

# **COUNTY OF BECKER**

# Planning and Zoning

915 Lake Ave, Detroit Lakes, MN 56501 Phone: 218-846-7314 ~ Fax: 218-846-7266

# Becker County Planning Commission Meeting MONDAY August 8th, 2016 ~ 7:00 P.M. ~ Tentative Agenda ~

# I. Roll Call of Members

Minutes Approval for the July 12th, 2016 Meeting.

- **II.** Old Business: **\*\***Tabled from the April hearing.
  - APPLICANT: Verizon Wireless on Becker County tax forfeited property Lessee: SBA Communications Corp Project Location: (N of) E Bad Medicine Lk Rd Property: 127024000 APPLICATION AND DESCRIPTION OF PROJECT: Request a Conditional Use Permit for a 310' communication tower to include fence, equipment platform with cabinets, transformer and equipment for essential services. The proposal is on a leased area of 100'x100' on tax-forfeited property.

# III. New Business:

- 1. APPLICANT: Robert & Virginia Briard Project Location: 38501 Co Hwy 56 Property: 150213000 APPLICATION AND DESCRIPTION OF PROJECT: Request a Conditional Use Permit to put a third dwelling on a 397.15 acre parcel to be occupied by a grandson who is engaged in the day to day farming operations.
- 2. APPLICANT: Justin Aschnewitz Project Location: 39600 State Highway 87 AND 40545 State Hwy 87 Property: 290146000 and 290149001 APPLICATION AND DESCRIPTION OF PROJECT: Request an After the Fact Conditional Use Permit for sawmilling of logs, building of pallets, sale of firewood and processing of firewood in an Agricultural Zone. \*\*This constitutes Industrial use of land or buildings for production, manufacturing, warehousing, storage and transfer of goods. Includes retail sales of manufactured or warehoused products.

# V. Other Business

- 1) Tentative Date for Informational Meeting:
  - Wednesday, September 7th, 2016; 8:00 am; Zoning Office
- 2) Other Business
- VI. Adjournment



# **COUNTY OF BECKER**

# Planning and Zoning

915 Lake Ave, Detroit Lakes, MN 56501 Phone: 218-846-7314 ~ Fax: 218-846-7266

## PLANNING COMMISSION NOTICE OF PUBLIC HEARING **\*\*RENOTIFICATION- THIS IS A TABLED APPLICATION FROM APRIL 12, 2016**

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

August 08, 2016 @7:00 PM

3<sup>rd</sup> Floor Jury Assembly Room New Addition-Becker County Courthouse

Detroit Lakes, MN. 56502

Project Location: (N) E Bad Medicine Lk Rd

**APPLICANT:** Verizon Wireless on Becker County tax forfeited property Lessee: SBA Communications Corp 8051 Congress Ave Boca Raton, FL 33487

### APPLICATION AND DESCRIPTION OF PROJECT:

Request a Conditional Use Permit for a 310' communication tower to include fence, equipment platform with cabinets, transformer and equipment for essential services. The proposal is on a leased area of 100'x100' on tax-forfeited property.

LEGAL LAND DESCRIPTION: 127024000 Forest Township SW1/4 NW1/4 EX 4.17 AC FOR HWY, Section 03, TWP 142, Range 37

REFER TO BECKER COUNTY ZONING ORDINANCE

Replies/Comments: Interested parties are invited to submit to the Becker County Department of Planning, Zoning, and Land Use, written facts, arguments or objectives before the scheduled date of the Hearing. These 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:

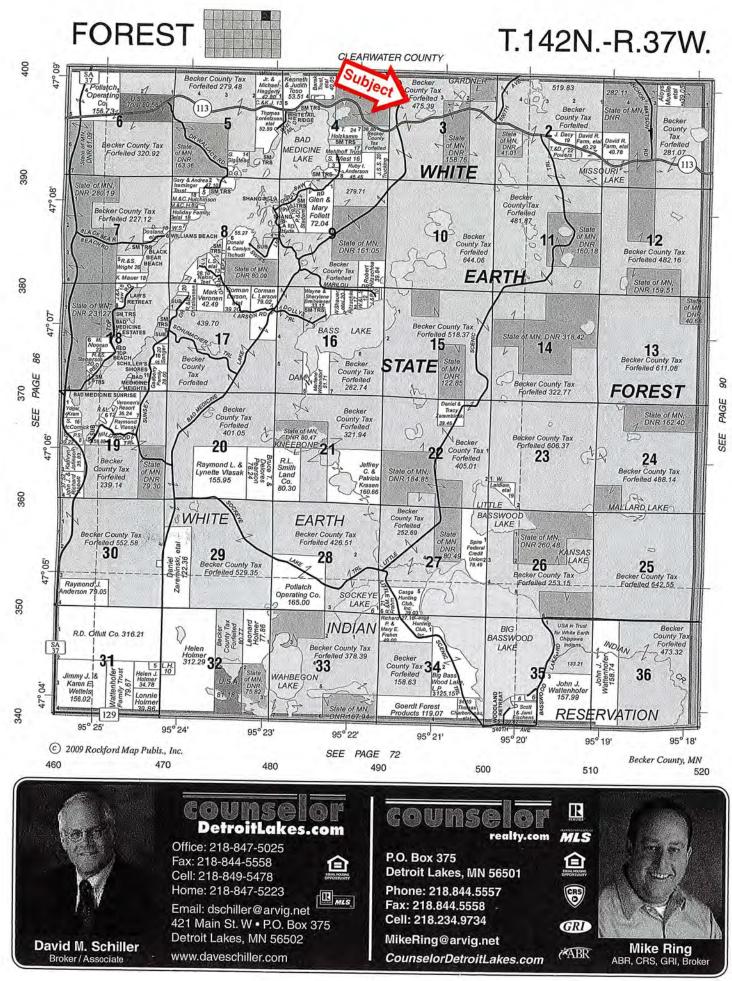
PLANNING AND ZONING DEPARTMENT 915 Lake Avenue Detroit Lakes, MN. 56501

FAX Number: 218-846-7266 email: zoning@co.becker.mn.us

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, in General, the Needs and Welfare of the People. \*\* Weather conditions may change the Hearing date and time. If bad weather occurs, please listen to the local Detroit Lakes Radio Stations or contact the Zoning Office, by 4:30 pm, for possible rescheduling of the Hearing.



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				it appears on tax	statement, purcl	ase agreemen	t or deed)
First name(s	):	Becker	County	Last nam	ne:		
Mailing Add	lress:	915 Lak	e Avenue	City, Stat	te, Zip <u>Detroi</u>	+ Lakes,	MN 5
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Parcel numb	er(s) of	property:	12.7024.0	00	Sect - Twp -	Range: 3-1	42 - 37
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# **BUSINESS PLAN**

Name of Business: <u>SBA</u> Communications
Owners of Business: <u>SBA is a publicly traded company</u>
Type of Business: Retail Sales Service Other
Type of Merchandise: N/A
Type of Service: Infrastructure for wireless communication
Hours of Operation: $24/7$
Number of Employees:
Off-street Parking Plan: 1 Space for maintenance vehicle
Size of Structure to be used for Business: <u>300' w/10' lightning rod (310' overall)</u>
New Structure: Existing Structure:
Signage Plan: <u>Signage on entrance per FCC requirements</u>
Exterior Lighting Plan: Lighting per FAA requirements
Environmental Hazards: None
Other Comments:

KCKER COUNT					PARCEL	
102 1 N. R.	An	plication for Sit	te Permit		APP	SITE
		<b>County Plannin</b>			YEAR	
					SCANNED	
Serve Street		Ave, Detroit La 8-846-7314 Fa www.co.becker.m	x: 218-846-72		Property will b	be staked by
Please Print or Type Al				L	( )ale	
Parcel Number (s) 12.7024.000	Property (E911) Addre	ss911 Addres		egal Descrip	tion ched Dr	awings
Lake/River Name	Lake/River Class	Township Name	Section	TWP N		
						ige
		Forest	03	142	. 0	37
Property Owner La Lessee: 5 Contractor Name Lic #	st Name First Name N B4 Communications To Be Bid	failing Address Corp 8051 Cor Boca Ra	ngress Ave ton, FL 334	Phone		
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Characteristics of Proposed Dwelling/Dwelling	) Attached Garage ft x ft
Outside Dimension ( )Deck/Patio ft x ft (	)Addition to existing ft x ft
Setback to Side Lot Line ft & Rear Lot Line ft	Setback to Road Right of Wayft
Setback to Bluff	Type of road
Setback to Wetland	Is wetland protected ( ) Yes ( ) No
Setback to OHW (straight horizontal distance)	Elevation above OHW (Straight vertical distance)
Setback to septic tank	Setback to drainfield
Total No. Bedrooms	Maximum height proposed # of Stories
Roof Change ( ) Yes ( ) No	Basement ( ) Yes ( ) No Walkout Basement ( ) Yes ( ) No
	Setback to Road Right of Way_ 192_ft       Cost of Project         Setback to Road Right of Way_ 192_ft       S120,000         Type of road
Characteristics of Proposed Water Oriented Str ( ) Stairway ( ) Deck ( ) Boathouse ( ) Scree	
Outside Dimension ft by ft	Sq ft
Setback to Lot Line ft & ft	Setback to Bluff
Setback to OHW (straight horizontal distance)	Elevation above OHW (Straight vertical distance)
Setback to septic tank	Setback to drainfield
Maximum height proposed *Sleeping f	acilities or water supplies are not permitted in these structures

THIS IS A SITE PERMIT ONLY AND DOES NOT CONSTITUTE A BUILDING PERMIT AS SET FORTH IN MN STATE STATUTES.

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. I also understand that, once issued, a permit is valid for a period of one (1) year from the date of issuance. If my property is located within the shoreland district, I understand that it is my responsibility to inform the Planning & Zoning Office once the building footings have been constructed. A Site Permit may be revoked at any time upon violation of said Ordinances and approved setbacks. Any changes to this site permit results in nullification of this permit and a new permit will have to be obtained.

huk Signature

29/12 Date



June 28, 2016

Julene Hodgson Zoning Technician Becker County Planning & Zoning 915 Lake Avenue Detroit Lakes, MN 56501

## RE: Conditional Use Permit Application for SBA Communications and Verizon Wireless, APN 12.7024.000

Dear Julene:

Please see the attached Application for a Conditional Use Permit for SBA and Verizon Wireless' proposed facility on Parcel 12.7024.000, being purchased by Becker County

#### **Project Description**

SBA Communications is proposing to construct a 300' self-support tower on the above-referenced parcel. The subject property is zoned Agricultural and is currently undeveloped. The surrounding neighborhood is similar in character to the subject property.

The function of this site for Verizon will be that of overall coverage. As detailed on the enclosed drawings, Verizon will be mounting their antennas at 296'. This tower will be engineered to accommodate at least three additional tenants. This will eliminate the need for another tower in this immediate area in the future. No existing or approved towers or commercial/industrial buildings within a two-mile radius meet the needs of Verizon's Radio Frequency (RF) engineers, therefore, co-location is not an option in this case.

We feel that this proposal complies with the purpose of the Becker County Zoning Ordinance as stated in Section 18: "To accommodate the communications needs of residents and businesses while protecting the public health, safety and general welfare."

Our proposal conforms to all of the requirements of a Conditional Use Permit in Becker County. We have included a copy of Verizon's search area map, noting the location of our proposed site. Our proposed location represents a site that is (1) leasable, (2) buildable (3) meets the client's RF needs and (4) has a willing landlord and (5) meets all the requirements of the local zoning code.

The tower itself is proposed at 300', with a 10' lightning rod, for an overall height of 310'. The tower can be engineered to have a fall zone of 50%, or 150' in any direction. We are happy to provide a certified letter from an engineer stating that.

PH:847-430-3547

FAX:847-430-3549

Novation Group Consulting, Ltd. 132 S Delphia Ave Park Ridge, IL 60068



#### **Co-location**

The proposed tower will be owned by SBA Communications Corporation and will actively be marketed to other carriers to invite co-location. From SBA's website:

SBA Communications Corporation (SBA) is a leading independent owner and operator of wireless communications infrastructure across North, Central and South America. Founded in 1989 and headquartered in Boca Raton, Florida, SBA is listed on NASDAQ under the symbol: SBAC.

By "Building Better Wireless", SBA generates revenue from two primary businesses - site leasing and site development services.

In our site leasing business, we lease antenna space on our multi-tenant towers and other structures to a variety of wireless service providers under long-term lease contracts.

Our site development business offers wireless service providers and operators assistance in developing their own networks through site acquisition, zoning, construction and equipment installation.

We look forward to working with you. If you have any questions regarding our application, please feel free to call me at 847-644-6300 or email me at Alex@NovationGroup.com.

Sincerely,

Alex

Alexander Novak

PH:847-430-3547

Novation Group Consulting, Ltd. 132 S Delphia Ave Park Ridge, IL 60068 FAX:847-430-3549



#### Sworn Statement:

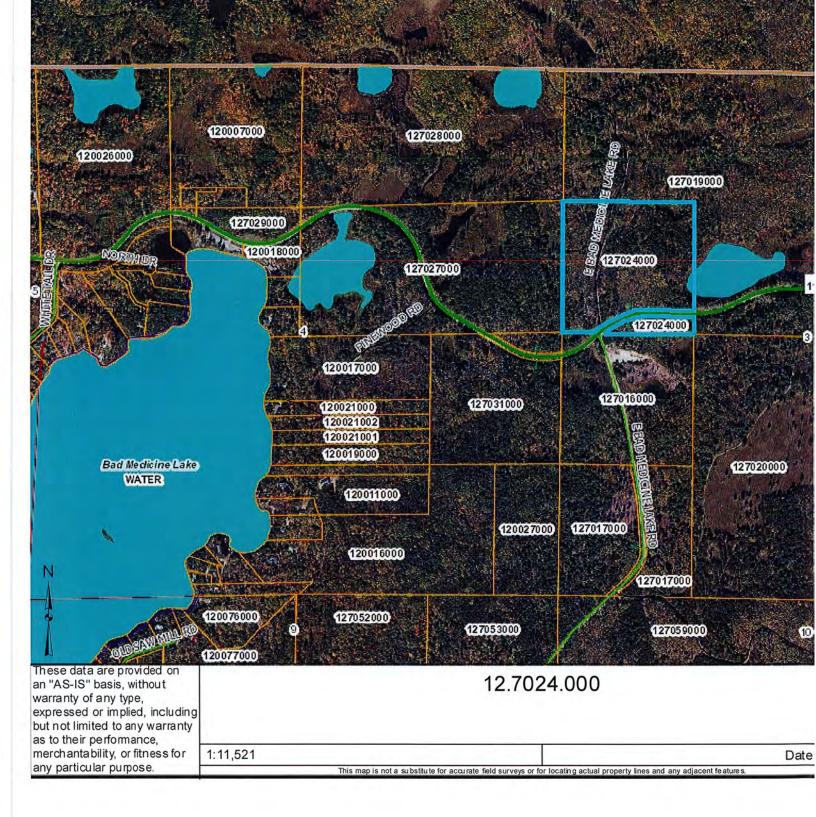
"I declare under penalty of perjury that the aforementioned is true."

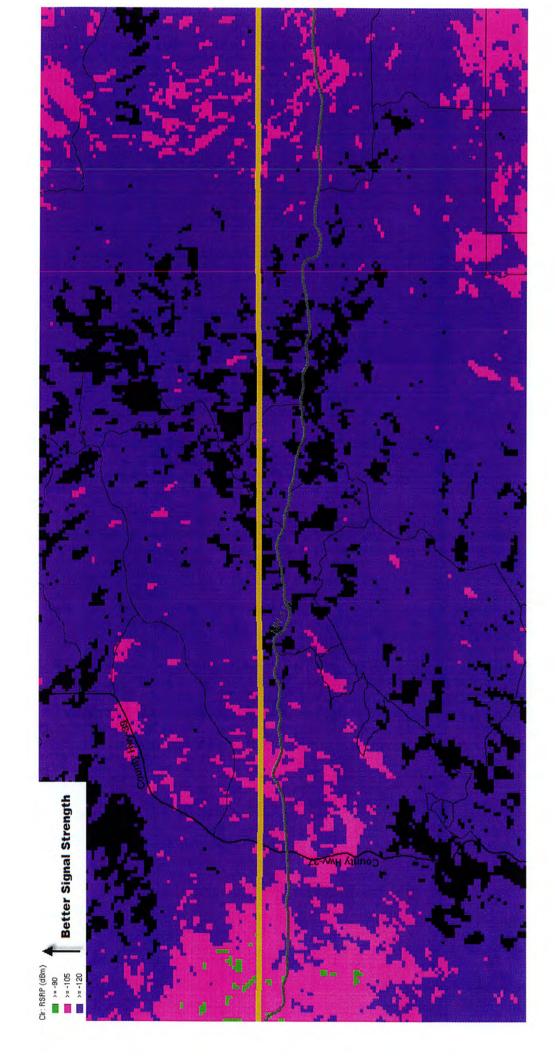
Alexander K. Novak

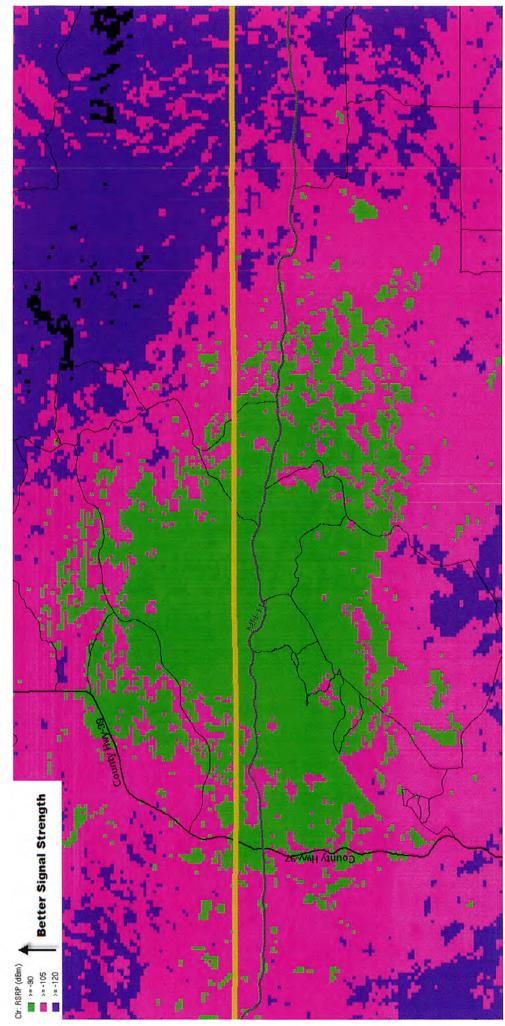
Declarant/Applicant

PH:847-430-3547

Novation Group Consulting, Ltd. 132 S Delphia Ave Park Ridge, IL 60068 FAX:847-430-3549

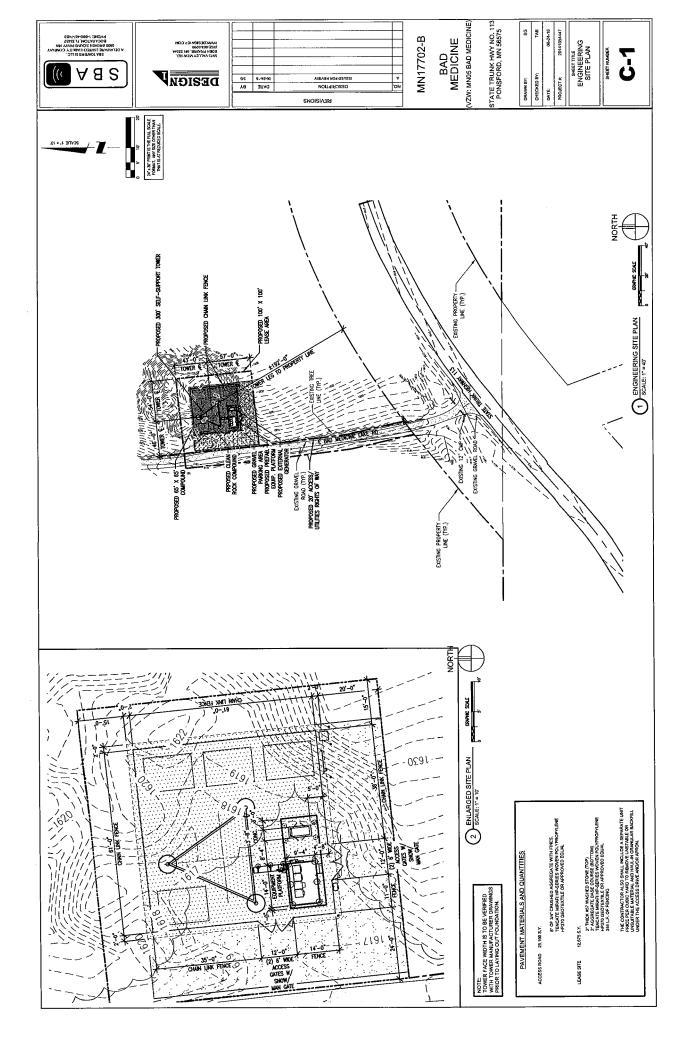


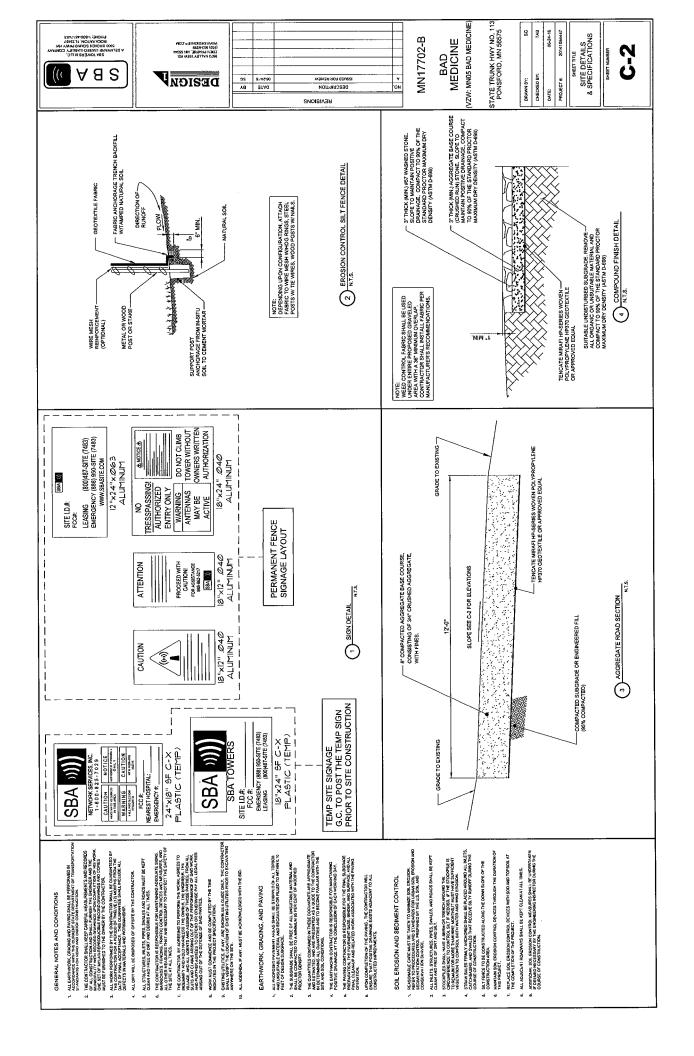


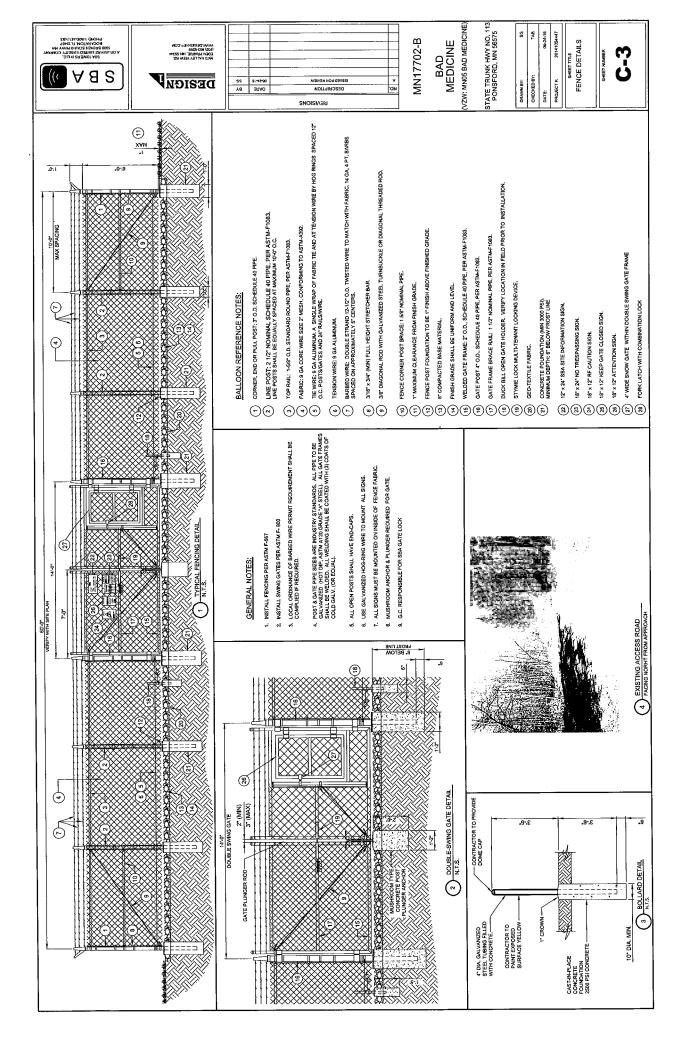


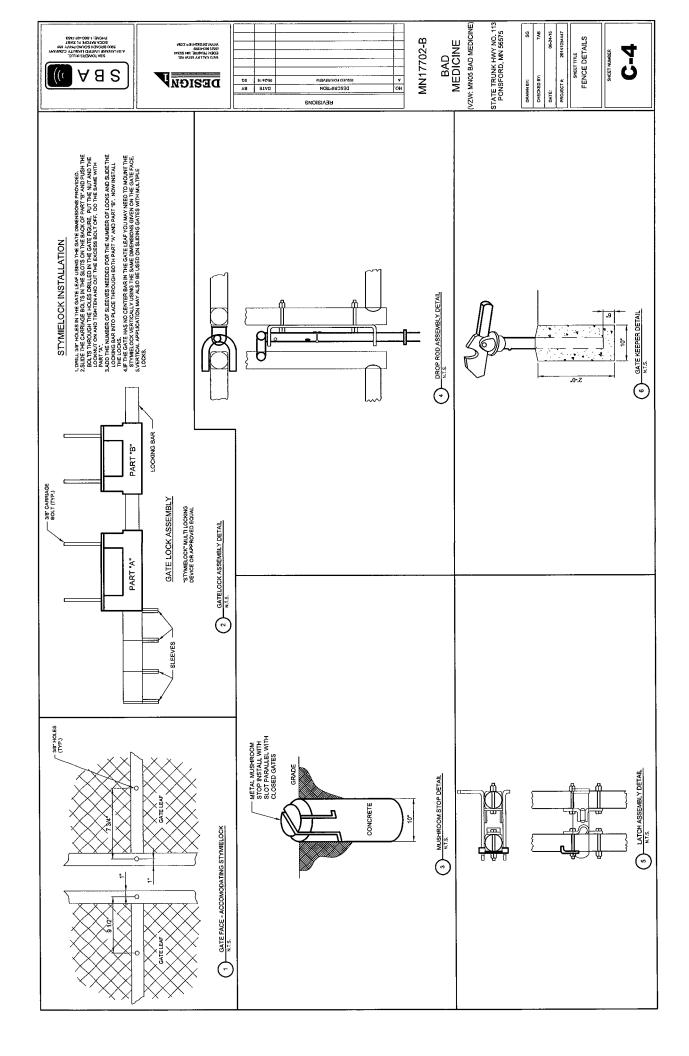


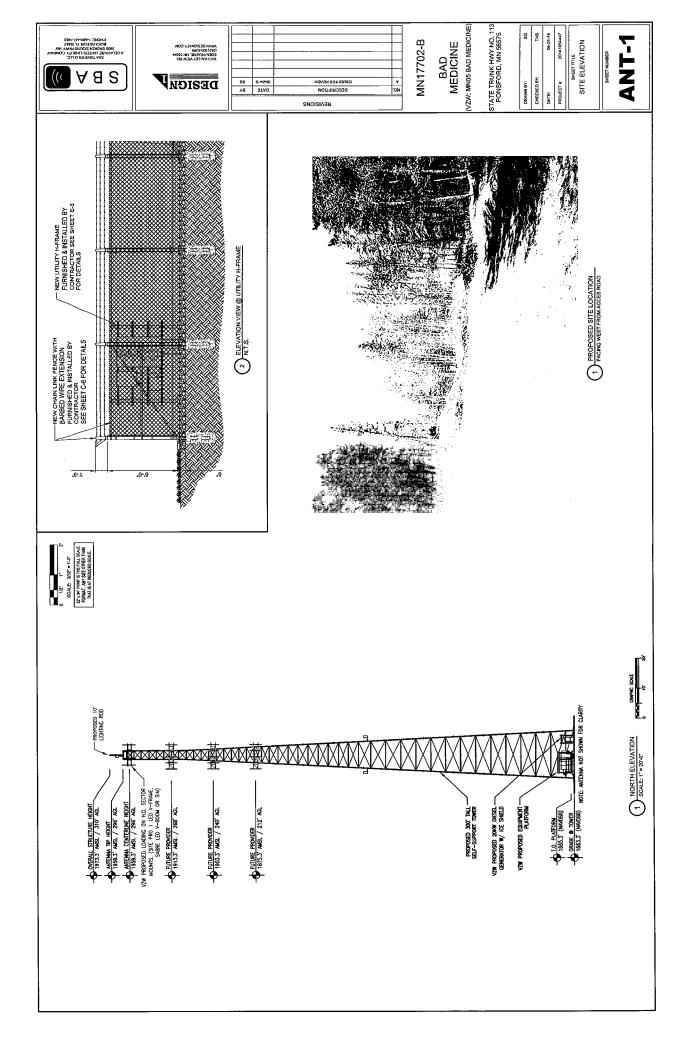
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	DEPARTMENT APPROVALS  RF ENGINEER  OPERATIONS  MANAGER  CONSTRUCTION  ENGINEER	P     DESCRIPTION     REV.       TITLE EHET     DESCRIPTION     REV.       TITLE EHET     DESCRIPTION     REV.       TITLE EHET     ENCOMMENDARIA     A       FIETE ELEVIALS     ENCOMMENDARIA     A       FIETE ELEVIALS     A     A       ATTACHNE ALM     B     A       FIELE ELEVIALS     A     A       SINGLE LINE ALMONTING DETALS     A     A       GENERAL NOTES     A     A       GENERAL NOTES     A     A       FILL SCALE FRANCE     A     A       FLAT OF SURVEY     A     A       PLAT OF SURVEY     A     A	UTILITY CONTACT INFORMATION Dewret comparative Trisec-awantrape co-op electricid, ASSN, Trisec-awantrape co-op
SBA DUP COMPANY SBA TOWERS IX LLC, SBA TOWERS IX LLC, SBA TOWERS AVENUE BOCA RATON, FL 33487 PHONE: 1-800-487-7483 BAD MEDICINE SITE NAME STELLD.	MN17702-B E811 ADDRESS PONSFORD, MN 56575 POSED 300' SELF-SUPPORT TOWER	PROJECT INFORMATION         SHEET           site Numbers:         2014105447         SHEET           site Numbers:         Beackers country         2015           country:         Beackers country         2015           Lando owners:         Beackers country         2015           AppLicant:         Beackers country         2016           Applition:         1243647         2016           AppLicant:         StateSuperstance         2016           Applition:         4704404143         2011           Longertupe:         951335107         470404143           Longertupe:         951335107         20111           Lononto Elevatio	HANDICAPPED REQUIREMENTS HANDICAPED REQUIREMENTS: FACILITY IS UNMANNED AND NOT FOR HUMAN HABITATION HANDICAPPED ACCESS REQUIREMENTS NOT REQUIRED PHONE PLUMBING REQUIREMENTS: FACILITY HAS NO PLUMBING
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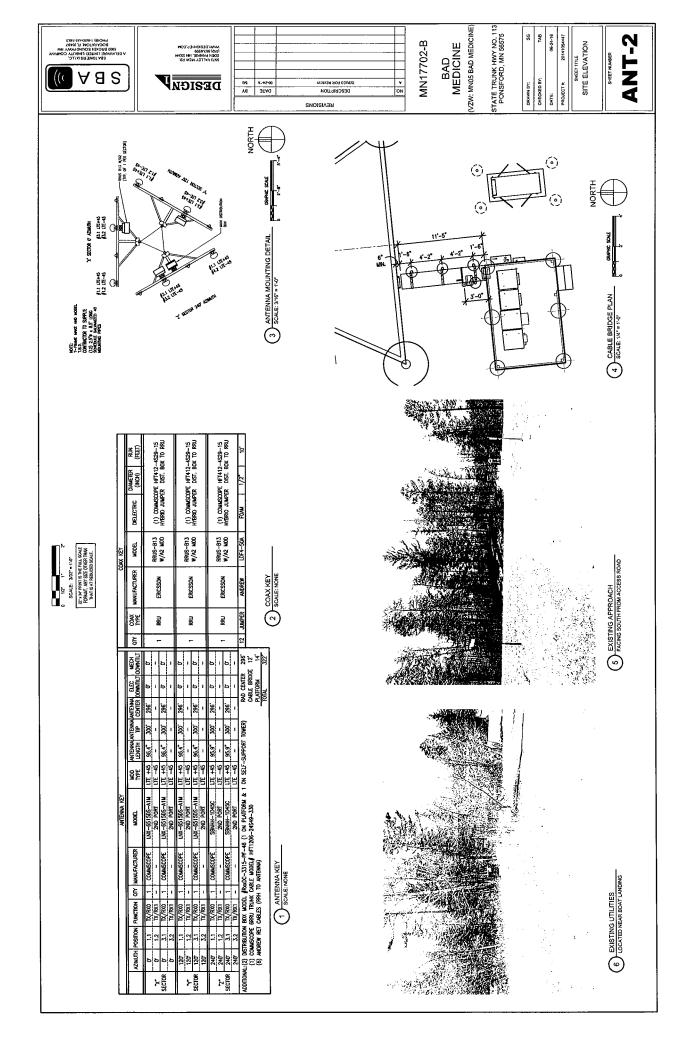


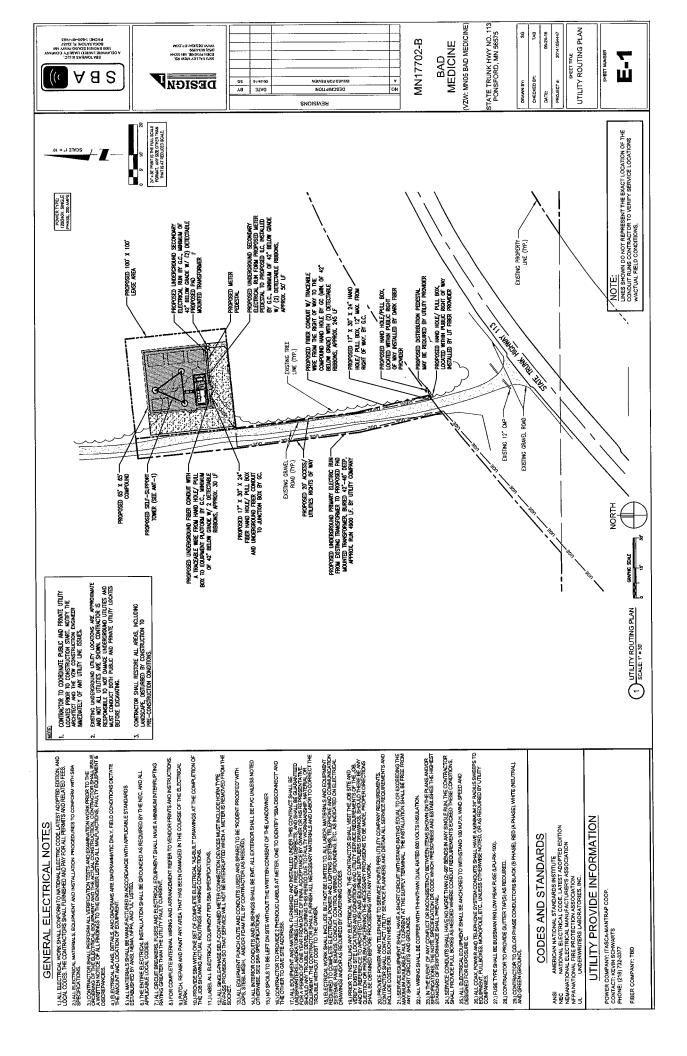


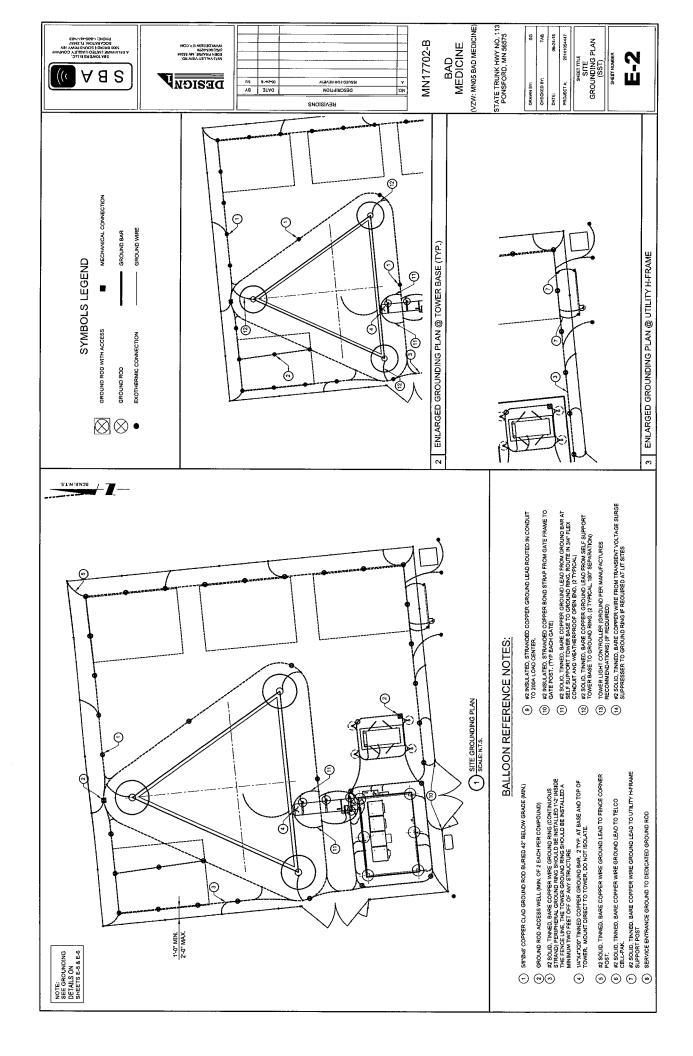


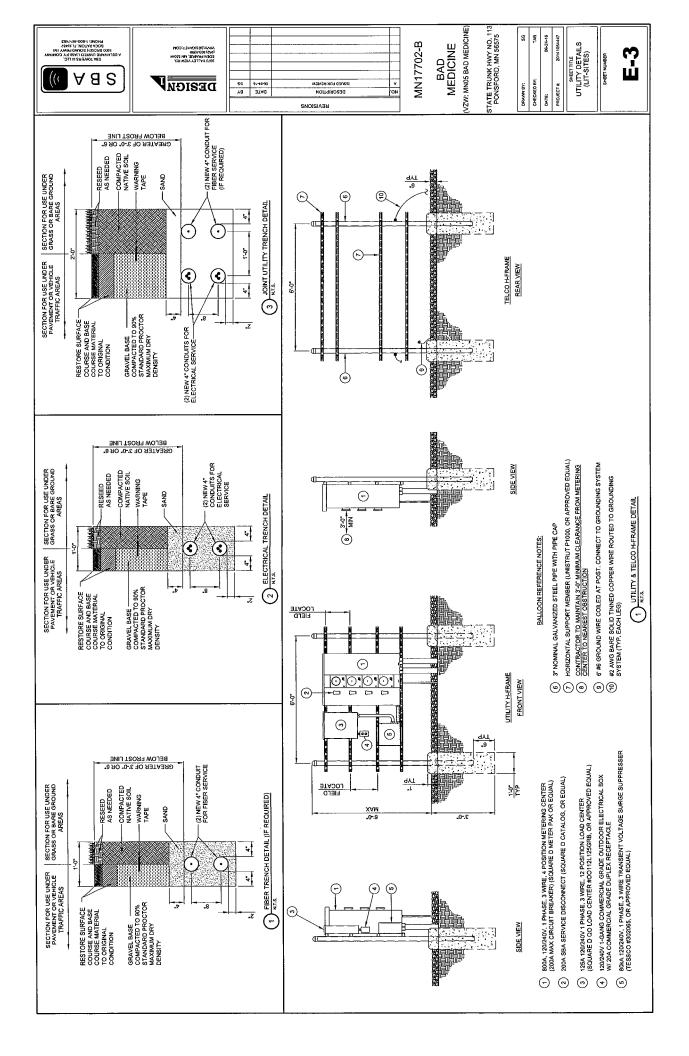


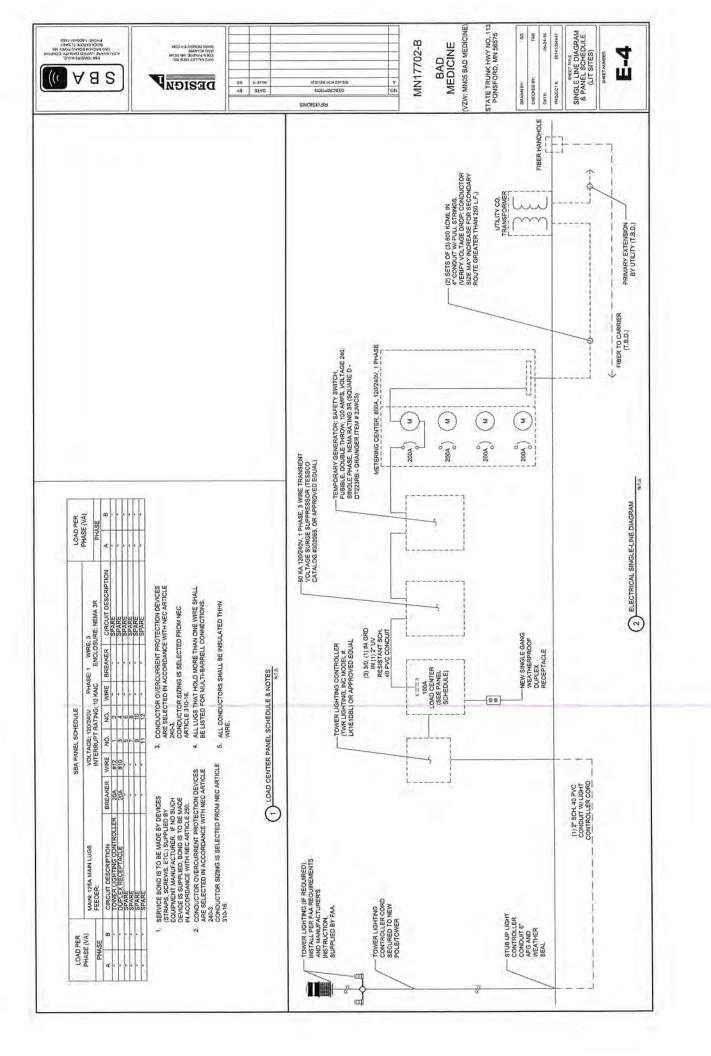


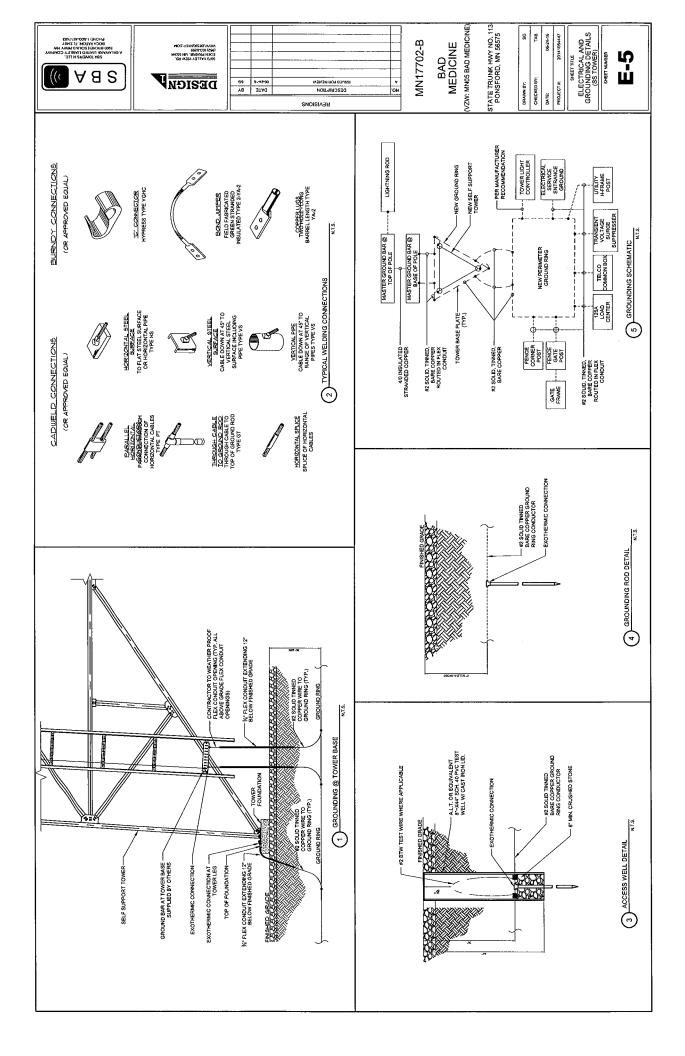


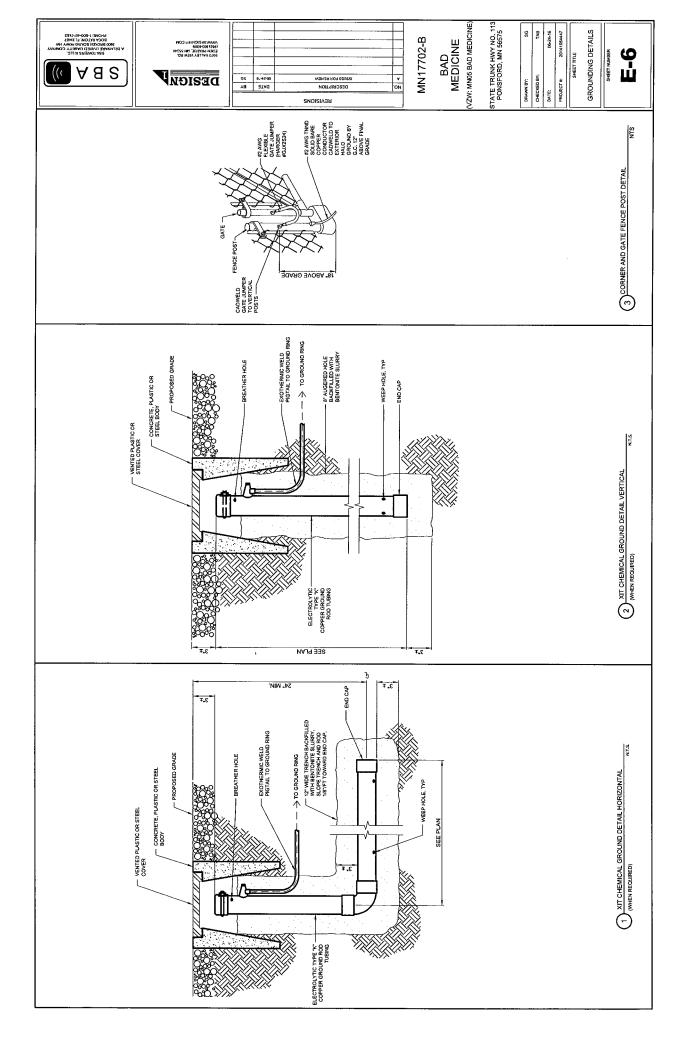




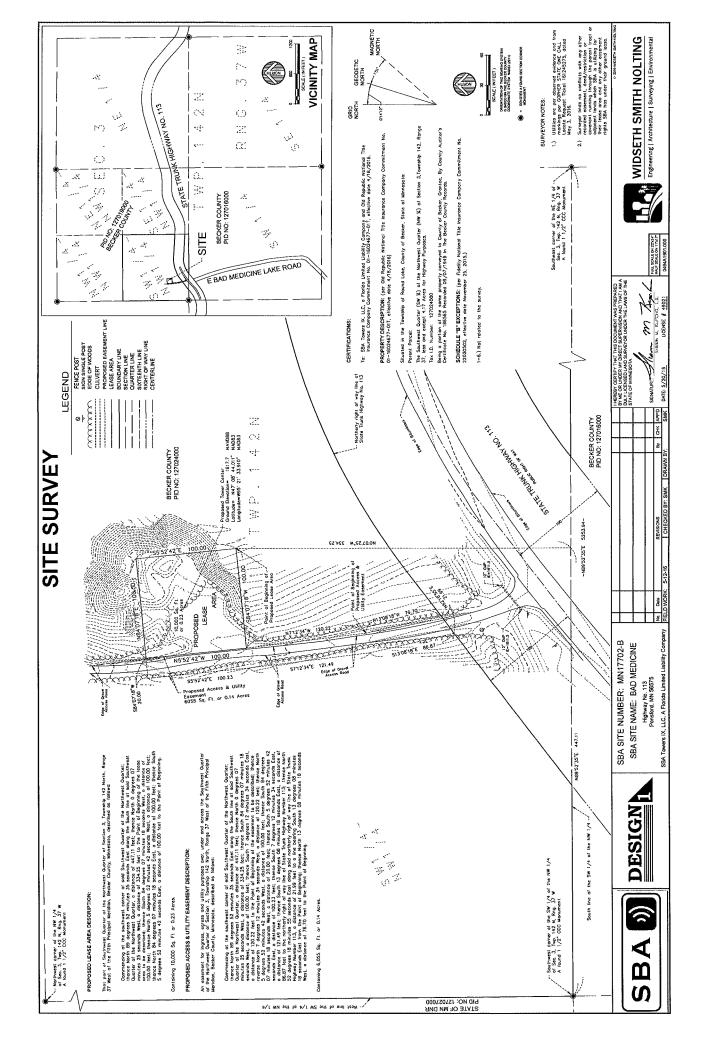


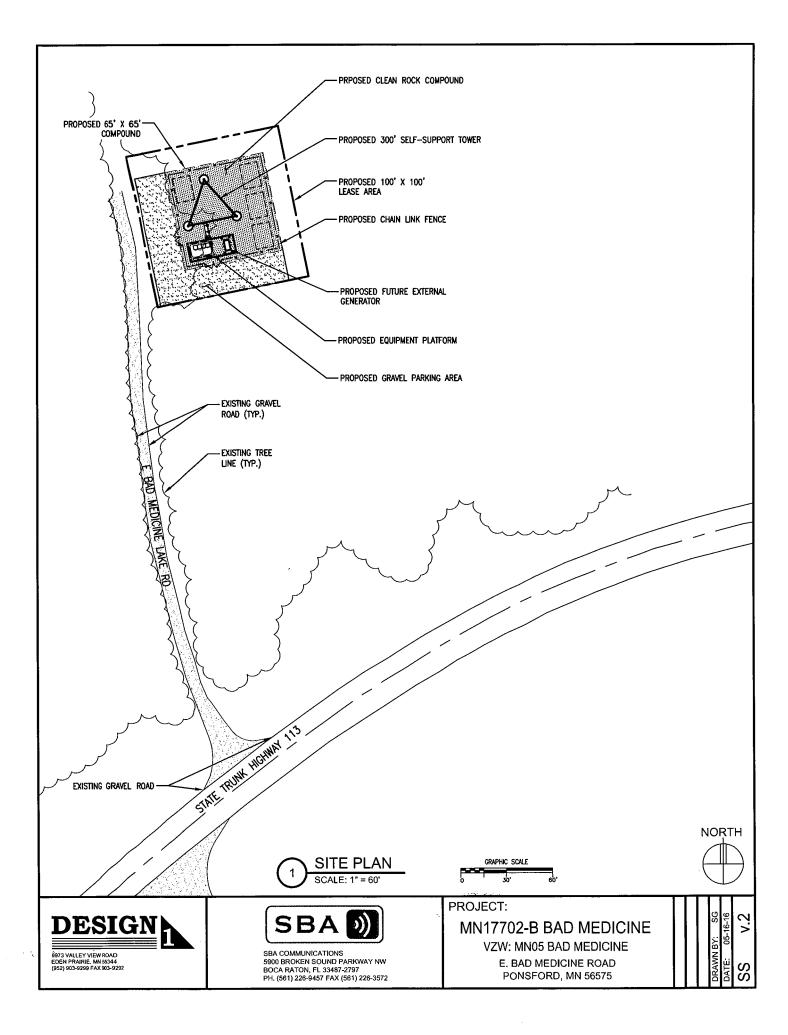






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PAINTING	<ol> <li>CONTRACTOR TO COORDINATE PANITING REQUIREMENTS WITH OWNER.</li> <li>PLANT COLORS SHALL BE SELECTED TO MATCH EXISTING COLORS AND TEXTURES.</li> <li>SHALL BE SET OLAITY GRADE OF COATINGS AS REGULARLY MANUFACTURED SIX PAPROVED PANIT MATERAL MANEFACTURES AND COPACUME THE MANUFACTURES ISTEMPTICATION AS STANDARD. BEST CAPACUME THE MANUFACTURES ISTEMPTICATION AS STANDARD. BEST CAPACUME THE MANUFACTURES ISTEMPTICATION AS STANDARD. BEST CAPACUME THE MANUFACTURES ISTEMPTICATION AS</li> </ol>	4. REVIDE UNDERCOAT RAINT PRODUCED BY THE SAME MANUFACTURER AS THE FINISH COAST, LOS CONT HINNER RECOMMENDED LIMITS. MANUFACTURER AND USE CAN' MITHIN RECOMMENDED LIMITS. 6. COMPLETE TO: COURT OF DROUTE MANOTIS LABORAGE CUCUNDERS, DIVIDERME FINISH, CLORA, LAPORADE MANUSACUE MANOTIS LIMITERME FINISH, CLORA, LAPORADE MANUSACUE MANOTIS LIMITERME FINISH, CLORA, LAPORADE MANUSACUE MANOTIS DIVIDER MARKEL RIMERFECTIONS WILL NOT BE ACCEPTABLE. FERROLM METALE FOR DATA SEMICALONS LLAPS REUSE MANOTIS AND DIVIDER SURJECTIONS WILL NOT BE ACCEPTABLE. FOUCH HIP CONT. FOUCH HIP CONT. FUNISH CONTS - SEMICALORSALIKYD EMMEL.		SBA CONSTRUCTION REQUIREMENTS SBA CONSTRUCTION REQUIRED TO SIGN AND RETURN A COPY of AN AWARDED CONTRACTOR WILL BE REQUIRED TO SIGN AND RETURN A COPY of AN AWARDE LETTER FOR SARS FILE 2. CONTRACTOR WILL BE REQUIRED TO PROVIDE PROCED FOR LEAFORT AND AND WILL PROVIDE A CONSTRUCTION SCHEDURE PROVE TO EXPENDING TO THAT SCHEDULE WIRWING TEAM ARE DELATED OR PUSATION TO THAT SCHEDULE WIRWING TEAM ARE DELATED OR	CONTRACTOR WILL BE RESPONSIBLE FOR ALL CONFRESSIVE TESTING AND REQUERED TO SUBMIT FINAL TEST RESULTS WITH CLOSE OUT BOOK. 5. CONTRACTOR WILL BE RESPONSIBLE TO PROVIDE SIXA PROJECT 5. CONTRACTOR WILL BE RESPONSIBLE TO PROVIDE SIXA PROJECT MANAGERS WITH PHOTOS OF THE MAJOR CONSTRUCTION MILESTONES AS THEY OCCUR.	<ol> <li>CONTRACTOR WILL BE RESPONSIBLE TO ASSIST IN COORDINATING AND OBTAINING PRIMARY TOYING THE TIPORY TO THAGE RECTOR, AS WELLAS TELCO SERVICE BEFORE PROJECT COMELETON, ION SITE VISITS WILL VITUATION TOWNANY REPRESENTATIVES AS NECESSARY EITCL.).</li> <li>CONTRACTOR WILL HAVE A REPRESENTATIVE ON A WEEK/C CONFERENCE CALLTO PROVIDE SAM WITH SITE SECTICE LOADING. CONTREMENCE CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CONFERENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CALL IS PARENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CALL IS PARENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CALL IS PARENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CALL IS PARENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CALL IS PARENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CALL IS PARENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CALL IS PARENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CALL IS PARENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CALL IS PARENCE CALL IS HELD EACH AND EVERY THINGSD/ AT 4 PM CALL IS PARENCE CALL IS PARENCE FOR THINKSD/ AT 4 PM CALL IS PARENCE FOR THINKSD/ AT 4 PM CALL IS PARENCE FOR THINK FOR FOR THINKSD/ AT 4 PM CALL IS PARENCE FOR THINK FOR FOR FOR FOR FOR FOR FOR FOR FOR FOR</li></ol>		BED REQUENCES IN A REPORT OF A REPORT O	ACCEPTIANCE CHECKINGTION BOTTING THELT IS, IN THE CHECKINGTION ACCEPTIANCE CHECKINGTION SCHEMIN THE IS IN THE THE TAY THE THE TAY THE COGEDULT IS A TOWER THEN'T YEARTHE COMPRESSION 44.COMPRESSION 15.COMPRCTOR IS RESPONSIBLE FOR CONCURD MEG TESTING.	
UTILITIES	<ol> <li>CONTRACTOR SHALL CONTACT &amp; SUBSURFACE UTILITY LOCATOR FOR CONTROLTOR EXEMULTINES PRICENTO COMMERCEMENT OF ANY CONTROLTOR EXEMUTINES.</li> <li>CONTROLTOR AND THE AND AND AND AND AND AND AND AND AND CONTROL FUSTING SEVER, WATER LINES, CAS LINES, CONDITTS OR CONTROL FOR ANY AND AND AND AND AND AND AND AND AND AND</li></ol>	DIFFERENT FROM THAIT SHOWN ON THE PLANS, OR IF THERE APPEARS TO BE A CONFLICT. 2. CONTRACTOR SHALL COORDINATE ALL UTILITY CONNECTIONS WITH APPROPRIATE UTILITY OWNERS AND CONSTRUCTION MANAGER. 3. DAMAGE PATE CONTRACTOR OT UTILITES OR PROPRISTY OF OTHERS, INCLUDING EXISTING ANYWENT AND OTHER SUFFACES DISTURBED BY INCLUDING EXISTING CONSTRUCTION MANAGER. 1. THE CONTRACTOR DUBLIC CONSTRUCTION SHALL BE EXPIRED TO PRE CONSTRUCTION CONFILIONS SHALL CONSTRUCTION AND LE CONTRACTOR A TWO CONSTRUCTION CONTROVAL. 4. THE CONTRACTOR SHALL COORDINATE WITH THE OWNER THE	ELECTRICAL SERVICE ELECTRICAL SERVICE ELECTRICAL SERVICE 5. THE CONTRACTOR SHALL COORDINATE THE LOCATION OF NEW UNDERGRADUND TELEPHONE SERVICE WITH THE TELEPHONE UTILITY AND THE OWNER'S REQUIREMONS. 6. ALL UNDERGRADIND THIT THE SHALL RE NAT'LA L FO AND TESTED 6. ALL UNDERGRADIND THIT THES SHALL RE NAT'LA L FO AND TESTED	SATISFACTORY PRIOR TO COMMENCING ANY PAVING OPERATIONS WHERE SUCH UTILITIES ARE WITHIN THE LIMITS OF PAVEMENT.	GRADING	IN THE CONTRACTOR SHALL REWORK (DRS SARIAR): FCL, ALL MATERIAL, NOT SULTALE FOR SUB GRADE IN ITS PRESENT STATE. IF THE MATERIAL, NOT SULTALE FOR SUB GRADE IN ITS PRESENT STATE. IF THE MATERIAL STATE REVORMING, REMUNA UNSURDARIZE THEN THE CONTRACTOR SHALL UNDERCUT THIS MATERIAL AND REPLACE WITH APPROVED SHALL UNDERCUT THIS MATERIAL AND REPLACE WITH APPROVED WITTERIAL AT INS EXPENSES. ALL SUB GRADE SHALL BE FROM FOLLED WITT A FULLY LOADED TANDEM AXEE DUNP TRUCK PRIOR TO PAVING. ANY SOFT MATERIAL SHALL BE REWORKED OR REPLACED. TO PAVING.	<ol> <li>THE CONTECTOR IS REQUEED TO MAINTAIN ALL DITCHES PIPES AND SUCRE PRAIMAGE STRUCTORES FREE FROM OBSTRUCTION UNIT, WORK IS ACCEPTABLE BY THE OWNER, THE CONTRACTOR RESOONBILE FOR ANY DWARES SAUSED FRUIDE STRUCTORES IN ADEPAULE CONTRITION.</li> <li>ALL MATERIALS AND WORKMANSHIP SHALL BE WARRANTED FOR ONE (1) YEAR FROM DATE OF ACCEPTANCE.</li> </ol>	ALL DIMEDIOSS SANLE VERIFICIO MINI HIF LIAIS (ALTEST FEVISIO) PRIOR TO COMMENDIA CONSTRUCTION. NOTIFY THE OWNER MINEDIATY DI SCHWARE MALE DISCOVERED. THE OWNER SALL HAVE A SET OF APPROVED PLANS MALIABLE. AT THE SITE THES WHEN VORS IS BROOVED PLANS MALLABLE. AT THE SITE THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED PLANS MALLABLE. AT THE SITE THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED PLANS MALLABLE. AT ALL THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED PLANS MALLABLE. AT ALL THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED PLANS MALLABLE. AT ALL THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED PLANS MALLABLE. AT ALL THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED PLANS MALLABLE. AT ALL THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED PLANS MALLABLE. AT ALL THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED PLANS MALLABLE. AT ALL THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED PLANS MALLABLE. AT ALL THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED PLANS MALLABLE. AT ALL THES WHEN DISCOVERED. THE CONTRACTOR SALL HAVE A SET OF APPROVED AFT OF APPROVED AFT OF APPROVED SALL AT ALL AT A SET OF APPROVED AFT OF APPROVED AFT OF APPROVED SALL AT ALL AT A SET OF APPROVED AFT OF APPROVED AFT OF APPROVED AFT OF APPROVED AFT OF APPROVED AFT OF APPROVED AFT OF APPROVED AFT OF APPROVED AFT OF APPROVED AFT OF APPROVED AFT OF A	INSPECTORS.	
STRUCTURAL NOTES	<ol> <li>DESIGN REQUIREMENTS PER LOCAL BUILDING CODE AND THE EXATINAZZAS STRUCTURAL STANDARDS FOR STEEL ANTENNAS ENVERSIAN SUPPORTING STANDURGES FOR STEEL ANTENNAS</li> <li>STRUCTURAL STEEL SAALL CONFORM TO THE LATES EDITION OF ALSC. SPECIPATIONS FOR STRUCTURAL STEEL.</li> <li>RULDING FECOMENT STEES RESIGN AND PLASTIC DESIGN RULDING FECOMENTY AND THE LALLSC. CODE OF STRUCTURAL RULDING STEEL ON AND FLASTIC CONFORM TO RULDING STEEL STEEL CONFORM TO RULDING STEEL STEEL STEEL CONFORM TO RULDING STEEL STEEL STEEL CONFORM TO RULDING STEEL STE</li></ol>	ೆ ಕೆ ಬೆ ಬೆ	CONTRACTOR SHULL VERENT NORTH AND INFORM OWNER OF ANY DISCREPANCY BEFORE STARTING COMSTRUCTION. ALL CAST IN LOCE CONCRETE SAML BE WIRED AND FACED IN ACCORPANCE WITH THE RECURRENENTS OF ACITS IN AND SMALL HARE AS DAY MINUMU COMPRESSIVE STRENGT OF 2000 PSI (LIO.A.), CONCRETE SMALL BE PLACED AGAINST UNDER UPEED SOIL ULLOSS), CONCRETE SMALL BE PLACED AGAINST UNDER UPEED SOIL ULLOSS), CONCRETE SMALL BE PLACED AGAINST UNDER UPEED SOIL ULLOSS), CONCRETE AND AND MANUMA CONCRETE COVER SFALL BE 3 ULLOSS).	A. T. R. S. DITENDER, D. D. S. M. S. M. S. S. M. S. S. S. M. S.		13	PERMITS	1. CONTRACTOR SHALL SECURE ALL NECESSARY PERMITS FOR THIS PROJECT FROM ALL APPLICABLE GOVERNMENTAL AGENCIES, (NOT SUPPLIED BY OWNER)	2. ANY REFAILS WICH WARD'STE GOTANDED SMALL BE CONTRACTORS RESPONSIBILITY. THE CONTRACTOR SHALL RESPONSIBILITY. THE CONTRONCTOR SHALL BE RESPONSIBLE FOR ABUILD BY ALL CONTRONCE AND REQUIREMENTS OF THE PERMITS, INOT SUPPLIED BY OWNER) 3. ALL WORK SHALL BE IN ACCORDANCE WITH LOCAL CODES AND THE LATEST APPLICABLE CODES AND STANDARDS.	A THE CONTRACTOR SMALL NOTH'T THE APPLICABLE UNRISOFTIONAL (STATE, COUNTY OR CITY) ENGINEER AH HOURS PRIOR TO THE BEGINNING OF CONSTRUCTION. 5. CONTRACTOR RESPONSIBLE FOR CLOSING AND FILING ALL PERMITS ASSOCIATED WITH SITE.
GENERAL NOTES	<ol> <li>ALL REFERENCES TO OWNER HEREIN SPALL BE CONSTRUED TO MEAN SEA ORTTS DESIGNATED REPRESENTIVE.</li> <li>ALL REFERENCES TO OWNER PRESENTIVE.</li> <li>ALL NORK PRESENTED ON THESTED PROWINGS MART HATE UNLESS NOTED OTHERVISE. THE CONTRACTOR MUST HATE TO MART DESIGNALE DEFENSION FOR PROFEMANCE OF THIS CONTRACTOR MUST HATE TO THAT DESCRETE ALL OF THE STORE INFORMATION STREPTORE TO THAT DESCRETE ALL OF THE STORE INFORMATION OF THE OWN OF THE STORE THE CONTRACTOR MUST HATE STREPTORE TO THAT DESCRETE ALL OF THE STORE INFORMATION OF THE OWN OF THE STORE TO THE STORE AND OF THE POOR TO THAT DESCRETE ALL OF THE STORE AND OF THE POOR TO THE TO THAT THE OWN OF THE STORE AND OF THE POOR TO THE TO THAT THE OWN OF THE STARE AND OF THE POOR TO THE TO THAT THE OWN OF THE TO THAT THE OWN OF THE OWNER THE FORM TO THE TO THE TO THAT THE OWN OF THE DOT THE TO THAT THE OWN OF THE TO THAT THE OWN OF THE OWNER THE FORM TO THE TO THAT THE OWN OF THE TO THE TO THAT THE OWN OF THE TO THE TO THAT THE OWN OF THE OWNER THE TO THAT THE TO THE TO THE TO THE TO THE TO THE TO THE TO THE TO THAT THE TO THE TO</li></ol>	3. WILLS SHOWN OW TOTE OTHERMS OW HE COLUMNE AND THE SPECIFICATIONS. THE FOLLOWING AND THE SPECIFICATIONS. THE RELEVANCE TO NALLY AND THE PROPERTY OF THE SPECIFICATIONS. THE RELEVANCE TO NALLY AND THE PROPERTY OF THE SPECIFICATIONS. THE RELEVANCE TO NALLY AND THE PROPERTY OF THE SPECIFICATIONS. THE RELEVANCE TO NALLY AND THE PROPERTY OF THE SPECIFICATIONS. THE RELEVANCE TO NALLY AND THE REPORTS THE RELEVANCE THE RELEVANCE TO NALLY AND THE REPORTS THE RELEVANCE TO NALLY AND THE REPORTS THE RELEVANCE TO NALLY AND THE REPORTS THE RELEVANCE TO NALLY AND THE REPORT TO NALLY AND THE R	CONTRACTOR AFTER COMMETTION THE PROLED: SHOWN ALL DIMENSIONS, ELEVATIONS AND EXBTTME PROLED: SHOWN ANT THE TESTING AGENCY PROLE AFTED TO THEFTED FY THE CONTRACTOR AND THE TESTING AGENCY PROR TO EEGINING ANY ANTERNAL SHOULD THE ARRANCE SHOULD BE CONSTRUCTION WOOK AND THIS PROLECT. ANY DESCREPANCIES SHALL BE IMAGINITELY BROUGHT TO THE CONTRACTOR OF CONSTRUCTION WOOK ANTHIS PROLECT. ANY DESCREPANCIES SHALL BE IMAGINITELY BROUGHT TO THE CONTRACTOR OF CONSTRUCTION WOOK SHALL BE IMAGINITELY BROUGHT TO THE CONTRACTOR OF CONSTRUCTION WOOK SHALL BE IMAGINITELY BROUGHT TO THE CONTRACTOR OF CONSTRUCTION WOOK SHALL BE IMAGINITELY BROUGHT TO THE CONTRACTOR OF CONSTRUCTION WOOK SHALL BE IMAGINITELY BROUGHT TO THE CONTRACTOR OF CONSTRUCTION WOOK SHALL BE IMAGINITELY BROUGHT TO THE CONTRACTOR OF CONSTRUCTION WOOK SHALL BE IMAGINITELY BROUGHT TO THE CONTRACTOR OF CONSTRUCTION WOOK SHALL BE IMAGINITELY BROUGHT TO THE CONTRACTOR OF CONSTRUCTION OF	THE CONTRACTOR IS TO PROCEED WITH THE WORK. THE CONTRACTOR IS TO PROCEED WITH THE WORK. THE CONTRACTOR IS TO PROCEED WITH THE WORK. THE CONTRACTOR IS TO PROCEED WITH THE WORK THE CONTRACTOR SHALL SUPERVISE AND DRECT THE WORK AND SHALL ES SOLET YREPONSILE TO FALL MATCHTON MANUS. THE CONTRACTON MENNS. WETHOOD STECHNOLES. SECURES AND PROCEDURES. WERE YORK TO THE SITE YRE THE PROMEINT PROCEDURES. BESERVICES TO THE SITE YRE THE PROMEINT PROCEDURES. BESERVICES TO THE SITE YRE THE PROVE AND THE PROCEEDIRES. WITH THE CONTRACTON MENNS. WERE SHALL NOT THE PROCEDURES. TO HAVE THE YRE PROCEEDIRES. TO HAVE THE YRE PROCEEDIRES. TO HAVE THE PROCEDIRES. THE WORK SHAL BE VERNAL TO WORK THE READ AND CONTRACTON PROCEDURES. TO HAVE THE PROCEDIRES. TO HAVE THE PROCEDIRES. THE WORK SHAL BE NOT THE READ AND CONTRACT SHALL BE VERNAL TO WORK THE READ AND CONTRACT SHALL BE VITH THE CONTRACT DOCUMENTS. ANY AND CHARGET SHALL BE VITH AND CONSTENDING WITH HE CONTRACT DOCUMENTS. ANY AND CHARGET SHALL BE VITH AND SHALL SHALL BAND SHALL SHAL	THE CONTRACTOR SHALL FURNISH SATISFACTORY EXPENDER & TO THE MON AND OLALITY OF THE MATERALS AND EDURMENT BEING SUBSTITUTED. 3. THE CONTRACTOR SHALL BRESPONSIBLE FOR INITIATING. MANYANING AND SUPERVISING ALL SAFETY FREGALTIONS AND	PROSEAMS IN CONCENTON WITH THE WORK. THE CONTRACTOR IS RESPONSIBLE FOR INSURING THAT THIS PROLECT AND RELATED WORK CONFLIES WITH ALL APPLICABLE LOCAL, STATE AND REDEAL, SAFETY CODES AND REQULATIONS GOVERNING THIS WORK SPALL BE COMPLETED IN ACCORDANCE WITH THE J. ALL WORK SPALL, BE COMPLETED IN ACCORDANCE WITH THE J. ALL WORK SPALL, BE COMPLETED IN ACCORDANCE WITH THE J. ALL WORK SPALL BE COMPLETED IN ACCORDANCE WITH THE ALL SPALL SPACE OF ALL BUILDING CODE.	<ol> <li>ALT PROPOSE DE CLUJAR EQUIMENT AND FRUTHES SHALL BE URNISHED PV OWNER FOR INSTALTION BY THE CONTRACTOR. UNLESS SPECIFICALIV NOTED OTHERMISE HEREIN I. ACCESS TO THE PROPOSED WORK SITE MAY BE RESTRICTED. THE CONTRACTOR SALL CORONNER INTENDED CONSTRUCTION ACTIVITY, INCLUDING WORK SCHEDULE AND MITERALS. ACCESS WITH THE RESIDENT LEASING AGENCILE AND MITERALS. ACCESS WITH THE RESIDENT LEASING SCHEDULE AND MITERALS. ACCESS WITH THE RESIDENT LEASING SCHEDULE AND MITERALS. ACCESS WITH THE RESIDENT INSTALLATION SYALL BE IN ACCORDANCE WITH THE MANUFACTURER'S SPECIFICATIONS.</li> </ol>	<b>.</b>		





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Notice of Proposed Construction or Alteration	- Off Airport					
Add a new Case Off Airport - Desk Reference Guide V_2016.2.0						
Add a New Case Off Airport for Wind Turbines - Met Towers - Desk R	Reference Guide V_2016.2.0					
Project Name: SBA T-000374345-16	Sponso	r: SBA Towers				
	Details for Case : MN	17702-B				
	Show Project Summ					
Case Status			1000			
ASN: 2016-AGL-9318-OE		Date Accepted:	06/28/2016			
Status: Accepted		Date Determined:				
		Letters:	None			
		Documents:	06/28/2016 🔁 MN 1	7702-B 1A Sur		
Public Comments: None			-			
			Project Documents: None			
Construction / Alteration Information		Structure Summ	ary			
Notice Of: Const	ruction	Structure Type:	Antenna Tower			
Duration: Perma	ment	Structure Name:	MN 17702-B			
	s: Days:	FDC NOTAM:				
Work Schedule - Start:		NOTAM Number:				
Work Schedule - End:		FCC Number:				
*For temporary cranes-Does the permanent structure require se		Prior ASN:	2016-AGL-539-OE			
To find out, use the Notice Criteria Tool. If separate notice is req If it is not filed, please state the reason in the Description of Pro State Filing:						
Structure Details						
	470 01 44 048 4					
Latitude:	47° 8' 44.01" N	Common Freque	ncy Bands			
Latitude: Longitude:	95° 21' 33.91" W	Low Freq	High Freq	Freq Unit	ERP	
		Low Freq 698	High Freq 806	MHz	1000	W
Longitu de:	95° 21' 33.91" W	Low Freq 698 806	High Freq 806 824	MHz		w
Longitude: Horizontal Datum: Site Elevation (SE):	95° 21' 33,91" W NAD83 1618 (nearest foot)	Low Freq 698	High Freq 806	MHz	1000 500 500 500	w w w w
Longitude: Horizontal Datum: Site Elevation (SE): Structure Height (AGL):	95° 21' 33,91" W NAD83 1618 (nearest foot) 310 (nearest foot)	Low Freq 698 806 824 851 851	High Freq 806 824 849 866 894	MH2 MH2 MH2 MH2 MH2	1000 500 500 500 500	w w w w w
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Previous Back to Next

https://oeaaa.faa.gov/oeaaa/external/eFiling/locationAction.jsp?action=showLocationForm... 6/28/2016

## Affidavit of Publication STATE OF MINNESOTA County of Becker SS.

Kari Pederson, being first duly sworn, on oath states as follows:

1. I am the Advertising Assistant of the Detroit Lakes Tribune, or the publisher's designated agent. I have personal knowledge of the facts stated in this Affidavit, which is made pursuant to Minnesota Statutes §331A.07.

2. The newspaper has complied with all of the requirements to constitute a qualified newspaper under Minnesota law, including those requirements found in Minnesota Statutes \$331A.02.

3. The dates of the month and the year and day of the week upon which the public notice attached/copied below was published in the newspaper are as follows: Wednesday the 29th day of June, 2016

4. The publisher's lowest classified rate paid by commercial users for comparable space, as determined pursuant to § 331A.06, is as follows: \$16.70.

5. Mortgage Foreclosure Notices. Pursuant to Minnesota Statutes \$580.033 relating to the publication of mortgage foreclosure notices: The newspaper's known office of issue is located in Becker County. The newspaper complies with the conditions described in \$580.033, subd. 1, clause (1) or (2). If the newspaper's known office of issue is located in a county adjoining the county where the mortgaged premises or some part of the mortgaged premises described in the notice are located, a substantial portion of the newspaper's circulation is in the latter county.

FURTHER YOUR AFFIANT SAITH NOT.

Vorderson

Subscribed and sworn to before me on 30th day of June, 2016. thig

Notary Public



#### **PUBLIC NOTICE**

SBA Towers IX, LLC is proposing to install a telecommunications tower located along STH 113 (E of East Bad Medicine Lake Rd) in Ponsford, Becker County, MN and 47.14556° N by -95.35942° W. The height of the tower will be 94.5 meters above ground level and 587.6 meters above mean sea level. In accordance with FAA Requirements, the tower is anticipated to have strobe lighting at approximately 91.4 meters and steady lighting at approximately 45.7 meters above ground level. Interested persons may review the application for this project at <u>www.fcc.gov/asr/applications</u> by entering Antenna, Structure Registration (Form 854) file number A1040816 and may raise environmental concerns about the project by filing a Request for Environmental Review with the Federal Communications Commission. Requests for Environmental Review must be filed within 30 days of the date that notice of the project is published on the FCC's website. The FCC strongly encourages interested parties to file Requests for Environmental Review online at www.fcc.gov/asr/environmentalrequest. Parties wishing to submit, the request by paper may do so by mailing the request to "FCC Requests for Environmental Review, Attn: Ramon Williams, 445 12th St SW, Washington, DC 20554." T-June 29 2342295

# BECKER COUNTY BOARD OF COMMISSIONERS

# **RESOLUTION 06-16-2A**

### Reclassification of Tax Forfeit Land in Forest Township

**WHEREAS**, on September 7, 1949 the Becker County Board of Commissioners, by official resolution classified as Conservation, among other tax-forfeited lands, the Southwest Quarter of the Northwest Quarter in Section 03 Township 142 Range 037 and designated as part of Bad Medicine Memorial Forest. (Parcel #12.7024.000)

**WHEREAS**, Minn. Stat. 459.06 Subd. 3. Allows the Becker County Board of Commissioners by resolution to withdraw tax forfeit land from a memorial forest for disposal if the Commissioner of Natural Resources approves the sale of the land.

**WHEREAS**, June 15, 2016 Becker County Auditor-Treasurer received approval for a sale to Becker County parcel #12.7024.000 for a cell tower to provide service to the residents of Forest Township.

**WHEREAS,** Minn. Stat. 282.01, Subd 1. Requires the County Board to consider the present use of the adjacent land, productivity of the soil, character of the forest, and sustained yield management when determining the classification of tax forfeited land.

WHEREAS, Minn. Stat. 282.01, Subd. 2. Requires that tax forfeited lands to be sold must be classified as Non-Conservation.

**NOW THEREFORE BE IT RESOLVED.** That the Board of County Commissioners of Becker County, Minnesota, hereby declare Parcel #12.7024.000 be reclassified as **Non-Conservation** for future sale to Becker County to allow essential services for the residents of Forest Twp.

Duly adopted this 21 day of June 2016, at Detroit Lakes, MN.

COUNTY BOARD OF COMMISSIONERS Becker County, Minnesota

ATTEST:

/s/ Jack W. Ingstad Jack W. Ingstad County Administrator /s/ Barry Nelson Barry Nelson Board Chair

State of Minnesota ) ) ss County of Becker )

I, the undersigned being the duly appointed and qualified County Administrator for the County of Becker, State of Minnesota, do hereby certify that the foregoing is a true and correct copy of a Resolution passed, adopted, and approved by the County Board of Commissioners at a meeting held \_\_\_\_\_\_, \_\_\_\_, 2016, as recorded in the record of proceedings.

Jack W. Ingstad County Administrator

#### ENTRY AND TESTING AGREEMENT

This Entry and Testing Agreement ("Agreement") is made and entered into as of the day of \_\_\_\_\_\_, 2016, by and between SBA Towers IX, LLC, a Delaware limited liability company ("SBA"), and Becker County, Minnesota ("Owner") concerning the following described real property: Assessor's Parcel Number 127024000, East Bad Medicine Lake Road & Highway 113, Becker County, Minnesota ("Property") as more particularly described on Attachment A, hereto.

A. WHEREAS, SBA has an interest in leasing space on the Property for use as a site for a telecommunications facility ("Facility"); and

B. WHEREAS, In order for SBA to determine the feasibility of the Property as a site for the Facility, it is necessary for employees, agents or independent contractors of SBA to enter upon and inspect the Property and/or temporarily locate communications equipment on the Property to conduct tests; and

C. WHEREAS, SBA seeks Owner's permission for SBA, its employees, agents and/or independent contractors to enter upon, inspect and/or conduct testing activities and applications concerning the Property pursuant to the terms contained in this Agreement.

NOW, THEREFORE, in consideration of the mutual promises, covenants, undertakings, and other consideration set forth in this Agreement, SBA and Owner agree as follows:

1. <u>Consent</u>. Owner grants permission to SBA, its employees, agents and independent contractors ("Authorized Parties"), to enter upon the Property to conduct and perform some or all of the following activities ("Permitted Activities"): surveys, geotechnical soil borings and analyses, Phase I environmental audits, boundary surveys, radio propagation studies and such other tests and inspections of the Property which SBA may deem necessary or advisable. SBA agrees to be responsible for any and all costs related to the Permitted Activities, including installation on and operation and removal of equipment on the Property.

2. <u>Term</u>. The term ("Term") hereof shall be up to one hundred eighty (180) days from full execution of this Agreement and shall be revocable by SBA at any time.

3. <u>Access</u>. Owner grants permission to the Authorized Parties to enter upon the Property to perform the Permitted Activities during the Term of this Agreement upon SBA providing 24 hours prior written notice to Owner. The Authorized Parties may access the Property to install and leave equipment during the Term.

4. <u>Removal of Equipment</u>. SBA agrees that it will, upon the conclusion of its testing, remove any equipment installed on the Property as a part of the Permitted Activities, repair any damage to the Property that has been caused in connection with any of the Permitted Activities, and will return the Property to the condition it was in before the Authorized Parties' entry onto the Property. In the event any equipment installed on the Property by the Authorized Parties is not timely removed by the end of the Term, Owner will have the right to remove such equipment and SBA agrees to be responsible for the reasonable costs of such removal.

5. <u>Indemnity</u>. SBA agrees to indemnify, save harmless, and defend the Owner and its directors, officers, employees, and management agent, if any, from and against any and

all claims, actions, damages, liability and expense in connection with personal injury and/or damage to property to the extent arising from or out of any occurrence in, upon or at the Property caused by the act or omission of the Authorized Parties in conducting the Permitted Activities. Any defense conducted by SBA of any such claims, actions, damages, liability and expense will be conducted by attorneys chosen by SBA and SBA will be liable for the payment of any and all court costs, litigation expenses, reasonable attorneys' fees and any judgment that 이 문제 가지 않는 것 may be entered therein. •

Insurance. SBA's representative and/or independent contractors' will procure 6. and maintain a public liability policy, with limits of \$1,000,000 for bodily injury and \$1,000,000 for property damage, with a certificate of insurance to be furnished to Owner prior to entering the Property to perform any Permitted Activities.

7. <u>Representations</u>. The signatories below have the full right and authority to enter into this Agreement on behalf of SBA and Owner and to perform the obligations hereunder.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written. ÷ .

(1, 1)

New Tower Builds

Owner	SBA Towers IX, LLC, a Delaware limited liability company
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By: Alterin Alon	ву:КМ Ч
Name: Steven Skolog	<u>Name: Kevin Gallagher</u>
Title: <u>Landus Dent Director</u> Date: <u>6(22/2014</u>	Title: Vice President - New Tower Bu
Contact Phone# 218 846. 7310	Dațe:

MN17702-B Bad Medicine

#### Attachment A

#### PROPOSED LEASE AREA DESCRIPTION:

That part of Southwest Quarter of the Northwest Quarter of Section 3, Township 142 North, Range 37 West of the Flith Principal Meridian, Becker County, Minnesota, described as follows:

Commencing at the southwest corner of said Southwest Quarter of the Northwest Quarter; thence North 89 degrees 52 minutes 35 seconds East along the South line of said Southwest Quarter of the Northwest Quarter, a distance of 447.11 feet; thence North 0 degrees 07 minutes 25 seconds West, a distance of 334.25 feet to the Point of Beginning of the lease area to be described; thence South 84 degrees 07 minutes 18 seconds West, a distance of 100.00 feet; thence North 5 degrees 52 minutes 42 seconds West, a distance of 100.00 feet; thence North 84 degrees 07 minutes 18 seconds East, a distance of 100.00 feet; thence South 5 degrees 52 minutes 42 seconds East, a distance of 100.00 feet; thence South 5 degrees 52

Containing 10,000 Sq. Ft or 0,23 Acres.

#### PROPOSED ACCESS & UTILITY EASEMENT DESCRIPTION:

An easement for ingress, egress and utility purposes over, under and across the Southwest Quarter of the Northwest Quarter of Section 3, Township 142 North, Range 37 West of the Fifth Principal Meridian, Becker County, Minnesota, described as follows:

Commencing at the southwest corner of said Southwest Quarter of the Northwest Quarter; thence North 89 degrees S2 minutes 35 seconds East along the South line of said Southwest Quarter of the Northwest Quarter, a distance of 447.11 feet; thence North 0 degrees 07 minutes 25 seconds West, a distance of 334.25 feet; thence South 84 degrees 07 minutes 18 seconds West, a distance of 100.00 feet; thence South 7 degrees 12 minutes 34 seconds East, a distance of 120.22 feet to the Point of Beginning of the easement to be described; thence reverse North 7 degrees 12 minutes 34 seconds West, a distance of 120.22 feet; thence North 5 degrees 52 minutes 42 seconds West, a distance of 100.00 feet; thence South 84 degrees 07 minutes 18 seconds West, a distance of 20.00 feet; thence South 5 degrees 52 minutes 42 seconds East, a distance of 100.23 feet; thence South 7 degrees 12 minutes 34 seconds East, a distance of 121.49 feet; thence South 13 degrees 08 minutes 18 seconds East, a distance of 86.87 feet to the northerly right of way line of State Trunk Highway Number 113; thence North 52 degrees 18 minutes 55 seconds East along said northerly right of way line of State Trunk Highway Number 113, a distance of 21.99 feet to a line bearing South 13 degrees 08 minutes 18 seconds East from the Point of Beginning; thence North 13 degrees 08 minutes 18 seconds West, a distance of 76.70 feet to the Point of Beginning.

Containing 6,05\$ Sq. Ft. or 0.14 Acres.

MN17702-B Bad Medicine



# **COUNTY OF BECKER**

# Planning and Zoning

915 Lake Ave, Detroit Lakes, MN 56501 Phone: 218-846-7314 ~ Fax: 218-846-7266

# PLANNING COMMISSION NOTICE OF PUBLIC HEARING \*\*HEARING DATE AND LOCATION\*\* August 08, 2016 @7:00 PM 3<sup>rd</sup> Floor Jury Assembly Room New Addition-Becker County Courthouse Detroit Lakes, MN. 56502

Project Location: 38501 Co Hwy 56

APPLICANT: Robert & Virginia Briard 38501 Co Hwy 56 Frazee, MN 56544

APPLICATION AND DESCRIPTION OF PROJECT: Request a Conditional Use Permit to put a third dwelling on a 397.15 acre parcel to be occupied by a grandson who is engaged in the day to day farming operations.

LEGAL LAND DESCRIPTION: 150213000 Height of Land NE1/4 LESS E 1AC NE1/4 NE1/4; FRAC SE1/4; SE1/4 NW1/4; GOVT LOT 3, Section 22, TWP 139, Range 39

## REFER TO BECKER COUNTY ZONING ORDINANCE

**Replies/Comments:** Interested parties are invited to submit to the Becker County Department of Planning, Zoning, and Land Use, written facts, arguments or objectives before the scheduled date of the Hearing. These 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

FAX Number: 218-846-7266 email: zoning@co.becker.mn.us

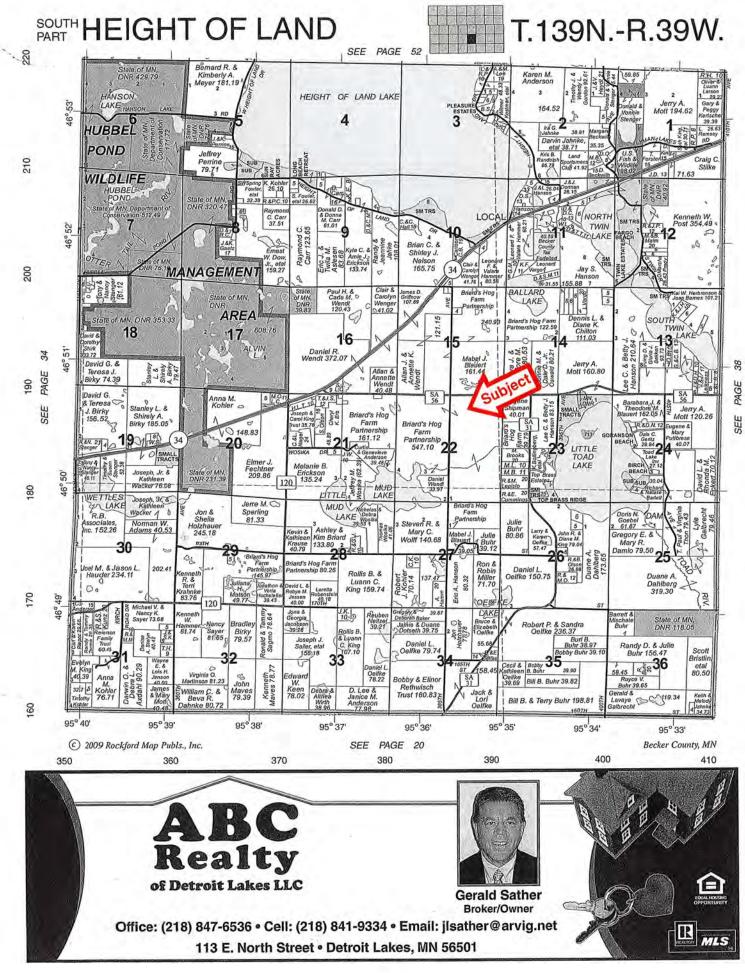
If you have questions about the Project, feel free to call 218-846-7314.

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, in General, the Needs and Welfare of the People.

\*\* Weather conditions may change the Hearing date and time. If bad weather occurs, please listen to the local Detroit Lakes Radio Stations or contact the Zoning Office, by 4:30 pm, for possible rescheduling of the Hearing.



CHER COURS ~ CONDITIONAL USE APPLICATION ~	PARCEL	
~ CONDITIONAL USE APPLICATION ~	APP	CUP
	YEAR	
BECKER COUNTY PLANNING & ZONING	SCANNED	
915 LAKE AVENUE, DETROIT LAKES, MN 56501 PHONE (218) 846-7314 - FAX (218) 846-7266 ROPERTY OWNER INFORMATION (as it appears on tax statement, purch	aso agreement	or dead)
irst name(s): Bobert + Virginia Last name: Briard	ase agreement	of accuj
Tailing Address: 38 501 CO HWY 56 City, State, Zip Fraze	e.mn	56544
hone Number(s): 218-841-2525 Project Address: 5am		
arcel number(s) of property: 15.0213.000 Sect - Twp - H		139-39
ownship Name: Height of Loncegal Description:	RECEIVE	
	JUN 2720	16
	0014 L 7 L0	10
0	ZONING	
REASON FOR CONDITIONAL USE REQUEST: Keguest	D put	a
third dwelling for a Grandson, i	who als	Dis
working into the farm. Grandson i	is engo	ged_
in the day to day farming operation	ms.	0
The information provided for this document is truthful and accurate to the best of m that this statement is null and void if any of the above information is not supplied or		understand
RB1 6-	- 27-16 DATE	
	DITT	

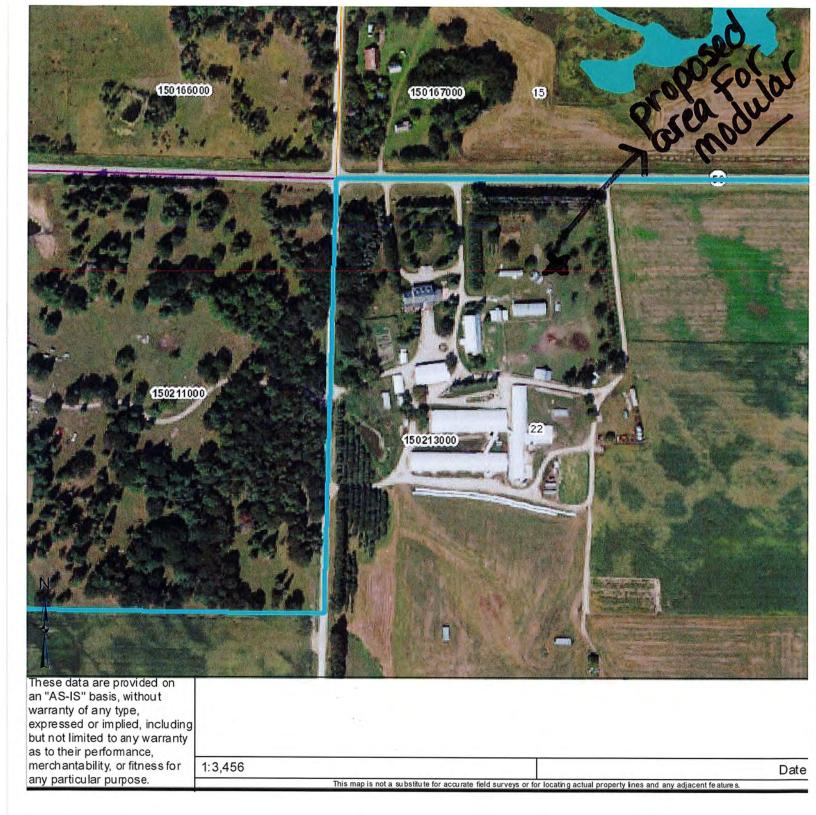
- 2. Completed Site Application with sketch showing all setbacks, platted or surveyed dimensions of the lot and all existing and proposed buildings; parking area and all other materials deemed necessary.
- 3. Non-refundable filing fee of \$326.00. If in Cormorant Township add \$25.00 surcharge to the filing fee (\$351.00). Make check payable to Becker County Zoning.
- **4.** Is the conditional use permit request after the fact? [] Yes [] No If yes, after the fact application fee is an additional \$600.00.

## Office Use Only

This application is hereby (accepted) or (rejected) as presented.

SIGNATURE - ZONING ADMINISTRATOR

				PARCEL	
				APP YEAR	CUP
<b>BUSINESS PLAN</b>				L	`
Name of Business:					· · ·
Owners of Business:				•	
Type of Business:	Retail Sales	Service	Other		
Type of Merchandise:	<del>دەسىمەم</del> ىي.				· · · · · · · · · · · · · · · · · · ·
Type of Service:					
Hours of Operation:	······				·····
Number of Employees:					
Off – street Parking Plan:					
Size of Structure to be use	d for Business:				
New Structure: 23 OV C Signage Plan:	r Fullbas	iemense.			
Exterior Lighting Plan:					
Environmental Hazards:				,	
Other Comments: 4	there is	the mo	in house	(ROR 4)	ticainta's
a mobile l	and for			(	······
the See	tonce tor	ine runn	and wi	1 Cr I rig	JUEER
There for Ju	everal y	ears, a	Nuan	t 40 k	out a
New module	ar home	on here f	or a gi	rand sor	who
thère for Si new module is aloo	working	on the	farm	),	
	J			~	Sacres
	•				
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	<i>i</i>				



					PARCEL	
CKER COUNT		Application fo	or Site Permit		APP	SIT
	Beck	er County Pla	nning and Zon	ning	YEAR SCANNED	
	915 La	ke Ave, Detro	it Lakes, MN	56501		
Be the serve since	Phone:	218-846-7314 www.co.bed		6-7266	Project must b the lot prior to	
Please Print or Type All	nformation		0.001.11111.005		approved	
Parcel Number (s)	Property (E911) Ad	ddress **911	Address Needed	Legal Descri	ption	
15.0213.0	00 3	18501 CO	Hwy 56	Frazee	56	544
Lake/River Name	Lake/River Clas	ss Township Na	me Section	TWP	No. Rang	e o
-		Height	of Land	az	-139-3	39
Property Owner Last	Name First Name	Mailing Address	~	Phone		
the second s	<b>•</b> • • • •	•	(com)			25
Briard, Contractor Name Lic #	Robert 4	virginac (	Sume)	218-	841-25	as
Contractor Name L1C #		9	<u> </u>		RECEIV	ED
Proposed Project (Chec	k those that apply)				JI IA I	Anu Bar
New Dwelling	Addition to Dwell		nt Dwelling* Mob	ile/Manfac. Hom	JUN 272	2016
Attached Garage Stairway	Detached Garage Deck	Storage Str Recreationa		ition to Non-dwel	1170	
Stairway Fence	Other		orming Replacement (i		ZONING	5
*Existing Dwelling to be re						
Onsite Water Supply MN Rules Chapter 4725 (M Onsite Sewage Treatme Type of System	N well code) requires a 3 nt System <i>DropC</i>	3' minimum structure s 5 5 6 New 1 Date of Installation	etback to well N/ Jasin on	Tie Z Niem Last Date Cert	i) "	
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-> nes	e Modular
Characteristics of Proposed Dwelling/Dwelling Add (XDwelling <u>28</u> ft by <u>40</u> ft () Atta	itions/Attached Garage/Decks Cost of Project ched Garageft xft
Outside Dimension () Deck/Patio ft x ft () Add Setback to Side Lot Line $\frac{100}{100}$ ft & Rear Lot Line $\frac{50}{10}$ (ft +)	dition to existingft xft Setback to Road Right of Way $300$ ft
Setback to Bluff	Type of road COUNTY
Setback to Wetland	Is wetland protected () Yes () No
Setback to OHW (straight horizontal distance)	Elevation above OHW (Straight vertical distance)
Setback to septic tank/	Setback to drainfield
Total No. Bedrooms 3	Maximum height proposed # of Stories
Roof Change ( ) Yes ( ) No	Basement () Yes () No Walkout Basement () Yes () No
Characteristics of Proposed Non Dwelling/Non	
Outside Dimension ()Addition to existing structureft x	
Setback to Lot Line ft & Rear Lot Line ft	Setback to Road Right of Wayft     Cost of Project
Setback to Bluff	Type of road
Setback to Wetland	Is wetland protected () Yes () No
Setback to OHW (straight horizontal distance)	Elevation above OHW (Straight vertical distance)
Setback to septic tank	Setback to drainfield
Roof Change ( ) Yes ( ) No	Maximum height proposed # of Stories
Bathroom proposed ( ) Yes ( ) No *Garages and storage sheds cannot contain amenities for indepe	Sleeping Quarters proposed ( ) Yes ( ) No endent human habitation
Characteristics of Proposed Water Oriented Structur () Stairway () Deck () Boathouse () Screen Por	
Outside Dimension ft by ft	/Sq ft
Setback to Lot Line ft & ft	Setback to Bluff
Setback to OHW (straight horizontal distance)	Elevation above OHW (Straight vertical distance)
Setback to septic tank	Setback to drainfield
Maximum height proposed *Sleeping faciliti	es or water supplies are not permitted in these structures

#### THIS IS A SITE PERMIT ONLY AND DOES NOT CONSTITUTE A BUILDING PERMIT AS SET FORTH IN MN STATE STATUTES.

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. I also understand that, once issued, a permit is valid for a period of one (1) year from the date of issuance. If my property is located within the shoreland district, I understand that it is my responsibility to inform the Planning & Zoning Office once the building footings have been constructed. A Site Permit may be revoked at any time upon violation of said Ordinances and approved setbacks. Any changes to this site permit results in nullification of this permit and a new permit will have to be obtained. **Project must be staked out on the lot prior to approval of permit.** Project will be staked by (date)

6-27-16

Signature

Date



# **COUNTY OF BECKER**

# Planning and Zoning

915 Lake Ave, Detroit Lakes, MN 56501 Phone: 218-846-7314 ~ Fax: 218-846-7266

PLANNING COMMISSION NOTICE OF PUBLIC HEARING \*\*HEARING DATE AND LOCATION\*\*

\*HEARING DATE AND LOCATION\* August 08, 2016 @7:00 PM

3<sup>rd</sup> Floor Jury Assembly Room New Addition-Becker County Courthouse

Detroit Lakes, MN. 56502

Project Location: 39600 State Highway 87 AND 40545 State Hwy 87

APPLICANT: Justin Aschnewitz 39600 State Highway 87 Frazee, MN 56544

APPLICATION AND DESCRIPTION OF PROJECT:

Request an After the Fact Conditional Use Permit for sawmilling of logs, building of pallets, sale of firewood and processing of firewood in an Agricultural Zone. \*\*This constitutes Industrial use of land or buildings for production, manufacturing, warehousing, storage and transfer of goods. Includes retail sales of manufactured or warehoused products.

LEGAL LAND DESCRIPTION: 290146000 and 290149001 Silver Leaf Township 290146000 PT W1/2 OF NE1/4, BEG 1634.54' W OF E QTR 23-138-39 AND 29.0149.001 WEST 500' OF NORTH 1375.50' OF SE1/4 AKA TRACT A 24-138-039, Section 23, TWP 138, Range 39 and Section 24, TWP 138, Range 39.

REFER TO BECKER COUNTY ZONING ORDINANCE

**Replies/Comments:** Interested parties are invited to submit to the Becker County Department of Planning, Zoning, and Land Use, written facts, arguments or objectives before the scheduled date of the Hearing. These 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

FAX Number: 218-846-7266 email: zoning@co.becker.mn.us

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, in General, the Needs and Welfare of the People. \*\* Weather conditions may change the Hearing date and time. If bad weather occurs, please listen to the local Detroit Lakes Radio Stations or contact the Zoning Office, by 4:30 pm, for possible rescheduling of the Hearing.



SEE PAGE 36

# T.138N.-R.39W.



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CONDITIONAL USE APPLICATION ~ BECKER COUNTY PLANNING & ZONING	PARCEL APP YEAR SCANNED	CUP
915 LAKE AVENUE, DETROIT LAKES, MN 56501 PHONE (218) 846-7314 - FAX (218) 846-7266	[ Sentitles ]	
PROPERTY OWNER INFORMATION (as it appears on tax statement, purcha	ase agreemen	t or deed)
First name(s): Last name: Aschner	uitz	
Mailing Address: 39600 State Highway 87 City, State, Zip Frazee 1 39600	MN 56540	ten
Phone Number(s): <u>218-849-6970</u> Project Address: AND 409	545 State	Hur 87
Parcel number(s) of property: <u>290146000 29014900</u> Sect - Twp - R	23	138 0 039 138 039
Township Name: Silverleaf Legal Description: PT w/2 of 1	VE1/4, Beg 1	634.54'WOFE
QTR COR SEC 23 ; TH W ALS LN NE1/4 999,83' to WLN W/3	N/4 THA	VALWLN47
THE 832,56' TH SE 236.71', 7H 5 297,39' to POB, less Hun 24-138-039 WEST 500' 07 NORTH 1375.50 OF SE 14 AKA REASON FOR CONDITIONAL USE REQUEST: Sammilling o	TRACT A	
REASON FOR CONDITIONAL USE REQUEST: Sawmilling o	+ 1095,	building
Of Pallets, sale of Firewood, Processing of Firewood.	/	0

The information provided for this document is truthful and accurate to the best of my knowledge. I understand that this statement is null and void if any of the above information is not supplied or is inaccurate.

SIGNATURE OF APPLICANT

DATE

## **OTHER INFORMATION NEEDED TO COMPLETE THE APPLICATION:**

- 1. A copy of the deed from the Recorder's Office;
- 2. Completed Site Application with sketch showing all setbacks, platted or surveyed dimensions of the lot and all existing and proposed buildings; parking area and all other materials deemed necessary.
- 3. Non-refundable filing fee of \$326.00. If in Cormorant Township add \$25.00 surcharge to the filing fee (\$351.00). Make check payable to Becker County Zoning.

4. Is the conditional use permit request after the fact? [] Yes [] No If yes, after the fact application fee is an additional \$600.00.

Office Use Only

This application is hereby (accepted) or (rejected) as presented.

SIGNATURE - ZONING ADMINISTRATOR

DATE

	PARCEL APP	CUP
BUSINESS PLAN	YEAR	COP
Name of Business: 32 Howking LLC		
Owners of Business: Justin Aschnewitz	•	
Type of Business: Retail Sales Service Other		
Type of Merchandise: <u>Pallets</u> , Firewood		
Type of Service: <u>assembling pullets</u> , processing Fire wood		
Hours of Operation: <u>3 am to 8 pm</u>		
Number of Employees: up to 2		
Off – street Parking Plan: <u>none</u>		
Size of Structure to be used for Business: $32 \times 128 + 28 \times 28$		
New Structure: <u>28 x 28</u> Existing Structure: <u>32</u>		· · · · · · · · · · · · · · · · · · ·
Signage Plan:	·	
Exterior Lighting Plan:		
Environmental Hazards:		
Other Comments: Business on 29.0146.000 would I	ike to.	eventually
move business to 29.0149.001. Minimal tra	Asic T	vice a
welk - broker from moto picksup pallets	t take	soft site
Kumber sawed elsewhere - brought onto pro	sport	ė.
pallets assembled à	· /	
·		
29.0146.000 = 10.40 ACRES		
29.0149.001 = 15.00 ACRES		

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CKER COUNT					PARCEL	
	Ap	plication for S	ite Permit		APP	SITE
	Becker (	<b>County Planni</b>	ng and Zoning		YEAR SCANNED	-
	915 Lake A	Ave, Detroit L	akes, MN 5650	01		1. 17.7.5.5.45
Please Print or Type All I		8-846-7314 F www.co.becker	ax: 218-846-72	66	Project must b the lot prior to approved	
Parcel Number (s)	Property (E911) Address	s **911 Addr	ess Needed Le	gal Descript	tion	
290146000	39600 State			5 ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) (		
.ake/River Name	Lake/River Class	Township Name	Section	TWP N	o. Rang	e
		Silverleaf	23	138	03	39
						1
	Name First Name Ma		1	Phone		
Aschnewitz -	Justin 396 Fra	00 State MI	gnway of	21	8-849-6	0.70
Contractor Name Lic #	Fra	zee MIV 56	544	al	8 849-6	910
Proposed Project (Chec	k those that apply)					
New Dwelling	k those that apply) Addition to Dwelling Detached Garage Deck Other noved prior to	Replacement Dw	elling* Mobile/Ma	nfac. Home		
Attached Garage	Detached Garage	Storage Structure	Addition to	Non-dwellir	ng	
Fence	Other	Non Conformin	g Replacement (identify	nied Structur ()	e	
Existing Dwelling to be ren	noved prior to					
Onsite Sewage Treatme	nt System	ate of Installation		Date Certif	ied	
Dusite Sewage Treatmen ype of System Aust have current certificate	nt System	ate of Installation em prior to issuance of	a permit Last	Date Certif		
Onsite Sewage Treatmen Sype of System Must have current certificate Lot Information	nt System D of compliance on septic syste Shoreland ( ) Rig	ate of Installation em prior to issuance of parian () Non R	a permit Last iparian Non	ı Shorelan	d_X_	
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Characteristics of Proposed Dwelling/Dwelling Add ( )Dwellingft byft ( ) Att	ached Garageft xft
Outside Dimension ( )Deck/Patio ft x ft ( )Ad	ldition to existing ft x ft
Setback to Side Lot Line ft & Rear Lot Line ft	Setback to Road Right of Wayft
Setback to Bluff	Type of road
Setback to Wetland	Is wetland protected () Yes () No
Setback to OHW (straight horizontal distance)	Elevation above OHW (Straight vertical distance)
Setback to septic tank	Setback to drainfield
Total No. Bedrooms	Maximum height proposed # of Stories
Roof Change () Yes () No	Basement () Yes () No Walkout Basement () Yes () No
Characteristics of Droposed New Deally AL D	
Characteristics of Proposed Non Dwelling/Non Dwe	elling Additions/Detached Garages/Storage Sheds
CA.S.	ft ()Fence ft long x high ()other ft x ft
Outside Dimension (Addition to existing structure $32$ ft x $4$ PROPOSED - $38 \times 38$	
Setback to Lot Line $50^{\circ}$ ft & Rear Lot Line $20^{\circ}$ ft	Setback to Road Right of Way <u>3004</u> ft <b>Cost of Project</b>
Setback to Bluff	Type of road
Setback to Wetland	Is wetland protected () Yes () No
Setback to OHW (straight horizontal distance)	Elevation above OHW (Straight vertical distance)
Setback to septic tank	Setback to drainfield
Roof Change () Yes (X) No	Maximum height proposed # of Stories
Bathroom proposed ( ) Yes (X) No *Garages and storage sheds cannot contain amenities for indepe	Sleeping Quarters proposed ( ) Yes ( ) No endent human habitation
Characteristics of Proposed Water Oriented Structu ( ) Stairway ( ) Deck ( ) Boathouse ( ) Screen Port	ure*     Cost of Project \$       ch () Gazebo () Storage Structure
Outside Dimension ft by ft	Sq ft
Setback to Lot Line ft & ft	Setback to Bluff
Setback to OHW (straight horizontal distance)	Elevation above OHW (Straight vertical distance)
Setback to septic tank	Setback to drainfield
Maximum height proposed *Sleeping faciliti	es or water supplies are not permitted in these structures
ц. Т	DOES NOT CONSTITUTE & BUILDING DEPMIT

AS SET FORTH IN MN STATE STATUTES.

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. I also understand that, once issued, a permit is valid for a period of one (1) year from the date of issuance. If my property is located within the shoreland district, I understand that it is my responsibility to inform the Planning & Zoning Office once the building footings have been constructed. A Site Permit may be revoked at any time upon violation of said Ordinances and approved setbacks. Any changes to this site permit results in nullification of this permit and a new permit will have to be obtained. **Project must be staked out on the lot prior to approval of permit.** Project will be staked by (date)

12 Signature

1-16 Date

## SKETCH OF PROPERTY

- 1. Please sketch all impervious coverage on your property; include dimensions.
- 2. Sketch roadways adjacent to property Include driveway location.

128'

- 3. If you will be exceeding 15% impervious surface coverage, include a copy of your stormwater management plan. This applies to ANY lot that exceeds 15% coverage.
- 4. If proposed project is a detached garage/storage shed that will exceed 1 story, include detailed design.
- 5. Indicate where erosion control measures will be implemented and indicate storm water drainage pattern and how it will be maintained on the property.

32

Remember EROSION CONTROL!

Please use best management practices and/or silt fence to control erosion on all projects.

PARCEL	
APP	SITE
YEAR	

