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# **Le Sueur County, MN**

**Thursday, July 21, 2016**

**Regular Session**

## **Item 1**

### **Board of Adjustment Notice of Public Hearing**

Staff Contact: Kathy Brockway or Michelle Mettler

**LE SUEUR COUNTY PLANNING AND ZONING  
BOARD OF ADJUSTMENT  
88 SOUTH PARK AVE.  
LE CENTER, MINNESOTA 56057  
(507) 357-8538  
[www.co.le-sueur.mn.us](http://www.co.le-sueur.mn.us)**

**TO WHOM IT MAY CONCERN: NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING WILL BE HELD**

**DATE:** JULY 21, 2016  
**TIME:** 3:00 PM  
**PLACE:** Le Sueur County Environmental Services, 515 South Maple Ave, Le Center, MN.  
**PURPOSE:** To hear testimony from interested parties and consider Variance and Appeal Applications, as provided by the Zoning Ordinance of Le Sueur County, as described below.

Applications are available for review at the Environmental Services Building during normal business hours and on the website on or after **JULY 11, 2016**.

**ITEM #1: RANDALL & ANN VARGASON, WATERVILLE, MN, (APPLICANT/OWNER):** Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant to utilize the existing septic tank located 4 feet from the property line, install a new pump tank 5 feet from the property line, utilize the existing drainfield located 7 feet from the attached garage, and install additional drainfield 16 feet from the attached garage and 5 feet from the property line in a Recreational Residential "RR" District on a Recreational Development "RD" lake, Lake Tetonka, and within the Flood Plain and Mineral Resources Overlay Districts. Property is located at Lot 5, Auditor's Subdivision, Section 28, Waterville Township. **VARIANCE IS FOR SSTS TO PROPERTY LINE AND STRUCTURE SETBACKS.**

**ITEM #2: CHARLES RETKA, CJ FARMS, LE SUEUR, MN, (APPLICANT); CHARLES AND MARIE RETKA, LE SUEUR, MN, (OWNER):** Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant to construct a grain bin 68 feet from the County road Right-Of-Way (ROW) and 3 feet from an accessory structure in an agriculture "A" District. Property is located in the SW 1/4, Section 12, Tyrone Township. **VARIANCE IS FOR ROAD ROW AND STRUCTURE SETBACKS.**

**ITEM #3: TAMERA KAPLAN, SAVAGE, MN (APPLICANT/OWNER):** Requests that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant a total of 27% impervious surface; create impervious surface within the shore impact zone; and construct a deck 46 feet from the Ordinary High Water Level (OHWL) in a Recreational Residential "RR" District on a Recreational Development "RD" lake, Lake Frances. Property is located at Lot 6, Dick's Southside Subdivision, Section 34, Elysian Township. **VARIANCE IS FOR IMPERVIOUS SURFACE AND OHWL SETBACKS.**

**ITEM #4: ESMAIL & BARBARA MOSTAGHIMI, LE SUEUR, MN (APPLICANT/OWNER):** Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant to repair an existing deck located within the bluff in a Recreational Residential "RR" District on a Recreational Development "RD" lake, Lake Tetonka. Property is located at Lot 11, Auditor's Subdivision, Section 28, Waterville Township. **VARIANCE IS FOR BLUFF SETBACK.**

**ITEM #5: JIM & RENE RUBBISH, OWATONNA, MN (APPLICANT/OWNER):** Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant to construct a 22 X 38 detached garage 6 feet from the property line and a total of 31.8% impervious surface in a Recreational Residential "RR" District on a Recreational Development "RD" lake, Lake Washington, and within the Flood Plain Overlay District, Flood Fringe "FF". Property is located at Lot 7, Washington Park Subdivision, Section 17, Washington Township. **VARIANCE IS FOR PROPERTY LINE SETBACK AND IMPERVIOUS SURFACE.**

**ITEM #6: BRIAN WELCH, ELYSIAN, MN, (APPLICANT/OWNER):** Requests that the County grant an After-the-Fact Variance from the Le Sueur County Zoning Ordinance to allow the applicant to construct a 12 x 12 deck with a screened porch 206 feet from the Ordinary High Water Level (OHWL) and a Variance for an additional 12 x 24 deck 180 feet from the OHWL and a wrap around deck to the existing dwelling 178 feet from the OHWL; and to enlarge a non-conforming structure in a Special Protection "SP" District, on a Natural Environment "NE" lake, an Unnamed Lake. Property is located in the NE 1/4, Section 7, Elysian Township. **VARIANCE IS FOR OHWL SETBACK.**

APPLICANT OR REPRESENTATIVE MUST BE PRESENT IN ORDER FOR THE APPLICATION TO BE HEARD.  
**ONSITE VISIT WILL BE MADE BY THE BOARD OF ADJUSTMENT July 21, 2016**

KATHY BROCKWAY, LE SUEUR COUNTY PLANNING & ZONING ADMINISTRATOR  
MICHELLE R. METTLER, ASSISTANT PLANNING & ZONING ADMINISTRATOR