

LE SUEUR COUNTY BOARD OF COMMISSIONERS
MEETING AGENDA
July 22, 2014

1. **9:00am Agenda and Consent Agenda**
RE: July 15, 2014 Minutes and Summary Minutes
RE: Approve contract for Kilkenny Twp. Bridge, SAP 40-599-022
RE: The Church of the Immaculate Conception 3.2 Liquor License
RE: Repair Request, CD # 69
RE: Repair Request, CD # 61
RE: Future Meetings

2. **9:05 Kathy Brockway, PZ Administrator (5 minutes)**
Request for Action 1) Val Vail 2) Joe Kern

3. **9:10 am Human Resources (10 min)**

4. **9:20 a.m. Pam Simonette, Auditor-Treasurer (15 minutes)**
RE: Approval to cancel CFD
RE: Change terms of sale of tax-forfeit property

5. **9:35 am Dave Tietz, Sheriff, Quotes (5 minutes)**

6. **9:40 a.m. Darrell Pettis, County Administrator**
RE: Set Bid Opening date and time for Lake Washington Outlet Structure
RE: County Ditch # 54 Public Hearing
RE: Comment period for Aurora Distributed Solar
RE: City of Elysian request to purchase tax forfeit land

Le Sueur County, MN

Tuesday, July 22, 2014

Board Meeting

Item 1

9:00am Agenda and Consent Agenda

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RE: Future Meetings

Staff Contact:

Minutes of Le Sueur County Board of Commissioners Meeting July 15, 2014

The Le Sueur County Board of Commissioners met in regular session on Tuesday, July 15, 2014 at 9:00 a.m. in the Courthouse at Le Center, Minnesota. Those members present were: Steve Rohlfsing, Lance Wetzel, Dave Gliszinski, John King and Joe Connolly. Also present were Darrell Pettis and Brent Christian.

On motion by Connolly, seconded by Wetzel and unanimously approved, the Board approved the agenda for the business of the day.

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

- Approved the July 1, 2014 Minutes and Summary Minutes
- Approved a 3.2% Malt Beer Liquor License for Le Sueur Jaycees
- Approved the Repair Request for CD # 45
- Approved the Repair Request for CD # 68
- Approved the Repair Request for Scott - Le Sueur JD # 4
- Approved the Repair Request for CD # 29
- Approved the Repair Request CD # 62

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 King, seconded by Gliszinski and unanimously approved, the Board approved and authorized the Chair to sign the Guardian and Conservator Purchase of Service Agreement between Le Sueur County and Lutheran Social Services.

Cindy Westerhouse, Human Resources Director came before the Board with several items for discussion and approval.

On motion by Wetzel, seconded by Connolly and unanimously approved, the Board granted regular status to Maggie Novak, full time Agency Social Worker in Human Services, effective July 13, 2014.

On motion by Gliszinski, seconded by King and unanimously approved, the Board ended the voluntary furlough program, effective August 1, 2014.

On motion by Wetzel, seconded by Connolly and unanimously approved, the Board implemented the following change to the Vacation Leave in the Personnel Policy:

Effective the last pay period of the year, employees may carry over a maximum of 240 hours of vacation balance. Employees who have accrued over the 240 hours of vacation time will have a one-time option, on the last pay period of the year, to:

Deposits made into the 457 deferred comp plan will be effective the first pay date in January at the hourly rate the hours were accrued.

On motion by Gliszinski, seconded by King and unanimously approved, the Board approved the unpaid personal leave request from Kari Davis, full time Agency Social Worker in Human Services, from August 5 to October 13, 2014.

On motion by King, seconded by Wetzel and unanimously approved, the Board authorized the hiring of Sydnie Wigand, as a full time Public Health Nurse in Public Health, as a Grade 11, Step 4 at \$24.92 per hour, effective August 4, 2014.

Tim Penny, President and CEO of the Southern Minnesota Initiative Foundation presented the 2013 Annual Report.

Darrell Pettis, County Administrator appeared before the Board.

The Board directed the Administrator to schedule a Public Hearing to address the Petition for Redetermination of Benefits on County Ditch #54.

Other items discussed included:

- Aquatic Invasive Species Prevention Aid
- Flooding
- County Road Projects
- Bids for the Lake Washington Outlet Structure

On motion by King, seconded by Gliszinski and unanimously approved, the following cases and claims were approved:

Financial: \$ 72,226.47

Social Services: \$ 208,264.20

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

Warrant #	Vendor Name	Amount
32312	A'Viands	\$ 7,952.88
32316	American Engineering Testing Inc.	\$ 2,544.60
32323	Baker Tilly Virchow Krause, LLP	\$ 4,061.00
32333	Bolton & Menk Inc.	\$ 7,345.00
32338	Christian-Keogh-Moran & King	\$ 2,331.34
32342	Conservation Landscapes	\$ 8,199.41

32343	Contech Engineered Solutions, LLC	\$ 3,917.28
32360	Genesis	\$ 31,166.09
32372	IdentiSys	\$ 4,147.52
32380	Lake Region Life	\$ 2,640.00
32386	Lea/Richard C	\$ 2,535.00
32395	MN Counties Computers Coop	\$ 15,331.55
32409	Paragon Printing & Mailing Inc.	\$ 4,540.52
32418	Regents of the University of Minnesota	\$ 3,810.00
32427	Schwicker's Tecta America LLC	\$ 7,584.00
32428	Selly Excavating Inc.	\$ 5,771.50
32431	Sibley County Treasurer	\$ 10,397.53
32447	Towmaster	\$ 10,703.00
32456	Waterford Oil Co. Inc.	\$ 22,981.06
32458	Wise Furniture Inc.	\$ 5,801.70

131 Claims paid less than \$2,000.00:	\$ 51,621.28
20 Claims paid more than \$2,000.00:	\$163,760.98
151 Total all claims paid:	\$215,382.26

On motion by Connolly, seconded by King and unanimously approved, the Board adjourned until Tuesday, July 22nd at 9:00 am.

ATTEST:	_____	_____
	Le Sueur County Administrator	Le Sueur County Chairman

Summary Minutes of July 15, 2014 Le Sueur County Board of Commissioners Meeting

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.

- The Board approved the agenda for the business of the day. (Connolly-Wetzel)
- The Board approved the consent agenda: (King-Gliszinski)
 - Approved the July 1, 2014 Minutes and Summary Minutes
 - Approved a 3.2% Malt Beer Liquor License for Le Sueur Jaycees
 - Approved the Repair Request for CD # 45
 - Approved the Repair Request for CD # 68
 - Approved the Repair Request for Scott - Le Sueur JD # 4
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 - Approved the Repair Request CD # 62
- 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.
- The Board approved and authorized the Chair to sign the Guardian and Conservator Purchase of Service Agreement between Le Sueur County and Lutheran Social Services. (King-Gliszinski)
- The Board granted regular status to Maggie Novak, full time Agency Social Worker in Human Services, effective July 13, 2014. (Wetzel-Connolly)
- The Board ended the voluntary furlough program, effective August 1, 2014. (Gliszinski-King)
- The Board implemented changes to the Vacation Leave in the Personnel Policy. (Wetzel-Connolly)
- The Board authorized the hiring of Sydnie Wigand, as a full time Public Health Nurse in Public Health, as a Grade 11, Step 4 at \$24.92 per hour, effective August 4, 2014. (King-Wetzel)
- Tim Penny, President and CEO of the Southern Minnesota Initiative Foundation presented the 2013 Annual Report.
- The Board directed the County Administrator to schedule a Public Hearing to address the Petition for Redetermination of Benefits on County Ditch #54.

- The following cases and claims were approved: (King-Gliszinski)

Financial: \$ 72,226.47 Social Services: \$ 208,264.20

- The following claims were approved for payment: (Wetzel-Gliszinski)

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32458	Wise Furniture Inc.	\$ 5,801.70
131 Claims paid less than \$2,000.00:		\$ 51,621.28
20 Claims paid more than \$2,000.00:		\$163,760.98
151 Total all claims paid:		\$215,382.26

●The Board adjourned until Tuesday, July 22nd at 9:00 am. (Connolly-King)

ATTEST: Le Sueur County Administrator Le Sueur County Chairman

REPAIR REQUEST

We, the undersigned land owners, do hereby request the Le Sueur County Board Of Commissioners to clean out and repair Le Sueur County Ditch # 64 located in Cordova township(s).
Section 23

Signed

Address & Phone No.

J.E.M. Guch

14103 Dodd Rd KILKENNY 507-330-1790

John McGillen

Date: 7/11/14

Description of problem: Tile needs to be replaced & sealing.

Needs Repair

Roger Rall

7-15, 2014

MAP OF CORDOVA

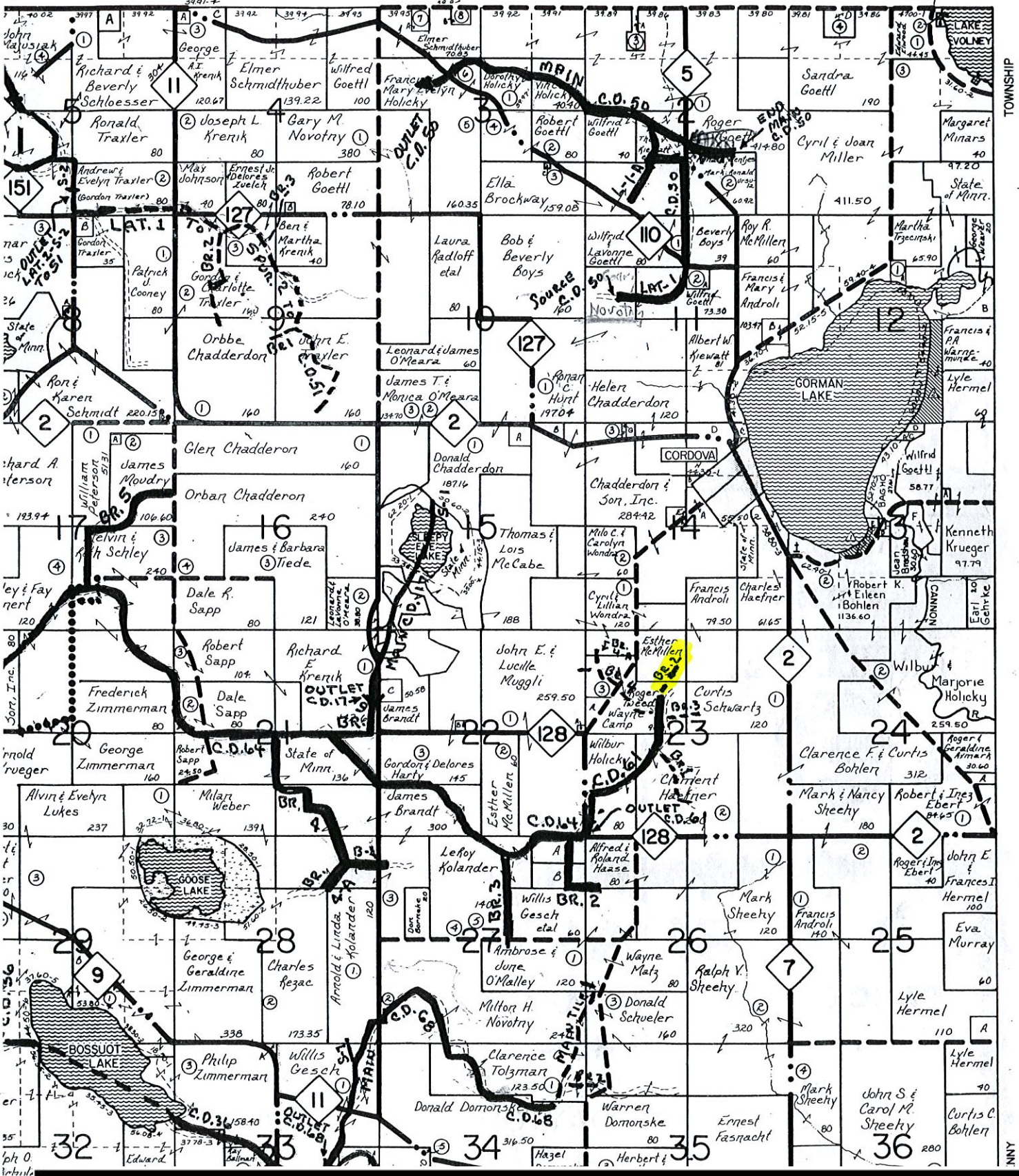
NSHIP: 110 N.

RANGE: 24 W.



CODE: C0

TOWNSHIP



REPAIR REQUEST

We, the undersigned land owners; do hereby request the Le Sueur County Board Of Commissioners to clean out and repair Le Sueur County Ditch # 69 located in ~~Dennison~~ town township(s).

Dennison

Signed

Address & Phone No.

Anthony Bean

1225 LeCenter St LeCenter

Date: 7-15-14

Description of problem: cut into the side of the ditch
2 points south of Drive way east side
Ditch

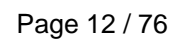
Needs Repair.

Roger Rubland

7-17, 14

RANGE:24W.

COUNTY



Future Meetings 2014

July 17, 2014	Board of Adjustment Meeting, 3:00pm , Environmental Services Bldg.
July 22, 2014	Board Meeting, 9am
July 29, 2014	No Board Meeting
August 5, 2014	Board Meeting, 9am
August 5, 2014	Le-Sueur-Waseca Community Health Board Meeting, 1:30pm – Waterville
August 12, 2014	No Board Meeting
August 14, 2014	P&Z Meeting, 7:00pm, Environmental Services Bldg.
August 18, 2014	Budget Meeting with Departments, 9am-4pm
August 19, 2014	Board Meeting, 9am
August 19, 2014	Budget Meeting with Departments, 11am
August 21, 2014	Board of Adjustment Meeting, 3:00pm, Environmental Services Bldg.
August 26, 2014	Board Meeting, 9am
September 1, 2014	Offices closed for Labor Day
September 2, 2014	Board Meeting, 9am
September 9, 2014	No Board Meeting
September 11, 2014	P & Z Meeting, 7:00 pm, Environmental Services Bldg.
September 16, 2014	Board Meeting, 9am
September 18, 2014	Board of Adjustment Variance Meeting, 3:00pm Environmental Services Bldg.
September 23, 2014	Board Meeting, 9am
November 11, 2015	Offices closed for Veteran's Day
November 18, 2014	Le-Sueur-Waseca Community Health Board Meeting, 1:30pm - Waterville

Le Sueur County, MN

Tuesday, July 22, 2014

Board Meeting

Item 2

9:05 Kathy Brockway, PZ Administrator (5 minutes)

Request for Action 1) Val Vail 2) Joe Kern

Staff Contact:

LE SUEUR COUNTY PLANNING AND ZONING COMMISSION
July 22, 2014

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: LINDEN VAIL, WATERVILLE MN (APPLICANT/OWNER): Requests that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 1409 cubic yards of material for the construction of a ravine stabilization project in a Recreational Residential "RR" District on a Recreational Development Lake, Lake Sakatah. Property is located at Lots 1, 2, 3, & 4, Vail's Estate on Lake Sakatah, Section 24, Waterville Township. ***APPLICATION WAS TABLED AT THE JUNE 12, 2014 MEETING.***

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

Therefore, the Planning Commission recommends approval of the application with the following conditions;

- *Submit hard copies of the plan/designs to the SWCD Office.*
- *Submit As-Built upon completion to both the Environmental Services Department and the SWCD Office.*

ITEM #2: JOSEPH KERN, KASOTA, MN, (APPLICANT/OWNER): Requests that the County grant a Conditional Use Permit to allow grading and filling of approximately 380 cubic yards of material in a Recreational Residential "RR" District, Recreational Development Lake, Lake Washington. Property is located at Lot 1, Block 1, Bakers Acres, Section 12, Kasota Township.

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

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

ACTION: ITEM #1: _____

ITEM #2: _____

DATE: _____

COUNTY ADMINISTRATOR'S SIGNATURE: _____

FINDINGS OF FACT

WHEREAS, LINDEN VAIL, WATERVILLE MN (APPLICANT/OWNER), has applied for a Conditional Use Permit to allow grading, excavating, and filling of approximately 1409 cubic yards of material for the construction of a ravine stabilization project in a Recreational Residential "RR" District on a Recreational Development Lake, Lake Sakatah. Property is located at Lots 1, 2, 3, & 4, Vail's Estate on Lake Sakatah, Section 24, Waterville Township. **APPLICATION WAS TABLED AT THE JUNE 12, 2014 MEETING.**

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on **July 10, 2014**, 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 with conditions 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.*
- 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 have been or are being provided.*
- 4. 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.*

WHEREAS, On July 22, 2014, at their regularly scheduled meeting, the Le Sueur County Board of Commissioners approved the Conditional Use Permit application as requested by **LINDEN VAIL, WATERVILLE MN (APPLICANT/OWNER)**:

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the July 22, 2014 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 appropriate conditions as stated, 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 appropriate conditions as stated, 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 appropriate conditions as stated, adequate utilities, access roads, drainage and other facilities are being provided.*
- 4. With the imposition of appropriate conditions as stated, 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.*

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 1409 cubic yards of material for the construction of a ravine stabilization project in a Recreational Residential "RR" District on a Recreational Development Lake, Lake Sakatah. Property is located at Lots 1, 2, 3, & 4, Vail's Estate on Lake Sakatah, Section 24, Waterville Township is **approved with conditions**.

ATTEST:

Steve Rohlffing, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE

FINDINGS OF FACT

WHEREAS, JOSEPH KERN, KASOTA, MN, (APPLICANT/OWNER), has applied for a Conditional Use Permit Requests that the County grant a Conditional Use Permit to allow grading and filling of approximately 380 cubic yards of material in a Recreational Residential "RR" District, Recreational Development Lake, Lake Washington. Property is located at Lot 1, Block 1, Bakers Acres, Section 12, Kasota Township.

WHEREAS, the Le Sueur County Planning and Zoning Commission held on public hearing on **July 10, 2014**, 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.*
- 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 have been or are being provided.*
- 4. 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.*

WHEREAS, On July 22, 2014, at their regularly scheduled meeting, the Le Sueur County Board of Commissioners Approved the Conditional Use Permit application as requested by the Joseph Kern, Kasota Minnesota.

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following Findings of Fact were adopted at the July 22m, 2014, 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 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.*

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 and filling of approximately 380 cubic yards of material in a Recreational Residential "RR" District, Recreational Development Lake, Lake Washington. Property is located at Lot 1, Block 1, Bakers Acres, Section 12, Kasota Township is approved.

ATTEST:

Steve Rohlffing, Chairman, Le Sueur County Board of Commissioners.

Darrell Pettis, Le Sueur County Administrator

DATE: _____

LE SUEUR COUNTY PLANNING AND ZONING COMMISSION
88 SOUTH PARK AVE.
LE CENTER, MINNESOTA 56057
July 10, 2014

MEMBERS PRESENT: Don, Reak, Jeanne Doheny, Don Rynda, Shirley Katzenmeyer, Al Gehrke, Betty Bruzek

MEMBERS ABSENT: Chuck Retka, Steve Olson, Doug Krenik, Pam Tietz

OTHERS PRESENT: Kathy Brockway, Commissioner Connolly

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

ITEM #1: **LINDEN VAIL, WATERVILLE MN (APPLICANT/OWNER):** Requests that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 1409 cubic yards of material for the construction of a ravine stabilization project in a Recreational Residential "RR" District on a Recreational Development Lake, Lake Sakatah. Property is located at Lots 1, 2, 3, & 4, Vail's Estate on Lake Sakatah, Section 24, Waterville Township.
APPLICATION WAS TABLED AT THE JUNE 12, 2014 MEETING.

Kathy Brockway presented power point presentation. Val Vail, representative for the applicant was present for application.

TOWNSHIP: Notified per application requirements, no objections to the proposal.

DNR: No comments LETTERS (see file): LSC Resource Specialist, Asst. County Engineer, Mike Schultz, SWCD.

PUBLIC COMMENT: none

Discussion was held regarding: project will be a benefit to the lake, project will reduce runoff from the adjacent farmland which will allow for ravine stabilization and sediment to settle out of the runoff, cost share project, working with the SWCD office, engineered plans, hard copies of the plan need to be submitted to the SWCD, as built submitted to the Environmental Services Department as well as the SWCD when project is complete.

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 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

Motion was made by Al Gehrke to approve the application with the following conditions:

- *Submit hard copies of the plan/designs to the SWCD Office.*
- *Submit As-Built upon completion to both the Environmental Services Department and the SWCD Office.*

Seconded by Betty Bruzek. Motion approved. Motion carried.

ITEM #2: JOSEPH KERN, KASOTA, MN, (APPLICANT/OWNER): Requests that the County grant a Conditional Use Permit to allow grading and filling of approximately 380 cubic yards of material in a Recreational Residential "RR" District, Recreational Development Lake, Lake Washington. Property is located at Lot 1, Block 1, Bakers Acres, Section 12, Kasota Township.

Kathy Brockway presented power point presentation. Joseph Kern was present for application.

TOWNSHIP: Notified Kasota Township Board per application requirement, no objections to the proposal. DNR: No comments LETTERS: none

PUBLIC COMMENT: none

Discussion was held regarding: explanation of proposal, location of shed, storage only, time frame, block walls, fill in structure, no retaining walls required.

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 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

Motion was made by Don Reak to approve the application as written. Seconded by Don Rynda Motion approved. Motion carried.

Motion was made by Don Rynda to approve the minutes from the June 12, 2014, meeting. Seconded by Jeanne Doheny. Motion approved. Motion carried.

Motion to adjourn meeting by Don Reak. Seconded by Al Gehrke. Motion approved. Motion carried.

Meeting Adjourned.

Respectfully submitted,
Shirley Katzenmeyer,
Kathy Brockway

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

STAFF REPORT

GENERAL INFORMATION

APPLICANT/ OWNER: LINDEN VAIL

911 ADDRESS: 722 Reed St. N Waterville MN 56096

PROPERTY LOCATION: Property is located at Lots 1, 2, 3, & 4, Vail's Estate on Lake Sakatah, Section 24, Waterville Township.

PROJECT DESCRIPTION: To allow grading, excavating, and filling of 1409 cubic yards of material for the construction of a ravine stabilization project in a Recreational Residential "RR" District on a Recreational Development Lake, Lake Sakatah.

ZONING ORDINANCE SECTIONS: Section 13, (Pages 13-16 & 13-17) Section 13.2, Section 21 (pages 21-2 thru 21-5)

ZONING DISTRICT PURPOSES: The intent of the **Recreational Residential (RR) District** is to preserve areas which have natural characteristics suitable for both passive and active recreational usage. Also, it is the intent of this district to manage areas suitable for residential development of varying types, including permanent and seasonal housing. Some non-residential uses with minimal impacts on residential uses are allowed if properly managed under conditional use procedures.

GOALS & POLICIES: Le Sueur County will adopt and enforce the following land use goals and policies to enhance land use regulation efficiencies, use County resources to meet County residents' needs, and protect County residents' health, safety, and welfare.

Goal 2: Le Sueur County should adopt and enforce land use goals and policies that conserve and restore its natural resources, bring protections to the ecological systems of the natural environment, and prevent the premature development of natural resource areas.

Policy: Utilize shorelands on Recreational Development Lakes (RD) for housing, but with a focus on development design that protects the resource.

SITE INFORMATION

LOCATION: Lots 1, 2, 3, & 4, Vail's Estate on Lake Sakatah, Section 24, Waterville Township.

ZONING: Recreational Residential "RR"

GENERAL SITE DESCRIPTION: Platted Subdivision/shoreland

ACCESS: N/A

EXISTING LAND USE WITHIN ¼ MILE:

North:	AG	South:	LAKE
East:	RESIDENTIAL- RICE COUNTY	West:	RESIDENTIAL

BACKGROUND INFORMATION

See attached narrative

TOWNSHIP BOARD NOTIFICATION

The applicant notified Al Gehrke, Waterville Township on May 14, 2014

NATURAL RESOURCES INFORMATION

SHORELAND: The proposal is located within the Shoreland District.

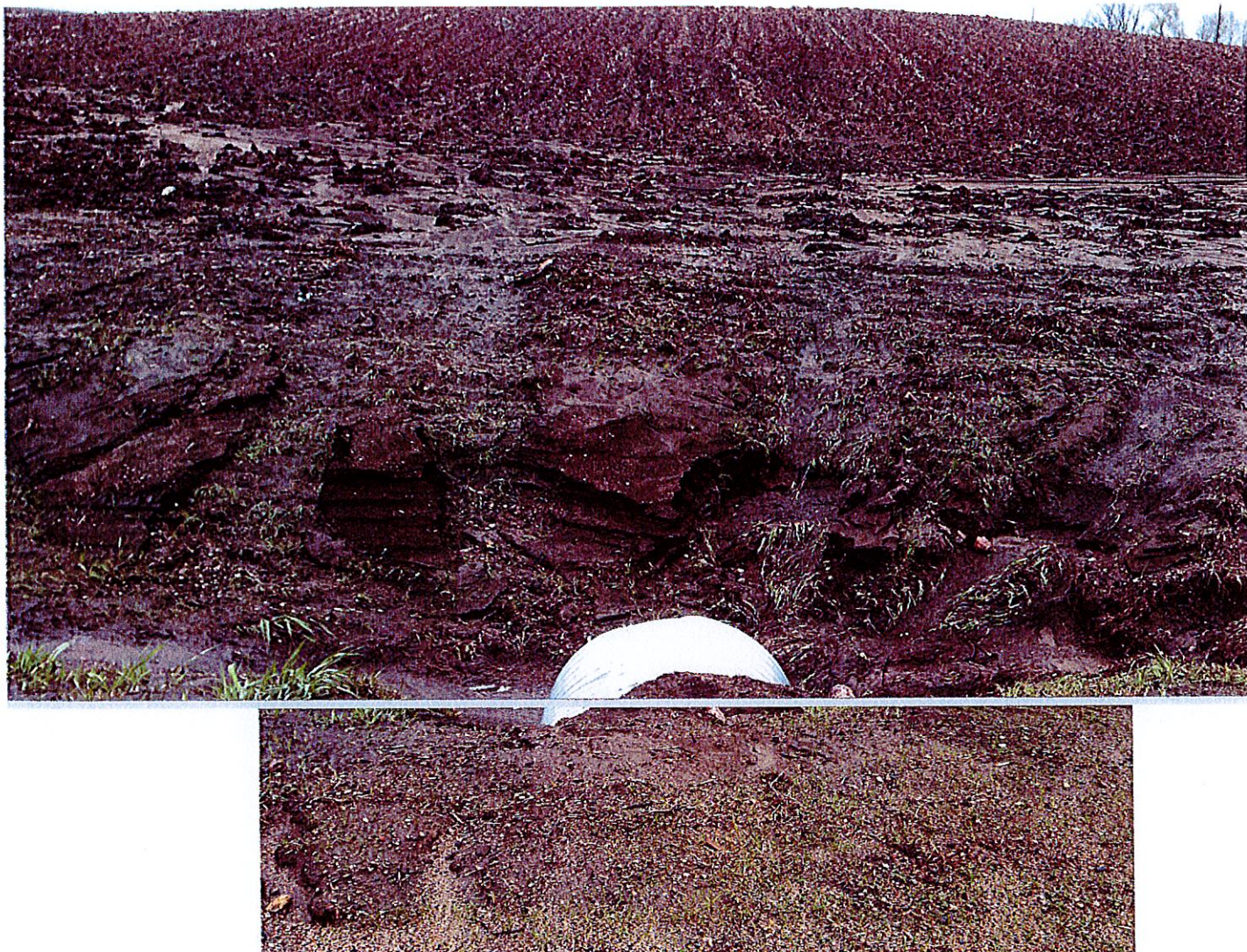
WETLANDS: According to the National Wetlands Inventory, No wetlands located in the quarter-quarter section where the project is proposed.



The ravine is approximately 20 ft behind the American Elm with blue flagging tape on the stem. The corridor is quite narrow throughout. There is enough space to the left of this tree for the equipment to access without any tree removal. Pruning of the small lower branches to create a clear access corridor.



Upstream end of ravine, looking north to recently replaced road culvert. Box elder and tatarian honeysuckle are visible from this photo.



Looking north from the Vail property to the upstream watershed. Culvert has recently been replaced.

See additional photo's attached.

LAND USE APPLICATION PERFORMANCE STANDARDS

- Name and Address of Applicant and Landowner: Linden Vail, 722 Reed St. N, Waterville MN 56096
- Legal Description- Attached
- Environmental Impact- Project will have a positive impact it will reduce the sediment delivered to Lake Sakatah
- Adverse Impact on surrounding area-Improvement
- Stormwater runoff- Proposed project will treat stormwater runoff prior to entering the Lake
- Does any part of the project extend below the Original High Water Level- no
- Wetland Impact – none
- Slope Stability –Project will enhance stability
- Certificate of Insurance- N/A
- Meets all applicable state and federal regulations- yes

ATTACHMENTS

Narrative, Survey, Erosion Control Plan, Letter from LSC Resource Specialist, updated information, email from SWCD.

PLANNING AND ZONING COMMISSION CONSIDERATIONS

The Planning Commission and staff shall consider possible adverse effects of the proposed conditional use and what additional requirements may be necessary to reduce such adverse effects. Its judgment shall be based upon the following factors to include, but not limited to:

1. Relationship to County plans.
2. The geographical area involved.
3. Whether such use will negatively affect surrounding properties in the area in which it is proposed.
4. The character of the surrounding area.
5. The demonstrated need for such use.
6. Whether the proposed use would cause odors, dust, flies, vermin, smoke, gas, noise, or vibration or would impose hazards to life or property in the neighborhood.
7. Whether such use would inherently lead to or encourage disturbing influences in the neighborhood.
8. Whether stored equipment or materials would be screened and whether there would be continuous operation within the visible range of surrounding residences.
9. Abatement of Environmental Hazards as regulated in this Ordinance
10. Other factors impacting the public health, safety and welfare.

Also, refer to Section 21 (pages 21-2 thru 21-5) for additional considerations within the Shoreland Districts

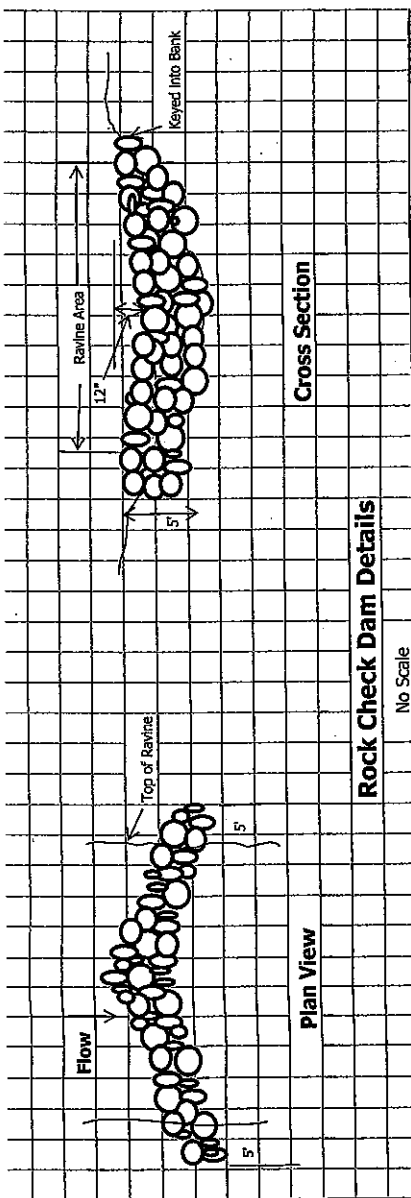
PLANNING AND ZONING COMMISSION FINDINGS

Based on the information submitted by the applicant, contained in this report, and as required by the Le Sueur County Zoning Ordinance, the following findings have been developed for this request:

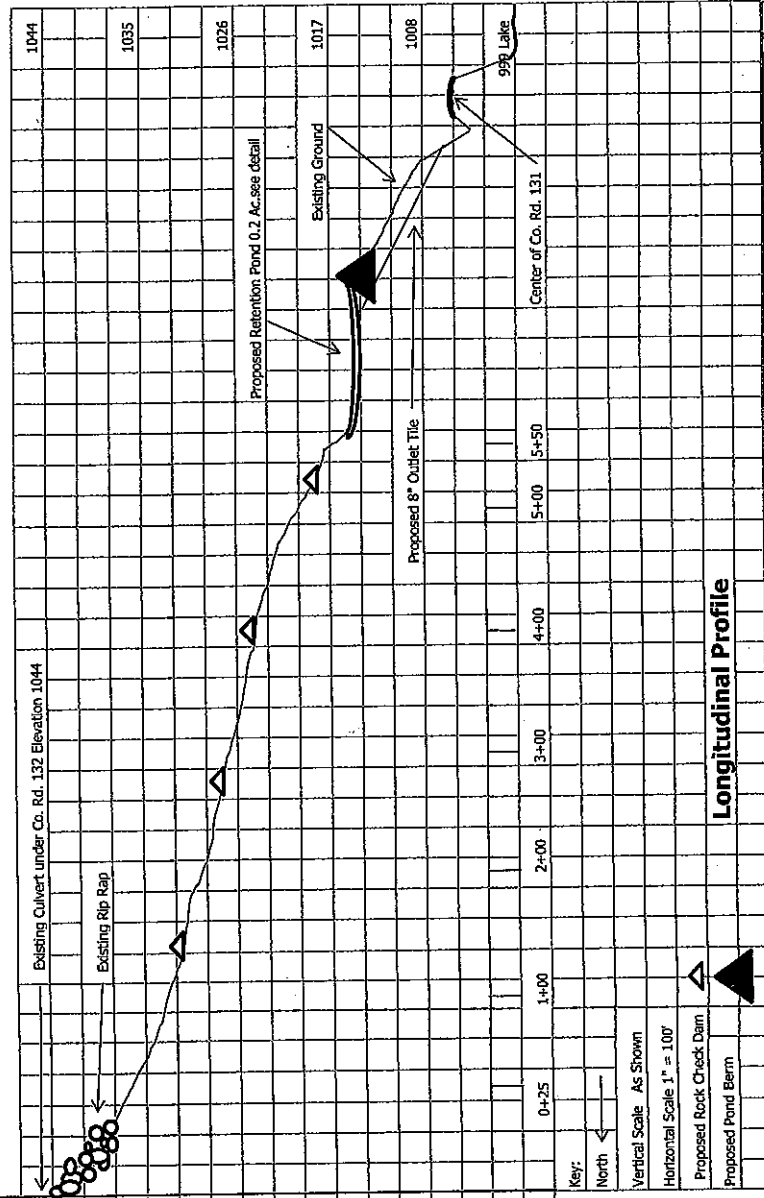
(Please circle one for each item: Agree, Disagree, Not Applicable.)

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. **A D NA**
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. **A D NA**
3. The adequate utilities, access roads, drainage and other facilities have been or are being provided.
A D NA
4. The adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use. **A D NA**
5. The 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. **A D NA**

Recommend (circle one) approval / denial / table / of Conditional Use Permit.



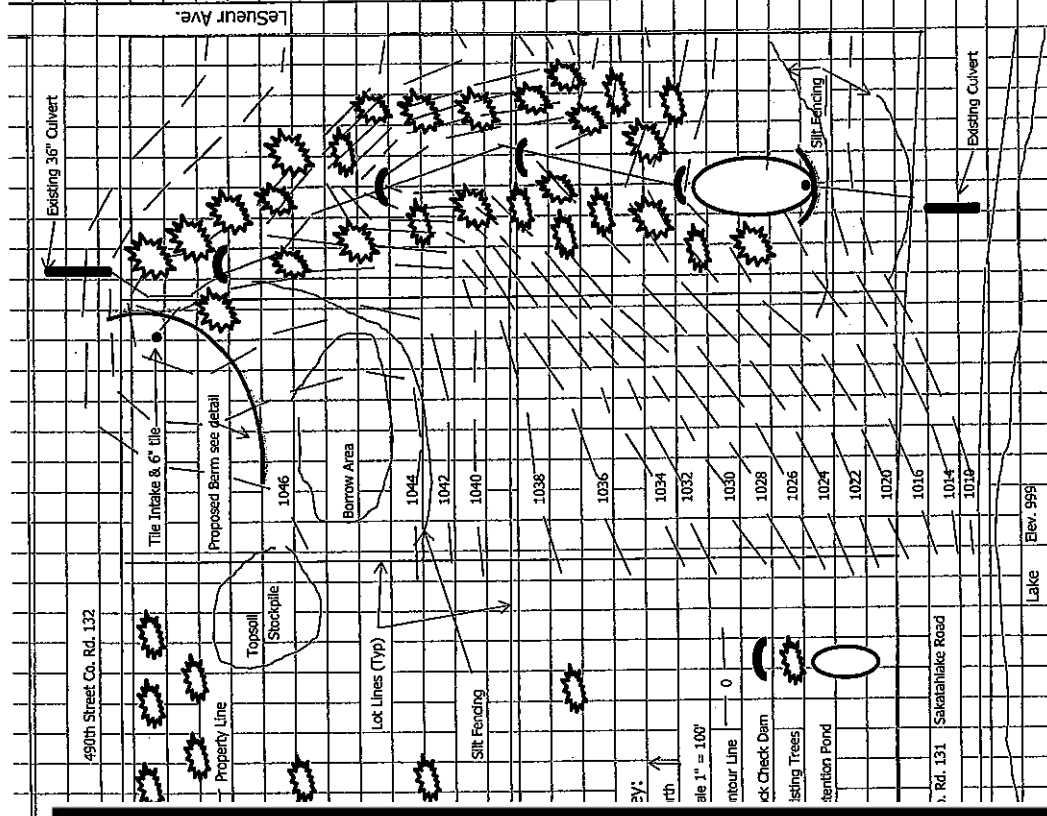
No Scale



Conservation Landscapes

110475 44th Avenue
Waterville, MN 56096

I hereby certify that this plan was prepared by me or under my direct supervision and that I am a duly licensed professional engineer under the laws of the State of Minnesota.
Garrett R. Kline



Site Plan

RECEIVED
JUN 25 2014
BY: mrm

Rev. 1 6-24-14

Vail Ravine Stabilization Project

Construction Notes:

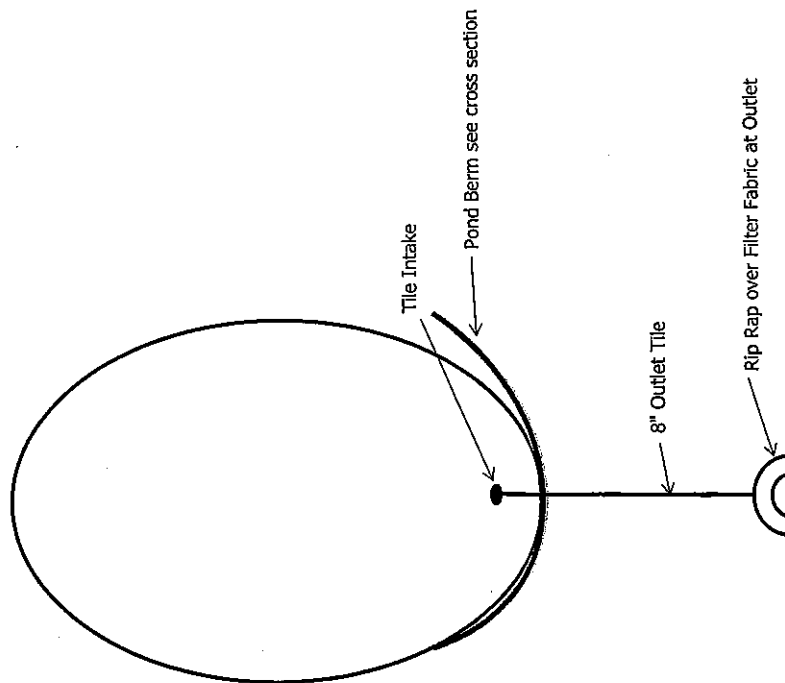
Materials:

- Rip Rap to be uniformly graded 9" to 18" size
- Geotextiles to meet MNDot Type V woven filter fabric
- Drain tile to be non-perforated field tile

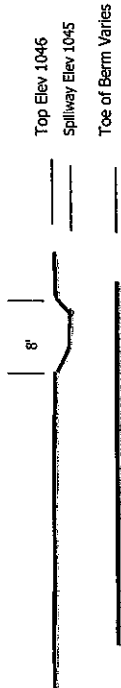
Quality Control:

All workmanship shall meet or exceed LeSueur County specifications.
Engineer will verify construction methods and quality in the field

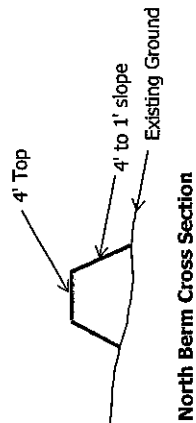
80' x 140' Oval shaped Pond, 0.2 Acres



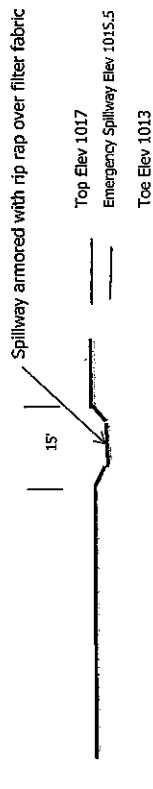
RECEIVED
JUN 25 2014
BY: *mm*



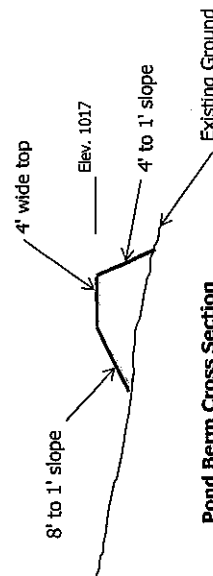
North Berm Profile



North Berm Cross Section



Pond Berm Profile



Pond Berm Cross Section

Conservation Landscapes
10475 440th Avenue
Mankato, MN 56005

Vail Ravine Stabilization Project, Pond and

I hereby certify that this plan was prepared by me or under my direct supervision and that I am a duly licensed professional engineer under the laws of the State of Minnesota.
Garfield R. Koser

LE SUEUR COUNTY ENVIRONMENTAL SERVICES

88 SOUTH PARK AVE.

LE CENTER, MINNESOTA 56057

Direct Dial (507) 357-8538

Mankato (507) 388-5302

St. Peter (507) 931-5751

Fax (507) 357-8541

June 17, 2014

Linden Vail
722 Reed St N
Waterville MN 56096

RE: 60-Day Ruling Extension

Dear Mr. Vail:

This letter is in regards to your request that the County grant a Conditional Use Permit to allow grading, excavating, and filling of 1409 cubic yards of material for the construction of a ravine stabilization project in a Recreational Residential "RR" District on a Recreational Development Lake, Lake Sakatah. Property is located at Lots 1, 2, 3, & 4, Vail's Estate on Lake Sakatah, Section 24, Waterville Township.

There is a 60-day time limit to make certain land use decisions by Le Sueur County. Under this law, there are provisions relating to extensions:

- 1) It allows Counties to extend the 60-day limit for a length of time not to exceed an additional 60-day unless approved by the applicant.
- 2) The applicant may also agree to waive the time limits set forth.

Therefore, this letter is an official notification, that Le Sueur County is extending the 60-day ruling for an additional 60 days commencing July 18, 2014 through September 16, 2014.

Reason for the extension is to allow the applicant to provide additional information to the Planning Commission as requested by the SWCD Engineer.

If you have any further questions, please do not hesitate to contact me at (507) 357-8538.

Sincerely,

Kathy Brockway

Kathy Brockway
Le Sueur County Zoning Adm.

CC: Val Vail
Hugh Valiant

Le Sueur County

Conditional Use Application-Grading, Excavating & Filling

Activities that involve topographic alterations in all districts shall conform to the standards in Section 18 of the Le Sueur County Zoning Ordinance. Activities within a shoreland district shall conform to the standards in Section 13 of the Le Sueur County Zoning Ordinance.

In addition any activities in any type wetland shall be evaluated in accordance with the Wetland Conservation Act (WCA) regulations, as administered by the Le Sueur County Soil & Water Conservation District (SWCD).

I. Applicant:

Name LINDEN Vail
Mailing Address 722 Reed St. N.
City Waterville State MN Zip 56096
Phone # 507-362-4672 Phone # _____

II. Landowner:

Name LINDEN Vail
Mailing Address 722 Reed St. N.
City Waterville State MN Zip 56096
Property Address @ 490th St / Le Sueur Ave / Sakatah LK Rd
City Waterville State MN Zip _____
Phone # _____ Phone # _____

III. Parcel Information:

Parcel Number 14.810.0020 14.810.0010 1.40 acre
14.810.0030 1.42 acre
14.810.0040 2.20 acre
Parcel Acreage _____
Attach Full Legal Description (**NOT** abbreviated description from tax statement)
Township Waterville T-109-N Section 24
Subdivision Vails Estate on Lake Lot 002 001 Block 001
Sakatah 003 001
004 001

IV. Township Notification: Township must be notified of proposed use prior to application.

Waterville Township notified on 5-14-14
(Township Name) (Date)

Board Member Alan Wehrke regarding the proposed use.
(Name)

V. Quantities and Submittal Formats:

- One (1) reproducible 8.5" x 11" copy of the request and all other supporting documents.
- Twenty Three (23) copies must be submitted, if any documents are in color, an aerial, or larger than 8.5" x 11" in size.
- Electronic version of any supporting documents *if available*.
- Additional copies may be requested as deemed necessary by the Department.
- Application must be made in person** by the applicant and/or landowner no later than 12 P.M. on the date of application deadline.
- Appointment is necessary.**
- Applications will not be accepted by mail.**

VI. Fees: Must be paid at the time of application.

Conditional Use Permit \$ 750 After-The-Fact fee is doubled
Filing Fee \$ 46

Additional Fees:

Special Meeting \$ 2,000
After-The-Fact Penalty \$ 1,500 OR 10% of improvement, whichever is greater

VII. Type of Request: Grading, Excavating or Filling.

☐ **Non-Shoreland**

- ☐ Within Bluff Impact Zone
☐ Within Bluff

Cubic yards of material movement: _____
Cubic yards of material movement: _____
Cubic yards of material movement: _____

TOTAL cubic yards of material movement: _____

☒ **Shoreland- Outside Shore Impact Zone**

- ☐ Within Shore Impact Zone
☐ Within Bluff Impact Zone
☐ Within Bluff

Cubic yards of material movement: 14,810.0020 = 564
Cubic yards of material movement: 14,810.0030 = 90
Cubic yards of material movement: 14,810.0040 = 755
Cubic yards of material movement: _____
Cubic yards of material movement: _____

TOTAL cubic yards of material movement: 1409

- ☐ Assurance security shall be required for projects that are >1500 cubic yards.

VIII. Description of Request:

- a. A full description of request with detailed information including what operations are to occur and what general types of equipment may be used in the operation must be attached.
- b. Complete the following in relationship to the proposed Conditional Use Permit.

1. ENVIRONMENTAL IMPACT: Positive: Sediment reduction delivered to Lake Salatah
2. ADVERSE IMPACT ON SURROUNDING AREAS: None-Improvement
3. STORMWATER RUNOFF: Purpose of project to treat stormwater runoff
4. DOES ANY PART OF THE PROJECT EXTEND BELOW OHWL: NO
5. WETLAND IMPACT: NONE
6. SLOPE STABILITY: N/A WILL BE ENHANCED
7. CERTIFICATE OF INSURANCE: ATTACHED
8. MEET ALL APPLICABLE COUNTY STATE & FEDERAL REGULATIONS:
(For example additional licensing and/or permitting) YES

IX. Site Plan: Shall include but not limited to the following:

- **Parcels < 5 AC =** 2-foot contours depicting existing and proposed topography.
- **Parcels 5-20 AC =** 5-foot contours depicting existing and proposed topography.
- **Parcels >20 AC =** 10-foot contours depicting existing and proposed topography.
- Location of grading, excavating, and/or filling sites.
- Location of areas for obtaining fill or disposing of excavated materials.
- Tree inventory of all trees, indicating trees to be cut or removed.
(Caliper of 6 inches or greater measured 4.5 feet from ground level).
- North point
- Lake
- Existing Structures
- Septic system
- Setbacks
- River
- Proposed Structures
- Well
- Property Lines
- Wetland
- Lot Dimensions
- Access (size & location)
- Road Right-Of-Way
- Stream
- Ponds
- Easements
- Landscape, screening and buffering
- Drainage

Site plan & As-Built must be completed by a surveyor or professional engineer.

X. Restoration Plan: Shall include but not limited to the following:

- Areas of restoration shall include the application of a minimum of 4 inches of topsoil or similar material that will support plant growth. *(Must be included in cubic yards calculation of material.)*
- Reseeded areas indicated with type of vegetation. *(Shall meet minimum standards by the SWCD))*
- Tree replacement plan. *(Areas located within the Bluff Impact Zone, Bluff, Shoreland & Conservancy Distircts)*
 - Root zone of existing trees shall be preserved and protected during development.
 - Replace one tree for every tree that is removed.
 - Replacement trees shall have a minimum caliper of 2 inches at 4.5 feet from ground level.

XI. Attachments: Shall include but not limited to:

- ☒ a. **Description of Request**-See Part VIII for full details and requirements.
- ☒ b. **Site Plan**-See Part IX for full details and requirements.
- ☒ c. **Full Legal Description**-Not abbreviated description from tax statement.
- ☐ d. **Access approval**-Attach approval in writing from proper road authority. *N/A*
- ☒ e. **Township Notification**-See Part IV for details and requirements.
- ☐ f. **Septic System Compliance Inspection** *N/A*
- ☒ g. **Erosion Control Plan**-Attach completed and signed plan including map.
- ☒ h. **Restoration Plan**-See Part X for full details and requirements.
- ☐ i. **Approved Stormwater Pollution Prevention Plan** *N/A*
-Must meet NPDES requirements and prepared by a licensed professional engineer.

XII. Procedure:

The Planning & Zoning Commission shall hold a public hearing on the proposed Conditional Use Permit at a scheduled Planning and Zoning Commission meeting.

The Planning and Zoning Commission is an advisory board to the County Board of Commissioners and will make a recommendation to the County Board.

The Department shall report the findings and recommendations of the Planning Commission to the County Board for final decision.

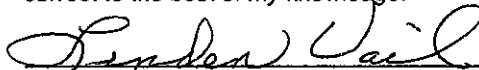
Action by the County Board shall be a majority vote of its members.

The Department shall notify the applicant and/or landowner in writing of the County Board decision.

A certified copy of the Conditional Use Permit shall be filed with the Le Sueur County Recorder by the Department.

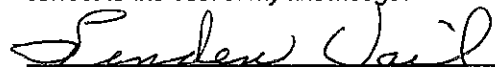
XIII. Signatures:

I hereby certify with my signature that all data contained herein as well as all supporting data are true and correct to the best of my knowledge.


Applicant signature

5-18-14
Date

I hereby certify with my signature that all data contained herein as well as all supporting data are true and correct to the best of my knowledge.


Property Owner signature

5-18-14
Date

Linden Vail Project

The Vails intend to restore an eroding ravine on their property located in section 24 of Waterville Township (four PIDs, 14.810.0010 through 14.810.0040). Increased flow of water from the upstream watershed has caused substantial channel erosion, sediment transport and soil loss on the Vail property.

Rain events transport tons of top soil from the upstream watershed through the Vail waterway into Lake Sakatah. The proposed check dams will reduce velocity and allow soil and pollutants to settle out prior to reaching the lake. They will also protect the Vail waterway segment, reducing the additional soil loss due to bank erosion.

To stabilize the channel, five rock check dams, a type of water control structure that is used to restore small eroding ravines, will be installed. The check dams will be constructed with field rock rip rap (6"-24" diameter). The length of each structure will vary but will average 12 feet. Average structure height will be 4 feet, with 3:1 front slope and 5:1 back slope. Each structure will use approximately 45 cubic yards of rock. Rock will be placed using skid steer and excavator.

The location of the check dams is shown on attached graphics. Access for equipment and materials to the installation locations will require removal of some existing trees. Existing tree and shrub cover is primarily box elder and invasive, non-native tatarian honeysuckle. Removal of trees and disturbance of existing vegetation will be kept to a minimum necessary to install the structures, however. It is anticipated that approximately six trees will be removed, but the wooded corridor is narrow throughout and stem density is moderate. At most access points along the corridor it will be possible to go between existing trees with some minor pruning of lower branches to create an open travel corridor. Removed trees will be hand-cut at ground level to avoid any erosion caused by root disturbance. The exact location of corridors depends on field conditions at the time of installation, so they are not shown on the graphics. White oak (25) will be planted where trees are removed. A shade-tolerant native grass, sedge and forb mix that includes species such as silky wild rye will be seeded in disturbed corridor areas, following BWSR guidelines.

An earthen berm will be constructed parallel to the ravine to capture road ditch runoff flowing from the west. The berm will be 3.5 feet high, with a 4-foot top and 3:1 side slopes. A tile intake and 6" tile will be installed to release the water to the ravine channel, eliminating the head cutting of the bank which is now occurring. Rock rip rap will be placed at this tile outlet. The berm will be constructed with suitable material found on site. Oats (1 bushel) and smooth brome or equivalent cool-season (20 lbs.) will be seeded following construction (NRCS guidelines).

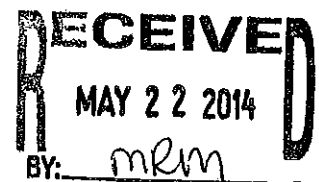
A shallow 3-foot retention pond, 0.2 acres with 6:1 side slopes, will be excavated to capture sediment prior to entering Lake Sakatah. An 8-inch intake set at one foot above the deepest point and 8-inch tile line will be installed to discharge water from the pond. The tile outlet area will be protected with rock rip rap to eliminate erosion. There is erosion and head cutting occurring in the road right-of-way due to surface flow from the upstream watershed. Highway Department cooperation will be obtained for the point of discharge from the Vail property. The basin will be seeded following BWSR guidelines with appropriate wet meadow native seed, including sedges, iris, New England aster and Canada bluejoint grass. In addition, white cedar

(15) and swamp white oak (15) will be planted in this area for additional stability and to enhance aesthetics.

Spoil material will be removed from the site and disposed of at 11063 423rd Avenue, Waseca. All disturbed areas will be seeded to native species suitable for the site, including coneflowers, asters, black-eyed susan and little bluestem, in combination with a cover crop of oats for immediate erosion control.

Silt fence, retention pond and the earthen berm will be installed for erosion control, along with other measures including annual grasses. In regard to erosion control in general, on-site erosion-control practices will be thorough and careful but it should be noted that a very large amount of sediment originating from the upstream watershed flows through the Vail property.

All work will be completed above the OHWL of Lake Sakatah.



Mettler, Michelle

From: lesueurswcd [lesueurswcd@gmail.com]
Sent: Tuesday, June 24, 2014 4:39 PM
To: Mettler, Michelle; Klement, Lauren
Subject: Fwd: RE: Vail Ravine Restoration Revised Drawings

Michelle & Lauren,

I have reviewed Curts plan and design. It is adequate to move forward.

If you have any questions you can reach me at this email. Im out of the office until next week.

Thanks,

Mike Schultz

Sent on a Sprint Samsung Galaxy S® 3

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

From: lesueurswcd
Date: 06/24/2014 4:36 PM (GMT-06:00)
To: curt kloss
Subject: RE: Vail Ravine Restoration Revised Drawings

Curt,

I have reviewed your designs. The project design looks complete. Please submit hard copies to me that are signed and dated. When construction starts, you will be responsible for site inspections and must provide an as built when completed. Please notice the SWCD when construction starts.

Mike Schultz
Le Sueur SWCD

Sent on a Sprint Samsung Galaxy S® 5

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

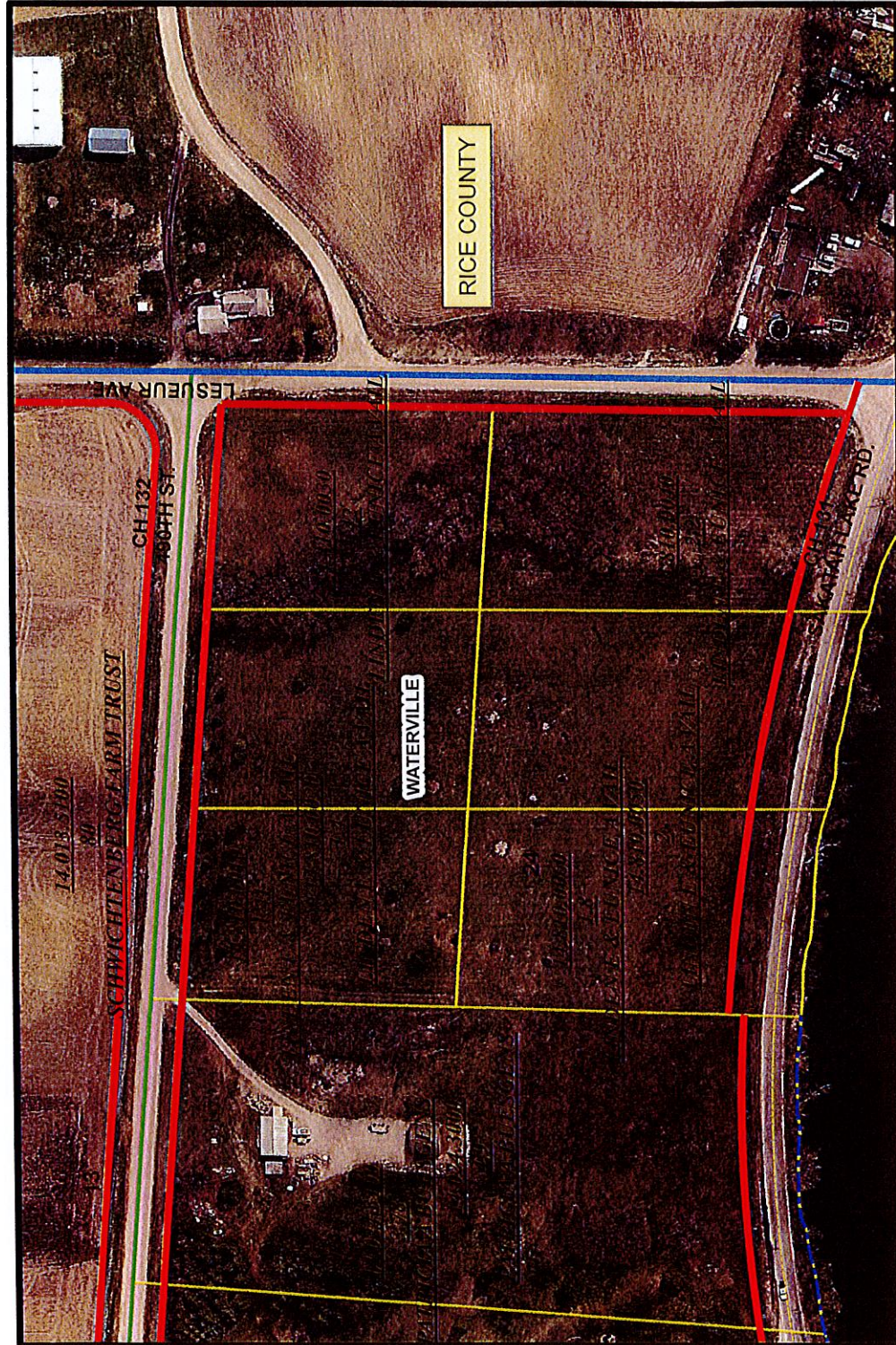
From: curt kloss
Date: 06/24/2014 10:15 AM (GMT-06:00)
To: lesueurswcd@gmail.com, michael.schultz@mn.nacdnet.net
Subject: Vail Ravine Restoration Revised Drawings

Mike: Please find attached drawings for your review. Please confirm receipt. If you have any questions please call.

Curt Kloss P.E.
507 327-2518

LE SUEUR COUNTY ENVIRONMENTAL SERVICES

NAME: Vail
 PID: 14.810.0010.20.30.40
 DATE: 6-25-14
 FIRM #: 27079C0425D
 F-Zone: x-outside
 RFPE: 1005.1
 District: Recreational Residential



Map Disclaimer
 *Reasonable efforts have been made by the Le Sueur County GIS Department to verify that these maps accurately interpret the source data used in their preparation; however, a degree of error is inherent in all maps, and these maps may contain omissions and errors in scale, resolution, rectification, positional accuracy, development methodology, interpretation of source data, and other circumstances.
 *The maps are date specific and are intended for use only at the published scale.
 *These maps should not be used for navigational, engineering, legal, or any other site-specific use.



31	32	33	34	35	36
2	1	6	5	4	3
11	12	7	8	9	10
14	13	18	17	16	15
23	24	19	20	21	22
26	25	30	29	28	27
35	36	31	32	33	34

Cadastral_Line	<all other values>
AlphaTag	
Corp Line	
County Line	
Easement Line	
Geo Twp Line	
Gov Lot	
Misc Line	
Parcel Line	
Pol Twp Line	
Railroad Centerline	
Railroad ROW	
Road Centerline	
Road ROW	
Road ROW Vac	
Section Line	
Sub Line 400	
Water	
Le Sueur County	
Incorporated	
Townships	
Sections	
Parcel	

LE SUEUR COUNTY
 ENVIRONMENTAL SERVICES
 507-357-8538

Coordinate System: NAD 1983 HARN Adj MN Le Sueur Feet
 Photo dated April/May 2013
 Created By: MRM

LE SUEUR COUNTY ENVIRONMENTAL SERVICES
88 SOUTH PARK AVE.
LE CENTER, MINNESOTA 56057-1600
Direct Dial (507) 357-8540 (direct line) Fax (507) 357-8541

May 30, 2014

To: Le Sueur County Planning and Zoning Commission; Kathy Brockway, Michelle Mettler

From: Lauren Klement, Environmental Resources Specialist



Re: Linden Vail Ravine

Property: Lots 1-4, Vail's Estate on Lake Sakatah, Section 24, Waterville Twp;

Description: Ravine stabilization

The Vail property has an eroding ravine. This project will be beneficial to Upper Sakatah Lake. The project will reduce flow of runoff, which will allow for ravine stabilization and sediment to settle out of the runoff. The Vail project is a cost share project with funding through the Legislative-Citizen Commission on Minnesota Resources (LCCMR). This project needs to be approved by the SWCD Board for it to move forward. In previous SWCD projects, the SWCD approved project is brought forth for the CUP.

Recommendation: Approve the ravine stabilization application. If the SWCD requires an amended design, it will have to come back to the P&Z Commission.

LE SUEUR COUNTY ENVIRONMENTAL SERVICES
88 SOUTH PARK AVE.
LE CENTER, MINNESOTA 56057-1620
(507) 357-2251
FAX (507) 357-8541

Erosion and Sediment Control Plan

Goal: To control erosion and prevent sediment and other pollutants from entering the lakes, streams, wetlands, and storm drain systems during construction.

Property Owner: LINDSEY VAIL PID: 14.810.0030
Mailing Address: 722 REED ST. N. WATERVILLE, MN 56096
Property Address: _____
Phone: (507) 362-4672 Mobile/Cell: () _____

Responsible party for Implementation/Inspection: DUSH VALIANT
Address: 10475 440TH AVE. WATERVILLE, MN 56096
Phone: () _____ Mobile/Cell: (507) 469-3325

Erosion & Sediment Control Measures

1. Maintain existing vegetation whenever possible and minimize the area of disturbance. Retain and protect trees to enhance future landscaping efforts and to reduce raindrop impact. (Vegetation is the best and most cost-effective erosion control practice).
2. Install all erosion and sediment control practices prior to any soil disturbing activities, when applicable.
3. Phase construction activities to minimize the areas disturbed at one time. This will also allow completed areas to be stabilized and re-vegetated before disturbing adjacent sites.
4. Maintain and protect all natural waterways. Retain at least a 20-foot wide strip of natural vegetation along all waterways to filter out sediment and other pollutants.
5. Minimize the use of impermeable surfaces such as roofs, driveways, parking lots and roads. The Environmental Resources staff must approve all storm water runoff plans.
6. Use rock rip-rap at both the outlet and inlet ends of culverts to prevent scour erosion.
7. Limit construction equipment to designated areas to control soil compaction.
8. Install silt fence on the down-slope perimeter of all disturbed areas according to the attached installation instructions. Sensitive areas such as wetlands, drainage swales and shoreland areas should also be protected with silt fence.
9. Install straw bale checks or rock check dams in areas of concentrated flow.
10. Cover any stockpiled topsoil with plastic or other impervious covering. Use stockpiled topsoil as earthen berms to serve as temporary sediment basins.

11. Mulch all disturbed areas at the rate of one 50-pound bale of straw per 500 square feet. On slopes 4:1 or steeper use the following erosion control blankets that have been pinned to the slope according to the manufacturer's instructions:

2:1 slopes or steeper	Straw/Coconut Blanket or High Velocity Wood Blanket
3:1 slopes or steeper	Wood or Straw Blanket with net on both sides
4:1 slopes or steeper	Wood or Straw Mulch blanket with net on one side
Flat areas	Straw Mulch w/disc anchoring


12. Seed all disturbed areas within seven days of final grading and temporary seed/mulch all areas that will be left inactive for more than seven days. Do not seed later than September 1st. Areas that need to be seeded after this date should be dormant seeded in late October or early November. See the attached instruction sheet for recommended mixtures and rates. The use of native plant materials, including trees and shrubs, is encouraged. Native species will provide good vegetative cover that is adapted to our soils and climate.
13. Apply fertilizer according to soil test recommendations.
14. Install water bars on access roads to prevent concentrated water from flowing down the road and eroding gravel.
15. Attach a site map showing the location of all erosion control practices, property lines, roads, lakes, watercourses, wetlands, on-site systems and building locations. *(on site plan)*

Note: To reduce mud transported onto paved roads, a rock construction entrance may be required. This will require a six-inch layer of 1-2 inch diameter washed rock a minimum of 50 feet in length.

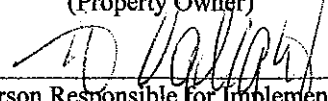
Inspection and Maintenance

16. Inspect the construction site every 7 days and within 24 hours after every rain event to ensure the practices are working properly (i.e. silt fences, water bars).
17. Clean out the silt fences when they are 1/3 full of sediment or replace with functional silt fences within 24 hours.
18. Clean out sediment basins on a regular basis to maintain capacity.

I agree to install, inspect and maintain the above practices to accomplish the goal of preventing erosion.



(Property Owner)



(Person Responsible for Implementation)

5-15-14

(Date)

5-16-14

(Date)

If you have any questions, please contact Environmental Services, at 507-357-8538.

CERTIFICATE OF LIABILITY INSURANCE

American Family Insurance Company ☐
 American Family Mutual Insurance Company if selection box is not checked.
 6000 American Pky Madison, Wisconsin 53783-0001

Insured's Name and Address
 Conservation Landscapes, LLC
 10475 440TH Ave
 Waterville, MN 56096

Agent's Name, Address and Phone Number (Agt./Dist.)
 Tammy M Peach
 103 Highway 13 N
 Waterville, MN 56096
 (507) 362-8640 (053/078)

This certificate is issued as a matter of information only and confers no rights upon the Certificate Holder.
 This certificate does not amend, extend or alter the coverage afforded by the policies listed below.

COVERAGES				
This is to certify that policies of insurance listed below have been issued to the insured named above for the policy period indicated, notwithstanding any requirement, term or condition of any contract or other document with respect to which this certificate may be issued or may pertain. The insurance afforded by the policies described herein is subject to all the terms, exclusions, and conditions of such policies.				
TYPE OF INSURANCE	POLICY NUMBER	POLICY DATE		LIMITS OF LIABILITY
		EFFECTIVE (Mo, Day, Yr)	EXPIRATION (Mo, Day, Yr)	
Homeowners/ Mobilehomeowners Liability				Bodily Injury and Property Damage Each Occurrence \$,000
Boatowners Liability				Bodily Injury and Property Damage Each Occurrence \$,000
Personal Umbrella Liability				Bodily Injury and Property Damage Each Occurrence \$,000
Farm/Ranch Liability				Farm Liability & Personal Liability Each Occurrence \$,000 Farm Employer's Liability Each Occurrence \$,000
Workers Compensation and Employers Liability †				Statutory Each Accident \$,000 Disease - Each Employee \$,000 Disease - Policy Limit \$,000
General Liability <input checked="" type="checkbox"/> Commercial General Liability (occurrence) <input type="checkbox"/> <input type="checkbox"/>	22-XF4195-04	02/01/2014	02/01/2015	General Aggregate \$ 4,000,000 Products - Completed Operations Aggregate \$ 4,000,000 Personal and Advertising Injury \$ 2,000,000 Each Occurrence \$ 2,000,000 Damage to Premises Rented to You \$ 100,000 Medical Expense (Any One Person) \$ 10,000
Businessowners Liability				Each Occurrence †† \$,000 Aggregate †† \$,000
Liquor Liability				Common Cause Limit \$,000 Aggregate Limit \$,000
Automobile Liability <input type="checkbox"/> Any Auto <input type="checkbox"/> All Owned Autos <input type="checkbox"/> Scheduled Autos <input type="checkbox"/> Hired Auto <input type="checkbox"/> Nonowned Autos <input type="checkbox"/>	22-XF4195-05	02/01/2014	02/01/2015	Bodily Injury - Each Person \$ 1,000,000 Bodily Injury - Each Accident \$ 1,000,000 Property Damage \$ 1,000,000 Bodily Injury and Property Damage Combined \$,000
Excess Liability <input type="checkbox"/> Commercial Blanket Excess <input type="checkbox"/>				Each Occurrence/Aggregate \$,000
Other (Miscellaneous Coverages)				
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / RESTRICTIONS / SPECIAL ITEMS Partial ID's: 14.810.0020 14.810.0030 14.810.0040 14.810.0050				<input type="checkbox"/> The individual or partners shown as insured elected to be covered under this policy <input type="checkbox"/> Have not <input checked="" type="checkbox"/> Products-Completed Operations aggregate is equal to each occurrence limit and is included in policy aggregate.
CERTIFICATE HOLDER'S NAME AND ADDRESS		CANCELLATION		
Linden & Eunice Vail 722 Reed St. Waterville, MN 56096		<input type="checkbox"/> Should any of the above described policies be cancelled before the expiration date thereof, the company will endeavor to mail () days written notice to the Certificate Holder named, but failure to mail such notice shall impose no obligation or liability of any kind upon the company, its agents or representatives. *10 days unless different number of days shown. <input checked="" type="checkbox"/> This certifies coverage on the date of issue only. The above described policies are subject to cancellation in conformity with their terms and by the laws of the state of issue.		
DATE ISSUED 05/15/2014		AUTHORIZED REPRESENTATIVE Tiffany Olson		



Le Sueur County Highway Department

88 SOUTH PARK AVENUE • LE CENTER, MINNESOTA 56057

TEL: 507-357-8536; FAX: 507-357-4520

dtiegs@co.le-sueur.mn.us

David Tiegs, Assistant Highway Engineer

June 9th, 2014

Re: Proposed "Vail Eroding Waterway" Project located at "Vail's Estate On Lake Sakatah"

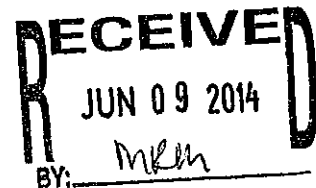
To whom it may concern:

In May of 2014 I met with Hugh Valiant, representative for the proposed Vail Eroding Waterway Project, for a site visit. The proposed water structures and tile intakes for the project would potentially reduce the amount of surface water runoff, eroding of the ditch backslope, and sedimentation occurring in the North ditch of County Road 131 at the site location. Due to the potential benefits of the project for County Road 131 I have agreed to allow a tile outlet to be placed within the road right of way as part of the project.

If the project is approved, the location of the tile outlet is to be in the ditch backslope directly across from the centerline culvert crossing County Road 131 at the location of the Vail Property. In addition the county will provide the necessary rip-rap to stabilize the ditch backslope at the location of the outlet. The rip-rap is to be placed by the contractor constructing the project.

Regards,

Dave Tiegs
Le Sueur County
Assistant Highway Engineer



STAFF REPORT

GENERAL INFORMATION

APPLICANT/OWNER: JOSEPH KERN

911 ADDRESS: 47982 JILL DR, KASOTA MN 56050

PROJECT DESCRIPTION: To allow grading, filling and excavating of approximately 380 cubic yards of material outside the shore impact zone.

ZONING ORDINANCE SECTIONS: Section 13, (Pages 13-16 & 13-17) Section 13.2, Section 21 (pages 21-2 thru 21-5)

ZONING DISTRICT PURPOSES: The intent of the **Recreational Residential (RR)** District is to preserve areas which have natural characteristics suitable for both passive and active recreational usage. Also, it is the intent of this district to manage areas suitable for residential development of varying types, including permanent and seasonal housing. Some non-residential uses with minimal impacts on residential uses are allowed if properly managed under conditional use procedures.

GOALS & POLICIES: Le Sueur County will adopt and enforce the following land use goals and policies to enhance land use regulation efficiencies, use County resources to meet County residents' needs, and protect County residents' health, safety, and welfare.

Goal 2: Le Sueur County should adopt and enforce land use goals and policies that conserve and restore its natural resources, bring protections to the ecological systems of the natural environment, and prevent the premature development of natural resource areas.

Policy: Utilize shorelands on Recreational Development Lakes (RD) for housing, but with a focus on development design that protects the resource.

SITE INFORMATION

LOCATION: Lot 1, Block 1, Bakers Acres Subdivision, Section 12, Kasota Township

ZONING: "RR" Recreational Residential

GENERAL SITE DESCRIPTION: Platted subdivision/residential

ACCESS: Existing Access

EXISTING LAND USE WITHIN ¼ MILE:

North: Platted Residential/Ag

South: Platted Residential/Ag

East: Platted Residential/Wetland

West: Residential/Ag

BACKGROUND INFORMATION

The applicant is proposing to construct a detached garage on his property. He will be grading and filling of approximately 380 cubic yards of material on his lot outside the shore impact zone. Ordinance allows 50 cubic yards of material movement outside the shore impact zone without a conditional use permit.

TOWNSHIP BOARD NOTIFICATION

The applicant notified Joe Kienlen, Kasota Township Board member on June 10, 2014.

NATURAL RESOURCES INFORMATION

SHORELAND: The proposal is located within the Shoreland District.

WETLANDS: According to the National Wetlands Inventory, No wetlands located in the quarter-quarter section where the project is proposed.

LAND USE APPLICATION PERFORMANCE STANDARDS

- Name and Address of Applicant and Landowner: Joseph Robert Kern, 47982 Jill Drive, Kasota MN 56050
- Legal Description- Attached
- Environmental Impact- No trees or waterways will be effected
- Adverse Impact on surrounding area-No surrounding areas will be affected, erosion control methods in place during construction.
- Stormwater runoff- no change
- Does any part of the project extend below the Original High Water Level- no
- Wetland Impact – none
- Meets all applicable state and federal regulations- yes

ATTACHMENTS

Narrative, Survey, Erosion Control Plan

STAFF FINDINGS

BURDEN OF PUBLIC FACILITIES: none

COMPATIBLE WITH SURROUNDING USES: Residential

APPEARANCE : Single Family Dwellings

ZONING DISTRICT PURPOSES: The intent of the **Recreational Residential (RR) District** is to preserve areas which have natural characteristics suitable for both passive and active recreational usage. Also, it is the intent of this district to manage areas suitable for residential development of varying types, including permanent and seasonal housing. Some non-residential uses with minimal impacts on residential uses are allowed if properly managed under conditional use procedures.

TRAFFIC, ACCESS, PARKING: Existing Access

SEWER & WATER: City sewer/ ext. well

PLANNING AND ZONING COMMISSION CONSIDERATIONS

The Planning Commission and staff shall consider possible adverse effects of the proposed conditional use and what additional requirements may be necessary to reduce such adverse effects. Its judgment shall be based upon the following factors to include, but not limited to:

1. Relationship to County plans.
2. The geographical area involved.
3. Whether such use will negatively affect surrounding properties in the area in which it is proposed.
4. The character of the surrounding area.
5. The demonstrated need for such use.
6. Whether the proposed use would cause odors, dust, flies, vermin, smoke, gas, noise, or vibration or would impose hazards to life or property in the neighborhood.
7. Whether such use would inherently lead to or encourage disturbing influences in the neighborhood.
8. Whether stored equipment or materials would be screened and whether there would be continuous operation within the visible range of surrounding residences.
9. Abatement of Environmental Hazards as regulated in this Ordinance
10. Other factors impacting the public health, safety and welfare.

PLANNING AND ZONING COMMISSION FINDINGS

Based on the information submitted by the applicant, contained in this report, and as required by the Le Sueur County Zoning Ordinance, the following findings have been developed for this request:

(Please circle one for each item: **Agree**, **Disagree**, **Not Applicable**.)

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. **A D NA**

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. **A D NA**
3. The adequate utilities, access roads, drainage and other facilities have been or are being provided. **A D NA**
4. The adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use. **A D NA**
5. The 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. **A D NA**

Recommend (circle one) approval / denial / table / of Conditional Use Permit.

Le Sueur County

Conditional Use Application-Grading, Excavating & Filling

Activities that involve topographic alterations in all districts shall conform to the standards in Section 18 of the Le Sueur County Zoning Ordinance. Activities within a shoreland district shall conform to the standards in Section 13 of the Le Sueur County Zoning Ordinance.

In addition any activities in any type wetland shall be evaluated in accordance with the Wetland Conservation Act (WCA) regulations, as administered by the Le Sueur County Soil & Water Conservation District (SWCD).

I. Applicant:

Name Joseph Robert Kern
Mailing Address 47982 Jill Drive
City Kasota State MN Zip 56050
Phone # 507-382-5700 Phone # 507-382-5700

II. Landowner:

Name Joseph Robert Kern
Mailing Address 47982 Jill Drive
City Kasota State MN Zip 56050

Property Address 47982 Jill Drive
City Kasota State MN Zip 56050
Phone # 507-382-5700 Phone # 507-382-5700

III. Parcel Information:

Parcel Number 05.441.0010 Parcel Acreage 40.638 sq ft
Attach Full Legal Description (NOT abbreviated description from tax statement)
Township Kasota Section 12-109-26
Subdivision Bakers Acres Lot 1 Block 1

IV. Township Notification: Township must be notified of proposed use prior to application.

Kasota Township notified on June 10th, 14 @ 1455 hrs
(Township Name) (Date)

Board Member Joe Kienlen regarding the proposed use.
(Name)

V. Quantities and Submittal Formats:

- One (1) reproducible 8.5" x 11" copy of the request and all other supporting documents.
- Twenty Three (23) copies must be submitted, if any documents are in color, an aerial, or larger than 8.5" x 11" in size.
- Electronic version of any supporting documents *if available*.
- Additional copies may be requested as deemed necessary by the Department.
- Application must be made in person** by the applicant and/or landowner no later than 12 P.M. on the date of application deadline.
- Appointment is necessary.**
- Applications will not be accepted by mail.**

VI. Fees: Must be paid at the time of application.

Conditional Use Permit \$ 750 After-The-Fact fee is doubled.
Filing Fee \$ 46

Additional Fees:

Special Meeting \$ 2,000
After-The-Fact Penalty \$ 1,500 OR 10% of improvement, whichever is greater

VII. Type of Request: Grading, Excavating or Filling.

☐ **Non-Shoreland**

- ☐ Within Bluff Impact Zone
☐ Within Bluff

Cubic yards of material movement: _____
Cubic yards of material movement: _____
Cubic yards of material movement: _____
TOTAL cubic yards of material movement: _____

☒ **Shoreland- Outside Shore Impact Zone**

- ☐ Within Shore Impact Zone
☐ Within Bluff Impact Zone
☐ Within Bluff

Cubic yards of material movement: 380
Cubic yards of material movement: _____
Cubic yards of material movement: _____
Cubic yards of material movement: _____
TOTAL cubic yards of material movement: 380

☐ Assurance security shall be required for projects that are >1500 cubic yards.

VIII. Description of Request:

- a. A full description of request with detailed information including what operations are to occur and what general types of equipment may be used in the operation must be attached.
- b. Complete the following in relationship to the proposed Conditional Use Permit.

1. ENVIRONMENTAL IMPACT: None, no trees or waterways effected
2. ADVERSE IMPACT ON SURROUNDING AREAS: No, no surrounding area affected
3. STORMWATER RUNOFF: All runoff will continue on same path
4. DOES ANY PART OF THE PROJECT EXTEND BELOW OHWL: No, not lake front
5. WETLAND IMPACT: None, No wetland areas within lot
6. SLOPE STABILITY: N/A, slope stability not affected on lot
7. CERTIFICATE OF INSURANCE: N/A, Not required
8. MEET ALL APPLICABLE COUNTY STATE & FEDERAL REGULATIONS:
(For example additional licensing and/or permitting) YES

IX. Site Plan: Shall include but not limited to the following:

- **Parcels < 5 AC =** 2-foot contours depicting existing and proposed topography.
- **Parcels 5-20 AC =** 5-foot contours depicting existing and proposed topography.
- **Parcels >20 AC =** 10-foot contours depicting existing and proposed topography.
- Location of grading, excavating, and/or filling sites.
- Location of areas for obtaining fill or disposing of excavated materials.
- Tree inventory of all trees, indicating trees to be cut or removed.
(Caliper of 6 inches or greater measured 4.5 feet from ground level).

- | | | | |
|--------------------------------------|-----------|-----------------------|----------------------------|
| • North point | • Lake | • Existing Structures | • Septic system |
| • Setbacks | • River | • Proposed Structures | • Well |
| • Property Lines | • Wetland | • Lot Dimensions | • Access (size & location) |
| • Road Right-Of-Way | • Stream | • Ponds | • Easements |
| • Landscape, screening and buffering | | | • Drainage |

• Site plan & As-Built must be completed by a surveyor or professional engineer.

Le Sueur County

Surveyor Certification

- I. Applicant:
Name JOHN VEROEVEN
- II. Land Owner (s), if different from above:
Name JOSEPH R KERN
Property Address 47982 JILL DRIVE
City KASOTA State MN Zip 56050
- III. Parcel Information:
Parcel Number 05-441-0010
- IV. Quantities and Submittal Formats:
- a. One (1) reproducible 8.5" x 11" copy of the request and all other supporting documents.
 - b. Ten (10) copies must be submitted, if in color, an aerial, or larger than 8.5" x 11" in size.
 - c. Electronic version of any supporting documents if available.
 - d. Additional copies may be requested as deemed necessary by the Department.
 - e. Application must be made in person by the applicant and/or owner no later than 12 P.M. on the date of application deadline. Appointment is necessary.
 - f. All required information must be correct and submitted at the time of application, or the application will not be accepted.
 - g. Applications will not be accepted by mail.
- V. Site Plan-must be a survey and shall include but limited to the following:
- North point
 - Lakes
 - Existing structures (*within and adjacent to project area*)
 - Setbacks
 - Rivers
 - Proposed Structures
 - Property lines
 - Wetlands
 - Lot Dimensions
 - Road Right-Of-Way
 - Streams
 - Septic System
 - Easements
 - Ponds
 - Well
 - Access
 - Impervious Surface -- Itemized current & proposed with total percentages (*If in Shoreland*)
 - Location of significant trees to be removed (*If in Shoreland*)
 - Note how disturbed areas will be restored (*If in Shoreland*)
 - Landscape, screening and buffering (*If applicable*)

Building site shall be physically staked by the surveyor or the application will be tabled.

- VI. The proposed improvements have been physically staked onsite then surveyed on 06/06/2014, to reflect an accurate account of current and proposed conditions of the property identified above.

VII. Signatures:

I hereby certify with my signature that all data contained herein as well as all supporting data are true and correct to the best of my knowledge.

John Veroeven 06/08/2014 41820
Surveyor's signature Date Lic #



OFFICE USE ONLY

Planning & Zoning Department Signature

Joe Kern
47982 Jill Drive, Kasota MN
Detached Building/Garage

VIII. Description of Request

Detached Building/Garage (26ft x 46ft)

To be constructed on the northwest corner of Lot 1, Block 1, Bakers Acres Addition in Le Sueur County Minnesota in the following order:

- A Landscaping and Excavating crew will dig footings down to clay. Next, a block wall will be constructed to the proper elevation matching the survey plan.
- After the block is complete, dirt/fill will be brought in to complete the landscaping and back fill where needed.
- Water and electrical will then be trenched from the house to new garage.
- Construction of shed consisting of framing, siding, windows, doors and shingling will be done.
- Concrete floor and drive will be installed
- Proper retaining walls and grass will be installed to finalize project.

Equipment for Project:

- Bobcat
- Minnie Excavator
- Dirt/Dump Trucks
- Concrete Trucks
- Concrete Pump Truck



LE SUEUR COUNTY ENVIRONMENTAL SERVICES
88 SOUTH PARK AVE.
LE CENTER, MINNESOTA 56057-1620
(507) 357-2251
FAX (507) 357-8541

Erosion and Sediment Control Plan

Goal: To control erosion and prevent sediment and other pollutants from entering the lakes, streams, wetlands, and storm drain systems during construction.

Property Owner: Joe Kern PID: 05.441.0010
Mailing Address: 47982 Jill Drive
Property Address: 47982 Jill Drive
Phone: (507) 382-5700 Mobile/Cell: ()

Responsible party for Implementation/Inspection: _____
Address: 47982 Jill Drive
Phone: (507) 382-5700 Mobile/Cell: ()

Erosion & Sediment Control Measures

1. Maintain existing vegetation whenever possible and minimize the area of disturbance. Retain and protect trees to enhance future landscaping efforts and to reduce raindrop impact. (Vegetation is the best and most cost-effective erosion control practice).
2. Install all erosion and sediment control practices prior to any soil disturbing activities, when applicable.
3. Phase construction activities to minimize the areas disturbed at one time. This will also allow completed areas to be stabilized and re-vegetated before disturbing adjacent sites.
4. Maintain and protect all natural waterways. Retain at least a 20-foot wide strip of natural vegetation along all waterways to filter out sediment and other pollutants.
5. Minimize the use of impermeable surfaces such as roofs, driveways, parking lots and roads. The Environmental Resources staff must approve all storm water runoff plans.
6. Use rock rip-rap at both the outlet and inlet ends of culverts to prevent scour erosion.
7. Limit construction equipment to designated areas to control soil compaction.
8. Install silt fence on the down-slope perimeter of all disturbed areas according to the attached installation instructions. Sensitive areas such as wetlands, drainage swales and shoreland areas should also be protected with silt fence.
9. Install straw bale checks or rock check dams in areas of concentrated flow.
10. Cover any stockpiled topsoil with plastic or other impervious covering. Use stockpiled topsoil as earthen berms to serve as temporary sediment basins.



11. Mulch all disturbed areas at the rate of one 50-pound bale of straw per 500 square feet. On slopes 4:1 or steeper use the following erosion control blankets that have been pinned to the slope according to the manufacturer's instructions:

2:1 slopes or steeper	Straw/Coconut Blanket or High Velocity Wood Blanket
3:1 slopes or steeper	Wood or Straw Blanket with net on both sides
4:1 slopes or steeper	Wood or Straw Mulch blanket with net on one side
Flat areas	Straw Mulch w/disc anchoring

12. Seed all disturbed areas within seven days of final grading and temporary seed/mulch all areas that will be left inactive for more than seven days. Do not seed later than September 1st. Areas that need to be seeded after this date should be dormant seeded in late October or early November. See the attached instruction sheet for recommended mixtures and rates. The use of native plant materials, including trees and shrubs, is encouraged. Native species will provide good vegetative cover that is adapted to our soils and climate.

13. Apply fertilizer according to soil test recommendations.

14. Install water bars on access roads to prevent concentrated water from flowing down the road and eroding gravel.

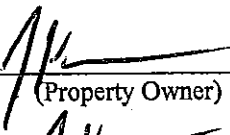
15. Attach a site map showing the location of all erosion control practices, property lines, roads, lakes, watercourses, wetlands, on-site systems and building locations.

Note: To reduce mud transported onto paved roads, a rock construction entrance may be required. This will require a six-inch layer of 1-2 inch diameter washed rock a minimum of 50 feet in length.

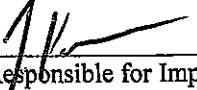
Inspection and Maintenance

16. Inspect the construction site every 7 days and within 24 hours after every rain event to ensure the practices are working properly (i.e. silt fences, water bars).
17. Clean out the silt fences when they are 1/3 full of sediment or replace with functional silt fences within 24 hours.
18. Clean out sediment basins on a regular basis to maintain capacity.

I agree to install, inspect and maintain the above practices to accomplish the goal of preventing erosion.



(Property Owner)

 Joe Keim

(Person Responsible for Implementation)

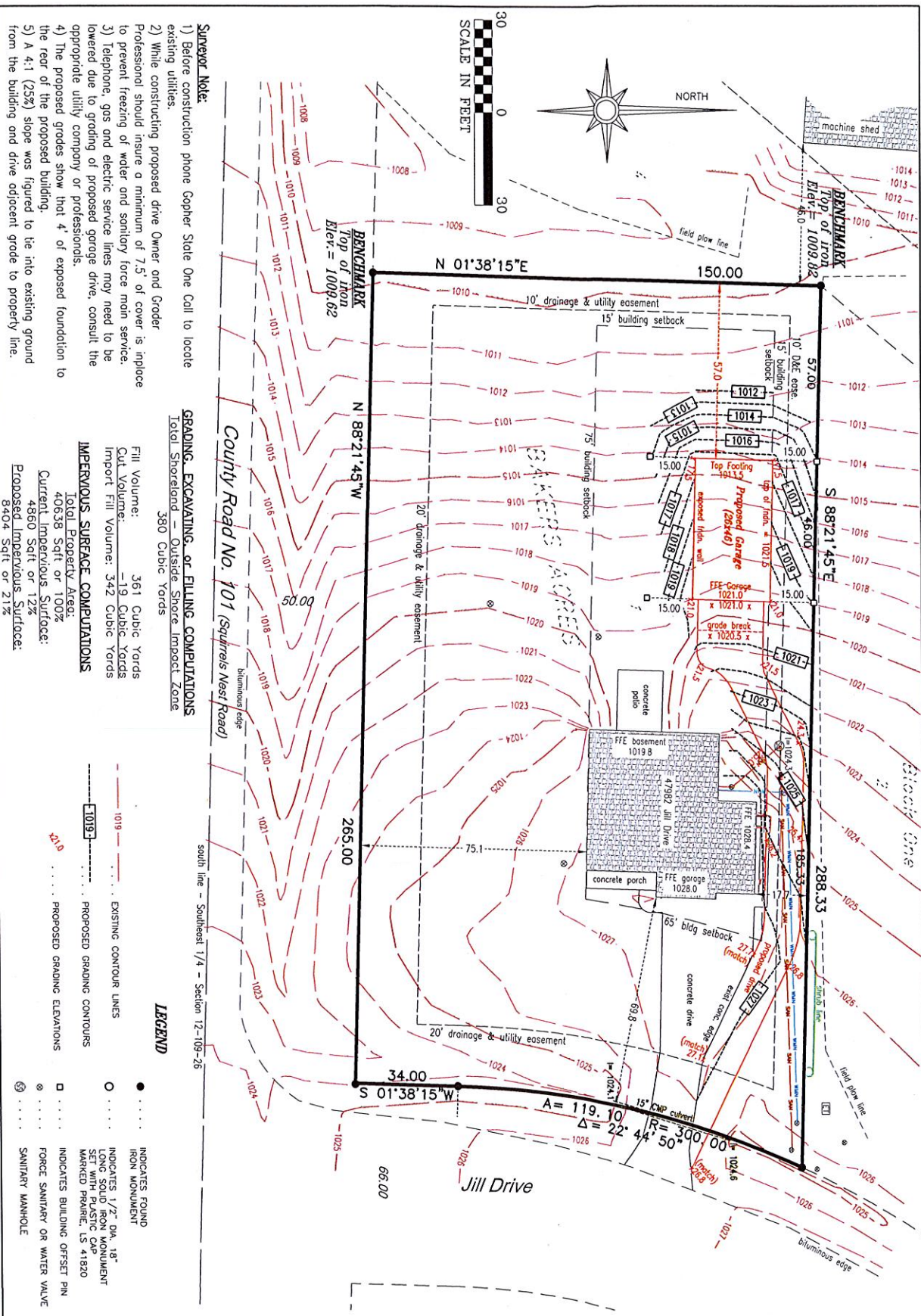
6-12-14

(Date)

6-12-14

(Date)

If you have any questions, please contact Environmental Services, at 507-357-8538.



Certificate of Survey

Joseph and Jennifer Kern

47982 Jill Drive, Kasota, MN 56050
 Lot 1, Block 1, BAKERS ACRES
 Le Sueur County Deed Doc. No. 393021

FIELD BOOK: PLS DRAFTER: JDV
 CRD FILE: 1336 Kern JOB No: 14-1336
 FILING: Le Sueur County, SE/4 Section 12-109-26
 REV. DATES:

I HEREBY CERTIFY THAT THIS SURVEY, PLAN OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

John Yeroeven

DATE: 06-08-2014

LICENSE NO. 41820

Prairie Land Surveying

1047 East Main Street
 Mankato, MN 56001
 jveroeven@charter.net
 (507) 469-5997
 PrairieLandSurveying.com

- Boundary
- Construction
- Subdivisions
- ALTA
- Topographic

Reliable, On-Time Surveys.

[illegible]

Surveyor Note:

- 1) Before construction phone Gopher State One Call to locate existing utilities.
- 2) While constructing proposed drive Owner and Grader Professional should insure a minimum of 7.5' of cover is in place to prevent freezing of water and sanitary force main service.
- 3) Telephone, gas and electric service lines may need to be lowered due to grading of proposed garage drive, consult the appropriate utility company or professionals.
- 4) The proposed grades show that 4' of exposed foundation to the rear of the proposed building.
- 5) A 4:1 (25%) slope was figured to tie into existing ground from the building and drive adjacent grade to property line.

GRADING, EXCAVATING, or FILLING COMPUTATIONS

Total Shoreland – Outside Shore Impact Zone
380 Cubic Yards

Fill Volume:	361	Cubic Yards
Cut Volume:	-19	Cubic Yards
Import Fill Volume:	342	Cubic Yards

IMPERVIOUS SURFACE COMPUTATIONS

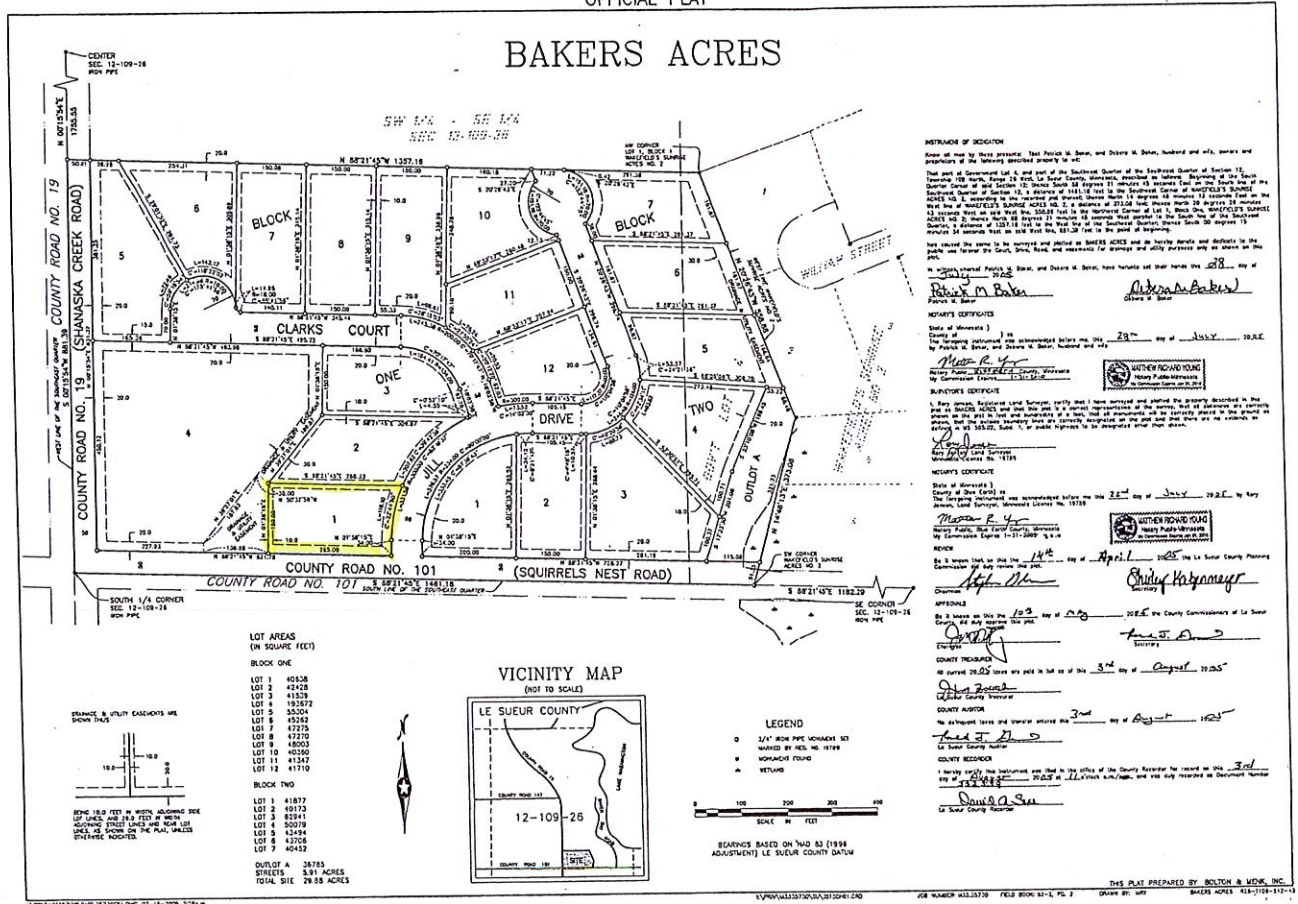
Total Property Area:
40638 Sqft or 100%

Current Impervious Surface:
4860 Sqft or 12%

Proposed Impervious Surface:
8404 Sqft or 21%

OFFICIAL PLAT

BAKERS ACRES



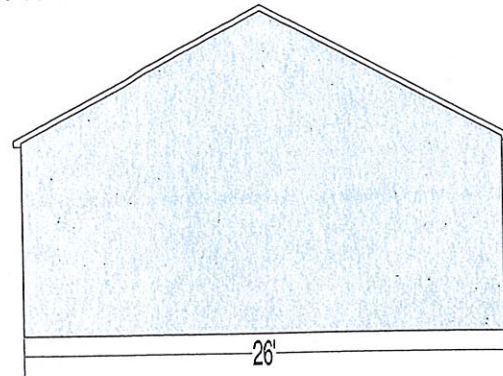
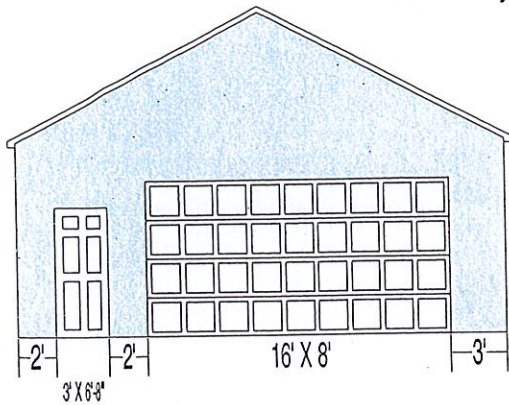
RECEIVED

JUN 12 2014

BY: mrm

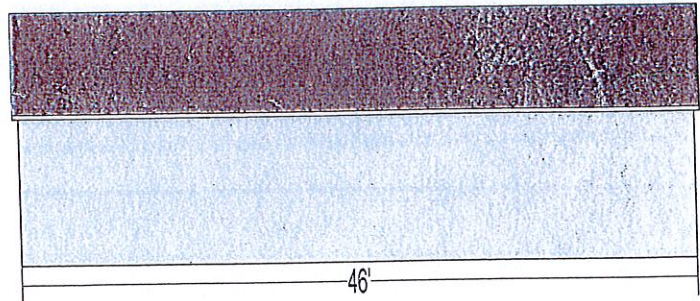
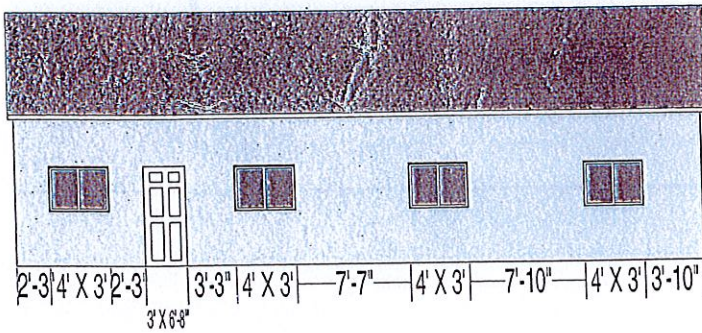
*** Here are the wall configurations for your design.

Illustration May Not Depict All Options Selected



Gable Front View

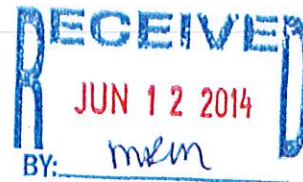
- (1) - E-1 6-PANEL STEEL DOOR PH36X80 LH DB
- (1) - WHITE PREM R/P MDP38 16X8 EZSET TORS



Eave Front View

- (1) - 48X36 VINYL SLIDER CLEAR GLASS
- (1) - E1 4-9/16 20MINFIRE PH 36X80LH SPRING
- (3) - 48X36 VINYL SLIDER CLEAR GLASS

Eave Back View



Building Size: 26 feet wide X 46 feet long X 9 feet high

Approximate Peak Height (includes 1 row of concrete blocks): 16 feet 8 inches (199 inches)

Menards provided material estimates are intended as a general construction aid and have been calculated using typical construction methods. Because of the wide variable in codes and site restrictions, all final plans and material lists must be verified with your local zoning office, architect and/or builder for building design and code compliance. Menards is a supplier of construction materials and does not assume liability for design, engineering or the completeness of any material lists provided. Underground electrical, phone and gas lines should be located and marked before your building plans are finalized. Remember to use safety equipment including dust masks and sight and hearing protection during construction to ensure a positive building experience.

Le Sueur County, MN

Tuesday, July 22, 2014

Board Meeting

Item 3

9:10 am 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

July 22, 2014

Recommendation to accept the retirement request from Alice Ely, part time Homemaker in Public Health, effective July 30, 2014. Alice has been an employee with Le Sueur County since January 1993.

Equal Opportunity Employer

Le Sueur County, MN

Tuesday, July 22, 2014

Board Meeting

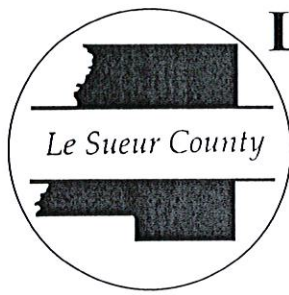
Item 4

9:20 a.m. Pam Simonette, Auditor-Treasurer (15 minutes)

RE: Approval to cancel CFD

RE: Change terms of sale of tax-forfeit property

Staff Contact:



Le Sueur County Auditor-Treasurer Office

Pam Simonette

88 SOUTH PARK AVENUE • LE CENTER, MINNESOTA 56057
TEL: 507-357-2251 FAX: 507-357-6375

July 22, 2014

Le Sueur County Board of Commissioners,

I am requesting the County Board's approval to cancel all contracts for deed for tax-forfeited lands that are in default of their contracts. The following is a list of properties:

1. Parcel #22.520.0090 purchased on May 2, 2013 for \$45,300.00 with a down payment of \$4,530.00. The balance remaining on the contract is \$40,770.00 plus interest. The annual installment payment was due on April 1, 2014 and has not been paid. A notice of cancellation of contract for deed will be served to the taxpayer by the Sheriff's Department, along with our office sending a copy by certified mail. The contract will be scheduled to be cancelled on October 31, 2014. The legal description for the property is as follows:

Commencing at a point 83 ft South and 343 ft West of the Northeast Corner of Section 9-111-23 West, in Le Sueur County, Minnesota, thence running South 50 ft, thence running East 150 ft, thence running North 50 ft, and thence running West 150 ft, to the place of beginning. (being a strip of land 50 ft by 150 ft, in the NE ¼ of NE ¼ Section 9-111-23 West in Le Sueur County also described as Lot 13, in Block 1, of Joseph Handsuch Addition to Montgomery in Le Sueur County, Minnesota, according to the unrecorded plat.)

2. Parcel #22.630.0200 purchased on July 3, 2013 for \$8,800.00 with a down payment of \$880.00. The balance remaining on the contract is \$7,920.00 plus interest. The annual installment payment was due on April 1, 2014 and has not been paid. A notice of cancellation of contract for deed will be served to the taxpayer by the Sheriff's Department, along with our office sending a copy by certified mail. The contract will be scheduled to be cancelled on October 31, 2014. The legal description for the property is as follows:

Lot 22, Block 1, Re-Survey of Schatz 1st Addition, City of Montgomery, Le Sueur County, Minnesota.

Thank you for your consideration!

Pam Simonette

Le Sueur County Auditor-Treasurer

appraised value must be allocated between the land and the timber in proportion to their respective appraised values. In that case, standing timber or timber products must not be removed from the land until the amount of the excess bid allocated to timber or timber products has been paid in addition to the appraised value of the land. The purchaser is entitled to immediate possession, subject to the provisions of any existing valid lease made in behalf of the state.

For sales occurring on or after July 1, 1982, the unpaid balance of the purchase price is subject to interest at the rate determined pursuant to section 549.09. The unpaid balance of the purchase price for sales occurring after December 31, 1990, is subject to interest at the rate determined in section 279.03, subdivision 1a. The interest rate is subject to change each year on the unpaid balance in the manner provided for rate changes in section 549.09 or 279.03, subdivision 1a, whichever, is applicable. Interest on the unpaid contract balance on sales occurring before July 1, 1982, is payable at the rate applicable to the sale at the time that the sale occurred.

Subd. 5. Sale on terms, certificate; failure to comply. When sales hereafter are made on terms the purchaser shall receive a certificate from the county auditor in such form, consistent with the provisions of sections 282.01 to 282.13 and setting forth the terms of sale, as may be prescribed by the attorney general. Failure of the purchaser or any person claiming under the purchaser, to pay any of the deferred installments with interest, or the current taxes, or to comply with any conditions that may have been stipulated in the notice of sale or in the auditor's certificate herein provided for, shall constitute default; and the state may, by order of the county board, during the continuance of such default, declare such certificate canceled and take possession of such lands and may thereafter resell or lease the same in the same manner and under the same rules as other lands forfeited to the state for taxes are sold or leased. When the county board shall have adopted a resolution ordering the cancellation of such certificate or certificates and the cancellation shall have been completed in accord with section 282.40, then a reentry shall be deemed to have been made on the part of the state without any other act or deed, and without any right of redemption by the purchaser or any one claiming under the purchaser; and the original purchaser in default or any person claiming under the original purchaser, who shall remain in possession or enter thereon shall be deemed a willful trespasser and shall be punished as such.

When the cancellation of such certificate has been completed the county auditor shall cancel all taxes and tax liens, delinquent and current, and special assessments, delinquent or otherwise, imposed upon the lands described in the certificate after its issuance.

Subd. 6. Duties of commissioner after sale. When any sale has been made by the county auditor under sections 282.01 to 282.13, the auditor shall immediately certify to the commissioner of revenue such information relating to such sale, on such forms as the commissioner of revenue may prescribe as will enable the commissioner of revenue to prepare an appropriate deed if the sale is for cash, or keep necessary records if the sale is on terms; and not later than October 31 of each year the county auditor shall submit to the commissioner of revenue a statement of all instances wherein any payment of principal, interest, or current taxes on lands held under certificate, due or to be paid during the preceding calendar years, are still outstanding at the time such certificate is made. When such statement shows that a purchaser or the purchaser's assignee is in default, the commissioner of revenue may instruct the county board of the county in which the land is located to cancel said certificate of sale in the manner provided by subdivision 5, provided that upon recommendation of the county board, and where the circumstances are such that the commissioner of revenue after investigation is satisfied that the purchaser has made every effort reasonable to make payment of both the annual installment and said taxes, and that there has been no willful neglect on the part of the purchaser in meeting these obligations, then the commissioner of revenue may extend the time for the payment for such period as the commissioner may deem warranted, not to exceed one year. On

Cancellation of Contract for Deed
(Continued)**Section 6752****Page 2**

The cancellation procedures that are provided in M.S. 559.21 are more detailed and complex than what is actually needed for the cancellation of a contract agreement to purchase a parcel of tax-forfeited land. Therefore, a simpler, condensed version of the procedures provided in M.S. 559.21 is presented below as an alternative. Of course, each county is free to set up its own version of the required procedures.

1. COUNTY AUDITOR: REQUEST COUNTY BOARD APPROVAL

As the first step of the preliminary action, the county auditor is to request the approval of the county board to cancel all contracts for deed that are in default. The written request should be accompanied by a list of the contracts that are in default and are to be canceled. (M.S. 282.01, Subd. 5)

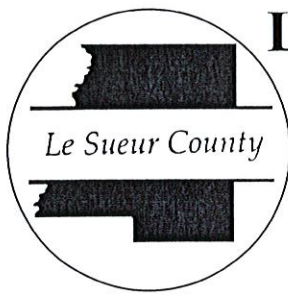
The written request should include the following information: (1) a description of each contract which is in default, (2) the reason for each default, (3) the amount of the unpaid installments, (4) the actions which are to be taken to notify each contract holder of the impending cancellation pursuant to M.S. 559.21, and (5) the date when the contracts are scheduled to be canceled.

2. COUNTY BOARD: APPROVAL OF CANCELLATION BY RESOLUTION

As the second step of the preliminary action, the county board is to pass a resolution approving the cancellation of each contract for deed that is in default. The resolution should authorize the county auditor to cancel each contract on the list according to the provisions of M.S. 282.01, Subd. 5 and M.S. 282.40, and according to the procedures prescribed in M.S. 559.21.

3. COUNTY AUDITOR: PRELIMINARY CANCELLATION NOTICE

After the cancellation process has been approved by the county board, the county auditor with the approval of the county board may mail a short notice of impending cancellation to each of the contract holders. This preliminary mailing is an extra courtesy to the contract holders and is not required by statute.



Le Sueur County Auditor-Treasurer Office

Pam Simonette

88 SOUTH PARK AVENUE • LE CENTER, MINNESOTA 56057
TEL: 507-357-2251 FAX: 507-357-6375

July 22, 2014

Le Sueur County Board of Commissioners,

I would like to request approval to change the terms of sale of tax-forfeited land in Le Sueur County. Our terms of payment currently allow for either cash or contract for deed. Under M.S. 282.01, subdiv. 1, the County must sell the lands for cash only, unless the County has adopted a resolution providing for their sale on terms. It is my opinion that the County should no longer offer the contract option for the tax-forfeited parcels. We are finding that the County holds the ultimate responsibility for the property maintenance as a contract holder if the purchaser doesn't properly maintain the parcel. That, combined with the possibility of default by the purchaser, seems like an unnecessary burden for the County to assume.

Pam Simonette
Le Sueur County Auditor-Treasurer

TERMS FOR THE SALE OF TAX-FORFEITED LAND IN LE SUEUR COUNTY

(Revised 7/22/2014)

Public Sales: Basic Sale Price

All parcels are offered at public auction and sold to the highest bidder. The minimum bid acceptable is the basic sale price that is shown on the list of tax-forfeited land. The basic sale price is equal to the appraised value.

Extra Fees and Costs: In Addition to the Basic Sale Price

A 3% surcharge for the state assurance account and a state deed fee of \$25.00 will be collected at the time of the sale.

Payment Terms: Cash Only

Special Assessments: Levied Before Forfeiture

The balance of any special assessments that were levied before forfeiture and canceled at forfeiture are not included in the basic sale price and may be reassessed by the municipality.

Private Sales: Parcels Not Sold at Public Auction

Any parcel not sold at public sale may be purchased after the public sale by paying the basic sale price. The basic sale price cannot be changed until the parcel is reappraised, republished, and again offered at a later public sale.

Title: Proof of Ownership

The buyer will receive a receipt at the time of sale. The Department of Revenue will issue a state quitclaim deed after full payment is made. A state deed has the characteristics of a patent from the State of Minnesota.

parcels of land proposed to be sold shall be first appraised by the county board of the county in which the parcels lie. The parcels may be reappraised whenever the county board deems it necessary to carry out the intent of sections 282.01 to 282.13.

(b) In an appraisal the value of the land and any standing timber on it shall be separately determined. No parcel of land containing any standing timber may be sold until the appraised value of the timber on it and the sale of the land have been approved by the commissioner of natural resources. The commissioner shall base review of a proposed sale on the policy and considerations specified in subdivision 1. The decision of the commissioner shall be in writing and shall state the reasons for it. The commissioner's decision is exempt from the rulemaking provisions of chapter 14 and section 14.386 does not apply. The county may appeal the decision of the commissioner in accordance with chapter 14.

(c) In any county in which a state forest or any part of it is located, the county auditor shall submit to the commissioner at least 60 days before the first publication of the list of lands to be offered for sale a list of all lands included on the list which are situated outside of any incorporated municipality. If, at any time before the opening of the sale, the commissioner notifies the county auditor in writing that there is standing timber on any parcel of land, the parcel shall not be sold unless the requirements of this section respecting the separate appraisal of the timber and the approval of the appraisal by the commissioner have been complied with. The commissioner may waive the requirement of the 60-day notice as to any parcel of land which has been examined and the timber value approved as required by this section.

(d) If any public improvement is made by a municipality after any parcel of land has been forfeited to the state for the nonpayment of taxes, and the improvement is assessed in whole or in part against the property benefited by it, the clerk of the municipality shall certify to the county auditor, immediately upon the determination of the assessments for the improvement, the total amount that would have been assessed against the parcel of land if it had been subject to assessment; or if the public improvement is made, petitioned for, ordered in or assessed, whether the improvement is completed in whole or in part, at any time between the appraisal and the sale of the parcel of land, the cost of the improvement shall be included as a separate item and added to the appraised value of the parcel of land at the time it is sold. No sale of a parcel of land shall discharge or free the parcel of land from lien for the special benefit conferred upon it by reason of the public improvement until the cost of it, including penalties, if any, is paid. The county board shall determine the amount, if any, by which the value of the parcel was enhanced by the improvement and include the amount as a separate item in fixing the appraised value for the purpose of sale.

Subd. 4. Sale: method, requirements, effects. The sale authorized under subdivision 3 must be conducted by the county auditor at the county seat of the county in which the parcels lie, except that in St. Louis and Koochiching Counties, the sale may be conducted in any county facility within the county. The sale must not be for less than the appraised value except as provided in subdivision 7a. The parcels must be sold for cash only, unless the county board of the county has adopted a resolution providing for their sale on terms, in which event the resolution controls with respect to the sale. When the sale is made on terms other than for cash only (1) a payment of at least ten percent of the purchase price must be made at the time of purchase, and the balance must be paid in no more than ten equal annual installments, or (2) the payments must be made in accordance with county board policy, but in no event may the board require more than 12 installments annually, and the contract term must not be for more than ten years. Standing timber or timber products must not be removed from these lands until an amount equal to the appraised value of all standing timber or timber products on the lands at the time of purchase has been paid by the purchaser. If a parcel of land bearing standing timber or timber products is sold at public auction for more than the appraised value, the amount bid in excess of the

Le Sueur County, MN

Tuesday, July 22, 2014

Board Meeting

Item 5

9:35 am Dave Tietz, Sheriff, Quotes (5 minutes)

Staff Contact:



Office of
David Tietz
Sheriff of Le Sueur County
88 South Park Avenue
Le Center, Minnesota 56057

CHIEF DEPUTY SHERIFF
Brett V.P. Mason

INVESTIGATORS
Bruce Collins
Robert Vollmer
Todd Waldron

PHONE 507 357-4440
Fax 507 357-4627

July 18, 2014

LeSueur County Commissioners Meeting
July 22, 2014

Remove and Install Equipment for New 2014 F-150 (Unit #15)

A new Prisoner Transport Kit (cage) is needed. The cage in the 2007 F-150 will not transfer into the 2014 F-150.

A new lens kit is needed for the light bar.

New push bumper and mirror beams.

Quotes

Whitewater Wireless - \$4,524.26

Emergency Automotive Technologies - \$5,275.59

Whitewater Wireless, Inc.

1929 2nd Street SW
Rochester, MN 55902
(507) 281-1917

52 Western Ave SW
Faribault, MN 55021
(507) 334-6481



Quoted To: LeSueur County Sheriff
88 South Park Ave.

Quote #: 2907
Quote Date: 7/15/2014

Le Center MN 56057

Customer ID	Good Thru	Payment Terms	SalesRep
Les02	8/15/2014		Brett Edstrom

Quan	Description	Unit Price	Ext. Price
1	Setina Push Bumper	\$261.70	\$261.70
4	Vertex split red/blue	\$91.36	\$365.44
2	Split Ion	\$117.27	\$234.54
1	Mirror Beams	\$258.41	\$258.41
1	Lens Kit	\$214.77	\$214.77
1	Light Bar straps	\$109.77	\$109.77
1	Setina UNCOATED POLY PARTITION	\$611.70	\$611.70
1	Setina DUAL WALL PRISIONER TRANSPORT KIT	\$396.93	\$396.93
1	Misc hardware	\$199.00	\$199.00
1	Face Plate XTS 2500	\$30.00	\$30.00
2	Face Plate blank	\$12.00	\$24.00
1	Installation	\$1,372.00	\$1,372.00
1	Teardown	\$196.00	\$196.00
Total Price			\$4,274.26
Total Sales Tax			\$0.00
Total Shipping			\$250.00

Quotation Grand Total \$4,524.26

Tuesday, July 15, 2014

Page 1 of 1

EMERGENCY AUTOMOTIVE TECHNOLOGIES, INC.

2755 GENEVA AVE. N
OAKDALE, MN 55128
USA

QUOTATION

Quote Number: AW041714-42

Quote Date: Jul 17, 2014

Page: 1

Voice: 651 765-2657
Fax: 651 765-2660

Quoted To:

LE SUEUR COUNTY SHERIFF'S OFFICE
ATTN: SHERIFF TIETZ
88 SOUTH PARK AVE.
LE CENTER, MN 56057

Customer ID	Good Thru	Payment Terms	Sales Rep
LESUER COUNTY SHERIF	8/16/14	Net 30 Days	ALW

Quantity	Item	Description	Unit Price	Amount
1.00	PB400VS	SETINA PB400 STEEL PUSH BUMPER F/2014 FORD F-150	263.20	263.20
4.00	VTX609J	SPECIAL ORDER. VERTEX HIDEAWAY LED MODULE - SELF CONTAINED SINGLE LAMP WITH 9' CABLE - SPLIT RED/BLUE	80.40	321.60
2.00	IONJ	WHELEN ION 6 SUPER LED LIGHTHEAD WITH BRACKET - SPLIT RED/BLUE	111.80	223.60
1.00	MBFF12JJ	WHELEN ION SUPER-LED MIRROR BEAM - 2 SPLIT RED/BLUE ION LIGHTHEADS WITH FORM FITTING MIRROR COVERS - FOR 2012+ FORD F-150	251.55	251.55
1.00	SLENKT1	CLEAR REPLACEMENT LENS KIT FOR 48" LFL LIGHT BAR CONSISTS OF (4) 5.687" PCS (4) 15.80" PCS - CLEAR ENDCAP W/NON OPTIC ALLEY WINDOW, 6 CLEAR DIVIDERS	150.50	150.50
1.00	STPKT61L	STPKT61L LIBERTY STRAP KIT - 2004-2011 FORD F-150 - 52-55"	60.45	60.45
1.00	6-VS SPT	SETINA 6-VS SPT SINGLE PRISONER PARTITION FOR 2014 FORD F-150 CREW CAB	872.00	872.00
1.00	C-EB25-XTL-1P	HAVIS CONSOLE BRACKET FOR MOTOROLA XTL-1500, 2500, 5000 05	19.60	19.60

Subtotal	Continued
Sales Tax	Continued
Freight	
TOTAL	Continued

EMERGENCY AUTOMOTIVE TECHNOLOGIES, INC.

2755 GENEVA AVE. N
OAKDALE, MN 55128
USA

QUOTATION

Quote Number: AW041714-42

Quote Date: Jul 17, 2014

Page: 2

Voice: 651 765-2657
Fax: 651 765-2660

Quoted To:

LE SUEUR COUNTY SHERIFF'S OFFICE
ATTN: SHERIFF TIETZ
88 SOUTH PARK AVE.
LE CENTER, MN 56057

Customer ID	Good Thru	Payment Terms	Sales Rep
LESUER COUNTY SHERIF	8/16/14	Net 30 Days	ALW

Quantity	Item	Description	Unit Price	Amount
1.00	C-FP-2	REMOTE HEAD RADIO C-FP-2 2" HAVIS SHIELDS FILLER PLATE CONSOLE	8.09	8.09
1.00	EX-MISC SUPPLY	STANDARD SHOP SUPPLIES FEE FOR GENERAL INSTALLATION AND WIRING MATERIALS	300.00	300.00
1.00	FREIGHT-INBOUND	INBOUND FREIGHT CHARGES FOR SETINA	200.00	200.00
1.00	STRIP	STRIP EQUIPMENT FROM VEHICLE, RESTORE HEADLIGHT AND HORN FUNCTIONS, PLUG HOLES	195.00	195.00
1.00	LABOR GOVMNT FLEET	ON-SITE BUILD OF 2014 FORD F-150 CREW CAB WITH ABOVE EQUIPMENT AND CUSTOMER SUPPLIED PARTS	2,410.00	2,410.00

Subtotal	5,275.59
Sales Tax	
Freight	
TOTAL	5,275.59

Le Sueur County, MN

Tuesday, July 22, 2014

Board Meeting

Item 6

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

RE: Set Bid Opening date and time for Lake Washington Outlet Structure

RE: County Ditch # 54 Public Hearing

RE: Comment period for Aurora Distributed Solar

RE: City of Elysian request to purchase tax forfeit land

Staff Contact:



David P. Weig, Jr.

Burl W. Haar, Executive Secretary

STATE OF MINNESOTA PUBLIC UTILITIES COMMISSION

**NOTICE OF COMMENT PERIOD ON COMPLETENESS OF SITE
PERMIT APPLICATION**

Issued: July 15, 2014

In the Matter of the Application of Aurora Distributed Solar, LLC for a Site Permit for an up to 100 MW distributed solar energy project to be constructed at up to 24 different locations throughout Xcel Energy's Minnesota service territory

PUC Docket Number: E-6928/GS-14-515

Comment Period: Initial comment period closes July 30, 2014, at 4:30 p.m.

Reply comment period closes August 6, 2014, at 4:30 p.m.

Topics Open for Comment:

- Does the application contain the information required by Minnesota Rules 7850.1900?
- Should the Commission appoint an advisory task force?

Project Description: On July 9, 2014, Aurora Distributed Solar, LLC filed a site permit application under the alternative permitting process (Minnesota Statutes 216E.04 and Minnesota Rules 7850) for up to 24 distributed solar energy generating plants with a total nameplate capacity of 100 megawatts (MW) and interconnected to Xcel Energy distribution substations.

The 24 distributed solar facilities would occupy approximately 13 to 262 acres of land each and would range in size from 1.0 MW to 10.0 MW in generating capacity. The facilities would be located in the following counties: Benton, Blue Earth, Carver, Chippewa, Chisago, Dodge, Goodhue, Kandiyohi, Le Sueur, McLeod, Pipestone, Rice, Stearns, Waseca, Washington, and Wright. The final combination, number and capacity of the facilities ultimately selected for construction will depend on a number of factors, including site-specific conditions, engineering studies, environmental survey results, and interconnection details.

Filing Requirements: Utilities, official parties, and state agencies are required to file documents using the Commission's electronic filing system (eFiling). All parties, participants and interested persons are also encouraged to use eFiling: mn.gov/puc, select eFiling, and follow the prompts.

PHONE 651-296-7124 • TOLL FREE 800-657-3782 • FAX 651-297-7073
121 7th PLACE EAST • SUITE 350 • SAINT PAUL, MINNESOTA 55101-2147
MN.GOV/PUC

Submit Public Comments: Email to PublicComments.PUC@state.mn.us. Persons without email access may send by U.S. mail to: Burl Haar, Executive Secretary, Minnesota Public Utilities Commission, 121 7th Place East, Suite 350, St. Paul MN 55101-2147. Please include the PUC Docket Number (*14-515*) in all communications. Comments may also be submitted online by visiting mn.gov/puc, select *Comment on an Issue*, find the docket (*14-515*), and add your comments to the discussion.

Full Case Record: All documents filed in this docket are available at mn.gov/puc, select *Search eDockets*, enter the year (*14*) and the docket number (*515*), and select *Search*.

Subscribe to the Docket: Receive email notification when new documents are filed in this docket at mn.gov/puc, select *Subscribe to a Docket*, and follow the prompts.

Questions about this docket or Commission process and procedure? Contact Commission staff: Cezar Panait at Cezar.Panait@state.mn.us or 651-201-2207.

This document can be made available in alternative formats (i.e., large print or audio) by calling 651-296-0406 (voice). Persons with hearing loss or speech disabilities may call us through their preferred Telecommunications Relay Service.

Christian, Keogh, Moran & King

Douglas J. Christian*
Michael T. Keogh
Brent Christian
Jason L. Moran**
Benjamin J. King
Megan E. Gaudette

ATTORNEYS AT LAW
65 South Park Avenue
P. O. Box 156
Le Center, Minnesota 56057-0156

Phone 507-357-2278
507-357-2251, Ext. 8312
FAX 507-357-2270

E-mail: ckmlaw@frontiernet.net
Web site: www.ckmlaw.com

July 17, 2014

Le Sueur County Courthouse
Mr. Darrell Pettis
88 S. Park Avenue
Le Center, MN 56057


Re: City of Elysian – Lakeview Manor Townhomes
Resolution Number 444/14

Dear Mr. Pettis:

Enclosed please find a fully executed resolution which authorizes the City of Elysian to purchase those tax forfeited lots located in common interest in community number 026. You would recall that we had discussed this. I have the original resolution in my file. I would ask that you start your process to accomplish this matter. When you get the chance, give me a call to discuss this. I am looking forward to working with you in regard to this file. If there is anything additional that the City of Elysian needs to do, please advise.

Very truly yours,

CHRISTIAN, KEOGH, MORAN & KING

By: 
Jason L. Moran
Elysian City Attorney

JLM:clb
Enclosure

*Certified Real Property Specialist

**Qualified Neutral under Rule 114 of the Minnesota Rules of General Practice

CITY OF ELYSIAN

COPY

RESOLUTION NUMBER: 444/14

A RESOLUTION AUTHORIZING THE PURCHASE OF PARCELS OF REAL ESTATE LOCATED IN THE LAKEVIEW MANOR TOWNSHOMES DEVELOPMENT, AKA COMMON INTEREST COMMUNITY NUMBER 026, FROM LE SUEUR COUNTY.

WHEREAS, several lots in the Lakeview Manor Townhomes Development, a/k/a Common Interest Community Number 026, have not been fully developed and certain parcels identified on the attached map have gone into tax forfeiture, and;

WHEREAS, the County of Le Sueur held a tax forfeiture auction in December 2013, in an effort to dispose of said parcels, and;

WHEREAS, Le Sueur County was unsuccessful in selling said parcels at auction, and;

WHEREAS, the City of Elysian herein proposes to purchase said parcels from Le Sueur County.

NOW, THEREFORE, BE IT RESOLVED, by the City Council for the City of Elysian, Le Sueur County, Minnesota, as follows:

1. That the City Administrator and City Attorney are hereby authorized to purchase said parcels on behalf of the City from the County for \$75.00 per parcel and Title the property in the City of Elysian's name.
2. That this offer shall be contingent upon the City of Elysian not paying, or being responsible for, any past, present, or future real estate taxes on these parcels.

Resolution was presented by Councilmember Ziemer, seconded by Councilmember McBroom, with the following voting in favor:

Ziemer, McBroom, Opsahl, Thayer, Stoen.

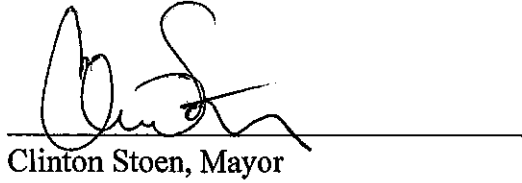
Voting No: None.

This resolution was passed this 14th. day of July, 2014, by the City Council for the City of Elysian.

ATTEST:

A handwritten signature in cursive script, appearing to read "Patricia Nusbaum", written over a horizontal line.

Patricia Nusbaum, City Administrator

A handwritten signature in cursive script, appearing to read "Clinton Stoen", written over a horizontal line.

Clinton Stoen, Mayor

CERTIFICATION

The undersigned, being the duly qualified as City Clerk Administrator/Treasurer of the City of Elysian, Minnesota, hereby certifies the following:

The foregoing is true and correct copy of a resolution of a regular meeting of the Elysian City Council held in City Hall on Monday, July 14, 2014. Said meeting was duly called as a regular meeting, open to the public, and held at the regular meeting place.


Motion for approval of resolution was made by Councilmember Ziemer, seconded by Councilmember McBroom with the following voting in favor:

Ziemer, McBroom, Opsahl, Thayer, Stoen

Voting No: None.

Whereupon said resolution was declared duly passed and adopted.

WITNESS MY HAND officially as the City Clerk Administrator/Treasurer of the City of Elysian, Minnesota, this 14th day of July, 2014.

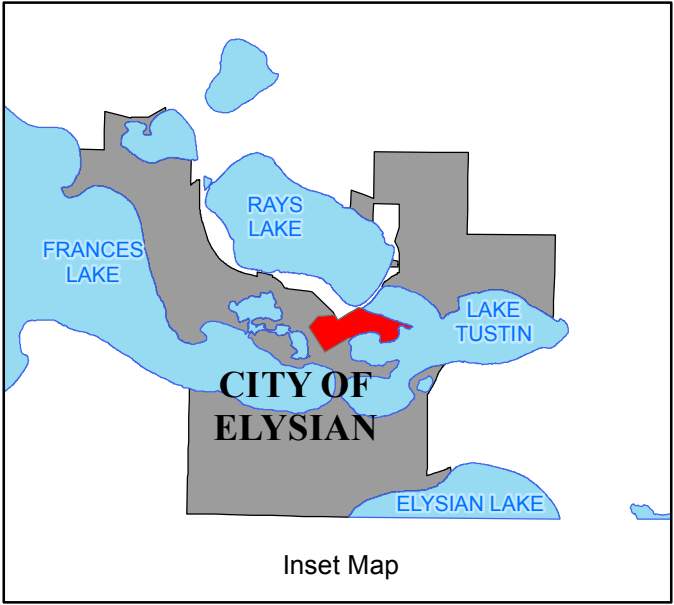
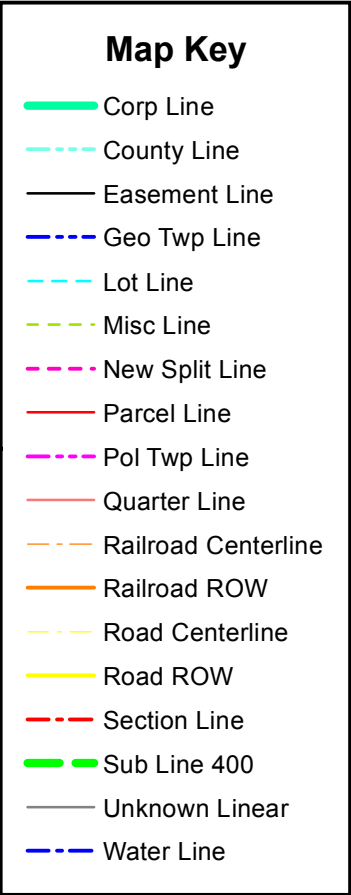
A handwritten signature in cursive script, appearing to read "Patricia Nusbaum", written over a horizontal line.

Patricia Nusbaum, Clerk Administrator/Treasurer

CIC 26 - Lakeview Manor Town Homes



Parcel Number	TotalEMV	Block	Lot
16.412.0010	\$15,000.00	001	001
16.412.0020	\$15,000.00	001	002
16.412.0030	\$15,000.00	001	003
16.412.0040	\$15,000.00	001	004
16.412.0090	\$15,000.00	003	001
16.412.0100	\$15,000.00	003	002
16.412.0110	\$15,000.00	003	003
16.412.0120	\$15,000.00	003	004
16.412.0130	\$15,000.00	004	001
16.412.0140	\$15,000.00	004	002
16.412.0150	\$15,000.00	004	003
16.412.0160	\$15,000.00	004	004
16.412.0200	\$15,000.00	006	001
16.412.0210	\$15,000.00	006	002
16.412.0220	\$15,000.00	006	003
16.412.0230	\$15,000.00	006	004
16.412.0240	\$15,000.00	007	001
16.412.0250	\$15,000.00	007	002
16.412.0260	\$15,000.00	007	003
16.412.0270	\$15,000.00	007	004



Author: jutterman
Date: 7/21/2014
Coordinate System: NAD 1983 HARN Adj MN Le Sueur Feet
Projection: Lambert Conformal Conic
Datum: NAD 1983 HARN Adj MN Le Sueur
False Easting: 500,000.0000
False Northing: 100,000.0000
Central Meridian: -93.1333
Standard Parallel 1: 44.3000
Standard Parallel 2: 44.6667
Latitude Of Origin: 44.1947
Units: Foot US

Document Path: C:\Users\jutterman\Desktop\GIS\Darrell\LakeviewManorEstates\ELYS_LakeVewManorEstates.mxd