

MINUTES
Blue Earth County Board of Adjustment
Regular Meeting
Wednesday, August 5, 2009
7:00 p.m.

1. CALL TO ORDER

The meeting was called to order at 7:00 P.M. by Lyle Femrite. Board of Adjustment members present were Bill Anderson, Kurt Anderson, Lyle Femrite, Chuck Grams and Don Gerrish. Land Use and Natural Resources staff present was George Leary and Sara Isebrand.

2. APPROVAL OF MINUTES

Kurt Anderson made a motion to approve the minutes from the July 1, 2009 Regular Meeting of the Board of Adjustment. Don Gerrish seconded the motion which carried unanimously.

3. APPROVAL OF AGEND

Mr. Leary indicated there was no change to the agenda.

4. NEW BUSINESS

BOA 09-09

Nicholas & Christine Dylla – Variance to reduce the required sideyard setback on the East side of the property from 50 feet to 10 feet for the purpose of adding a home addition, and to reduce the required sideyard setback on the West side of the property from 10 feet to 5 feet for the purpose of constructing a cold storage shed in the Agricultural Zoned District. Said property is described as in the NW ¼ of the NE ¼, Section 21, Jamestown Township.

Ms. Isebrand presented the staff report.

The applicant was present and had nothing to add.

Ms. Isebrand listed the six criteria for the findings in support or denial of the requested variance. The first question was answered “yes” that this was a substantial variation from the intent of the zoning ordinance. The Board of adjustment came to the agreement of “no” to to all other questions, thus supporting the variance request.

Kurt Anderson made a motion to approve the applicants requested variance. Chuck Grams seconded the motion and the motion carried unanimously.

BOA 10-09

Charles & Kirsten Phelps and Mathias & Jessica Phelps – Variance to reduce the required sideyard setback on the West side of the property from 50 feet to 7 feet for the purpose of adding a home addition in the Agricultural Zoned District. Said property is described as in the NE ¼ of the NE ¼, Section 7, Lyra Township.

Ms. Isebrand presented the staff report.

The applicants were present and had nothing to add.

Ms. Isebrand listed the six criteria for the findings in support or denial of the requested variance. The first question was answered "yes" that this was a substantial variation from the intent of the zoning ordinance. The Board of adjustment came to the agreement of "no" to to all other questions, thus supporting the variance request.

Kurt Anderson made a motion to approve the applicants requested variance. Bill Anderson seconded the motion and the motion carried unanimously.

BOA 11-09

Ralph Schmidt - After-The-Fact variance to reduce the required setback to the centerline of County Road 16 from 130 feet to 63 feet for the purpose of constructing a deck. The property is located in the Agricultural Zoned District and is located in the NE ¼ of the SE ¼ of Section 13 Rapidan Township.

Mr. Leary presented the staff report.

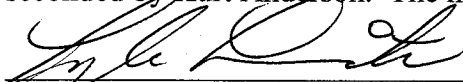
The applicant was present and had nothing to add.

Mr. Leary listed the six criteria for the findings in support or denial of the requested variance. To each criteria item, the Board of Adjustment indicated an answer of "no", except the 5th question of "how did the need for the variance arise?" to this the board answered that the applicant created the need. Following that discussion the board had enough findings to support the variance request.

Chuck Grams made a motion to approve the applicants requested variance. Kurt Anderson seconded the motion and the motion carried unanimously.

5. ADJOURNMENT

There was no further business. Don Gerrish made a motion to adjourn the meeting which was seconded by Kurt Anderson. The motion carried and the meeting was adjourned at 7:27 P.M.


Board of Adjustment Chair

09-02-09
Date


Board of Adjustment Secretary

09-02-09
Date