streets.

Secs. 26-676—26-701 Reserved

ARTICLE 27 RESIDENTIAL DEVELOPMENT STANDARDS

Sec. 26-702 Policy

Cheryl Stuckmayer

From:

jordanseverance <jordanseverance@gmail.com>

Sent:

Wednesday, January 10, 2024 6:14 PM

To:

Skrienke99@gmail.com; cstuckmayer@crosslake.net

Subject:

FW: PID 10214755 Incidental Wetland

Thank you, Jordan Severance 218-330-9461

----- Original message ------

From: Ben Meister < benmeister 45@gmail.com >

Date: 1/10/24 5:56 PM (GMT-06:00) To: jordanseverance@gmail.com

Cc: superiorcontractingcollc@gmail.com Subject: PID 10214755 Incidental Wetland

Hello Jordan,

An incidental wetland is a wetland that was created in a non-wetland (upland) area solely by actions, the purpose of which was not to create wetland (e.g. incidental wet ditches and stormwater ponds).

In this situation, the development around this depression has caused water to pond at the bottom of it with no outlet, thus creating an incidental wetland at the bottom of the depression. The incidental wetland is not mapped by the National Wetland Inventory (NWI) and not in an area of mapped hydric soils.

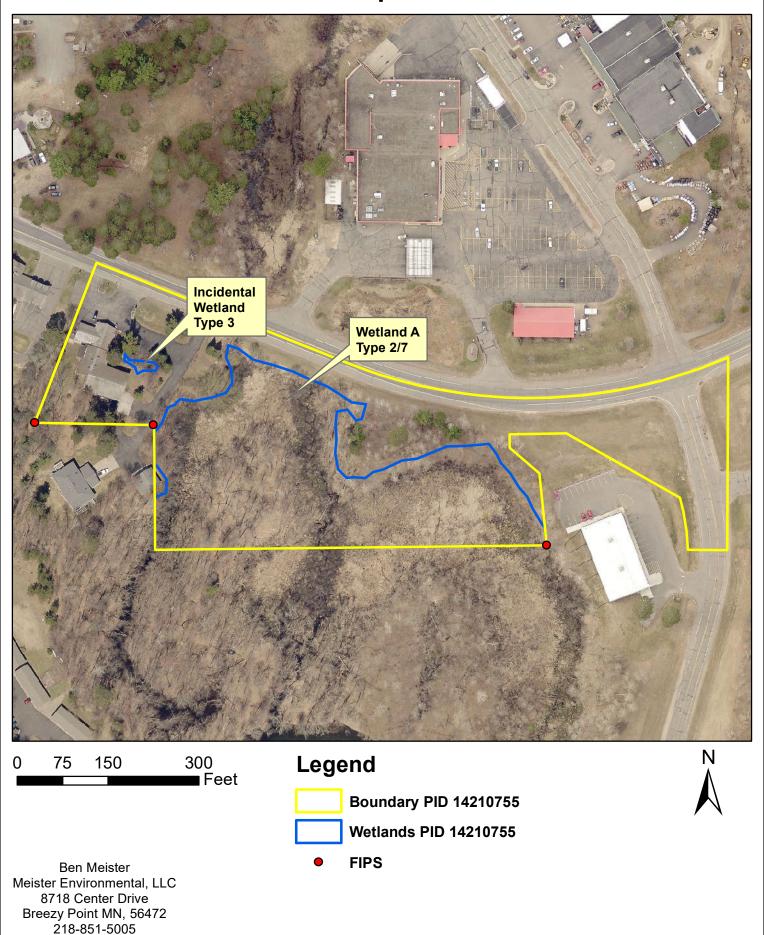
Wetland A, which is located just east of here, is primarily located between the 1220-1222 contour where no disturbance has occurred. The incidental wetland is located at the 1224 contour.

Incidental wetlands are not under the jurisdiction of the MN Wetland Conservation Act or Section 404 of the Clean Water Act.

If you have any further questions please let me know. Thanks

Ben Meister MNWDCP #1031

Wetland Location Map PID# 14210755



MWPCP#1031

Map is for visual purposes only



Cheryl

From:

Matt Kallroos < Matt.Kallroos@crowwing.us>

Sent:

Thursday, November 9, 2023 11:58 AM

To:

Cheryl

Subject:

RE: DRT 11.14.2023

Hi Cheryl,

Please find the Crow Wing County Highway Departments comments below:

Crosslake Trio LLC: - The Crow Wing County Highway comments include concern over overflow parking and ensuring parking is adequate. Any on street parking on CSAH 3 may cause traffic and safety issues. The Highway Department will also require consolidation of the 2 western accesses to only 1 access (could increase parking options and reduce conflict points). As of now, no right turn lane will be required as of now, a right turn lane may be part of the future CSAH 3 and 66 project but has yet to be determined. Lastly, the Highway Department would like to know the future plans of the remaining space in the building and if any other businesses are expected to go in there that could generate an increase in traffic.

Clausing: The Highway Department does not support the variance for road right of way setback and no new/additional access on CSAH 3 will be allowed.

Conrad Ellestad

I plan to be present for the Crosslake Trio LLC DRT meeting, thanks!

Matt Kallroos

Transportation Planner

Office: (218)824-1110 Direct: (218)822-2694 www.crowwing.us

Crow Wing County Highway Department

16589 County Road 142 Brainerd, MN 56401

We value your opinion, please let us know how we are doing by taking our <u>Customer Service Survey</u>.

CROWWING COUNTY Levestora

Our Vision: Being Minnesota's favorite place. Our Mission: Serve well. Deliver value, Drive results,

Our Values: Be responsible. Treat people right. Build a better future.

This e-mail and any attachment is intended to be read only by the intended recipient. This e-mail may be legally privileged or protected from disclosure by law. If you are not the intended recipient, any dissemination of this e-mail or any attachments is strictly prohibited, and you should refrain from reading this e-mail or examining any attachments. If you received this e-mail in error, please notify the sender immediately and delete this e-mail and any attachments. Thank you.

From: Cheryl <cstuckmayer@crosslake.net>
Sent: Wednesday, November 1, 2023 8:33 AM
To: Matt Kallroos <Matt.Kallroos@crowwing.us>

Subject: DRT 11.14.2023

This message was sent from outside your organization. Please proceed with caution.



Conditional/Interim Use Permit Application
Planning and Zoning Department
37028 County Rd 66, Crosslake, MN 56442
218.692.2689 (Phone) 218.692.2687 (Fax) www.cityofcrosslake.org 110001

1	Permit Number: 240001C
Property Owner(s): COMPADE ENESTAD - Crosslate	(Check applicable requests) Residential & RelatedUses:
Mailing Address: 35494 CR 3 Crosslake, My 5644	Specify
Site Address: 35494 CB3 Crosslake MN 50442	☐ Rural Residential District (5 A Min.) ☐ Sensitive Shoreland District
Phone Number: <u>U12-1007-9714</u> (conrad)	☐ Limited Commercial District ☐ Downtown Commercial District
E-Mail Address: CONVAC @ CCM. COM	☐ Waterfront Commercial District☐ Commercial/Light Industrial District
na.	Recreational Uses:
Parcel Number(s): 14210755	Specify Shoreland District
Legal Description: part of the SE quarter of the NW	Rural Residential District (5 A Min.) Limited Commercial District
Sec_2\ Twp 137 Rge 26 27 \ 28	☐ Waterfront Commercial District ☐ Commercial/Light Industrial District
Land Involved: Width: Length: Acres: 6.55	Civic, Edu & Institutional Uses: Specify
Lake/River Name: NAMA	☐ Shoreland District ☐ Rural Residential District (5 A Min.)
Do you own land adjacent to this parcel(s)? Yes No	 ☐ Limited Commercial District ☐ Waterfront Commercial District ☐ Commercial/Light Industrial District
If yes, list Parcel Number(s)	Commercial & Industrial Uses:
Authorized Agent: Saundra Krienke	Specify Self four to com Shoreland District Rural Residential District (5 A Min.)
Agent Address: 35494 CR3 Crosslake M	Sensitive Shoreland District Limited Commercial District
Agent Phone Number: 7/03-350-5514	☐ Downtown Commercial District☐ Waterfront Commercial District
	☐ Commercial/Light Industrial District
Signature of Property Owner(s)	Date 11/16/27
Signature of Authorized Agent(s)	Date 11/16/23
 All applications must be accompanied by a site plan Fee \$500 for Residential and Commercial Payable to "City of Crossl" No decisions were made on an applicant's request at the DRT meeting does not constitute approval. Approval or denial of applications is decommission/Board of Adjustment at a public meeting as per Minness Land Use Ordinance. 	ng. Submittal of an application after DRT etermined by the Planning
For Office Use: Application accepted by Date Land Use Display.	strict <u> </u>
Septic: Compliance SSTS Design No.	Installation City

City of Crosslake Planning Commission/Board of Adjustment

Conditional Use Permit Application

Findings of Fact

Supporting/Denying a Conditional Use Permit Request

Findings shall be made in either recommending approval or denial of a Conditional Use Permit application, and should reference Chapter 26, Article 7 of the City of Crosslake Ordinance. The following questions are to be considered, but are not limited to:

(1)	Will the proposed use impact the health, safety, and general welfare of the occupants in the surrounding neighborhood? YES NO Why? Why?
(2)	Does the proposed use meet the standards of this Chapter? YES NO DOWN Social IS committed to being a part YES, Up North Social IS committed to being a part Of growing Me Crosslate ecosystem + meeting its Standard
(3)	Will the proposed use meet goals and policies adopted within the Crosslake Comprehensive Plan? YES NO NO NO WHY? Why? YES V NO NO WILL Meet the Crosslake Cemp. plans Why? YOU WINGS A AFRACT LOCALS & TUNISTS.
(4)	Will the proposed use adversely affect property values and future development of the land in the surrounding neighborhood? YES NO NO Why? Why? Will not be an adverse affect on the Surrounding wighter hood.
(5)	Will the proposed negatively impact public utility, public services, roads and schools? YES NO X Why? No

Will the proposed use impact the environment adversely, considering its impact on groundwater, surface water and air quality? YES NO Why? Why? Why? Why? Why? Why? Why? Why?
Are the water supply, public sewer or subsurface sewage treatment system facilities, erosion control and stormwater management provided for pursuant to applicable standards of the Ordinance? YES NO NO Why? He attached certificate of survey for men detail selected of survey for men details.

, s

City of Crosslake Planning Commission/Board of Adjustment

Conditional Use Permit Application

Findings of Fact

Supporting/Denying a Conditional Use Permit Request

Findings shall be made in either recommending approval or denial of a Conditional Use Permit application, and should reference Chapter 26, Article 7 of the City of Crosslake Ordinance. The following questions are to be considered, but are not limited to:

(1)	Will the proposed use impact the health, safety, and general welfare of the occupants in the surrounding neighborhood? YES NO Why?
(2)	Does the proposed use meet the standards of this Chapter? YES NO Why?
(3)	Will the proposed use meet goals and policies adopted within the Crosslake Comprehensive Plan? YES NO Why?
(4)	Will the proposed use adversely affect property values and future development of the land in the surrounding neighborhood? YES NO Why?
(5)	Will the proposed negatively impact public utility, public services, roads and schools? YES NO Why?

(6) Will the proposed use impact the environment adversely, considering its impact on
groundwater, surface water and air quality?
YES NO
Why?
(7) Are the water supply, public sewer or subsurface sewage treatment system facilities, erosion control and stormwater management provided for pursuant to applicable

(7)	Are the wa	ater supp	ply, public sewer or subsurface sewage treatment system fac-	ilities.
	erosion co	ntrol and	d stormwater management provided for pursuant to applicab	ole
standards of the Ordinance?				
	YES	NO		
	Why?		_	