



**LE SUEUR COUNTY BOARD OF COMMISSIONERS
MEETING AGENDA
October 25, 2016**

1. **9:00 a.m. Agenda and Consent Agenda (5 min)**
RE: October 18, 2016 Minutes and Summary Minutes

2. **9:05 a.m. Kathy Brockway, Zoning Administrator (15 minutes)**
RFA-9 items

3. **9:20 a.m. Human Resources (10 min)**

4. **9:30 a.m. Don Reak, Parks Director (5 min)**
RE: Geldner Saw Mill
RE: Carryover Forfeit Tax Sales Money Request
RE: Ney Center New Addition Request

5. **9:35 a.m. Amy Beatty, Environmental Programs Specialist (5 min)**
RE: Solid Waste Permit Application - Recycling Facility for Waterville Township

6. **9:40 a.m. Darrell Pettis, County Administrator / Engineer**
RE: Miscellaneous

7. **Future Meetings**



Le Sueur County, MN

Tuesday, October 25, 2016

Board Meeting

Item 1

9:00 a.m. Agenda and Consent Agenda (5 min)

RE: October 18, 2016 Minutes and Summary Minutes

Staff Contact:

Minutes of Le Sueur County Board of Commissioners Meeting October 18, 2016

The Le Sueur County Board of Commissioners met in regular session on Tuesday, October 18, 2016 at 9:00 a.m. in the Courthouse at Le Center, Minnesota. Those members present were: John King, Dave Gliszinski, Steve Rohlfling, Lance Wetzel and Joe Connolly. Darrell Pettis and Brent Christian were also present.

On motion by Connolly, seconded by Wetzel and unanimously approved, the Board approved the agenda.

On motion by Rohlfling, seconded by Gliszinski and unanimously approved, the Board approved the consent agenda:

- Approved the October 4, 2016 County Board Minutes and Summary Minutes
- Approved Liquor Licenses for Lake Front Bar and Grill, Boondocks Liquor, Westwood Marina Bar and Grill, Little Dandy, Lakeside Supper Club, Whiskey River Emporium, Woods Grill and Bar

Sue Rynda, Human Services Director, appeared before the Board to give the monthly Human Services Report. This presentation covered Finance, Income Maintenance, Child Support, Family Services, and Mental Health.

On motion by Connolly, seconded by Wetzel and unanimously approved, the Board approved and authorized the Board Chair to sign a Brown County Evaluation Center Detox 2017 Contract.

On motion by Gliszinski, seconded by Rohlfling and unanimously approved, the Board approved and authorized the Board Chair to sign an amendment to the SCCBI Joint Powers Board Agreement.

On motion by Rohlfling, seconded by Gliszinski and unanimously approved, the Board approved and authorized the Board Chair to sign a CY 2017-18 Mental Health CSP Grant State Contract.

On motion by Wetzel, seconded by Connolly and unanimously approved, the following cases and claims were approved:

| | |
|------------|---------------|
| Soc Serv: | \$ 141,443.43 |
| Financial: | \$ 36,186.12 |

Holly Glaubitz with MDH presented Le Sueur County Public Health with an award for achieving Silver level designation as a Minnesota Breastfeeding Friendly Health Department.

Jeff Neisen appeared before the Board with one item for discussion and approval.

On motion by Rohlfling, seconded by Gliszinski and unanimously approved, the Board approved the purchase of a VMware upgrade package in the amount of \$6,817.

Pam Simonette, Auditor-Treasurer appeared before the Board with one item for approval.

On motion by Wetzel, seconded by Connolly and unanimously approved, the Board approved a farm lease agreement between Le Sueur County and Tim Biehn.

Brent Christian, County Attorney appeared before the Board with one item for approval.

On motion by Connolly, seconded by Rohlfing and unanimously approved, the Board approved and authorized the Board Chair and County Administrator to sign a 2017 Victim Services Grant Agreement.

Darrell Pettis, Administrator appeared before the Board with several items for approval and discussion.

On motion by Rohlfing, seconded by Gliszinski and unanimously approved, the Board approved a Public Hearing date for November 15, 2016 at 11:00 a.m. on the establishment of a voluntary subordinate service district on West Jefferson Lake.

On motion by Wetzel, seconded by Connolly and unanimously approved, the Board approved and authorized the Board Chair to sign the CD #18 Order Amending Viewer Appointments.

On motion by Connolly, seconded by Wetzel and unanimously approved, the Board approved and authorized the Board Chair to sign the CD #63 Order Amending Viewer Appointments.

On motion by Connolly, seconded by Wetzel and unanimously approved, at 10:40 a.m. the Board approved to recess until 11:00 a.m.

At 11:00 a.m. the Board convened a public hearing for the purpose of taking public comment on the proposed Le Sueur County Ordinance Requiring Inspection of Subsurface Sewage Treatment Systems (SSTS) Within the First Tier and Recreational Properties Adjacent to Lake Francis, Rays Lake, Sakatah Lake, and Tetonka Lake.

On motion by Rohlfing, seconded by Connolly and unanimously approved, the Board approved to close the public hearing at 11:45 a.m.

On motion by Gliszinski, seconded by Wetzel and unanimously approved, the Le Sueur County Board of Commissioners, after proper notice and publication, held a public hearing on October 18, 2016 on the adoption and enactment of an ordinance entitled “**Le Sueur County Ordinance Requiring Inspection of Subsurface Sewage Treatment Systems (SSTS) Within the First Tier and Recreational Properties Adjacent to Lake Francis, Rays Lake, Sakatah Lake, and Tetonka Lake.**” After hearing public testimony with due deliberation, the Le Sueur County Board of Commissioners voted 5 ayes and 0 nays to adopt the Ordinance. The Ordinance shall be in full force and effect from and after its passage and publication, as provided by law.

On motion by Gliszinski, seconded by Connolly and unanimously approved, the following claims were approved for payment:

| Warrant # | Vendor Name | Amount |
|---------------------------------------|---|---------------|
| 42637 | A'Viands | \$ 8,416.40 |
| 42638 | Advanced Correctional Healthcare Inc. | \$ 2,243.76 |
| 42641 | APG Media of Southern MN LLC | \$ 5,061.40 |
| 42643 | Baker, Tilly, Virchow, Krause LLP | \$ 2,205.00 |
| 42652 | Christian, Keogh, Moran & King | \$ 2,428.17 |
| 42656 | Dell Marketing LP | \$ 4,707.06 |
| 42661 | Ehlers & Assoc. Inc. | \$ 3,800.00 |
| 42693 | Le Sueur Co Recorder | \$ 2,656.00 |
| 42696 | Richard Lea | \$ 3,067.50 |
| 42700 | Loken's Parking Lot Painting & Sweeping | \$ 3,350.00 |
| 42705 | Minn St. Admin ITG Telecom | \$ 5,480.00 |
| 42706 | MN Counties Computers Coop | \$ 14,438.75 |
| 42712 | Nelson Printing Co. | \$ 4,819.51 |
| 42715 | Anthony Nerud | \$ 2,700.00 |
| 42723 | Paragon Printing & Mailing Inc. | \$ 4,673.62 |
| 42724 | Dean Peterson | \$ 3,830.00 |
| 42730 | Rinke Noonan Law Firm | \$ 3,019.50 |
| 42736 | SeaChange Print Innovations | \$ 11,660.13 |
| 42742 | S.M.C. Co. Inc. | \$ 10,354.32 |
| 42745 | State of MN | \$100,934.42 |
| 42763 | Traxler Construction Inc. | \$ 12,619.53 |
| 42775 | Waterford Oil Co. Inc. | \$ 13,331.00 |
| 127 Claims paid less than \$2,000.00: | | \$ 52,986.00 |
| 22 Claims paid more than \$2,000.00: | | \$225,796.07 |
| 149 Total all claims paid: | | \$278,782.07 |

On motion by Connolly, seconded by Wetzel and unanimously approved, the Board adjourned until Tuesday, October 25, 2016 at 9:00 a.m.

ATTEST: _____
 Le Sueur County Administrator Le Sueur County Chairman

Summary Minutes of Le Sueur County Board of Commissioners Meeting, October 18, 2016

● This is only a summary publication per MN Statutes 375.12 and 331A.01 sub. 10. The complete minutes are on file in the Le Sueur County Administrator’s Office at 88 S Park Ave. Le Center, MN and are available at www.co.le-sueur.mn.us.

- Approved the agenda. (Connolly-Wetzel)
- Approved the consent agenda: (Rohlfing-Gliszinski)
- The following cases and claims were approved: Soc Serv: \$ 141,443.43 and Financial: \$ \$36,186.12 (Wetzel-Connolly)
- Approved a Brown County Evaluation Center Detox 2017 Contract. (Connolly-Wetzel)
- Approved an amendment to the SCCBI Joint Powers Board Agreement. (Gliszinski-Rohlfing)
- Approved a CY 2017-18 Mental Health CSP Grant State Contract. (Rohlfing-Gliszinski)
- Approved the purchase of a VMware upgrade package in the amount of \$6,817. (Rohlfing-Gliszinski)
- Approved a farm lease agreement between Le Sueur County and Tim Biehn. (Wetzel-Connolly)
- Approved a 2017 Victim Services Grant Agreement. (Connolly-Rohlfing)
- Approved a public hearing date for November 15, 2016 at 11:00 a.m. on the establishment of a voluntary subordinate service district on West Jefferson Lake. (Rohlfing-Gliszinski)
- Approved the CD #18 Order Amending Viewer Appointments. (Wetzel-Connolly)
- Approved the CD #63 Order Amending Viewer Appointments. (Connolly-Wetzel)
- Approved to recess until 11:00 a.m. for a public hearing for the purpose of taking public comment on the proposed Le Sueur County Ordinance Requiring Inspection of Subsurface Sewage Treatment Systems (SSTS) Within the First Tier and Recreational Properties Adjacent to Lake Francis, Rays Lake, Sakatah Lake, and Tetonka Lake. (Connolly-Wetzel)
- Approved to close the public hearing at 11:45 a.m. (Rohlfing-Connolly)
- Adopted the ordinance entitled “Le Sueur County Ordinance Requiring Inspection of Subsurface Sewage Treatment Systems (SSTS) Within the First Tier and Recreational Properties Adjacent to Lake Frances, Rays Lake, Sakatah Lake, and Tetonka Lake.” The Ordinance shall be in full force and effect from and after its passage and publication, as provided by law. (Gliszinski-Wetzel)
- The following claims were approved for payment: (Gliszinski-Connolly)

| Warrant # | Vendor Name | Amount |
|-----------|---|--------------|
| 42637 | A’Viands | \$ 8,416.40 |
| 42638 | Advanced Correctional Healthcare Inc. | \$ 2,243.76 |
| 42641 | APG Media of Southern MN LLC | \$ 5,061.40 |
| 42643 | Baker, Tilly, Virchow, Krause LLP | \$ 2,205.00 |
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| 42656 | Dell Marketing LP | \$ 4,707.06 |
| 42661 | Ehlers & Assoc. Inc. | \$ 3,800.00 |
| 42693 | Le Sueur Co Recorder | \$ 2,656.00 |
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| 42700 | Loken’s Parking Lot Painting & Sweeping | \$ 3,350.00 |
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| 42763 | Traxler Construction Inc. | \$ 12,619.53 |
| 42775 | Waterford Oil Co. Inc. | \$ 13,331.00 |

| | |
|---------------------------------------|--------------|
| 127 Claims paid less than \$2,000.00: | \$ 52,986.00 |
| 22 Claims paid more than \$2,000.00: | \$225,796.07 |
| 149 Total all claims paid: | \$278,782.07 |

●Adjourned until Tuesday, October 25, 2016 at 9:00 a.m. (Connolly-Wetzel)
ATTEST: Le Sueur County Administrator Le Sueur County Chairman



Le Sueur County, MN

Tuesday, October 25, 2016

Board Meeting

Item 2

9:05 a.m. Kathy Brockway, Zoning Administrator (15 minutes)

RFA-9 items

Staff Contact: Kathy Brockway - Environmental and P & Z Director

LE SUEUR COUNTY PLANNING AND ZONING COMMISSION
88 SOUTH PARK AVE.
LE CENTER, MINNESOTA 56057
October 13, 2016

MEMBERS PRESENT: Don Reak, Jeanne Doheny, Don Rynda, Shirley Katzenmeyer, Steve Olson, Doug Krenik

MEMBERS ABSENT: Al Gehrke, Betty Bruzek, Chuck Retka, Pam Tietz

OTHERS PRESENT: Kathy Brockway

The meeting was called to order at 7:00 PM by Chairperson, Jeanne Doheny.

Kathy Brockway explained the performance standards for transferring of development rights.

1. Development rights may be transferred to a contiguous quarter-quarter section in the Agricultural, Conservancy and Special Protection Districts, upon obtaining a conditional use permit.
2. For the purpose of this Subdivision contiguous shall mean quarter-quarter sections that are touching along a boundary or at a point. Quarter-quarter sections that are separated by a road shall be considered contiguous.
3. Development rights shall not be transferred from one township to another township.
4. The sending quarter-quarter shall have a building eligibility, as defined by this Ordinance, in order to transfer development rights.
5. The transferred development right shall meet the registered feedlot separation requirements of this Ordinance, including transferred Lot of Record building eligibilities.
6. The transfer shall not allow the establishment of more than four (4) dwellings in a quarter-quarter section, with the exception of non-transferred lots of record and existing building sites.
7. There shall be no maximum number of building eligibilities in the sending quarter-quarter section.
8. Upon approval of the Conditional Use Permit for transfer of development rights, the building site shall not be required to be established and shall be exempt from the one (1) year completion requirement for the conditional use permits as set forth in this Ordinance.
9. The transfer shall be memorialized in a document that is recorded against both the sending and receiving property.

ITEM #1: TYLER HERING, WATERVILLE, MN (APPLICANT): TERRY HERING, WATERVILLE, MN (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to transfer the development right from the NW 1/4 SE 1/4 to the SW 1/4 SE 1/4, in an Agriculture "A" District. Property is located in Section 14, Waterville Township. ***APPLICATION WAS TABLED AT THE SEPTEMBER 8, 2016 MEETING.***

Kathy Brockway presented power point presentation. Tyler Hering was present for application.

TOWNSHIP: Waterville Township notified through the application process. DNR: N/A **LETTERS:** none

PUBLIC COMMENT: none

Discussion was held regarding: build a single family dwelling, preserve farmland, meets the buildable area, has an area for both the primary and alternate septic sites, build this next spring, driveway access approved by County Highway Department.

Findings by majority roll call vote:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. **Agreed***
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. **Agreed***

3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed*

Motion was made by Doug Krenik to approve the application as requested. Seconded by Don Reak. Motion approved. Motion carried.

ITEM #2: JESSICA WHIPPS, LE CENTER, MN (APPLICANT); JULIE (HEILMAN) FACTOR ETAL, LE CENTER, MN (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to transfer the development right from the NW 1/4 NW 1/4 to the SW 1/4 NW 1/4 in an Agricultural "A" District. Property is located in the NW 1/4, Section 13, Lexington Township.

Kathy Brockway presented power point presentation. Jessica Whipps was present for application.

TOWNSHIP: Jerome Krocak, Lexington Township Board member-township has no objections to the proposal. DNR: N/A LETTERS: none

PUBLIC COMMENT: none

Discussion was held regarding: purchasing the property from the grandparents estate, buildable area, establishing the building site for a single family dwelling, area for both the primary and alternate sites for a septic, driveway access approved by County Highway Department.

Findings by majority roll call vote:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed*

Motion was made by Don Reak to approve the application as requested. Seconded by Shirley Katzenmeyer. Motion approved. Motion carried.

ITEM #3: ROBERT & CONNIE RYAN, ST PETER, MN (APPLICANT/OWNER): Request that the County grant a Conditional Use Permit to allow the applicants to transfer the development right from the SE 1/4 NW 1/4 to the NW 1/4 NE 1/4 in a Conservancy "C" District and a Special Protection "SP" Shoreland District on an Unnamed Creek. Property is located in the N 1/2 Section 11, Kasota Township.

Kathy Brockway presented power point presentation. Robert Ryan was present for application.

TOWNSHIP: Notified through the application process. DNR: No comments. LETTERS: none

PUBLIC COMMENT: no comments.

Discussion was held regarding meets the requirements of the ordinance for transfer of development rights.

Findings by majority roll call vote:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed*

Motion was made by Shirley Katzenmeyer to approve the application as written. Seconded by Steve Olson. Motion approved. Motion carried.

ITEM #4: ROBERT & CONNIE RYAN, ST PETER, MN (APPLICANT/OWNER): Request that the County grant a Conditional Use Permit to allow the applicants to transfer the development right from the NW 1/4 NE 1/4 to the NE 1/4 NE 1/4 in a Conservancy "C" District. Property is located in the NE 1/4, Section 11, Kasota Township.

Kathy Brockway presented power point presentation. Robert Ryan was present for application.

TOWNSHIP: Notified through the application process. DNR: N/A LETTERS: none

PUBLIC COMMENT: No comments.

Discussion was held regarding buildable area, enough space for a primary and alternate septic system, driveway access approved by the County Highway Department.

Findings by majority roll call vote:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed*

Motion was made by Doug Krenik to approve the application as requested. Seconded by Don Reak. Motion approved. Motion carried.

ITEM #5: MICHAEL HOWARD, SHOWLOW, AZ (APPLICANT); SHIRLEY KRENIK, ELYSIAN, MN (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to transfer the development right from the SE 1/4 SE 1/4 to the SW 1/4 SE 1/4 in an Agricultural "A" District. Property is located in the S 1/2 SE 1/4, Section 24, Elysian Township.

Kathy Brockway presented power point presentation. Shirley Krenik was present for application.

TOWNSHIP: Notified through the application process. DNR: N/A LETTERS: none

PUBLIC COMMENT: No comments.

Discussion was held regarding: property has been in the family since 1940, planning the estate for several years, son would like to build a home in the future, preserve the agricultural land.

Findings by majority roll call vote:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed*

7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan?* Agreed

Motion was made by Shirley Katzenmeyer to approve the application as requested. Seconded by Don Rynda. Motion approved. Motion carried.

ITEM #6: MICHAEL HOWARD, SHOWLOW, AZ (APPLICANT); SHIRLEY KRENIK, ELYSIAN, MN (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to transfer the development right from the SW 1/4 SE 1/4 to the SE 1/4 SW 1/4 in a Special Protection "SP" Shoreland District on a Natural Environment "NE" lake, Fish Lake. Property is located in the SE 1/4 and the SW 1/4, Section 24, Elysian Township.

Kathy Brockway presented power point presentation. Shirley Krenik was present for application.

TOWNSHIP: Notified through the application process. DNR: No comments LETTERS: None

PUBLIC COMMENT: No Comments.

Discussion was held regarding property in the family since the 1940s, buildable area, adequate space on the property for a primary and alternate site for sewage treatment, driveway access approved by the County Highway Department.

Findings by majority roll call vote:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity.* Agreed.
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.* Agreed.
3. *Adequate utilities, access roads, drainage and other facilities are being provided.* Agreed.
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use.* Agreed.
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.* Agreed.
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance?* Agreed.
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan?* Agreed.

Motion was made by Steve Olson to approve the application as requested. Seconded by Doug Krenik. Motion approved. Motion carried.

ITEM #7: LE SUEUR COUNTY SOIL & WATER CONSERVATION DISTRICT (SWCD), LE CENTER, MN (APPLICANT); MIKE & KATHRYN SIEBSEN, LE CENTER, MN (OWNER): Request that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 150 cubic yards of material outside the shore impact zone for the construction of an erosion control project in a Recreational Residential "RR" District, on a Recreational Development "RD" lake, Gorman Lake. Property is located in the NE 1/4, Section 14, Cordova Township.

Kathy Brockway presented power point presentation. Mike Schultz (SWCD) and Ryan Jones, Engineer were present for application.

TOWNSHIP: Ron Schmidt, Cordova Township Board member present for the application and stated that they were in favor of the application. They have worked with Mike (SWCD) over the years on different projects and were very satisfied with the projects. DNR: No comments LETTERS: Joshua Mankowski, LSC Resource Specialist (see file).

PUBLIC COMMENT: No Comments.

Discussion was held regarding: Received Clean Water Funding in 2012 for a project with 3-different landowners, thought it would correct the problem, existing farm tile issues, erosion control project, clean outs, use of existing rip rap, native plantings, The proposed, engineered work will alleviate erosion issues and work will be done to prevent new issues from forming. This project will reduce the sediment load to Gorman Lake.

Findings by majority roll call vote:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed*

Motion was made by Don Reak to approve the application with the following condition; a management and maintenance plan shall be submitted and approved by the Department. Seconded by Shirley Katzenmeyer. Motion approved. Motion carried.

ITEM #8: LE SUEUR COUNTY SOIL & WATER CONSERVATION DISTRICT (SWCD), LE CENTER, MN (APPLICANT); STEVEN RUTT, LE CENTER, MN (OWNER): Request that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 1355 cubic yards of material for stormwater basin management and erosion control project in a Recreational Residential "RR" District, on a Recreational Development "RD lake, Lake Volney. Property is located at Lots 9 & 10, Lake Volney Estates, Section 36, Lexington Township.

Kathy Brockway presented power point presentation. Mike Schultz (SWCD) and Ryan Jones (Engineer) were present for application.

TOWNSHIP: George Whipps, Lexington Township Board, questioned the runoff to the road ditch, there is not much of a ditch there. Ryan Jones explained that the water will be re-routed to flow into the ditch and that they are working with Barnett Brothers regarding the drainage to the road ditch. DNR: No comments. LETTERS: Joshua Mankowski, LSC Resource Specialist (see file).

PUBLIC COMMENT: No comments.

Discussion was held regarding: Stormwater pond constructed at the time of the subdivision platting, due to heavy rain events ponds filled with sediment, will be resloping the banks to a 4:1, removing trees, water runoff from the west field will be diverted, several additional projects are being corrected through the SWCD (exempt-farm practices), pattern tiled field, culvert repair work, maintenance of ponds by Homeowners Association.

Findings by majority roll call vote:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed.*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed.*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed.*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed.*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed.*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed.*

Motion was made by Don Reak to approve the application with the condition that a management and maintenance plan shall be submitted and approved by the Department. Seconded by Doug Krenik. Motion approved. Motion carried.

ITEM #9: GAYLE JONES, AMBOY, MN (APPLICANT/OWNER): Requests that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 160 cubic yards of material for construction of 4-tiered retaining walls, stairs, and pervious patio within the shore impact zone in a Recreational Residential "RR" District on a Recreational Development "RD" lake, Lake Jefferson. Property is located at Lot 3, Block 1, Hardeggers Subdivision, Section 6, Elysian Township.

Kathy Brockway presented power point presentation. Gayle Jones, was present for application.

TOWNSHIP: Notified the township through the application process. DNR: No comments. LETTERS: Joshua Mankowski, LSC Resource Specialist (see file).

PUBLIC COMMENT: Julie Bickett, property owner, concerned on disturbance to the bluff- erosion control methods, not an additional access more of a patio.

Does not meet the definition of a bluff.

Discussion was held regarding: property purchased in May, would like a safer access to the lake for the elderly visitors to the property, wheel chair accessible, project will correct an erosion problem that is starting to occur in this area, impervious surface not a problem, patio will be pervious pavers, construction of retaining walls will eliminate the need to mow the area, bank stabilization, native plantings, construction to occur this fall,

Findings by majority roll call vote:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. **Agreed.***
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. **Agreed.***
3. *Adequate utilities, access roads, drainage and other facilities are being provided. **Agreed.***
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. **Agreed.***
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. **Agreed.***
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? **Agreed.***
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? **Agreed.***

Motion was made by Doug Krenik to approve the application with the condition that Mrs. Jones continues to work with the LSC Resource Specialist as to native plantings on the site for stabilization of the bank. Seconded by Don Reak. Motion approved. Motion carried.

Motion was made by Don Reak to approve the minutes from the September 8th, 2016 meeting, Seconded by Doug Krenik. Motion approved. Motion carried.

Motion to adjourn meeting by Shirley Katzenmeyer. Seconded by Don Rynda. Motion approved. Motion carried.

Meeting Adjourned.

Respectfully submitted,
Kathy Brockway for
Shirley Katzenmeyer

*Tape of meeting is on file in the
Le Sueur County Environmental Services Office*

LE SUEUR COUNTY PLANNING AND ZONING COMMISSION
October 25, 2016

TO: LE SUEUR COUNTY BOARD OF COMMISSIONERS
FROM: LE SUEUR COUNTY PLANNING AND ZONING COMMISSION
SUBJECT: "REQUEST FOR ACTION"

The Planning Commission recommends your action on the following items:

ITEM #1: TYLER HERING, WATERVILLE, MN (APPLICANT); TERRY HERING, WATERVILLE, MN (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to transfer the development right from the NW 1/4 SE 1/4 to the SW 1/4 SE 1/4, in an Agriculture "A" District. Property is located in Section 14, Waterville Township. *APPLICATION WAS TABLED AT THE SEPTEMBER 8, 2016 MEETING.*

Based on the information submitted by the applicant, as required by the Le Sueur County Zoning Ordinance, the Planning Commission developed the following findings for this request:

Therefore, the Planning Commission recommends approval of the application as requested.

ITEM #2: JESSICA WHIPPS, LE CENTER, MN (APPLICANT); JULIE (HEILMAN) FACTOR ETAL, LE CENTER, MN (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to transfer the development right from the NW 1/4 NW 1/4 to the SW 1/4 NW 1/4 in an Agricultural "A" District. Property is located in the NW 1/4, Section 13, Lexington Township.

Based on the information submitted by the applicant, as required by the Le Sueur County Zoning Ordinance, the Planning Commission developed the following findings for this request:

Therefore, the Planning Commission recommends approval of the application as requested.

ITEM #3: ROBERT & CONNIE RYAN, ST PETER, MN (APPLICANT\OWNER): Request that the County grant a Conditional Use Permit to allow the applicants to transfer the development right from the SE 1/4 NW 1/4 to the NW 1/4 NE 1/4 in a Conservancy "C" District and a Special Protection "SP" Shoreland District on an Unnamed Creek. Property is located in the N 1/2 Section 11, Kasota Township.

Based on the information submitted by the applicant, as required by the Le Sueur County Zoning Ordinance, the Planning Commission developed the following findings for this request:

Therefore, the Planning Commission recommends approval of the application as requested.

ITEM #4: ROBERT & CONNIE RYAN, ST PETER, MN (APPLICANT\OWNER): Request that the County grant a Conditional Use Permit to allow the applicants to transfer the development right from the NW 1/4 NE 1/4 to the NE 1/4 NE 1/4 in a Conservancy "C" District. Property is located in the NE 1/4, Section 11, Kasota Township.

Based on the information submitted by the applicant, as required by the Le Sueur County Zoning Ordinance, the Planning Commission developed the following findings for this request:

Therefore, the Planning Commission recommends approval of the application as requested.

ITEM #5: MICHAEL HOWARD, SHOWLOW, AZ (APPLICANT); SHIRLEY KRENK, ELYSIAN, MN (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to transfer the development right from the SE 1/4 SE 1/4 to the SW 1/4 SE 1/4 in an Agricultural "A" District. Property is located in the S 1/2 SE 1/4, Section 24, Elysian Township.

Based on the information submitted by the applicant, as required by the Le Sueur County Zoning Ordinance, the Planning Commission developed the following findings for this request:

Therefore, the Planning Commission recommends approval of the application as requested.

ITEM #6: MICHAEL HOWARD, SHOWLOW, AZ (APPLICANT); SHIRLEY KRENK, ELYSIAN, MN (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to transfer the development right from the SW 1/4 SE 1/4 to the SE 1/4 SW 1/4 in a Special Protection "SP" Shoreland District on a Natural Environment "NE" lake, Fish Lake. Property is located in the SE 1/4 and the SW 1/4, Section 24, Elysian Township.

Based on the information submitted by the applicant, as required by the Le Sueur County Zoning Ordinance, the Planning Commission developed the following findings for this request:

Therefore, the Planning Commission recommends approval of the application as requested.

ITEM #7: LE SUEUR COUNTY SOIL & WATER CONSERVATION DISTRICT (SWCD), LE CENTER, MN (APPLICANT); MIKE & KATHRYN SIEBSEN, LE CENTER, MN (OWNER): Request that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 150 cubic yards of material outside the shore impact zone for the construction of an erosion control project in a Recreational Residential “RR” District, on a Recreational Development “RD” lake, Gorman Lake. Property is located in the NE 1/4, Section 14, Cordova Township.

Based on the information submitted by the applicant, as required by the Le Sueur County Zoning Ordinance, the Planning Commission developed the following findings for this request:

Therefore, the Planning Commission recommends approval of the application with the following condition:

- *A management and maintenance plan for the project shall be submitted and approved by the Department*

ITEM #8: LE SUEUR COUNTY SOIL & WATER CONSERVATION DISTRICT (SWCD), LE CENTER, MN (APPLICANT); STEVEN RUTT, LE CENTER, MN (OWNER): Request that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 1355 cubic yards of material for stormwater basin management and erosion control project in a Recreational Residential “RR” District, on a Recreational Development “RD” lake, Lake Volney. Property is located at Lots 9 & 10, Lake Volney Estates, Section 36, Lexington Township.

Based on the information submitted by the applicant, as required by the Le Sueur County Zoning Ordinance, the Planning Commission developed the following findings for this request:

Therefore, the Planning Commission recommends approval of the application with the following condition:

- *A management and maintenance plan for the pond shall be submitted and approved by the Department.*

ITEM #9: GAYLE JONES, AMBOY, MN (APPLICANT/OWNER): Requests that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 160 cubic yards of material for construction of 4-tiered retaining walls, stairs, and pervious patio within the shore impact zone in a Recreational Residential “RR” District on a Recreational Development “RD” lake, Lake Jefferson. Property is located at Lot 3, Block 1, Hardeggers Subdivision, Section 6, Elysian Township.

Based on the information submitted by the applicant, as required by the Le Sueur County Zoning Ordinance, the Planning Commission developed the following findings for this request:

Therefore, the Planning Commission recommends approval of the application with the following condition:

- *Continue to work with the LSC Resource Specialist in regards to native plantings on the site to ensure bank stabilization.*

ACTION: ITEM #1: _____
ITEM #2: _____
ITEM #3: _____
ITEM #4: _____
ITEM #5: _____
ITEM #6: _____
ITEM #7: _____
ITEM #8: _____
ITEM #9: _____

DATE: _____

COUNTY ADMINISTRATOR’S SIGNATURE: _____

FINDINGS OF FACT

WHEREAS, TYLER HERING, WATERVILLE, MN (APPLICANT): TERRY HERING, WATERVILLE, MN (OWNER): has applied for a Conditional Use Permit to allow the applicant to transfer the development right from the NW 1/4 SE 1/4 to the SW 1/4 SE 1/4, in an Agriculture "A" District. Property is located in Section 14, Waterville Township

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on October 13, 2016 in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, the Le Sueur County Planning and Zoning Commission, acting as an advisory board to the Le Sueur County Board of Commissioners recommends approval of the application due to the following findings:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed.*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed.*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed.*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed.*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed.*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed.*

WHEREAS, On October 25, 2016 at their regularly scheduled meeting, the Le Sueur County Board of Commissioners **APPROVED/DENIED** the Conditional Use Permit application as requested by **TYLER HERING, WATERVILLE, MN (APPLICANT): TERRY HERING, WATERVILLE, MN (OWNER).**

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the October 25, 2016, Le Sueur County Board meeting in order to protect the public health, safety and general welfare of the citizens of Le Sueur County.

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.*
3. *Adequate utilities, access roads, drainage and other facilities are being provided.*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use.*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise*

and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance?*

7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan?*

BE IT FURTHER RESOLVED, by the Le Sueur County Board of Commissioners that based on the above Findings of Fact, a Conditional Use Permit to transfer the development right from the NW 1/4 SE 1/4 to the SW 1/4 SE 1/4, in an Agriculture "A" District. Property is located in Section 14, Waterville Township, is **APPROVED/DENIED**.

ATTEST:

John King, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE: _____

FINDINGS OF FACT

WHEREAS, JESSICA WHIPPS, LE CENTER, MN (APPLICANT); JULIE (HEILMAN) FACTOR ETAL, LE CENTER, MN (OWNER): has applied for a Conditional Use Permit to allow the applicant to transfer the development right from the NW 1/4 NW 1/4 to the SW 1/4 NW 1/4 in an Agricultural "A" District. Property is located in the NW 1/4, Section 13, Lexington Township.

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on October 13, 2016, in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, the Le Sueur County Planning and Zoning Commission, acting as an advisory board to the Le Sueur County Board of Commissioners recommends approval of the application due to the following findings:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed.*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed.*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed.*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed.*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed.*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed.*

WHEREAS, On October 25, 2016 at their regularly scheduled meeting, the Le Sueur County Board of Commissioners **APPROVED/DENIED** the Conditional Use Permit application as requested by **JESSICA WHIPPS, LE CENTER, MN (APPLICANT); JULIE (HEILMAN) FACTOR ETAL, LE CENTER, MN (OWNER).**

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the October 25, 2016, Le Sueur County Board meeting in order to protect the public health, safety and general welfare of the citizens of Le Sueur County.

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.*
3. *Adequate utilities, access roads, drainage and other facilities are being provided.*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading*

space to serve the proposed use.

5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance?*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan?*

BE IT FURTHER RESOLVED, by the Le Sueur County Board of Commissioners that based on the above Findings of Fact, a Conditional Use Permit to transfer the development right from the NW 1/4 NW 1/4 to the SW 1/4 NW 1/4 in an Agricultural "A" District. Property is located in the NW 1/4, Section 13, Lexington Township, is **APPROVED/DENIED**.

ATTEST:

John King, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE: _____

FINDINGS OF FACT

WHEREAS, ROBERT & CONNIE RYAN, ST PETER, MN (APPLICANT/TOWNER): has applied for a Conditional Use Permit to allow the applicants to transfer the development right from the SE 1/4 NW 1/4 to the NW 1/4 NE 1/4 in a Conservancy "C" District and a Special Protection "SP" Shoreland District on an Unnamed Creek. Property is located in the N 1/2 Section 11, Kasota Township.

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on October 13, 2016, in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, the Le Sueur County Planning and Zoning Commission, acting as an advisory board to the Le Sueur County Board of Commissioners recommends approval of the application due to the following findings:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed*

WHEREAS, On October 25, 2016, at their regularly scheduled meeting, the Le Sueur County Board of Commissioners **APPROVED/DENIED** the Conditional Use Permit application as requested by **ROBERT & CONNIE RYAN, ST PETER, MN (APPLICANT/TOWNER).**

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the October 25, 2016, Le Sueur County Board meeting in order to protect the public health, safety and general welfare of the citizens of Le Sueur County.

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.*
3. *Adequate utilities, access roads, drainage and other facilities are being provided.*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use.*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted*

signs and other lights in such a manner that no disturbance to neighboring properties will result.

6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance?*

7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan?*

BE IT FURTHER RESOLVED, by the Le Sueur County Board of Commissioners that based on the above Findings of Fact, a Conditional Use Permit to transfer the development right from the SE 1/4 NW 1/4 to the NW 1/4 NE 1/4 in a Conservancy "C" District and a Special Protection "SP" Shoreland District on an Unnamed Creek. Property is located in the N 1/2 Section 11, Kasota Township, is **APPROVED/DENIED**.

ATTEST:

John King, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE: _____

FINDINGS OF FACT

WHEREAS, ROBERT & CONNIE RYAN, ST PETER, MN (APPLICANT/OWNER): has applied for a Conditional Use Permit to allow the applicants to transfer the development right from the NW 1/4 NE 1/4 to the NE 1/4 NE 1/4 in a Conservancy "C" District. Property is located in the NE 1/4, Section 11, Kasota Township.

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on October 13, 2016, in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, the Le Sueur County Planning and Zoning Commission, acting as an advisory board to the Le Sueur County Board of Commissioners recommends approval of the application due to the following findings:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. **Agreed***
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. **Agreed***
3. *Adequate utilities, access roads, drainage and other facilities are being provided. **Agreed***
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. **Agreed***
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. **Agreed***
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? **Agreed***
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? **Agreed***

WHEREAS, On October 25, 2016, at their regularly scheduled meeting, the Le Sueur County Board of Commissioners **APPROVED/DENIED** the Conditional Use Permit application as requested by **ROBERT & CONNIE RYAN, ST PETER, MN (APPLICANT/OWNER).**

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the October 25, 2016, Le Sueur County Board meeting in order to protect the public health, safety and general welfare of the citizens of Le Sueur County.

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.*
3. *Adequate utilities, access roads, drainage and other facilities are being provided.*
4. *Adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties*

will result.

6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance?*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan?*

BE IT FURTHER RESOLVED, by the Le Sueur County Board of Commissioners that based on the above Findings of Fact, a Conditional Use Permit to transfer the development right from the NW 1/4 NE 1/4 to the NE 1/4 NE 1/4 in a Conservancy "C" District. Property is located in the NE 1/4, Section 11, Kasota Township, is **APPROVED/DENIED**.

ATTEST:

John King, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE: _____

FINDINGS OF FACT

WHEREAS, MICHAEL HOWARD, SHOWLOW, AZ (APPLICANT); SHIRLEY KRENIK, ELYSIAN, MN (OWNER): has applied for a Conditional Use Permit to allow the applicant to transfer the development right from the SE 1/4 SE 1/4 to the SW 1/4 SE 1/4 in an Agricultural "A" District. Property is located in the S 1/2 SE 1/4, Section 24, Elysian Township.

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on October 13, 2016, in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, the Le Sueur County Planning and Zoning Commission, acting as an advisory board to the Le Sueur County Board of Commissioners recommends approval of the application due to the following findings:

- 1. The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed*
- 2. The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed*
- 3. Adequate utilities, access roads, drainage and other facilities are being provided. Agreed*
- 4. Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed*
- 5. Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed*
- 6. Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed*
- 7. Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed*

WHEREAS, On October 25, 2016, at their regularly scheduled meeting, the Le Sueur County Board of Commissioners **APPROVED/DENIED** the Conditional Use Permit application as requested by **MICHAEL HOWARD, SHOWLOW, AZ (APPLICANT); SHIRLEY KRENIK, ELYSIAN, MN (OWNER).**

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the October 25, 2016, Le Sueur County Board meeting in order to protect the public health, safety and general welfare of the citizens of Le Sueur County.

- 1. The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity.*
- 2. The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.*
- 3. Adequate utilities, access roads, drainage and other facilities are being provided.*
- 4. Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use.*
- 5. Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted*

signs and other lights in such a manner that no disturbance to neighboring properties will result.

6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance?*

7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan?*

BE IT FURTHER RESOLVED, by the Le Sueur County Board of Commissioners that based on the above Findings of Fact, a Conditional Use Permit applicant to transfer the development right from the SE 1/4 SE 1/4 to the SW 1/4 SE 1/4 in an Agricultural "A" District. Property is located in the S 1/2 SE 1/4, Section 24, Elysian Township, is **APPROVED/DENIED**.

ATTEST:

John King, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE: _____

FINDINGS OF FACT

WHEREAS, MICHAEL HOWARD, SHOWLOW, AZ (APPLICANT); SHIRLEY KRENİK, ELYSIAN, MN (OWNER): has applied for a Conditional Use Permit to allow the applicant to transfer the development right from the SW 1/4 SE 1/4 to the SE 1/4 SW 1/4 in a Special Protection "SP" Shoreland District on a Natural Environment "NE" lake, Fish Lake. Property is located in the SE 1/4 and the SW 1/4, Section 24, Elysian Township.

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on October 13, 2016, in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, the Le Sueur County Planning and Zoning Commission, acting as an advisory board to the Le Sueur County Board of Commissioners recommends approval of the application due to the following findings:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed.*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed.*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed.*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed.*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed.*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed.*

WHEREAS, On October 25, 2016,, at their regularly scheduled meeting, the Le Sueur County Board of Commissioners **APPROVED/DENIED** the Conditional Use Permit application as requested by **MICHAEL HOWARD, SHOWLOW, AZ (APPLICANT); SHIRLEY KRENİK, ELYSIAN, MN (OWNER).**

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the October 25, 2016, Le Sueur County Board meeting in order to protect the public health, safety and general welfare of the citizens of Le Sueur County.

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.*
3. *Adequate utilities, access roads, drainage and other facilities are being provided.*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use.*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise*

and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance?*

7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan?*

BE IT FURTHER RESOLVED, by the Le Sueur County Board of Commissioners that based on the above Findings of Fact, a Conditional Use Permit to allow the applicant to transfer the development right from the SW 1/4 SE 1/4 to the SE 1/4 SW 1/4 in a Special Protection “SP” Shoreland District on a Natural Environment “NE” lake, Fish Lake. Property is located in the SE 1/4 and the SW 1/4, Section 24, Elysian Township, is **APPROVED/DENIED**.

ATTEST:

John King, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE: _____

FINDINGS OF FACT

WHEREAS, LE SUEUR COUNTY SOIL & WATER CONSERVATION DISTRICT (SWCD), LE CENTER, MN (APPLICANT); MIKE & KATHRYN SIEBSEN, LE CENTER, MN (OWNER): has applied for a Conditional Use Permit to allow grading, excavating, and filling of approximately 150 cubic yards of material outside the shore impact zone for the construction of an erosion control project in a Recreational Residential “RR” District, on a Recreational Development “RD” lake, Gorman Lake. Property is located in the NE 1/4, Section 14, Cordova Township

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on October 13, 2016, in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, the Le Sueur County Planning and Zoning Commission, acting as an advisory board to the Le Sueur County Board of Commissioners recommends approval of the application due to the following findings:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed.*
3. *Adequate utilities, access roads, drainage and other facilities are being provided. Agreed.*
4. *Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed.*
5. *Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed.*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed.*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed.*

WHEREAS, On October 25, 2016, at their regularly scheduled meeting, the Le Sueur County Board of Commissioners **APPROVED/DENIED** the Conditional Use Permit application as requested by **LE SUEUR COUNTY SOIL & WATER CONSERVATION DISTRICT (SWCD), LE CENTER, MN (APPLICANT); MIKE & KATHRYN SIEBSEN, LE CENTER, MN (OWNER).**

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the October 25, 2016, Le Sueur County Board meeting in order to protect the public health, safety and general welfare of the citizens of Le Sueur County.

1. *With the imposition of the condition, the conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity.*
2. *With the imposition of the condition, the establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.*

3. *With the imposition of the condition,adequate utilities, access roads, drainage and other facilities are being provided.*
4. *With the imposition of the condition, adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use.*
5. *With the imposition of the condition, adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.*
6. *With the imposition of the conditions, the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance?*
7. *With the imposition of the condition, the Conditional Use Permit consistent with the Comprehensive Land Use Plan?*

BE IT FURTHER RESOLVED, by the Le Sueur County Board of Commissioners that based on the above Findings of Fact, a Conditional Use Permit to allow grading, excavating, and filling of approximately 150 cubic yards of material outside the shore impact zone for the construction of an erosion control project in a Recreational Residential “RR” District, on a Recreational Development “RD” lake, Gorman Lake. Property is located in the NE 1/4, Section 14, Cordova Township, is **APPROVED/DENIED**.

ATTEST:

John King, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE: _____

FINDINGS OF FACT

WHEREAS, LE SUEUR COUNTY SOIL & WATER CONSERVATION DISTRICT (SWCD), LE CENTER, MN (APPLICANT); STEVEN RUTT, LE CENTER, MN (OWNER): has applied for a Conditional Use Permit to allow grading, excavating, and filling of approximately 1355 cubic yards of material for stormwater basin management and erosion control project in a Recreational Residential “RR” District, on a Recreational Development “RD lake, Lake Volney. Property is located at Lots 9 & 10, Lake Volney Estates, Section 36, Lexington Township

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on October 13, 2016, in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, the Le Sueur County Planning and Zoning Commission, acting as an advisory board to the Le Sueur County Board of Commissioners recommends approval of the application due to the following findings:

- 1. The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed.*
- 2. The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed.*
- 3. Adequate utilities, access roads, drainage and other facilities are being provided. Agreed.*
- 4. Adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed.*
- 5. Adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed.*
- 6. Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed.*
- 7. Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed.*

WHEREAS, On October 25, 2016, at their regularly scheduled meeting, the Le Sueur County Board of Commissioners **APPROVED/DENIED** the Conditional Use Permit application as requested by **LE SUEUR COUNTY SOIL & WATER CONSERVATION DISTRICT (SWCD), LE CENTER, MN (APPLICANT); STEVEN RUTT, LE CENTER, MN (OWNER).**

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the October 25, 2016, Le Sueur County Board meeting in order to protect the public health, safety and general welfare of the citizens of Le Sueur County.

- 1. With the imposition of the condition, the conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity.*
- 2. With the imposition of the condition, the establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.*

3. *With the imposition of the condition, adequate utilities, access roads, drainage and other facilities have been or are being provided.*
4. *With the imposition of the condition, adequate measures will be taken to provide sufficient off-street parking and loading space to serve the proposed use.*
5. *With the imposition of the condition, adequate measures will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.*
6. *With the imposition of the condition, the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance?*
7. *With the imposition of the condition, the Conditional Use Permit consistent with the Comprehensive Land Use Plan?*

BE IT FURTHER RESOLVED, by the Le Sueur County Board of Commissioners that based on the above Findings of Fact, a Conditional Use Permit to allow grading, excavating, and filling of approximately 1355 cubic yards of material for stormwater basin management and erosion control project in a Recreational Residential “RR” District, on a Recreational Development “RD lake, Lake Volney. Property is located at Lots 9 & 10, Lake Volney Estates, Section 36, Lexington Township, is **APPROVED/DENIED**.

ATTEST:

John King, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE: _____

FINDINGS OF FACT

WHEREAS, GAYLE JONES, AMBOY, MN (APPLICANT/OWNER): has applied for a Conditional Use Permit to allow grading, excavating, and filling of approximately 160 cubic yards of material for construction of 4-tiered retaining walls, stairs, and pervious patio within the shore impact zone in a Recreational Residential "RR" District on a Recreational Development "RD" lake, Lake Jefferson. Property is located at Lot 3, Block 1, Hardeggers Subdivision, Section 6, Elysian Township.

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on October 25, 2016, in order to hear public testimony from the applicants as well as interested parties pertaining to and as provided by the Zoning Ordinance of Le Sueur County.

WHEREAS, the Le Sueur County Planning and Zoning Commission, acting as an advisory board to the Le Sueur County Board of Commissioners recommends approval of the application due to the following findings:

1. *The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity. Agreed.*
2. *The establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area. Agreed.*
3. *Adequate utilities, access roads, drainage and other facilities have been or are being provided. Agreed.*
4. *Adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use. Agreed.*
5. *Adequate measures have been or will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result. Agreed.*
6. *Is the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance? Agreed.*
7. *Is the Conditional Use Permit consistent with the Comprehensive Land Use Plan? Agreed.*

WHEREAS, On October 25, 2016, at their regularly scheduled meeting, the Le Sueur County Board of Commissioners **APPROVED/DENIED** the Conditional Use Permit application as requested by **GAYLE JONES, AMBOY, MN.**

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the October 25, 2016, Le Sueur County Board meeting in order to protect the public health, safety and general welfare of the citizens of Le Sueur County.

1. *With the imposition of the condition, the conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminishes and impairs property values within the immediate vicinity.*
2. *With the imposition of the condition, the establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.*
3. *With the imposition of the condition, adequate utilities, access roads, drainage and other facilities have been or are being provided.*

4. *With the imposition of the condition, adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.*
5. *With the imposition of the condition, adequate measures have been or will be taken to prevent and control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.*
6. *With the imposition of the condition, the Conditional Use Permit consistent with and supported by the statement of purposes, policies, goals and objectives in the Ordinance?*
7. *With the imposition of the condition, the Conditional Use Permit consistent with the Comprehensive Land Use Plan?*

BE IT FURTHER RESOLVED, by the Le Sueur County Board of Commissioners that based on the above Findings of Fact, a Conditional Use Permit to allow grading, excavating, and filling of approximately 160 cubic yards of material for construction of 4-tiered retaining walls, stairs, and pervious patio within the shore impact zone in a Recreational Residential “RR” District on a Recreational Development “RD” lake, Lake Jefferson. Property is located at Lot 3, Block 1, Hardeggers Subdivision, Section 6, Elysian Township, is **APPROVED/DENIED**.

ATTEST:

John King, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE: _____



Le Sueur County, MN

Tuesday, October 25, 2016

Board Meeting

Item 3

9:20 a.m. Human Resources (10 min)

Staff Contact:



Human Resources

88 SOUTH PARK AVENUE • LE CENTER, MINNESOTA 56057
Telephone: 507-357-8517 • Fax: 507-357-8607
Cindy Westerhouse – Human Resources Director

HUMAN RESOURCES AGENDA ITEMS October 25, 2016

Recommendation to hire Makayla Schmitz, full time Public Health Nurse in Public Health, as a Grade 11, Step 4 at \$26.06 per hour, effective November 9, 2016.

Recommendation to pre-approve the request to authorize a step increase to Makayla Schmitz, full time Public Health Nurse in Public Health, after completion of the six-month probationary period.

Recommendation to grant regular status to Jessica Schwartz, full time Agency Social Worker in Human Services, effective October 25, 2016. Jessica has completed the six-month probationary period.

Recommendation to accept the resignation from Catherine Weniger, full time Assistant County Attorney in the County Attorney's office, effective October 21, 2016. Catherine has been employed with Le Sueur County since June 2016.

Recommendation to advertise for a full time Assistant County Attorney in the County Attorney's Office, a Grade 12, Step 1 at \$24.82 per hour.

Equal Opportunity Employer

Le Sueur County, MN

Tuesday, October 25, 2016

Board Meeting

Item 4

9:30 a.m. Don Reak, Parks Director (5 min)

RE: Geldner Saw Mill

RE: Carryover Forfeit Tax Sales Money Request

RE: Ney Center New Addition Request

Staff Contact:



October 17, 2016

Kathy Burns, Coordinator
 Le Sueur County Historical Society
 P.O. Box 123
 Le Center, MN 56057

Don Reak, County Parks Director
 Le Sueur County
 88 S. Park Avenue
 Le Center, MN 56057

**Proposed Project Schedule
 Geldner Saw Mill Preservation
 Cleveland, Minnesota**

Dear Kathy and Don:

The following project schedule is based on our telephone conversation today with you and Eugene Dwyer, LSE. This is based on the January 27, 2016 proposal by CPAi and LS Engineers.

- Start of Construction documents: November 1, 2016
- CPAI and LSE Verification Site Visit: November, 2016
- Completion of 75% CD: December 15, 2016
 (Specifications and drawings scope complete except for final review and verification)
- Submit to MHS for review: December 16, 2016
- Receipt of MHS comments: January 16, 2017
- CD Completion and Bid Adv. February 1, 2017
- Pre-Bid Meeting at site: February 15, 2017
- Receipt of Bids: February 23, 2017
- Contract award & Notice to Proceed: March 1, 2017
- Submit mortar & repointing samples: March 15, 2017
- MHS approval of mortar & repointing: April 15, 2017
- Substantial Completion: June 1, 2017
- Final Completion & invoicing: June 12, 2017
- Final payment by County: June 15, 2017

Submitted by,
 CLAYBAUGH PRESERVATION ARCHITECTURE INC
 Robert J. Claybaugh AIA, President
 File:GSM-KB-101716
 Copy: Eugene Dwyer



January 27, 2016

Kathy Burns, Coordinator
Le Sueur County Historical Society
P.O. Box 123
Le Center, MN 56057

**Geldner Saw Mill Preservation
Cleveland, Minnesota**

Dear Kathy:

Based on your conversation with Gene Dwyer, we are submitting this proposal for completion of design and construction services on the Geldner Saw Mill restoration. This assumes that the existing boiler is left in place as is. Design of a future separate boiler structure is not part of this proposal.

The October 31, 2013 proposal that was the basis for our current contract should be voided with the remaining fees unspent. This proposal would start the project at this point and take it to completion.

I. Project Scope:

- A. The scope of our work would follow the scope of work described in the LS Engineers September 20, 2012 report.
- B. The scope of the project does not include any boiler restoration or the construction of a separate boiler building.

II. Client Responsibilities:

- A. Provide Access to the building.
- B. Provide electrical power at the building.
- ✓ C. Provide mortar analysis for development of masonry restoration specifications.

III. Structural Engineering:

- A. Structural Engineering services will be provided by LS Engineers as detailed in the attached January 20, 2016 proposal letter.

IV. Construction Documents:

- A. We would use LS Engineers drawings developed for the 2012 report as the basis for our construction drawings with the addition of details required to describe the scope of work.
- B. We will develop construction drawings and specification for masonry restoration, wood siding and roof shingle replacement scope of work.
- C. We would anticipate that the Le Sueur County Park Department would provide

the front end bidding and contract requirements for the project.

D. We would conduct 75% design stage walk through at the site for discussion of proposed solutions and details with you.

V. Bidding:

A. CPAi would conduct a pre-bid meeting at the site in conjunction with Le Sueur County Park Department for prospective bidders.

B. We would develop addenda as a result of the pre-bid meeting and answer any questions or clarifications from prospective bidders.

VI. Construction Administration:

A. We would review contractor submittals and on site masonry samples.

B. We would review contractor pay applications.

C. CPAi would provide three site visits during construction in addition to the pre-bid meeting.

VII. Schedule:

A. We would start design work during March 2016 and would schedule a 75% design review in late April.

B. Completion of the construction documents would be by June 1, 2016.

VIII. Compensation:

| | |
|-------------------------------------|----------|
| A. Architectural Services: | \$10,680 |
| B. Structural Services: | \$10,200 |
| C. Total Services Compensation: | \$20,880 |
| D. Estimated Reimbursable Expenses: | \$500 |

IX. Reimbursable Expenses:

A. Mileage to the site is included in the fee.

B. Printing of drawings and specification are reimbursable at direct cost.

C. Mailing or delivery costs are reimbursable of direct cost.

X. **Additional Services:** Services other than those described above would be at the following rates:

| | |
|---------------------------------|-------------|
| A. CPAi principal: | \$140/hour |
| B. CPAi drafting: | \$100/hour |
| C. LSE Structural: | \$150/hour |
| D. LSE drafting: | \$105/hour |
| E. Additional LSE site visits: | \$380/visit |
| F. Additional CPAi site visits: | \$844/visit |

XI. **Terms:** Invoices will be on a monthly basis for work to date and are due upon receipt. Balances outstanding after 30 days are subject to a 1.5% per month finance charge.

Reimbursable expenses will be invoice as accrued.

We will proceed with design work when we have a written agreement and notice to proceed.

Submitted by,
CLAYBAUGH PRESERVATION ARCHITECTURE INC



Robert J. Claybaugh AIA, President

File:GSM-KB-012716

Copy: Eugene Dwyer

Commissioners Meeting

Things to be discussed

1. I mentioned at the budget meeting about coming before the board to ask if I can carry over the Forfeit Tax Sales money that the Parks Department gets. It is hard to budget in this money because you never know how much there will be from year to year. **So I am asking if it would be OK to carry over this money from year to year?**

2. I met with the Ney Center Board about the possibility of adding an addition on to the Ney Center. The group has some space issues and we would like to see if we can take care of them. The space issues are offices, storage and meeting room. We also are thinking of putting in a restroom with just an outside door for people that use the park. I would like to hire an architect firm to help with the plans and see what it might cost. A few places we could pull money out of for the new addition: Grants, Aggregate account, The Forfeit tax sales account, capital improvement bonding money.

So I am asking for your approval to hire an Architect firm to help with designing a new Addition?

Thank You

Don Reak
Parks Department



Le Sueur County, MN

Tuesday, October 25, 2016

Board Meeting

Item 5

9:35 a.m. Amy Beatty, Environmental Programs Specialist (5 min)

RE: Solid Waste Permit Application - Recycling Facility for Waterville Township

Staff Contact:



ENVIRONMENTAL SERVICES

Mailing Address: 88 South Park Avenue, Le Center, MN 56057
Physical Address: 515 South Maple Avenue, Le Center, MN 56057
Direct Dial: 507-357-8538 Fax: 507-357-8541
Email: environmentalservices@co.le-sueur.mn.us
County Website: www.co.le-sueur.mn.us

DATE: Friday, October 21, 2016
TO: Le Sueur County Board of Commissioners
FROM: Amy Beatty, Le Sueur County Environmental Programs Specialist
RE: 2016-2017 Solid Waste License Application – Waterville Township

Enclosed is a solid waste permit application for Waterville Township to operate a recycling facility.

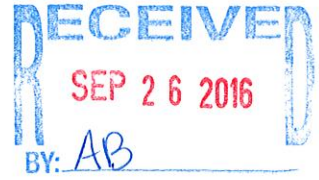
The facility (please see attached application and pictures for additional information)

- Is open to the residents of Waterville Township.
- Is located at the Waterville Township Hall - 419 3rd Street S Waterville.
- The hours of operation are
 - Summer hours: Mondays and Saturdays from 6:30 am to 5 pm
 - Winter hours: Mondays and Saturdays from 6:30 am to 3 pm.
- Has dumpsters from Waste Management for recyclables and solid waste.
- An area designated for items to be re-used.

The Township asks the County Board of Commissioners to waive the licensing fee and bonding requirement.

LE SUEUR COUNTY SOLID WASTE OFFICE

88 SOUTH PARK AVE LE CENTER, MN 56057
Direct Dial (507) 357-8203 Fax (507) 357-8541



**PERMIT APPLICATION FOR
OPERATION OF A RECYCLING FACILITY
PERMIT YEAR: APRIL 30, 2016 TO MAY 1, 2017**

The undersigned HEREBY MAKES APPLICATION FOR A PERMIT to operate a Recycling Facility in the County of Le Sueur from April 30 to May 1 of each year, subject to the laws of the State of Minnesota aforesaid county pertaining thereto.

| | | |
|---|------------------|---|
| Facility Owner's Name: <u>Waterville Township</u> | | |
| Mailing Address: <u>419 3rd St S</u> | | |
| City: <u>Waterville</u> | State: <u>MN</u> | Zip: <u>56096</u> |
| Business Name: <u>Waterville Township</u> | | |
| Site Address: <u>419 3rd St S</u> | | |
| City: <u>Waterville</u> | State: <u>MN</u> | Zip: <u>56096</u> |
| Telephone Number: <u>507-461-0197 chairman</u> | | Alternate Number: <u>507-381-9239 clerk</u> |

PARCEL INFORMATION: (this information can be found on your tax statement, Beacon, or contact Environmental Services)
Applicant states the following parcel of land in Le Sueur County will be used for the Recycling Facility (may also attach aerial of property).

| | | |
|------------------------------------|----------------------------------|----------|
| Parcel Number: <u>R24,999,0207</u> | Township Name: <u>Waterville</u> | Section: |
|------------------------------------|----------------------------------|----------|

AREAS SERVED: Applicant states the following municipalities and/or corporations will be served:

| |
|---|
| <u>Residents of Waterville township</u> |
|---|

ANNUAL REPORT: SEE ATTACHED

FEEES

| | Fees | Calculation |
|---------------------|--------------|-------------|
| Initial Application | \$150.00 | \$ |
| Annual License | \$200.00 | \$ |
| | TOTAL | \$ |

This application shall be accompanied by a performance bond with sufficient sureties, in the penal sum of \$30,000, which bond shall be conditioned upon the applicant's full compliance with the ordinance (said bond to be subject to the approval of the County Board and the County Attorney). In lieu of part or all of said bond, the applicant may provide evidence of financial assurance in a form acceptable to the County Board. In addition, a Certificate(s) of Insurance, as prescribed in the Le Sueur County Solid Waste Management Ordinance, shall accompany this application.

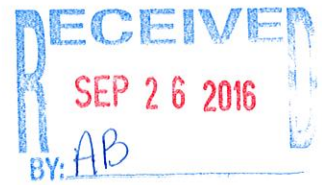
9-12-16

 APPLICANT DATE

The foregoing application is hereby granted this _____ day of _____, 2016 by the Chair of the Le Sueur County Board of Commissioners and the Solid Waste Officer are hereby directed to issue permit in accordance therewith.

_____ LE SUEUR COUNTY BOARD OF COMMISSIONERS
 CHAIR SIGNATURE
 _____ LE SUEUR COUNTY SOLID WASTE OFFICER
 SIGNATURE

Waterville Township
419 3rd. St S
Waterville MN 56096
Judy Hering, Clerk
507-362-4426



September 22, 2016

Amy Beatty
Le Sueur County Environmental Specialist
515 S Maple Ave
Le Center MN 56057

Re: Permit Application

Enclosed please find Waterville Township's permit application for operation of a recycling facility in Waterville Township. Our site is located in Waterville next to the Waterville Township hall at 419 3rd. St. S. The hours of our site are summer hours on Monday and Saturday from 6:30 a.m. until 5:00 p.m. and the winter hours on Monday and Saturday are from 6:30 a.m. until 3:00 p.m. The facility is gated when not in operation and is manned all the hours that it is open. We have a one way entry around the north and east side of the building and the dumpsters and the exit are located on the South side. All the dumpster have covers and are picked up on Tuesday by Waste Management from Le Sueur. We have one dumpster for paper and cardboard, one dumpster for recyclable plastic and glass and 3 dumpsters for garbage. We also have a place in our town hall to keep some of the items brought in that are still useable for residents to look through and help themselves to at no charge. By doing this we save on the amount of items that end up in the landfill. Many Waterville township residents have made wonderful comments about our facility. As you can see by the pictures enclosed our site is kept very clean and is easy assessable.

We also are requesting to be exempt from the permit charge and performance bond.

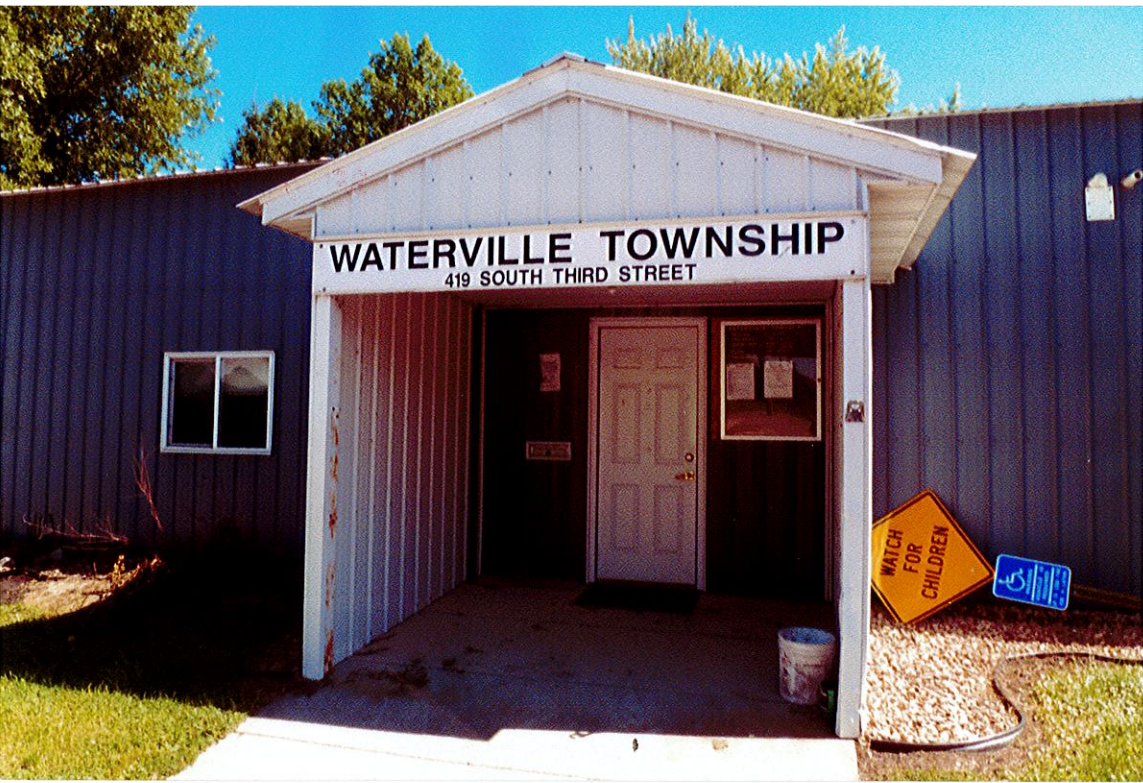
Thank you.

Sincerely,

Waterville Township

A handwritten signature in dark ink that reads "Judy".

Judy Hering
Clerk









Le Sueur County, MN

Tuesday, October 25, 2016

Board Meeting

Item 6

9:40 a.m. Darrell Pettis, County Administrator / Engineer

RE: Miscellaneous

Staff Contact:



Le Sueur County, MN

Tuesday, October 25, 2016

Board Meeting

Item 7

Future Meetings

Staff Contact:

Future Meetings October – December 2016

| | |
|----------------------|---|
| October 25, 2016 | Board Meeting, 9:00 a.m. |
| November 1, 2016 | Board Meeting, 9:00 a.m. *Designated Predatory Offender Residency Restrictions Ordinance Public Hearing, 10:00 a.m. *CHB Meeting, 1:00 p.m. Waterville Senior Center |
| November 2, 2016 | AMC Meeting, 8:00 a.m. in Truman, MN |
| November 8, 2016 | No Board Meeting |
| November 10, 2016 | P&Z Meeting, 7:00 p.m. Environmental Services Building |
| November 11, 2016 | Offices Closed – Veteran’s Day |
| November 15, 2016 | Board Meeting, 9:00 a.m. *West Jefferson Public Hearing, 11:00 a.m. *Budget Work Session |
| November 17, 2016 | Board of Adjustment Meeting, 3:00 p.m. Environmental Services Building |
| November 22, 2016 | Board Meeting, 9:00 a.m. *Highway Work Session |
| November 24-25, 2016 | Offices Closed – Thanksgiving Holiday |
| November 29, 2016 | No Board Meeting |
| December 6, 2016 | Board Meeting, 9:00 a.m. |
| December 8, 2016 | P&Z Meeting, 7:00 p.m. Environmental Services Building |

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| December 13, 2016 | No Board Meeting |
| December 15, 2016 | Board of Adjustment Meeting, 3:00 p.m. Environmental Services Building |
| December 20, 2016 | Board Meeting, 4:30 p.m. *2017 Budget/Levy Public Hearing, 6:00 p.m. |
| December 26, 2016 | Offices Closed – Christmas Holiday |
| December 27, 2016 | Board Meeting, 9:00 a.m. |