

# COUNTY OF BECKER

# Planning and Zoning

915 Lake Ave, Detroit Lakes, MN 56501 Phone: 218-846-7314

#### BOARD OF ADJUSTMENT NOTICE OF PUBLIC HEARING

\*\*HEARING DATE AND LOCATION\*\*

July 18, 2024 @ 6:00 P.M.

\*\*Commissioner's Room - Becker County Courthouse\*\*

APPLICANT: Hanson Properties of Shoreham

1462 East Shore Dr

Detroit Lakes, MN 56501

Project Location: 24110 Co Hwy 22

Detroit Lakes, MN 56501

APPLICATION AND DESCRIPTION OF PROJECT: Request a variance to 1) rebuild a dwelling to be located twenty (20) feet from the Ordinary High-Water (OHW) mark deviating from the required setback of one hundred (100) feet from a Tributary, 2) construct a deck onto a dwelling to be located twenty (20) feet from the OHW deviating from the required setback of one hundred (100) feet from a tributary and to be located seventy-two (72) feet from the OHW deviating from the required setback of seventy-five (75) feet on a General Development Lake, 3) construct a deck onto a dwelling to be located twenty (20) feet from the OHW deviating from the required setback of one hundred (100) feet from a Tributary, 4) be at thirty-seven (37) percent impervious surface coverage deviating from the allowable impervious surface coverage of twenty-five (25) percent within the shoreland district all due to setback issues.

LEGAL LAND DESCRIPTION: Tax ID Numbers: 19.1869.000 & 19.1870.000 Section 20 Township 138 Range 041; Wests add - Shoreham Block A Lot 1 Ex Nely 235' & Wests Add - Shoreham Block A A 95' strip lying 140' W of SLY Line of Lot

**Replies/Comments:** Interested parties are invited to submit to the Becker County Department of Planning and Zoning written facts, arguments, or objectives before the scheduled date of the hearing. There statements should bear upon the suitability of the location and the adequacy of the project and should suggest any appropriate changes believed to be desirable. Replies may be addressed to:

PLANNING AND ZONING DEPARTMENT 915 Lake Avenue Detroit Lakes, MN 56501

EMAIL: susan.rockwell@co.becker.mn.us

To view all application information on this project please visit:

https://www.co.becker.mn.us/government/meetings/planning zoning/board adjustments/

If you have questions about the Project, feel free to call 218-846-7314

Jurisdiction: This Project comes under the Regulatory Jurisdiction of the Becker County Zoning Laws.

**Regulatory Authority:** this application will be reviewed according to the provisions of the Becker County Zoning Ordinance. The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity. That decision will reflect the concern for both protection and utilization of important resources. All factors, which may be relevant to the proposal, will be considered including the cumulative effects: Land Use, Shoreline Protection, Water Supply and Conservation, Safety, Economics, and in general, the needs and welfare of the people.

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# Variance Application Review **Permit # 377 Property and Owner Review** Parcel Number(s): 191870000 191869000 Owner: HANSON PROPERTIES OF SHOREHAM Township-S/T/R: LAKE VIEW-20/138/041 Mailing Address: Site Address: 24110 CO HWY 22 Detroit Lakes, MN 1462 East Shore Dr Detroit Lakes, MN 56501 56501 Lot Recording Date: Prior to 1971 Original Permit Nbr: N/A Legal Descr: WESTS ADD - SHOREHAM|BLOCK A A 95' STRIP LYING 140' W OF SLY LINE OF LOT 1 Variance Details Review Variance Request Reason(s): If 'Other', description: Setback Issues Alteration to non-conforming structure Lot size not in compliance Topographical Issues (slopes, bluffs, wetlands) Other Description of Variance Request: Request a variance to 1) rebuild a dwelling to be located twenty (20) feet from the Ordinary High-Water (OHW) mark deviating from the required setback of one hundred (100) feet from a Tributary, 2) construct a deck onto a dwelling to be located twenty (20) feet from the OHW deviating from the required setback of one hundred (100) feet from a tributary and to be located seventy-two (72) feet from the OHW deviating from the required setback of seventy-five (75) feet on a General Development Lake, 3) construct a deck onto a dwelling to be located twenty (20) feet from the OHW deviating from the required setback of one hundred (100) feet from a Tributary, 4) be at thirty-seven (37) percent impervious surface coverage deviating from the allowable impervious surface coverage of twenty-five (25) percent within the shoreland district all due to setback issues. The property currently consists of a restaurant and three other small houses. Two of these houses were

The property currently consists of a restaurant and three other small houses. Two of these houses were remodeled this past year. The third house [the one in question] is old and beyond repair; it was constructed in 1916. It currently sits on an impervious pad, approximately 44'6" x 28'4", for a total square footage area of 1,261 SF. The house has two insets that give it somewhat of the shape of the letter "H." The conditioned living area of the house totals 1,006 SF. This variance request is to build a similar house on the same footprint as the rectangular 44'6" x 28'4" pad. The total impervious surface area does not change; the total conditioned living area would also be 1,261 SF because the house would now be rectangular.

This house is approximately 12' from the Pelican River. We would like to move the new house eight (8) feet straight east so the new structure would be approximately 20' from the river; this would not change the distance of the lake setback.

The construction design goal of this new house is to make it similar to what a house on the property would have looked like in 1911.

This project would commence after Labor Day 2024.

OHW Setback: 20'	Side Lot Line Setback: 10+
Rear Setback (non-lake): N/A	Bluff Setback: N/A

Road Setback: 135	Road Type: County
Existing Imp. Surface Coverage: 1261	Proposed Imp. Surface Coverage: 1261 No change to the overall impervious surface area of this house area, or to the overall lot.
Existing Structure Sq Ft: 1006	Proposed Structure Sq Ft: 1261; 352; 36
Existing Structure Height: 13	Proposed Structure Height: 17 This is the same height as the other two small houses on the property and would blend in well with these other structures
Existing Basement Sq Ft: <b>No</b>	Proposed Basement Sq Ft: No
Change to roofline? <b>Yes</b>	Change to main structural framework? Yes

#### Other Questions Review

1. Is the variance in harmony with the purposes and intent of the ordinance? Yes

Explain: MN State Statute allows a property owner to rebuild a non-conforming structure with the same footprint in the same location. We are proposing two requests. 1) to correct the odd "H" shape of the building to a more normal rectangular shape, and 2) to move the building eight (8) additional feet from the river, which is a positive environment point.

2. Is the Variance consistent with the Becker County Comprehensive Plan? Yes

Explain: The County's Comprehensive Plan states that one of its policies is to support locally-owned commercial businesses and encourage businesses that provide services for a diversity of household types. The Hotel Shoreham has been in business for over a century providing services and economic value in the County.

3. Does the proposal put the property to use in a reasonable manner? Yes

Explain: The small houses on this property have been used to provide employee houses for employees of the Hotel Shoreham. Affordable housing in the county has always been an issue, and the Hotel Shoreham uses this property to provide housing options for employees. These are not houses rented out to the public, nor are there any plans to change that.

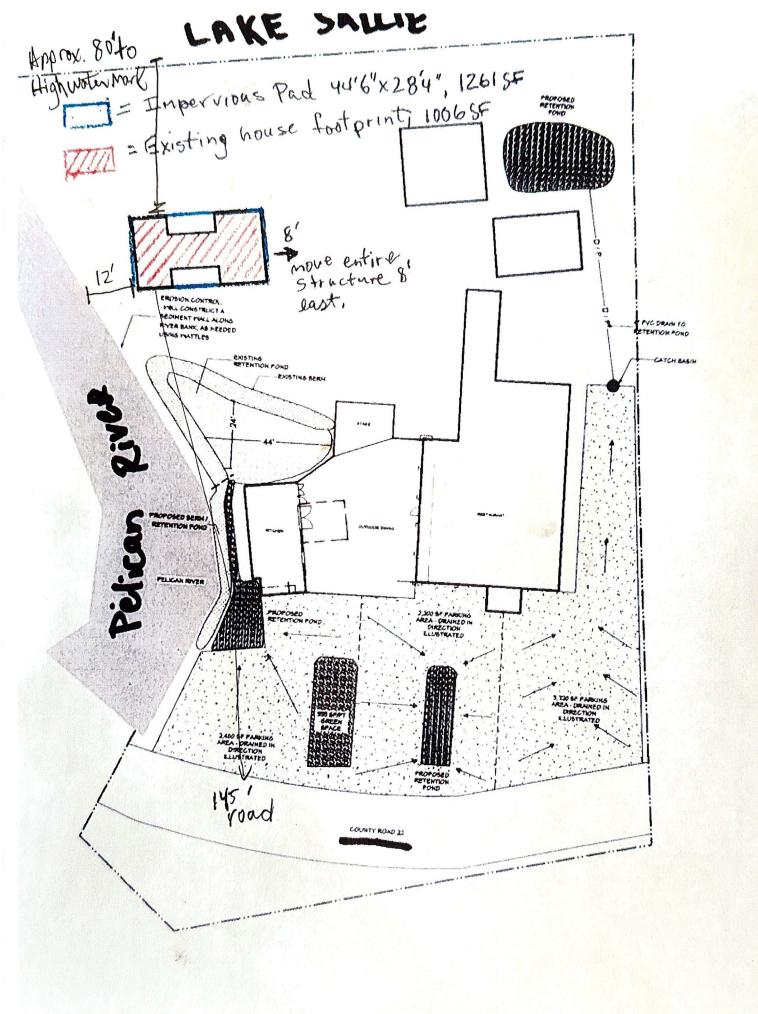
4. Are there circumstances unique to the property? Yes

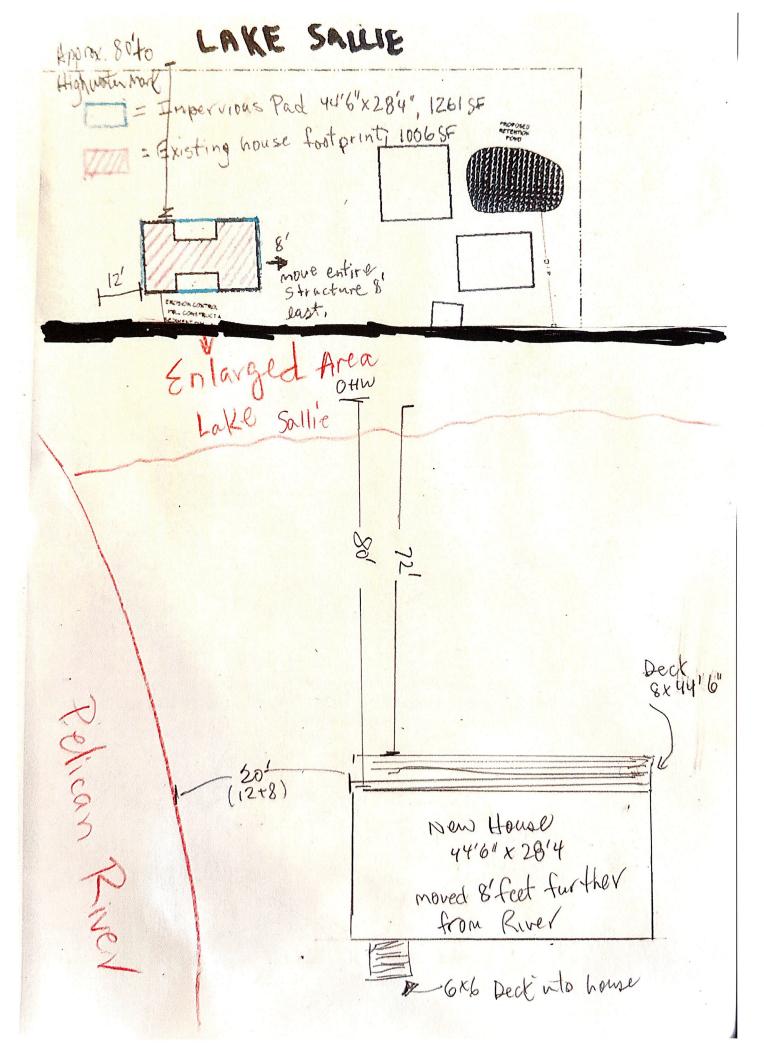
Explain: As mentioned, the Hotel Shoreham has existed for over a century. It truly is a historical landmark in Becker County that has provided services to locals and tourist families for generations. The goal is to preserve the property's historical significance.

5. Will the variance maintain the essential character of the locality? Yes

Explain: The design of this house will recreate the area's look from over 100 years ago. The goal is to perverse the historical look and appeal that Shoreham Village has provided for decades. This project will improve the area, the Pelican River, and Lake Salle.

Hotel Shoreham has already spoken with the Pelican River Watershed District [PRWD ]about landscaping, removing trees, and replacing trees to improve the property. A permit will be obtained from PRWD before the project begins.







an "AS-IS" basis, without
warranty of any type,
expressed or implied, including
but not limited to any warranty
as to their performance,
merchantability, or fitness for
any particular purpose.

Date: 6/25/2024

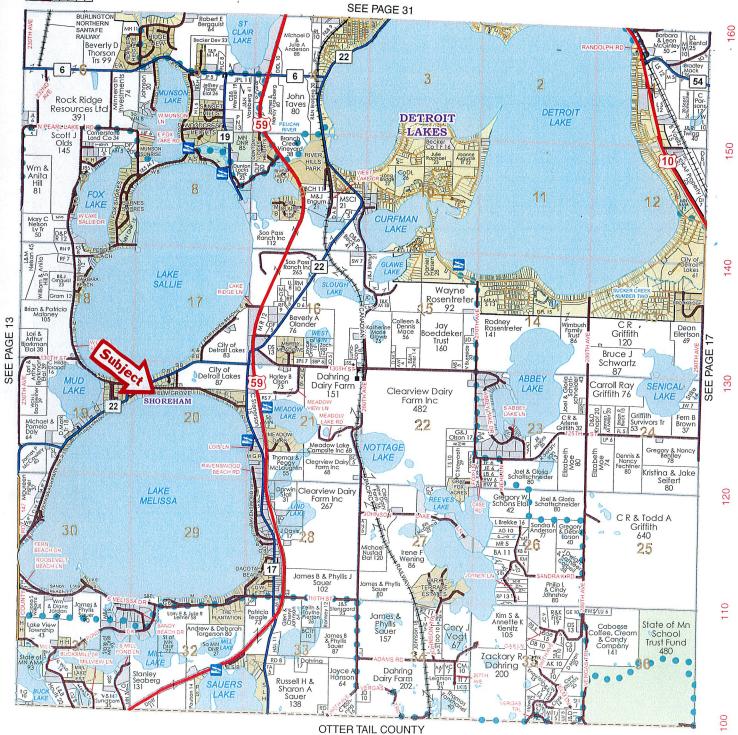




Lake View

# Township 138N - Range 41W

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# CKER COUNTY

## COUNTY OF BECKER

# Planning and Zoning

915 Lake Ave, Detroit Lakes, MN 56501 Phone: 218-846-7314

#### BOARD OF ADJUSTMENT NOTICE OF PUBLIC HEARING

\*\*HEARING DATE AND LOCATION\*\*
August 8<sup>th</sup>, 2024 @ 6:00 P.M.

\*\*Commissioner's Room – Becker County Courthouse\*\*

**APPLICANT:** Sarah A Merwin Et Al

10313 Carolina Hills Ave Las Vegas, NV 89144 **Project Location:** 

TBD S Lake Eunice Rd Detroit Lakes, MN 56501

**APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct a detached garage to be located sixty-five (65) feet from the tributary deviating from the required setback of one hundred (100) feet due to topographical issues.

**LEGAL LAND DESCRIPTION: Tax ID Number:** 17.0297.004 **Legal Land Description:** Section 26 Township 138 Range 042: 26-138-42 PT GOVT LOT 3. PT NE1/4 SW1/4, PT SE1/4 SW1/4: COMM NE COR LOT 16 HANUSCH 1ST, ELY 953.07' TO CTR LN RD, SW 459.03', S 150.24', SE 9.79', SLY 51.76' TO POB; SLY 163.55', S 247.33', SLY 209.05', SW 11.53', E 231.35', S 674.05', E 29.1' TO CTR RD, NLY 710.52 AL CTR RD, E 97.39', N 594.97', W 552.32' TO POB (TRACTC-2). LESS 4.5AC (17-297-5, PT 17-713). TRACT C.

**Replies/Comments:** Interested parties are invited to submit to the Becker County Department of Planning and Zoning written facts, arguments, or objectives before the scheduled date of the hearing. The statements should bear upon the suitability of the location and the adequacy of the project and should suggest any appropriate changes believed to be desirable. Replies may be addressed to:

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EMAIL: susan.rockwell@co.becker.mn.us

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Jurisdiction: This Project comes under the Regulatory Jurisdiction of the Becker County Zoning Laws.

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# **Variance Application Review**

**Permit # 379** 

S/T/R: LAKE EUNICE-26/138/042
ess: TBD S Lake Eunice Rd Detroit Lakes, MN
ding Date: <b>After 1992</b>
ermit Nbr: SITE2024-3102

Legal Descr: 26-138-42 PT GOVT LOT 3. PT NE1/4 SW1/4, PT SE1/4 SW1/4: COMM NE COR LOT 16 HANUSCH 1ST, ELY 953.07' TO CTR LN RD, SW 459.03', S 150.24', SE 9.79', SLY 51.76' TO POB; SLY 163.55', S 247.33', SLY 209.05', SW 11.53', E 231.35', S 674.05', E 29.1' TO CTR RD, NLY 710.52 AL CTR RD, E 97.39', N 594.97', W 552.32' TO POB (TRACTC-2). LESS 4.5AC (17-297-5, PT 17-713). TRACT C.

### Variance Details Review

Variance Request Reason(s):	If 'Other', description:
Setback Issues	
Alteration to non-conforming structure	
Lot size not in compliance	
Topographical Issues (slopes, bluffs, wetlands)	
Other	,

Description of Variance Request: Request a variance to construct a detached garage to be located sixty-five (65) feet from the tributary deviating from the required setback of one-hundred (100) feet due to topographical issues.

There is an existing dilapidated single stall garage to be removed. This will be the only garage/building for the house.

OHW Setback: request 65 feet from tributary that runs through wetland (wetland not on PWI map)	Side Lot Line Setback:
Rear Setback (non-lake):	Bluff Setback:
Road Setback:	Road Type:
Existing Imp. Surface Coverage: Less than 1%	Proposed Imp. Surface Coverage: Less than 1%
Existing Structure Sq Ft: 240	Proposed Structure Sq Ft: 1200
Existing Structure Height: 18	Proposed Structure Height: 20
Existing Basement Sq Ft: n/a	Proposed Basement Sq Ft: <b>n/a</b>
Change to roofline? N/A	Change to main structural framework? Yes

#### Other Questions Review

- 1. Is the variance in harmony with the purposes and intent of the ordinance? **Yes**
- Explain: I've moved the proposed location as far from the creek as possible. The garage will not have any water or septic and will only be used to park vehicles and store items related to the house. The buildable site is surrounded by wetland (not classified on the PWI map).
- 2. Is the Variance consistent with the Becker County Comprehensive Plan? Yes

Explain: This will be the only structure on this parcel and will serve as a garage for the house across the

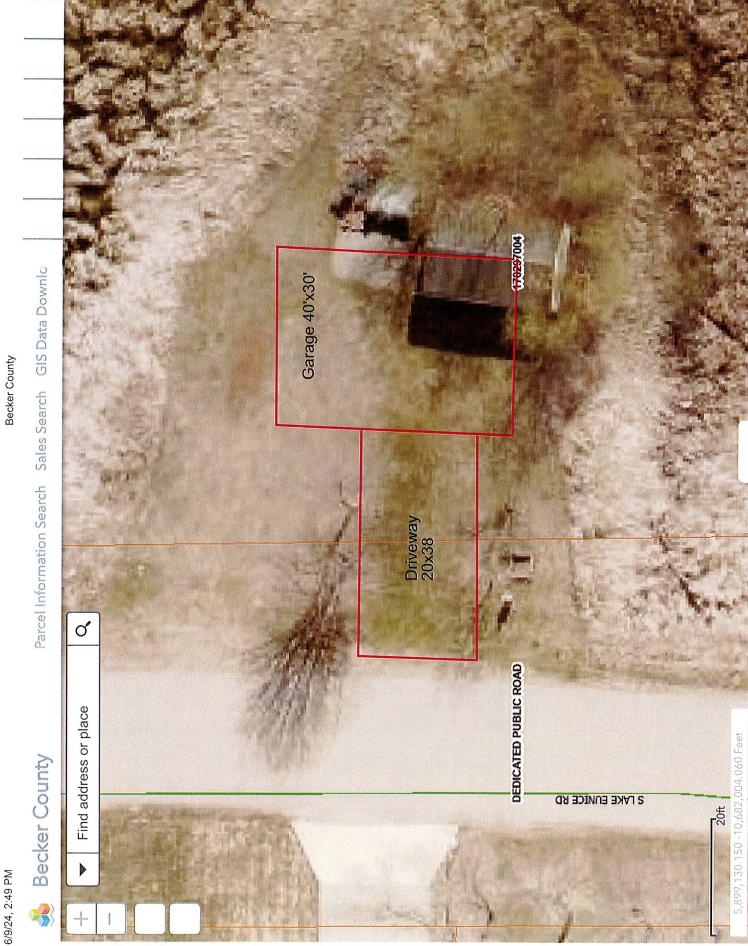
#### street.

- 3. Does the proposal put the property to use in a reasonable manner? Yes
- Explain: The proposed garage is not abnormally large, will have little to no impact on the tributary. This is a level parcel. Water will be contained to the buildable location and not allowed to reach the tributary 65 ft away.
- 4. Are there circumstances unique to the property? Yes

Explain: the location is surrounded on three sides by private wetland (not PWI) and the road. This is the only location suitable to construct the only garage for our home across the street.

5. Will the variance maintain the essential character of the locality? Yes

Explain: Style of building will blend in with the neighborhood. I am saving the surrounding trees and not disturbing any other land or existing hard/soft scapes.



1/1

https://gis-server.co.becker.mn.us/link/wab/index.html

# Merwin Garage 11434 South Lake Eunice Rd **Detroit Lakes, MN**

The following specifications and option information is provided for bidding purposes and for establishing contract allowances. All final material and color selections will be made from approved samples.

#### **Demolition**

Tear down existing garage, including structure, floor and footings. Remove all garbage & debris from site and dispose of at local landfill.

#### **Excavation & Sitework**

Build up pad with Class 5 dirt for 12" base. Pad to be 30'x40' to accommodate new garage size.

Bore 150' from pedestal at current meter location under the road to the front corner of the new garage location. Run 2 1/2' duct for new power wire.

Option price – Run 150' of  $\frac{1}{2}$ " pipe for future use (from pedestal under the road to the new garage location)

Option price - Excavate for new footings & 4' foundation walls to support new garage, including backfill & taper grade to match existing (1,200 sf building as per plan)

#### Concrete

Driveway:

Not included in base bid

Approach:

Not included in base bid

Sidewalks:

Not included in base bid

Concrete Floor:

16"x16" thickened edge, 4" concrete floor with #4 rebar 24" o.c. & 4" of fill sand

Garage Foundation: Option Price - 8" x 4' 3,000 psi walls reinforced per code

Footings:

Option Price - 20" x10" footings, 3000psi concrete reinforced per code

Floor drains:

Not included in base bid

Porch:

(4) 12" diameter x 4' sonotube,

if option is taken for foundation walls, porch will have poured foundation wall.

\*Increases in wall and/or footing sizes due to soil conditions are not included in the base bid.

#### **Masonry**

Not included in base bid

#### Wood

Framing:

Exterior Walls: 2x6 studs at 16" o.c. with double top plate; plate heights per plan

Pressure-treated lumber at all exposed locations and where in contact with concrete

Interior walls: no interior walls, as per plan

Headers and Beams: To be sized by material supplier

Roof structure: Manufactured roof trusses at 24" o.c. Ceiling height is 9'

Ceiling Vault:

Option Price – Vault Ceiling to follow Roof Line

Sheathing:

7/16" O.S.B.

Housewrap:

Tyvek housewrap entire exterior of garage

Interior Trim:

Casing:

Not included in base bid

Base:

Not included in base bid

#### **Thermal and Moisture Protection**

Waterproofing: 6 mil poly under slab & 4mil poly at exterior walls and ceilings

Insulation:

2" rigid foam insulation under floor slab

Spray foam around all windows and doors

Option Price - 2" rigid foam under floor slab

Option Price - 2"rigid foam at Foundation Walls & Footings

Shingles:

25 year architectural shingle - CertainTeed "Landmark"

Provide ice and water membrane at all heated roof edges per code

Siding:

Vinyl lap horizontal siding at body of garage, shake accent in front and rear gables. Builder will use

same products and same color pallet as the existing house.

Gutters:

Painted aluminum with downspouts 'White" finish to match existing house

Soffits:

Vented & solid aluminum soffits as per plan, "White" finish to match existing house

Window wrap: 3 1/2" window wraps "White" finish to match existing house

#### **Doors and Windows**

Garage Doors: (2) 2" Overhead insulated doors, (1) 18'x8' & (1) 8'x8' with openers. Glass accent across the top of

both doors, panel style to be selected from approved samples. Doors to be "White" in color, (1)

keypad included, location of key pad TBD.

Exterior Door: (1) 3-0 entry door with 1/4 lite kit, style to be selected from approved samples. Door to be painted finish

to be selected from approved samples

Windows:

Vector Vinyl casement & transom windows "White" with LoE glass, size and location per plan

Hardware:

Exterior door hardware to be selected from approved samples and per contract allowance

#### **Porch**

Poured concrete porch as per plan, broom finish in standard concrete color. (4) Cedar wood columns to match existing house in stained finish, exact locations of columns TBD.

#### **Finishes**

Garage to be unfinished on the inside, no finishes are included in the base bid.

#### **Specialties**

Shelving: Option Price - Shelving Materials and labor per contract allowance

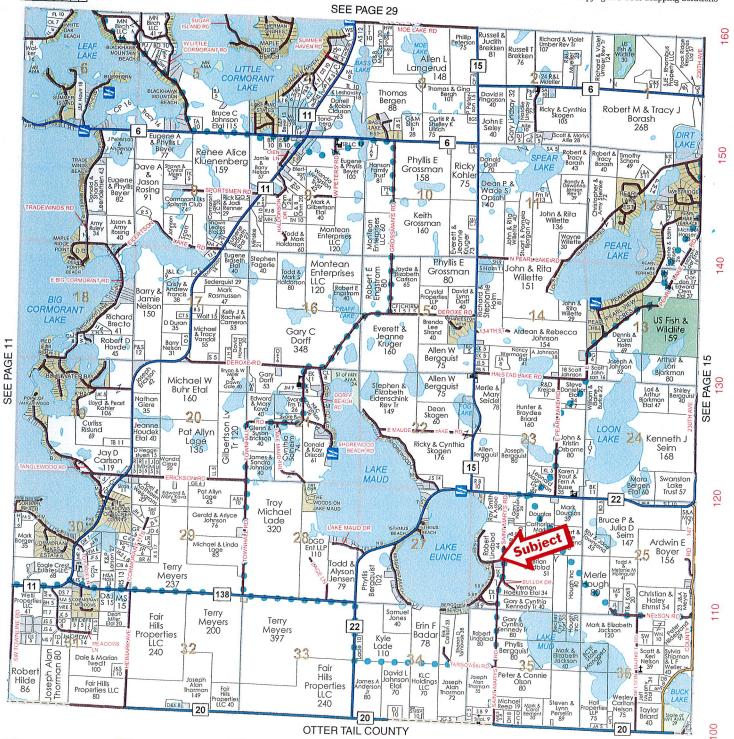




# Lake Eunice

# Township 138N - Range 42W

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# CKER COUNTY

## COUNTY OF BECKER

# Planning and Zoning

915 Lake Ave, Detroit Lakes, MN 56501 Phone: 218-846-7314

#### BOARD OF ADJUSTMENT NOTICE OF PUBLIC HEARING

\*\*HEARING DATE AND LOCATION\*\*
August 8<sup>th</sup>, 2024 @ 6:00 P.M.

\*\*Commissioner's Room - Becker County Courthouse\*\*

**APPLICANT:** Stewart Vacation Holdings LLC

154 Woodcrest Dr N Fargo, ND 58102 Project Location: 20688 Co Hwy 29

Rochert, MN 56578

**APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct a dwelling seventy-five (75) feet from the Ordinary-High Water (OHW) mark, deviating from the required setback of one hundred (100) feet on a Recreational Development Lake due to setback issues.

LEGAL LAND DESCRIPTION: Tax ID Number: 10.0209.000 Legal Land Description: Section 12 Township 139 Range 040: PT GOVT LOT 4: COMM AT MOST ELY COR LOT 12 DUDLEY BCH, E 14', NE 91.60' AL RD TO POB; ELY 41.11' TO CTR LN CSAH #29, NELY 159.92' AL CTR OF HWY, NWLY 246.34' TO COTTON LK, SWLY AL LK 142.83', SE 124.90', SE 34.10', SELY 83.23' TO POB REF: 10.0210.000 IN 2007, Cotton Lake.

**Replies/Comments:** Interested parties are invited to submit to the Becker County Department of Planning and Zoning written facts, arguments, or objectives before the scheduled date of the hearing. The statements should bear upon the suitability of the location and the adequacy of the project and should suggest any appropriate changes believed to be desirable. Replies may be addressed to:

### PLANNING AND ZONING DEPARTMENT 915 Lake Avenue Detroit Lakes, MN 56501

EMAIL: susan.rockwell@co.becker.mn.us

## To view all application information on this project please visit:

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If you have questions about the Project, feel free to call 218-846-7314.

**Jurisdiction:** This Project comes under the Regulatory Jurisdiction of the Becker County Zoning Laws. **Regulatory Authority:** this application will be reviewed according to the provisions of the Becker County Zoning Ordinance. The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity. That decision will reflect the concern for both protection and utilization of important resources. All factors which may be relevant to the proposal will be considered including the cumulative effects: Land Use, Shoreline Protection, Water Supply and Conservation, Safety, Economics, and in general, the needs and welfare of the people.

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# Variance Application Review

**Permit # 380** 

Property and Owner Review	
Parcel Number(s): <b>100209000</b>	
Owner: STEWART VACATION HOLDINGS LLC	Township-S/T/R: <b>ERIE-12/139/040</b>
Mailing Address: 154 WOODCREST DR N FARGO ND 58102	Site Address: 20688 CO HWY 29 ROCHERT MN 56578
	Lot Recording Date: After 1992
	Original Permit Nbr: .9

Legal Descr: PT GOVT LOT 4: COMM AT MOST ELY COR LOT 12 DUDLEY BCH, E 14', NE 91.60' AL RD TO POB; ELY 41.11' TO CTR LN CSAH #29, NELY 159.92' AL CTR OF HWY, NWLY 246.34' TO COTTON LK, SWLY AL LK 142.83', SE 124.90', SE 34.10', SELY 83.23' TO POB REF: 10.0210.000 IN 2007

#### Variance Details Review

Variance Request Reason(s):	If 'Other', description:
Setback Issues	
Alteration to non-conforming structure	
Lot size not in compliance	
Topographical Issues (slopes, bluffs, wetlands)	
Other	
Description of Variance Request: Request a variance to c	onstruct a dwelling at 75' from the OHW.
OHW Setback: <b>75</b>	Side Lot Line Setback: 10
Rear Setback (non-lake):	Bluff Setback:
Road Setback: <b>45</b>	Road Type: County
Existing Imp. Surface Coverage: 10.35	Proposed Imp. Surface Coverage: 18.51
Existing Structure Sa Ft: 1916	Proposed Structure Sq Ft: 3504

Proposed Structure Height: 14

Proposed Basement Sq Ft: no

Change to main structural framework? N/A

#### Other Questions Review

Existing Structure Sq Ft: 1916

Existing Structure Height: 14

Existing Basement Sq Ft: no

Change to roofline? N/A

- 1. Is the variance in harmony with the purposes and intent of the ordinance? Yes Explain: The current property has 5 dwelling units, some with non-conforming setbacks. This request will reduce the number of dwelling units from 5 to 1.
- 2. Is the Variance consistent with the Becker County Comprehensive Plan? Yes Explain: Yes, impervious surface is relatively low in comparison to other lots and the septic system will be updated. The request is located on a recreational development lake with many non-conforming lots.
- 3. Does the proposal put the property to use in a reasonable manner? Yes Explain: Yes, the property use will not be changed.
- 4. Are there circumstances unique to the property? Yes Explain: Yes, the lot is substandard in size.
- 5. Will the variance maintain the essential character of the locality? Yes

Explain: Yes, the structure will be used for residential purposes and will be similar or of average in size to neighborhood dwellings.

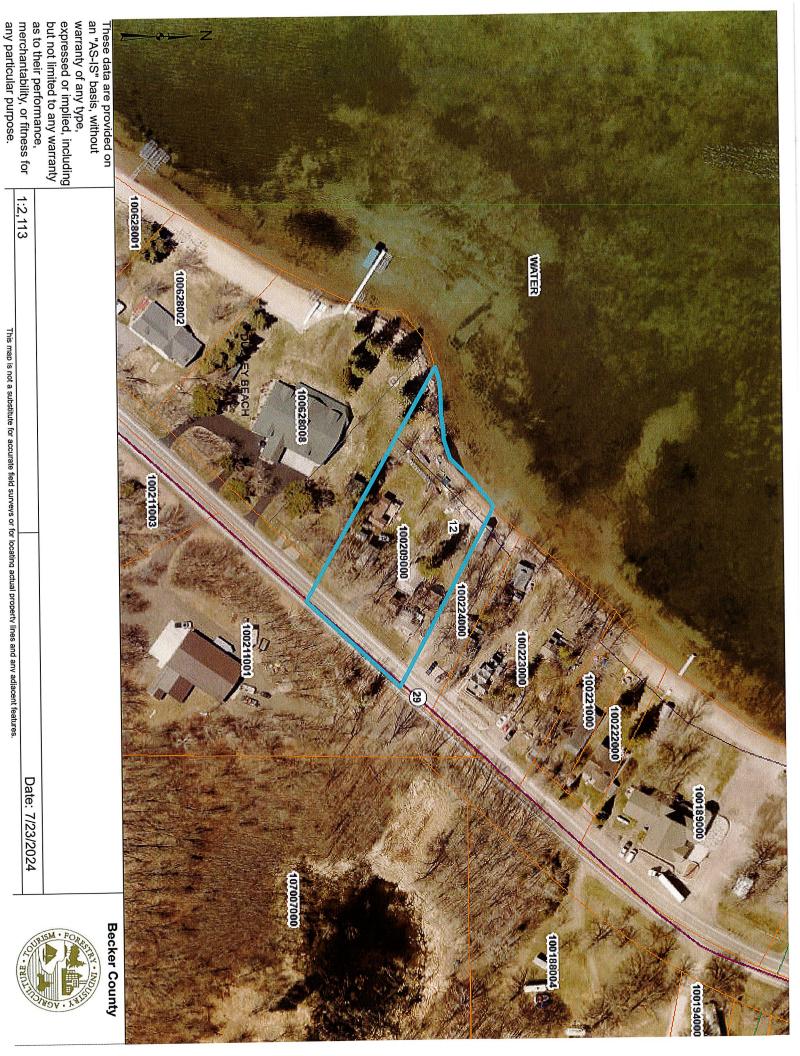
Coxxon (x/c Proposed Sever Location Pax. 50, 5, 361 House 30'x 40, A. Garage Drive area 60 59



This map is not a substitute for accurate field surveys or for locating actual property lines and any adjacent features.

Date: 7/24/2024

as to their performance, merchantability, or fitness for any particular purpose.





Erie

# Township 139N - Range 40W

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