

Morrison County Board of Adjustment
Morrison County Government Center Board Room

Minutes

February 15, 2022

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 and Shannon Wettstein

County Commissioners: Mike LeMieur

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

Other Members: None

Pledge of Allegiance

1. Bryan & Hilary Burns – 31595 Lowry Circle; Cushing, MN 56443 – Application for a Variance to allow for a septic to be within the road right of way; located in Lot 16 of L-Wood Acres, Section 28, Township 132, Range 31, Scandia Valley Township.

Bryan & Hilary Burns were present.

Amy Kowalzek entered into record section 1301.34 of the Morrison County Land Use Ordinance, plat map with the parcel location, variance application, background information questions, site plan, two aerial photos, five (5) site photos, staff report, board of adjustment findings from the previous variance in 2020, site plan of septic location, aerial photo showing 12 feet from the edge of the road and a Letter from Scandia Valley Township allowing the septic to be within the right of way of the road. There were 125 notices sent to neighboring property owners. There was one comment received prior to the hearing in objection to the request. Amy entered the finding of fact and decision questions.

Byran Burns stated this has been a learning process. The plan has been the same since the beginning. Possibly just some misunderstanding in what we were asking for. The Township encouraged us to move the septic system from the lake side to the road side.

Dave Stish stated he did view the property for the first variance. I would say the Board thought that the septic fit into the area the first time. Hilary Burns stated they did not know the septic would need a variance at that time.

Marvin Trettel stated that the first time the variance was granted because of the amount of impervious surface that was going to be removed. Bryan Burns stated they are still working on getting into compliance on the impervious surface. We have removed some but not all the impervious surface. Before the new construction all the run off would go across the road. Now with the septic and green space it will not run that way or not as much.

Dave Stish asked if the wetland is well vegetated. Bryan Burns stated it is. Dave other plans to slow down the water. Bryan stated they will add gutters and the runoff will run into rain garden or some other catch area.

Dave Stish stated that the tanks will meet the setbacks. The drainfield is what will not meet setbacks. Dave asked if they could get by with holding tanks. Bryan Burns stated the desired system would be a full treating system to make it more usable and better for year-round. Dave stated that the alternative system would be holding tanks.

Clint Kathrein stated for the most part at the viewing it looked like the impervious surface has been removed. It does make more sense to get the tanks away from the lake.

Brent Lindgren asked if the existing tanks are capped. Bryan Burns stated they are. Brent what will happen to the existing tanks. Bryan stated he believes they will remain capped. They were pumped before they were capped. Amy Kowalzek stated the tanks will most likely be collapsed.

Marvin Trettel stated it would be better for erosion if the tanks can be just left in place. Amy Kowalzek stated the MN State Rules just need to be followed to abandon a septic.

Dave Brutscher stated this application is just to put a septic mound within the setback to the road and road right of way. Possibly taking the discussion too far for the request.

Audience Comment: None

Dave Stish stated himself and Marvin Trettel stated they have viewed the property back in August of 2020. Dave Brutscher, Clint Kathrein, Brent Lindgren and Sharon Peterson viewed the property on February 11th, 2022.

The voting sheets were polled.

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

The public hearing was closed at 6:59 p.m.

A motion was made by Dave Stish to approve the January 25, 2022 minutes. The motion was seconded by Clint Kathrein. The vote was all in favor.

Correspondence - None

New business – No March 1st meeting.

Old business – None

A motion was made by Clint Kathrein to adjourn the meeting. The motion was seconded by Dave Stish. The vote was all in favor.

With no further business at hand, the hearing was closed at 7:02 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 Kathrein
Morrison County Board of Adjustment