MEETING MINUTES
POPE COUNTY BOARD OF ADJUSTMENT
Thursday July 25, 2019

The Board of Adjustment convened in regular session on Thursday, July 25, 2019 at the Pope County Courthouse, Community Room.

Members Present: David Henke, Ronald Feigum, Mark Halls and Brian Jergenson

Other Officials Present: David Green (Land & Resource Management Director), Shelley Cameron (Sr. Administrative Associate), and Cody Rogahn (County Commissioner)

The meeting was called to order by Chairman Feigum at precisely 6:00 p.m.

Additions and Corrections to the Agenda

There was no additions or corrections to the agenda.

Review minutes of June 27, 2019

The minutes of the Board of Adjustment meeting that was held on June 27, 2019 were submitted for approval. Motion to accept the minutes as written was made by Henke. Seconded by Jergenson. Motion carried.

Variance-Chris Buysse

Chairman Feigum introduces the item. Applicants Chris Buysse and Dennis Buysse are present. Director Green presents staff report and recommendation that the "staff does not object to the issuance of a variance with the three conditions as stated in staff report." Chairman Feigum asks the applicant for any additional comments. Applicants have no comments. Chairman Feigum opens to the public asking if there is anyone speaking for this variance. None noted. Chairman Feigum asks if there is anyone speaking against this variance. None noted. Chairman Feigum closes the public hearing. Comments from the site team indicate that they have no objections or concerns. Chairman Feigum seeks a motion. Jergenson states "based upon the Findings of Fact as presented in the staff report and as gathered this evening, I move to approve of the variance request for the lowest floor elevation to be lower than the minimum floor elevation specified in the land use ordinance provided that the conditions as identified in the staff report are maintained." Henke seconded. Motion carried with no dissenting votes noted.

Variance-Jonathan Buysse

Chairman Feigum introduces the item. Applicants Jonathan Buysse and Dennis Buysse are present. Director Green presents staff report and recommendation that the "staff does not object to the issuance of a variance with the four conditions as listed in staff report." Chairman Feigum asks for any additional comments from the applicants. Applicants have no comments. Chairman Feigum opens to the public asking if there is anyone speaking for this variance. None noted. Chairman Feigum asks if there is anyone speaking against this variance. None noted. Chairman Feigum closes the public hearing. Comments from the site team indicate that they have no objections or concerns. Chairman Feigum seeks a motion. Henke states "based upon the Findings of Fact as presented in the staff report, I move to approve of the variance request to construct a new home, with the lowest floor elevation to

be lower than the minimum floor elevation specified in the land use ordinance, within the shore impact zone provided that the conditions as identified in the staff report are complied with." Halls seconded. Motion carried with no dissenting votes noted.

Variance-Dale Craig

Chairman Feigum introduces the item. Applicant Dale Craig is present. Director Green presents staff report and recommendation that the "staff does not object to the issuance of a variance provided that the owner agrees to file the Agriculture Zone (Right to Farm) Acknowledgement form with the Land & Resource Management office." Chairman Feigum asks for any additional comments from the applicant. Applicant has no additional comments. Chairman Feigum opens to the public asking if there is anyone speaking in favor of this variance. None noted. Chairman Feigum asks if there is anyone opposed to this variance. Kurt Blair states "My concern is I apply manure less than a few hundred feet from where a proposal is to put a house. I do not want to be told that I cannot continue to do this." Joyce Blair states "at some point and time the property I own will go back to the farm, can I be able to put cattle at my location?" Director Green states "the location of feedlots will be controlled by setbacks. Your cows will be allowed to graze." Dale Craig states "we farm and have cattle also, so in reference to the application of manure, I think it doesn't apply." Chairman Feigum closes the public hearing. Comments from the site team is that "it looks like a suitable sight." Chairman Feigum seeks a motion. Jergenson states "based upon the Findings of Fact as presented in the staff report and gathered this evening, I move to approve of the variance request to locate a nonfarm residence in an Agricultural Protection Zone." Henke seconded. Motion carried with no dissenting votes noted.

Variance-Gary & Wendy St Aubin

Chairman Feigum introduces the item. Applicant Gary St Aubin is present. Director Green presents staff report and recommendation that the "staff does not object to the issuance of a variance provided the three conditions as stated in staff report are met." Chairman Feigum asks for any additional comments from the applicant. Applicant has no additional comments. Chairman Feigum opens to the public asking if there is anyone speaking in favor of this variance. None noted. Chairman Feigum asks if there is anyone speaking against this variance. None noted. Chairman Feigum closes the public hearing. Comments from the site team indicate that they have no objections or concerns. Chairman Feigum seeks a motion. Halls states "based upon the Findings of Fact as presented in the staff report, I move to approve of the variance request to exceed the impervious surface standard provided that the conditions as identified in the staff report are complied with." Jergenson seconded. Motion carried with no dissenting votes noted.

Variance-Gene & Carnita Allex

Chairman Feigum introduces the item. Applicants Gene and Carnita Allex are present. Director Green presents staff report and recommendation that the "staff does not object to the issuance of a variance in this case. It improves their situation." Chairman Feigum asks for any additional comments from the applicants. The applicants have no comments. Chairman Feigum opens to the public asking if there is anyone speaking for this variance. None noted. Chairman Feigum asks if there is anyone speaking against this variance. None noted. Chairman Feigum closes the public hearing. Comments from the

site team is that "they have no objections or concerns." Chairman Feigum seeks a motion. Jergenson states "based upon the Findings of Fact as presented in the staff report and gathered this evening, I move to approve of the variance request to locate residential structure and garage at approximately 37 feet from the right of way and 5 feet from the side lot line. Henke seconded. Motion carried with no dissenting votes noted.

Tabled/Old Business

There was no tabled or old business.

Adjournment 6:48 p.m. Motion by Halls to adjourn the Board of Adjustment meeting. Motion seconded by Jergenson. Motion carried with no dissenting votes noted.

Respectfully submitted,

Shelley Cameron/Sr. Administrative Associate
Pope County Land & Resource Management