

Monday August 10, 2009

The Deuel County Zoning Board met on Monday August 10, 2009 at 7:00 P.M., in the Commissioners' room of the Courthouse in Clear Lake. Those present were members Dennis Kanengieter, Paul Brandt, Gary Jaeger, Darwin Mack, and Ray VanLiere. Also present were Attorney John Knight, Zoning Officer Jodi Theisen, Donald D. Hanson, and Merl Hamak.

- 1) Chariman Dennis Kanengieter called the meeting to order. The minutes from the June 8, July 13, July 21, 2009 minutes were discussed. Motion by Mack, seconded by Brandt to approve the June 8, July 13, and July 21, 2009 minutes. All voted in favor and motion carried.
- 2) Chairman Kanengieter introduced Merl Hamak to the meeting. Merl stated that he is with the Lake Cochrane Improvement Association and at their August 16, 2008 meeting there was a motion made to give Merl the authority to represent the board in regards to zoning issues at all meetings with the intention to ask the Deuel Co. Board of adjustments to appoint someone from the LCIA to the Zoning Board by 2009.
- 3) Motion by Mack, seconded by Brandt to remove from the table the Jim and Arlene Murphy application for a special exception for a resort or campground at 2734 Edgewater Dr. There was discussion about the best fit with the Deuel County Ordinances whether it should be considered as a resort or a campground. Arlene Murphy was present and stated her concern about the special exception being called a resort and the property being classified as commercial.

Motion by Jaeger, second by Brandt to approve the Murphy Special Exception for a Resort for the year of 2009 to rent out the cabin and rent the lot for campers. Murphy's will need to apply for the Special Exception every year. Kanengieter called for a vote: Ray VanLiere.- yes, Gary Jaeger- yes, Paul Brandt- yes, Darwin Mack- no, Dennis Kanengieter- yes. Motion carried

- 4) Motion by VanLiere, seconded by Brandt to approve a Special Exception Permit for Dean Oeltjenbruns to replace steps with wood and have a 16x4 retaining wall on each side of new steps. Lake Park 2472 Lake Cochrane Dr. All voted in favor and motion carried.
- 5) Motion by Mack, seconded by Jaeger to approve Special Exception Permit for Henry Schulze for shoreline stabilization using rock 2 to 3 feet along bank within 35' of high water mark set back to stop erosion. Lake Park District 2856 Edgewater Dr. All voted in favor and motion carried

- 6) Motion by VanLiere, seconded by Jaeger to grant to Kevin Foster a Variance to place a 60 x 72 pole shed within 100ft with a 50ft. right of way set back requirement. The reasoning for the variance would be to avoid the existing barn, the buried power line, and buried waterline. The property has an existing site with trees on 3 sides and trees north and south that run to the right of way. There is a road that Foster has to take into consideration and they would have to remove trees and haul in dirt because of the lay of the land. All voted in favor and motion carried.
- 7) Motion by Jaeger, seconded by Mack to approve Plat of Block 1 Goens Addition in NW1/4 Section 24-116-50, Goodwin Twp. All voted in favor and motion carried.
- 8) Other business that came before the board was Joel Brandt wanted to discuss applying for a variance for a bin site on his property. Also Jay Grabow approached the board about moving in a 2 1/2 story house on to lots 19 Grabow 2nd Addition at 5-114-47. Erling and Charollette Oie and Charles Woodward came before the board to talk about setbacks for the Lake Park district on property line. The board told the Oie's that they cannot encroach into that 5ft setback. The board received a letter from Larson engineering concerning the manure holding capacity for the Balbach CAFO. Also the board received a letter concerning the Wild Rose Dairy on including the calf huts into their manure management plan and the dairy would like to build a structure over the calf huts.
- 9) Motion Darwin Mack, seconded Gary Jaeger to adjourn the meeting. All voted in favor and motion carried.

Jodi Theisen
Zoning Office

Dennis Kanengieter
Chairman, Zoning Board