

Morrison County Board of Adjustment  
Morrison County Government Center Board Room

Minutes

August 17, 2021

Dave Stish called the meeting of the Morrison County Board of Adjustment to order at 6:00 p.m.

Members Present: Dave Stish, Brent Lindgren, Dave Brutscher, Clint Katherine and Marvin Trettel.

Members Absent: None

Ex-Officio Members Present: Amy Kowalzek and Sharon Peterson

Ex-Officio Members Absent: Robert Wall

County Commissioners: Jeff Jelinski

County Commissioners Absent: Mike LeMieur, Mike Wilson Greg Blaine and Randy Winscher

Other Members: None

Pledge of Allegiance

- 1. Gerald & Donna Pint/Brenda Isder – No property address – Application for a Variance to allow for a Type III septic system on a newly created parcel and to allow an overage in dwelling density; located in pt of NE ¼ of NE ¼, Section 26, Township 42, Range 31, Ripley Township.**

Brenda Isder was present

Amy Kowalzek entered into record Sections 1301.12 and 604.9 of the Morrison County Land Use Control Ordinance, a plat map with the parcel location, variance application, background information questions, survey of proposed parcel, statement from septic designer regarding Type III system for this site, three (3) aerial photos, two (2) site photos, staff report, MPCA facts about septic systems, mound system description and aerial photo showing dwellings within the quarter/quarter. There were 16 notices sent to neighboring property owners. No correspondence was received prior to the hearing. Amy entered the finding of fact and decision questions.

Dave Stish asked where will the dwelling be located? Brenda Isder stated where the trees were removed near the fence. Dave asked if this would be the highest spot. Brenda stated it was.

Dave Stish added that himself and Marvin Trettel viewed the property on August 16<sup>th</sup> and Clint Kathrein and Brent Lindgren viewed the property on August 13<sup>th</sup>.

Dave Stish asked who owns the property now. Brenda Isder stated her father owns the property. Dave asked about the feedlot. Brenda stated it will not be a feedlot.

Marvin Trettel asked where the septic system will go. Brenda Isder stated that she has not gotten that far because of the variance. Marvin asked how too many dwellings ended up in this area. Brenda stated that he could help me with a property since I was going through a difficult time.

Clint Kathrein asked if Soil and Water was onsite to flag wetlands. Brenda Isder stated Soil & Water was onsite and submitted a letter that the only wetlands are near the driveway.

Clint Kathrein stated he spoke with Darvin Keehr from the Township and it was stated that the Township was not in favor of this request. Amy Kowalzek stated our office has not heard from the Township and that the Township was invited to the meeting.

Jim Cole – Ripley Township Official – stated that the Township is opposed to this request. The Township would like to see one dwelling per 80 acres. This is agriculture land and do not want to see clusters of dwellings.

Brenda Isder stated that she has encountered a lot of expense with this process already.

Clint Kathrein asked when did you discover there was an issue with building and the septic. Brenda Isder stated that it was when the septic designer came out.

Audience Comment: None

Brenda Iser stated that the reason she would like to be here is to be close to family because she has a neurological disorder.

The voting sheets were polled.

A motion was made by Clint Kathrein to deny the Variance request. The motion was seconded by Brent Lindgren. The vote was all in favor.

**2. John & Lisa Wimmer/Louis Wimmer – No property address – Application for a Variance to place a home within the setbacks of an animal holding area; located in pt of the NE ¼, Section 06, Township 39, Range 30, Buckman Township.**

Louis Wimmer was present

Amy Kowalzek entered into record Section 1209.1 of the Morrison County Land Use Control Ordinance, a plat map with the parcel location, variance application, background information questions, site plan, three (3) oblique aerials, three (3) site photos, staff report, aerial photo showing the parcel, aerial photos showing the property to the feedlot and a neighboring dwelling to the feedlot, aerial photo showing the setback to the feedlot and the requested setback from the feedlot and aerial photo showing the property contours. There were 16 notices sent to neighboring property owners. No correspondence was received prior to the hearing. Amy entered the finding of fact and decision questions.

Louis Wimmer stated he would be purchasing the land and he would have to remove some trees for the building site.

Dave Stish asked what happened first. Amy Kowalzek stated that the feedlot came first and the Wimmers purchased the land in 2002. Louis Wimmer stated he believes they purchased the property when the feedlot was a Tier I.

Brent Lindgren stated there was some discussion during the viewing to try and move the dwelling back further. Is there any consideration on this? Louis Wimmer stated he would like to keep the request the same and stay on the higher portion of the property.

Amy Kowalzek stated that the Tier III feedlot was granted in 2008.

Marvin Trettel asked if there were any variances granted to the other properties?

Clint Kathrein asked if a Type I septic system can be located on the property. Louis Wimmer stated a Type I septic will be able to be installed on the property.

Amy Kowalzek stated that the dwelling to the north was permitted in 2013. There were no variances on file for this parcel. Clint Kathrein stated in the past they could have used a different measurement. Amy stated they could have assumed the closest animal holding area was the turkey barns.

Dave Stish asked if only the new feedlot construction would need to meet the setback if the feedlot was expanding. Amy Kowalzek stated this is correct.

Audience Comment: None

The voting sheets were polled.

A motion was made by Marvin Trettel to approve the Variance request. The motion was seconded by Brent Lindgren. The vote was all in favor.

With no further business at hand, the hearing was closed at 7:34 p.m.

A motion was made by Dave Stish to approve the June 3,2021minutes. The motion was seconded by Clint Kathrein. The vote was all in favor.

Correspondence - None

New business – There will be more training opportunities in the future for board members. The Board members agreed that winter time would be the best time.

Old business –

A motion was made by Marvin Trettel to adjourn the meeting. The motion was seconded by Brent Lindgren. The vote was all in favor.

With no further business at hand, the hearing was closed at 7:49 p.m.

Respectfully submitted,

Dave Stish, Chairperson / Amy Kowalzek appointed Secretary  
Morrison County Board of Adjustment

Marvin Trettel, Vice-Chairperson  
Morrison County Board of Adjustment

Secretary, Clint Katherine  
Morrison County Board of Adjustment