

### 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\*\*
November 27<sup>th</sup>, 2024 @ 6:00 P.M.

\*\*3RD FLOOR JURY ASSEMBLY ROOM – BECKER COUNTY COURTHOUSE\*\*

APPLICANT: Kasey A Klemm

21467 Dove Rd

Detroit Lakes, MN 56501

Project Location: 22500 175th St

Detroit Lakes, MN 56501

#### APPLICATION AND DESCRIPTION OF PROJECT:

Request an amendment to an existing Conditional Use Permit; Recorded document number 654801 to remove stipulation number two (2) which states: No travel on the eastside of the campground via 230<sup>th</sup> Ave. This application was tabled at the October 30<sup>th</sup>, 2024, hearing.

LEGAL LAND DESCRIPTION: Tax ID Number: **02.0170.002** Section 25 Township 139 Range 042; 25-139-42 PT SE1/4 NW1/4: BEG SE COR SE1/4 NW1/4, W 300', N 33.01', N 767.26', E 290.37', S 800' TO POB. TRACT B.; Audubon Township

#### REFER TO BECKER COUNTY ZONING ORDINANCE

#### **Replies/Comments:**

Public testimony regarding this application will only be received by email, in writing, or in-person at the hearing. Interested parties are invited to submit to the Becker County Department of Planning and Zoning written facts, arguments, or objectives by 12:00 P.M. the 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

EMAIL: nicole.bradbury@co.becker.mn.us

To view all application information on this project please visit:

http://www.co.becker.mn.us/government/meetings/planning zoning/planning commission/

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.

### **Conditional Use Application Review**

#### Permit # CUP2024-123

#### **Property and Owner Review**

Owner: Kasey A Klemm	Parcel Number(s): 020170002
Mailing Address: 21467 Dove Rd Detroit Lakes, MN 56501	Site Address: 22500 175th St Detroit Lakes, MN 56501
	Township-S/T/R: AUDUBON-25/139/042
	Shoreland? No Name:

Legal Descr: 25-139-42 PT SE1/4 NW1/4: BEG SE COR SE1/4 NW1/4, W 300', N 33.01', N 767.26', E 290.37', S 800' TO POB. TRACT B.

#### Conditional Use Details Review

Description of Conditional Use Request: All previsions to stay the same with the exception of #6, requesting an extension of current Conditional Use Permit.

Request to remove #6 on conditions from the current Conditional Use Permit. (At the October 30th, 2024 hearing a ten year extension what approved.)

#### Requesting to also remove stipulation number 2 per the township's request.

1. Describe how the conditional use permit, if granted, will not harm the use and enjoyment of other properties in the immediate vicinity for the purposes already permitted, nor substantially diminish or impair property values within the immediate vicinity.

#### Same as current Conditional Use Permit

2. Describe how establishing the conditional use will not impede the normal, orderly development and improvement of surrounding vacant property for uses predominant in the area.

#### Same as current Conditional Use Permit

3. Describe how adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

#### Same as current Conditional Use Permit

4. Describe how adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

#### Same as current Conditional Use Permit

5. Describe how adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so none of these will constitute a nuisance, and to control lighted signs and other lights so that no disturbance to neighboring properties will result.

#### Same as current Conditional Use Permit

#### Additional shoreland questions below (if applicable)

- 6a. Describe how adequate measures have been or will be taken to assure that soil erosion or other possible pollution of public waters will be prevented, both during and after construction.
- 6b. What measures have been taken to assure that the visibility of structures and other facilities as viewed from public waters will be limited.
- 6c. What measures have been taken to assure that the site is adequate for water supply and on-site sewage treatment.
- 6d. Describe how the types, uses and number of watercrafts that the project will generate can be safely accomodated.

#### **Business Plan Review**

Name of Business: K&T Sand, Gravel and Excavating LLC

Business Owners: Kasey Klemm

Business Type: Other - Please describe below If 'Other', explain: Excavating

Type of Merchandise: **Dirt** 

Type of Service: N/A

Hours and Days of Operation: Same as previous use permit
Number of Employees: N/A
Off-Street Parking Plan: <b>N/A</b>
Size of structure to be used for Business: <b>Same as previous use permit</b> New or Existing:
Signage Plan: N/A
Exterior Lighting Plan: <b>N/A</b>
Known Environmental Hazards: <b>N/A</b>
Additional Business Plan Information: N/A

BECKER COUNTY RECORDER STATE OF MINNESOTA

#### Document No. 654801

STATE OF MINNESOTA

BECKER COUNTY ZONING

COUNTY OF BECKER

PERMIT FOR USE

This is to Certify that under the Zoning Ordinance of Becker County, Property described as follows may be used as indicated:

ADDRESS OF PROPERTY: 22500 175th St; Section 25, Audubon Township

CURRENT ZONE: Agricultural

LEGAL DESCRIPTION: PID Number 02.0170.002

Complete Legal Description on Attachment A.

OWNER: Kasey Klemm

OWNERS ADDRESS: 1159 Long Bridge Circle, Detroit Lakes, MN 56501

#### EXACT DESCRIPTION OF USE PERMITTED AND CONDITIONS:

Approve a conditional use permit to mine and excavate gravel on agricultural zoned property due to the fact the request would not be detrimental to the surrounding area with the stipulations:

- 1. Saturday operation is to end at 5p.m. in June, July, and August.
- 2. No travel on the eastside of the campground via 230th. Ave.
- 3. Mine topography is to be no deeper than the adjacent property to the west.
- 4. No crushing in June, July, or August.
- 5. A 75 foot long buffer from the north property line extending 200 feet south.
- 6. A five year life span.
- 7. Commencing spring of 2019 with ongoing reclamation.

NOTICE: This Use CANNOT BE CHANGED to any other Use without a new Permit from the Zoning Administrator. The Conditional Use Permit shall become null and void on <u>10/16/2020</u> if the use granted has not been implemented by this date.

APPROVED by the Becker County Planning Commission:

10/09 2018

APPROVED by the Becker County Board of Commissioners:

10/16 2018

STATE OF MINNESOTA)

) SS

BECKER COUNTY PLANNING, ZONING

COUNTY OF BECKER )

AND LAND USE OFFICE

I, Kyle Vareberg, Becker County Planning & Zoning Administrator, certify that I have compared the foregoing copy of PERMIT FOR USE with the original Record preserved in the Zoning Office, and have found the same to be true and correct.

IN TESTIMONY WHEREOF, I have hereunto subscribed my hand at Detroit Lakes, Minnesota, in the County of Becker on the 30th day of October 20 18.

Drafted By the Becker County Planning & Zoning Office chg paid well

Kyle Vareberg, Administrator

Planning & Zoning

### **AUDUBON TOWNSHIP**

CHAIRMAN: LUKE LANGERUD CLERK: MISSE PASKEY TREASURER: JAY MEACHAM SUPERVISORS: PETE ANDERSON & JAKE HEIN

October 24, 2024

Planning and Zoning Department 915 Lake Ave Detroit Lakes, MN 56501

RE:

Kasey Klemm Gravel Pit Hearing October 30<sup>th</sup>, 2024

Dear Planning Commission,

The Township board of Audubon has reviewed the proposed amendment to an existing conditional use permit; recorded document number 654801 to remove stipulation number six (6).

The Audubon Township is in support of Kasey Klemm's request in removing the time limitation, stipulation 6.

In addition, Audubon Township would also request consideration by the planning commission to remove stipulation 3, Limiting travel on 230<sup>th</sup> Ave for Kasey Klemm's Gravel Pit.

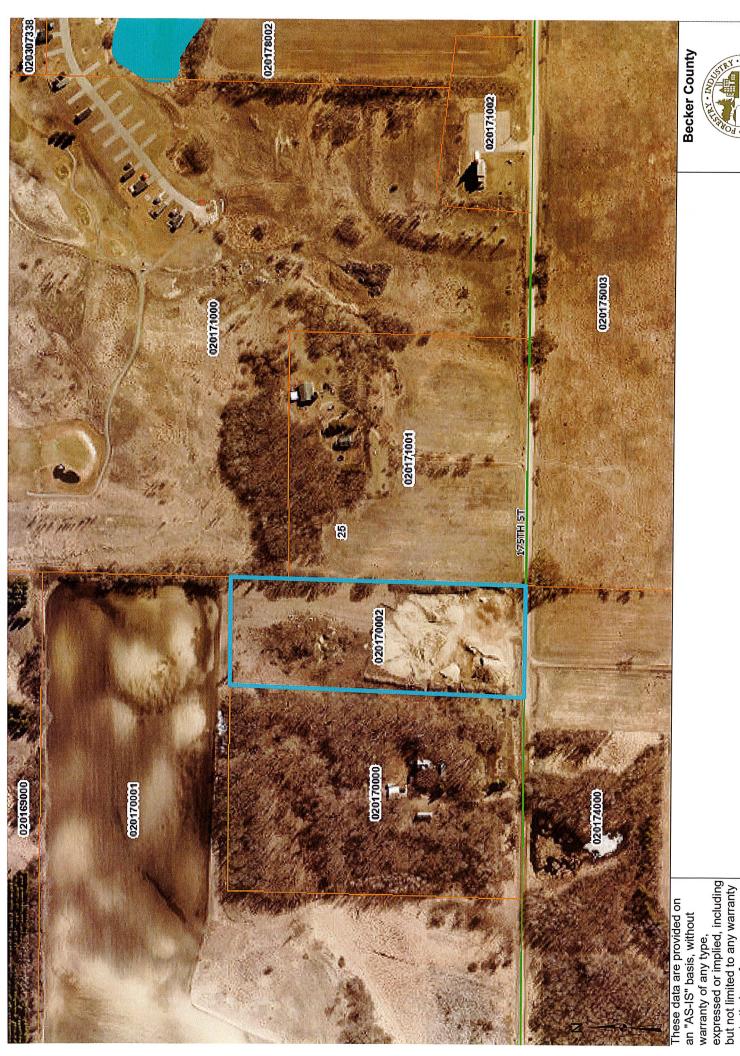
Our reasons to support this request are as follows:

- Other gravel pits do not have this limitation and currently use 230<sup>th</sup> as a "haul road".
- The alternative routes bring truck traffic through two (2) areas of soft roads with sloughs on both sides of the road. Namely 175<sup>th</sup> St and 220<sup>th</sup> Ave. These roads will at times suffer adverse effects from the added truck traffic. The 230<sup>th</sup> Ave route does not have any such areas and is more suitable for truck traffic.
- These alternate routes also bring truck traffic past a subdivision, businesses and several residential homes.

Thank you for consideration.

Respectfully,

Audubon Township



Date: 10/15/2024

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

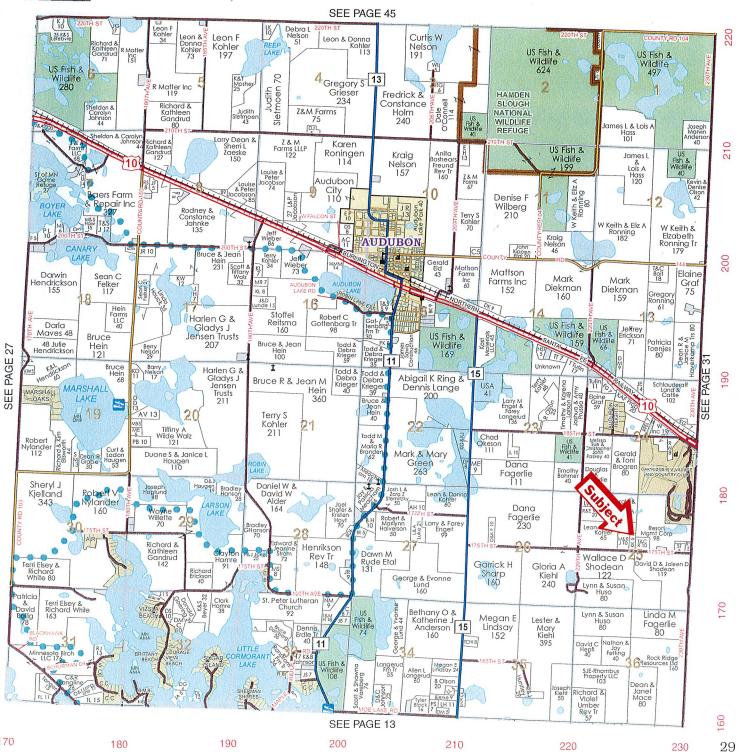
This map is not a substitute for accurate field surveys or for locating actual property lines and any adjacent features.



## Audubon

### Township 139N - Range 42W

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### **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\*\*

November 27<sup>th</sup>, 2024 @ 6:00 P.M.

### \*\*3RD FLOOR JURY ASSEMBLY ROOM - BECKER COUNTY COURTHOUSE\*\*

APPLICANT: Chad Wendel

841 9th St NW

Valley City, ND 58072

Project Location: TBD 270<sup>th</sup> Ave

Detroit Lakes, MN 56501

#### APPLICATION AND DESCRIPTION OF PROJECT:

Request a Change of Zone from Agricultural to Residential and Preliminary Plat for eleven (11) lots to be called THE RESORT AT ABBEY LAKE.

LEGAL LAND DESCRIPTION: Tax ID Number: **19.0287.001** Section 14 Township 138 Range 041; 14-138-41 NW1/4 SW1/4, GOVT LOT 6, 7, PT GOVT LOT 5: BEG W COR SEC 14, S 1569.79', E 445', S 466', W 445', S 605.15', E 1538' TO ABBEY LK, NLY & ELY AL LK TO E LN GOVT LOT 7, N 965', W 3953.38' TO POB.; Lake View Township

#### REFER TO BECKER COUNTY ZONING ORDINANCE

#### **Replies/Comments:**

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EMAIL: nicole.bradbury@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, in General, the Needs and Welfare of the People.



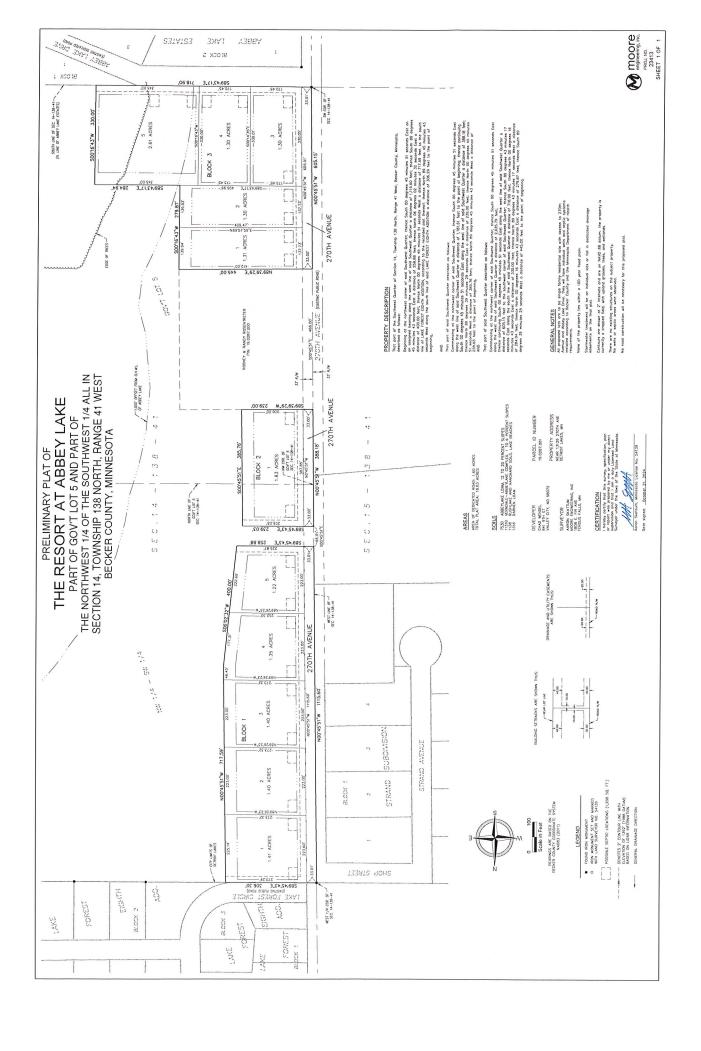
# SUBDIVISION / ZONE CHANGE **BECKER COUNTY**

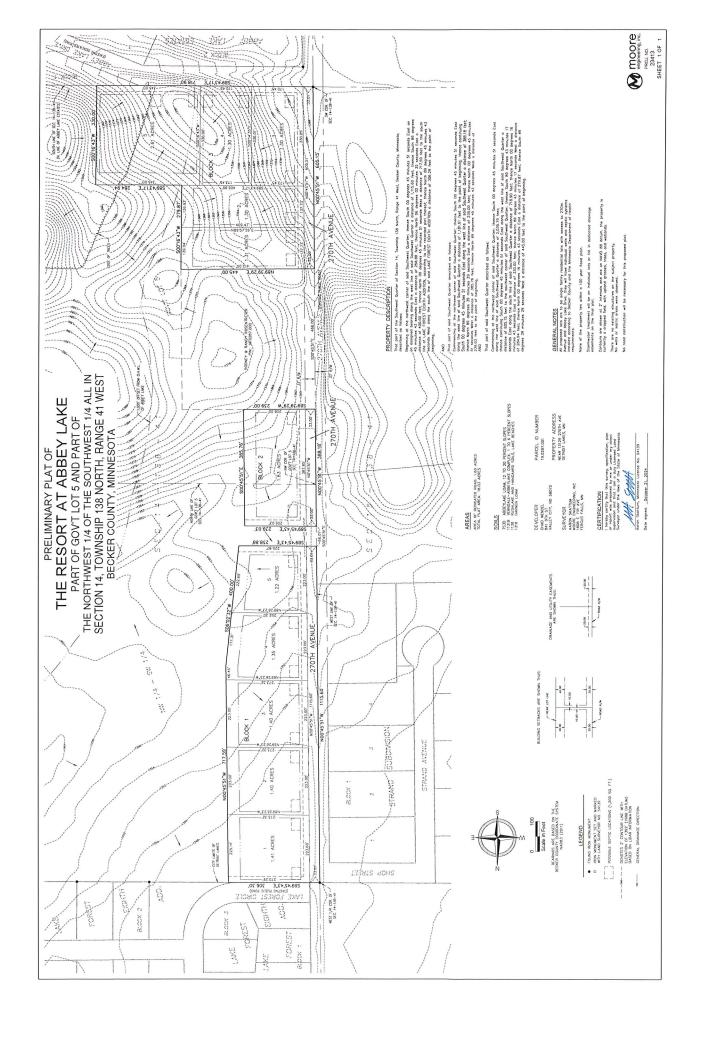
### **PLANNING & ZONING**

915 LAKE AVENUE, DETROIT LAKES, MN 56501 PHONE (218) 846-7314 - FAX (218) 846-7266

PARCEL	
APP	ZONE /
	SURVEY
YEAR	
SCANNED	

Application for: Zone Char	ge	_Certificate of Survey	
	ection 1) (Com	iplete Section 2)	(Complete Section 3)
Applicant's Name: Chad	Wendel	CHOCK CARE TO SECURITION OF THE SECURITION OF TH	
Applicant's Address: 815	9th St SW, Valley	City, ND 58072	
Telephone(s): 701-490-125	1	Date of Applicat	ion: 11-4-24
Signature of Applicant:	**************************************		
Parcel ID Number: 190	187001	Project Address: <u>4</u> 2	javent to 13129 270 \$ Au
Legal Description of Project Part of July Sec 14-139 POB; AND Comercing at a 700; AND Community at No	•		'E 250.00', N 1117,59', W 306.29'+1 ', E 239.00', N 385.76', W 239.03' 718.90', N 330', W 284.94', N 279.07', W 4
SECTION I		2 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	- , , , , , ,
*Zone Change For Ex	sting Parcel Number	P	Dec deals
Is the change w	vithin 2 miles of any	Requested Zoning city limits? Yes	
	itimi 2 imies of any	city innits: 165	
*Certificate Of Survey	· Number of Lote		
Shoreland (with	in 1000 ft of lake	Nor	shoreland
Current Zoning	of property	INOI	snoreland
Is a change of a	one required?	Vec	70
If ves. change if	rom	Zone to	110 110
Total acreage o	f parcel to be subdiv	vided	Zonc.
Is the change w	rithin 2 miles of any	city limits?	
		greement if applicant is	not the owner of the
SECTION 3 property.			
*For Preliminary Plat:			
Number of Lots	;11		
Name of Subdi	vision The Ro	esort at Abbey	lake
Name of Fropo	sed Koads		
Shoreland (with	in 1000 ft of lake)_	Abbey Non-sh	oreland
Current Zoning	of property	3	
Is a change of z		yes	no
	rom Ag		
	f parcel to be subdiv		
	ithin 2 miles of any		
metude a cop	y or the purchase ag	greement it applicant is	not the property owner.
Date Received 114 Date Ac	cented Auth	orized Signature	
Application Fee	Notice Fee Rec	ording Fee Date Paid	1
	Receipt Number	er	*





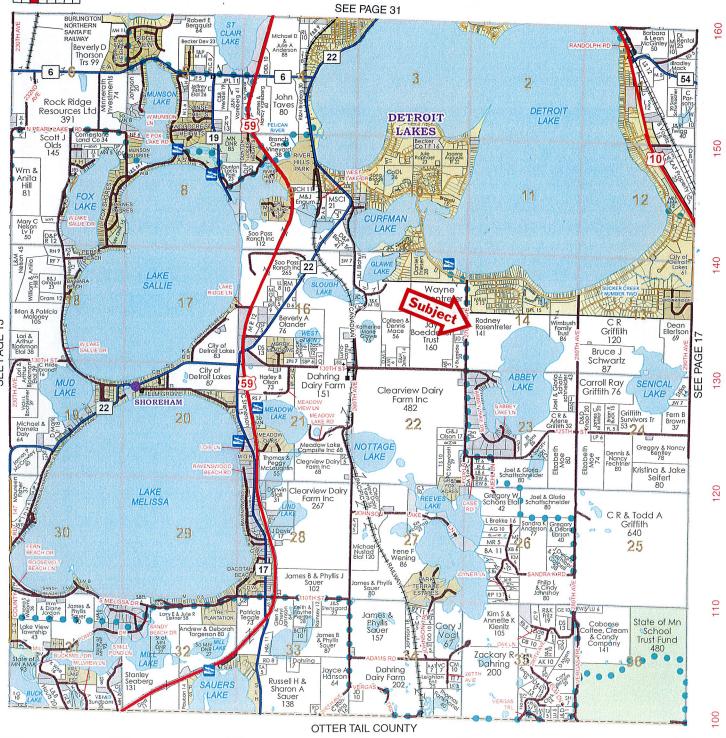




Lake View

### Township 138N - Range 41W

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\*\*HEARING DATE AND LOCATION\*\*
November 27<sup>th</sup>, 2024 @ 6:00 P.M.

\*\*3RD FLOOR JURY ASSEMBLY ROOM - BECKER COUNTY COURTHOUSE\*\*

APPLICANT: Larry E & Cynthia Winterfeldt

1510 Highway 10 E Detroit Lakes, MN 56501 Project Location: 24636 Co Hwy 6

Detroit Lakes, MN 56501

#### APPLICATION AND DESCRIPTION OF PROJECT:

Request a Conditional Use Permit for storage units.

LEGAL LAND DESCRIPTION: Tax ID Number: **19.0053.001** Section 05 Township 138 Range 041; 5-138-41 PT GOVT LOT 6: COMM SE COR GOVT LOT 6, W 1763.06' TO POB; W 512.86', N 418.29', E 528.03', S 418.53' TO POB.; Lake View Township

#### REFER TO BECKER COUNTY ZONING ORDINANCE

#### **Replies/Comments:**

Public testimony regarding this application will only be received by email, in writing, or in-person at the hearing. Interested parties are invited to submit to the Becker County Department of Planning and Zoning written facts, arguments, or objectives by 12:00 P.M. the 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

EMAIL: nicole.bradbury@co.becker.mn.us

To view all application information on this project please visit: http://www.co.becker.mn.us/government/meetings/planning\_zoning/planning\_commission/

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.

### **Conditional Use Application Review**

#### Permit # CUP2024-124

Property and Owner Review		
Owner: Larry E & Cynthia Winterfeldt	Parcel Number(s): 190053001	
Mailing Address: 1510 Highway 10 E  Detroit Lakes, MN 56501	Site Address: 24636 Co Hwy 6 Detroit Lakes, MN 56501	
	Township-S/T/R: LAKE VIEW-05/138/041	
	Shoreland? Yes Name: St. Clair (Lake View & Detroit)	

Legal Descr. 5-138-41 PT GOVT LOT 6: COMM SE COR GOVT LOT 6, W 1763.06' TO POB; W 512.86', N 418.29', E 528.03', S 418.53' TO POB.

[NE Tier 2]

#### **Conditional Use Details Review**

Description of Conditional Use Request: Add more non-residential storage units to property in addition to the ones already there.

- 1. Describe how the conditional use permit, if granted, will not harm the use and enjoyment of other properties in the immediate vicinity for the purposes already permitted, nor substantially diminish or impair property values within the immediate vicinity. Granting this conditional use permit will not harm the use and enjoyment of the other properties in the immediate vicinity because it will be augmenting the units that are already there currently with nicer looking, better quality units that will improve the appearance and value of the vicinity. This property runs along Hwy 6 frontage so adding new high-quality improvements will be the highest and best use of this parcel adding to the value of the vicinity and the county tax base.
- 2. Describe how establishing the conditional use will not impede the normal, orderly development and improvement of surrounding vacant property for uses predominant in the area.

Establishing the conditional use will make the use of this property more consistent with the surrounding properties which are being used for commercial and business purposes.

- 3. Describe how adequate utilities, access roads, drainage and other necessary facilities have been or are being provided. The property already contains adequate access, utilities and drainage. If any additional services are needed they will be provided in accordance with local regulations and requirements.
- 4. Describe how adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

The property has plenty of space to create sufficient off-street parking and loading space as needed for the intended purpose in accordance with local regulations and requirements.

5. Describe how adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so none of these will constitute a nuisance, and to control lighted signs and other lights so that no disturbance to neighboring properties will result.

Adequate measures will be taken to prevent or control dust, noise, and light so that no nuisance or disturbance to neighboring properties will result. Some of these measures include paving gravel with concrete or asphalt to reduce dust & noise and improve appearance and adding improvements closer to Hwy 6 and other commercial buildings where they will be of similar, or better, use and appearance.

Additional shoreland questions below (if applicable)

6a. Describe how adequate measures have been or will be taken to assure that soil erosion or other possible pollution of public waters will be prevented, both during and after construction.

Adequate measures will be taken to assure that soil erosion or other possible pollution of public waters will be prevented, both during and after construction by adhering to all applicable codes and regulations.

6b. What measures have been taken to assure that the visibility of structures and other facilities as viewed from public waters will be limited.

Due to the distance from public waters and contours of the land the structures and facilities will not be visible from public waters.

6c. What measures have been taken to assure that the site is adequate for water supply and on-site sewage treatment.

#### The property currently contains adequate water supply and on-site sewage treatment

6d. Describe how the types, uses and number of watercrafts that the project will generate can be safely accomodated.

The project will not generate additional watercraft

#### **Business Plan Review**

Name of Business: Lakes Storage

Business Owners: Brandon Raboin, Nate Anderson

Business Type: Other - Please describe below If 'Other', explain: non-residential storage units

Type of Merchandise: NA - Storage

Type of Service: NA - Storage

Hours and Days of Operation: NA

Number of Employees: 0

Off-Street Parking Plan: The property has plenty of space to create sufficient off-street parking and loading space as needed for the intended purpose in accordance with local regulations and requirements.

Size of structure to be used for Business: Forty 30x50 storage units

New or Existing: New Structure

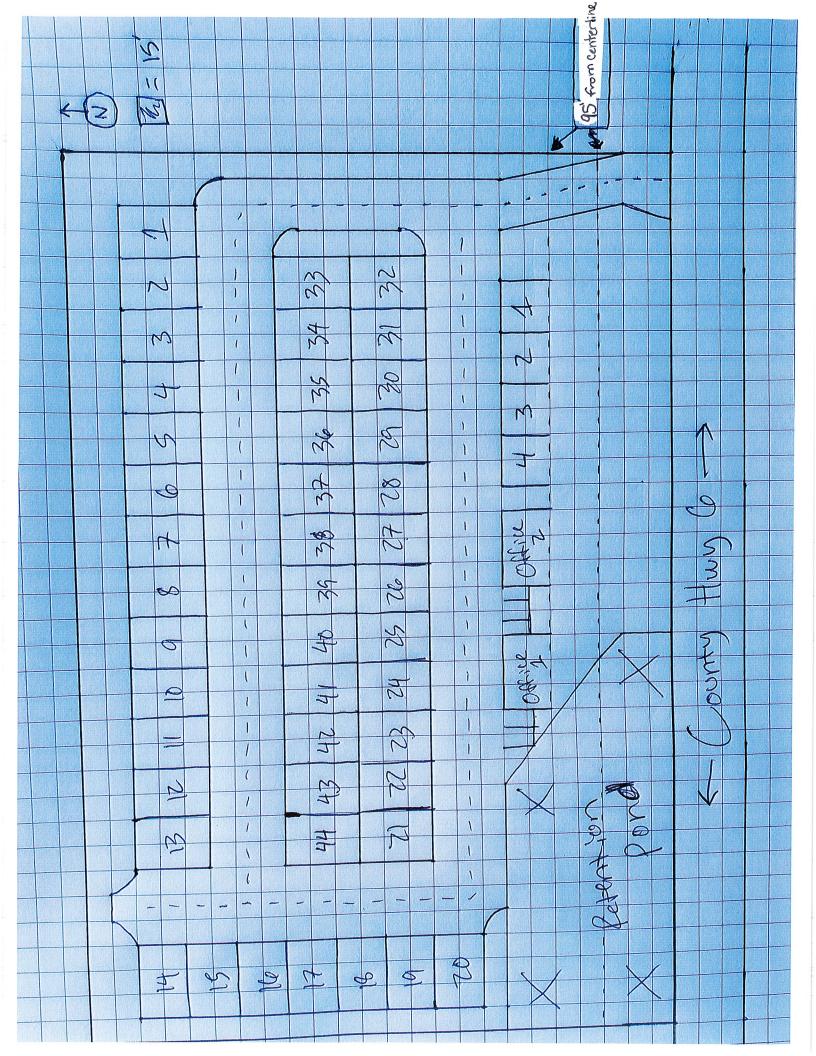
Signage Plan: One 4x8' wooden sign without lighting along the south side of the property along Hwy 6

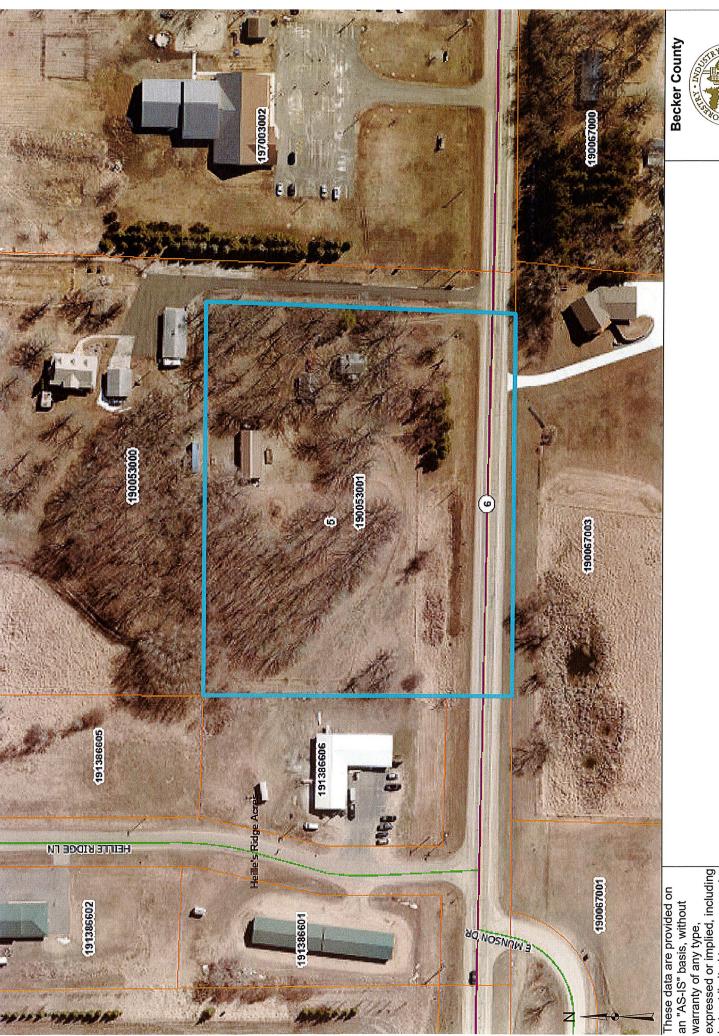
Exterior Lighting Plan: Motion-activated lighting on the buildings

Known Environmental Hazards: None

Additional Business Plan Information:







Date: 11/5/2024

1:2,257 but not limited to any warranty as to their performance, merchantability, or fitness for any particular purpose.

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



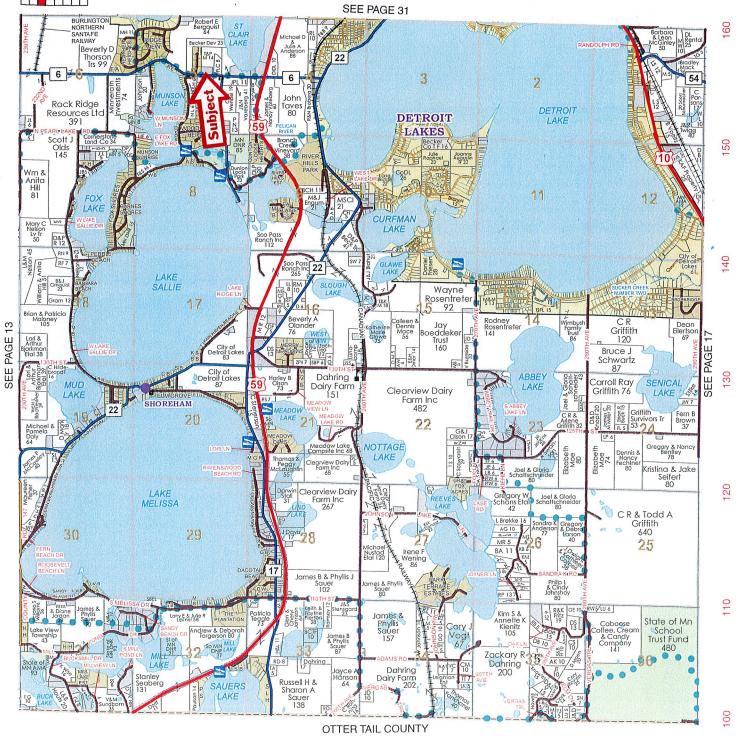
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### Lake View

### Township 138N - Range 41W

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