

Lanesboro Planning and Zoning Commission
Regular Meeting
Wednesday, January 19, 2022 6:00 p.m.
Community Center Meeting Room and Zoom

Present: Jeff Lepper, Randy Rakosnik, Jason Resseman, and Michael Seiler

Absent: None

Visitors: Darla Taylor and Ceil Allen

Commission Member Resseman called the Regular Planning & Zoning Meeting to order at 6:00 p.m.

- A. Agenda:** Member Seiler motioned to approve the agenda as submitted. Member Lepper seconded the motion. Vote was done by roll-call with all in favor. Motion carried.
- B. Consent Agenda:** Member Rakosnik motioned to approve the Consent Agenda as submitted. Motion seconded by Member Seiler. Vote was done by roll-call with all in favor. Motion carried.
 - 1. Minutes of the regular meeting, December 15, 2021

Continued Business:

- A. Bike Racks:** Member Seiler motioned to table the discussion until March. Member Resseman seconded the motion. Motion carried with all in favor.
- B. Food Trucks:** Member Lepper motioned to table the discussion until February. Member Resseman seconded the motion. Motion carried with all in favor.

Next Meeting: Wednesday, February 16, 2022 at 6:00 p.m.

Adjourn: Member Resseman moved to adjourn at 6:01 p.m. Motion seconded by Member Rakosnik. Motion carried with all in favor.

Respectfully Submitted,
Michele Peterson, MCMC
City Administrator/Clerk

Lanesboro Planning and Zoning Commission
Regular Meeting
Wednesday, February 16, 2022 6:00 p.m.
Community Center Meeting Room and Zoom

Present: Jeff Lepper, Randy Rakosnik, Jason Resseman, and Michael Seiler

Absent: None

Visitors: Darla Taylor, Joe Goetzke, Kara Maloney, Kim Berekvam, Ame Putman, Tyler Shipton, Jon Pieper, Ollie Lepper, Karen & Andy Heimdahl, Lori Rakosnik, Elizabeth & Allen Mason, Annie McCabe, Brenda Janvrin, Nicholas Fitzpatrick, Mitchell Walbridge, Tamara Degarmo, Sarah Pieper, Fred Kiel, Chris Goetzke, Scott & Angie Taylor, Bonnie Handmacher, Andy Batstone, Richard Harrell, and Carol Howe.

Commission Member Resseman called the Regular Planning & Zoning Meeting to order at 6:00 p.m.

- A. Agenda:** Member Seiler motioned to approve the agenda as submitted. Member Lepper seconded the motion. Vote was done by roll-call with all in favor. Motion carried.
- B. Consent Agenda:** Member Seiler motioned to approve the Consent Agenda as submitted. Motion seconded by Member Rakosnik. Vote was done by roll-call with all in favor. Motion carried.
 - 1. Minutes of the regular meeting, January 19, 2022

Continued Business:

- A. Mobile Food Providers:** Commission members invited guests to provide thoughts and concerns:
 - Another draft ordinance for Mobile Food Providers was submitted to the Commission using the Attorney's original draft, and included several other items from other Cities as well as State statute.
 - Over regulation would essentially ban mobile food units in town. Units would complement not compete with existing establishments. A daily fee should be carefully considered, as it could end up being significantly more than existing property taxes.
 - Excessive fees would also discourage units from coming to town.
 - Mobile Food Providers often also have brick and mortar businesses, as well also have considerable expenses such as license fees, insurance, salaries, and vehicle maintenance. Providers also often have followers, which could bring new people to town.
 - Encouragement to consider the scope of the discussion, there is a desire for all to be successful. The size of the community should also be considered to keep perspective on the variety of establishments as well as fee considerations.
 - Fees should be equitable, often the application process and fees are overwhelming.
 - Daily or application fees should be equitable to property taxes.
 - Local establishments that currently pay property taxes would like to supplement their own businesses by bringing in Mobile Food Providers. All providers pay local sales tax and therefore benefit the community.
 - Planning & Zoning has been considering this discussion for several years.
 - The structure of the ordinance is what needs to be decided.
 - Consideration should be given to not restrict Mobile Food Trucks for private events. Mobile Food Trucks would allow for more variety in town.

- Impact Mobile Food Providers would have on the Downtown Historic District.

Members then discussed amending the Peddler Ordinance, or making further amendments to the draft ordinance specifically for Mobile Food Vendors. Members noted they would like to amend the existing peddler ordinance to include the following provisions:

- Distance from another business serving food
- Application Fee, Per Day Fee
- Allow only two units in town per day
- Permits are to be filed jointly with the property owner
- Allow exceptions when approved City Council Special Events
- Provide distinction between private and public events
- Proof of Licensure and Insurance
- Garbage is the responsibility of of the unit and the property owner to dispose of
- Units need not be self contained
- Hours of operation, to follow the guidance in the existing noise ordinance
- No other tables and chairs are to be set up outside of the unit

Member Resseman motioned to table the discussion. Member Seiler seconded the motion.

Amendments will be shared with the City Attorney, and an amended draft ordinance will be available for the March Planning & Zoning meeting. Motion carried with all in favor.

Next Meeting: Wednesday, March 16, 2022 at 6:00 p.m.

Adjourn: Member Lepper moved to adjourn at 7:36 p.m. Motion seconded by Member Rakosnik. Motion carried with all in favor.

Respectfully Submitted,
Michele Peterson, MCMC
City Administrator/Clerk

Lanesboro Planning and Zoning Commission
Regular Meeting
Wednesday, March 16, 2022 6:00 p.m.
Community Center Meeting Room and Zoom

Present: Jeff Lepper, Randy Rakosnik, Jason Resseman, and Michael Seiler. Tom Schramm participated remotely due to health concerns.

Absent: None

Visitors: Tamara Degarmo, Caleb Rissman, and Holly Rissman.

Commission Member Resseman called the Regular Planning & Zoning Meeting to order at 6:00 p.m.

- A. Agenda:** Member Seiler motioned to approve the agenda with the additions of Betts/Attwood Permit Application and Bike Racks. Member Rakosnik seconded the motion. Vote was done by roll-call with all in favor. Motion carried.
- B. Public Comment:** Member Resseman shared that the City Council has requested implementation of a Public Comment Period during each meeting. Comments will be limited to two minutes, and the chairperson has the authority to moderate the comments. Visitors shared no comments.
- C. Consent Agenda:** Member Resseman motioned to approve the Consent Agenda as submitted. Motion seconded by Member Lepper. Vote was done by roll-call with all in favor. Motion carried.
 - 1. Minutes of the regular meeting, February 16, 2022
 - 2. S&A Petroleum - Signs
 - 3. Riggott - Porch and Soffit

New Business:

- A. Betts/Attwood Permit Application:** Member Resseman motioned to approve the application. Member Rakosnik seconded the motion. Vote was done by roll-call with all in favor. Motion carried.
- B. Bike Racks:** Administrator Peterson noted she had been contacted by the school about the possibility of creating bike racks. Member Seiler noted that they have identified three possible locations that racks could be placed. Discussion to be continued.

Continued Business:

- A. Chapter 113 Amendment:** Members reviewed the draft ordinance. Member Seiler motioned to change the distance from another licensed restaurant to 50 feet from the property line. Member Rakosnik seconded the motion. Vote was done by roll-call with member Lepper voting no and all other members voting in favor. Motion carried. Discussion then covered licensing fees, which was determined to be included in the City Fee Schedule, rather than the Mobile Food Unit Ordinance. Member Lepper motioned to charge the following: Property Owners Annual \$25, Per Occurrence for Visiting Unit \$20, and Annual for Visiting Unit \$50. Member Schramm seconded the motion. Member Lepper then amended his motion for the Annual Visiting Unit fee to \$65. Member Rakosnik seconded the amendment. Vote was done by roll call with all in favor. Motion carried. A Vote was then called for on the amended motion, with Member Resseman voting no, and all other members voting in favor. Motion carried. Member Resseman motioned to add notice that annual permit holders must provide a two week notice to Administration per occurrence. Member Lepper seconded the motion. Vote was done by roll-call with all in favor. Motion carried. Member Lepper motioned to recommend the amended

ordinance to the Council for review. Member Seiler seconded the motion. Administrator Peterson will work with Attorney O’Koren on amending the language listed for the license fee in section 3 A. Vote was done by roll-call with all in favor. Motion carried.

Next Meeting: Wednesday, April 20, 2022 at 6:00 p.m.

Adjourn: Member Rakosnik moved to adjourn at 6:51 p.m. Motion seconded by Member Seiler. Motion carried with all in favor.

Respectfully Submitted,
Michele Peterson, MCMC
City Administrator/Clerk

Lanesboro Planning and Zoning Commission
Regular Meeting
Wednesday, April 20, 2022 6:00 p.m.
Community Center Meeting Room and Zoom

Present: Jeff Lepper, Randy Rakosnik, and Tom Schramm

Absent: Jason Resseman and Michael Seiler

Visitors: Chris Goetzke, Kim Berekvam, Joe Goetzke, Jason Resseman, Joe Deden, Jeff and Mary St Mane, and Jeff Schwichtenberg.

Commission Member Lepper called the Regular Planning & Zoning Meeting to order at 6:00 p.m.

- A. Public Comment:** No comments were made.
- B. Agenda:** Member Rakosnik motioned to approve the agenda as presented. Member Schramm seconded the motion. Motion carried with all in favor.
- C. Consent Agenda:** Member Rakosnik motioned to approve the Consent Agenda as submitted. Motion seconded by Member Schramm. Motion carried with all in favor.
 - 1. Minutes of the regular meeting, March 16, 2022
 - 2. Speltz - Roofing Replacement
 - 3. Dybing - Roofing Replacement
 - 4. Jeffers - Roofing Replacement
 - 5. Haugen - Roofing Replacement

New Business:

- A. St Mane Agenda Request:** Member Lepper motioned to call for a Public Hearing at the May 18, 2022 meeting to consider the vacation request. Member Rakosnik seconded the motion. Motion carried with all in favor.
- B. G-Cubed**
 - a. Patio Application:** Member Lepper motioned to approve the application. Member Schramm seconded the motion. Motion carried with all in favor.
 - b. Shoreline Application:** Member Lepper motioned to approve the application as presented. Member Rakosnik seconded the motion. Motion carried with all in favor.
- C. Portion of Elmwood Street Vacation Petition:** Member Lepper motioned to call for a Public Hearing for May 18, 2022 to consider the vacation request. Member Rakosnik seconded the motion. Motion carried all in favor.
- D. Alley in Block 23 Vacation Petition:** Member Lepper motioned to call for a Public Hearing for May 18, 2022 to consider the vacation request. Member Rakosnik seconded the motion. Motion carried with all in favor.
- E. Goetzke:** Members reviewed the plans for outdoor seating and a building to house a kitchen and bathrooms. No concerns were noted. A more detailed plan will be presented with a Building Permit Application.

Continued Business:

- A. Bike Racks:** Member Lepper motioned to table the discussion. Member Rakosnik seconded the motion. Motion carried with all in favor.

Next Meeting: Wednesday, May 18, 2022 at 6:00 p.m.

Adjourn: Member Rakosnik moved to adjourn at 6:21 p.m. Motion seconded by Member Lepper. Motion carried with all in favor.

Respectfully Submitted,
Michele Peterson, MCMC
City Administrator/Clerk

Lanesboro Planning and Zoning Commission
Regular Meeting
Wednesday, April 20, 2022 6:00 p.m.
Community Center Meeting Room and Zoom

Present: Jeff Lepper, Randy Rakosnik, Jason Resseman, Michael Seiler, and Tom Schramm

Absent: None

Visitors: Joe Deden, Mary Bell, Sarah and Jon Pieper, Jerry Ritter, Deane Benson, Mindy Albrecht-Benson, Marlin Miner, Melissa Wagner, Brenda Bonney, Kevin ?, Hal Cropp, Betsy Holbrook, Jeff and Mary St Mane, Bonita Underbakke, Kate O'Neary, Mitchell Walbridge, and Jeff Schwichtenberg.

Commission Member Resseman called the Public Hearing to Order for the following requests at 6:00 p.m.

- Petition to vacate a portion of Elmwood Street
- Petition to vacate the alley in block 23
- Request to vacate a portion of parcel 190023000

The following comments were heard:

- Kate O'Neary - Does not support the request to vacate, the City should not be vacating any additional land
- Betsy Holbrook - Requested clarification on what vacation means. Member Resseman noted that a vacation would forfeit the land for public purpose, while the would then become private property split between adjacent property owners.

With no additional comments Member Resseman closed the Public Hearing at 6:09 p.m.

Commission Member Resseman called the Regular Planning & Zoning Meeting to order at 6:09 p.m.

A. Public Comment:

- a. Jeff St Mane: Inquired as to the process in a vacation request. It was noted that after a hearing the board would then review the discussion and decide to recommend vacation or deny. If the request is recommended the discussion would then be heard by the City Council.
- b. Jon Pieper: Encourages Zoning members to attend the next City Council meeting when the Council is scheduled to review the options for a food truck ordinance. He suggested that the Zoning Board resubmit the original ordinance to the City Council.

B. Agenda: Member Rakosnik motioned to approve the agenda removing the Public Hearing scheduled for 6:30 p.m. as well as New Business Item D for a Variance Request. Member Seiler seconded the motion. Motion carried with all in favor.

C. Consent Agenda: Member Lepper motioned to approve the Consent Agenda as submitted. Motion seconded by Member Rakosnik. Motion carried with all in favor.

1. Minutes of the Regular Meeting, April 20, 2022
2. Wade - Fence
3. Berekvam - Reside South wall
4. Donahue - Garage Addition
5. McCabe - Fence

6. Bearson - New Home
7. Howe - Sign and flashing
8. Iron Horse Outfitters - Sidewalk
9. McNeilus - Sign
10. McNeilus - Sidewalk
11. Deden - New Home
12. Forester - Driveway and additional cement work

New Business:

- A. Petition to Vacate:** Administrator Peterson referenced the memo from the League of MN Cities that was included in the packet:

Standards for granting a vacation:

Minnesota statutes establish that the city council may vacate a street only upon a finding that the vacation is "in the interest of the public." This means the public must benefit, in some manner, from the vacation. The public includes persons other than those in the immediate vicinity of the vacation. A private benefit derived from the vacation does not bar the vacation, so long as a concurrent benefit to the public can be substantiated.

Mere long-term, non-use of a street by the public does not necessarily equate with a finding that the vacation is in the interest of the public. In reviewing vacations, Minnesota courts have emphasized that the future benefit to maintaining the dedicated property should be given consideration. For example, the Minnesota Supreme Court once overturned a vacation because the potential future use of the public grounds as public lake access was not properly taken into account. In another example, the Court upheld a denial of a petition for a vacation, because preservation of the underutilized property would help lessen the effects of future population growth in the area.

The decision to grant or deny a vacation is legislative in character. As a result, a reviewing court will only set aside a vacation if it appears that the evidence is practically conclusive against the city, or that the council proceeded on an erroneous theory of law, or that it acted arbitrarily and capriciously against the best interests of the public.

- a. A portion of Elmwood Street:** Member Rakosnik motioned to deny the request to vacate. Member Seiler seconded the motion. Vote was done by roll call with all in favor.
- b. The alley in block 23:** Member Seiler motioned to deny the request to vacate. Member Lepper seconded the motion. Vote was done by roll call with all in favor.
- c. A portion of parcel 190023000:** Member Rasoknik motioned to deny the request to vacate. Member Lepper seconded the motion. Vote was done by roll call with all in favor. Joe Deden then inquired about the timeline and process to request improvements to a Public Right of Way. Jeff Schwichtenberg noted that he would not be in favor of improvements being done to the alley right of way to the north of his property.

Continued Business:

- A. Bike Racks:** Member Seiler motioned to table the discussion. Member Lepper seconded the motion. Motion carried with all in favor.

Next Meeting: Wednesday, June 15, 2022 at 6:00 p.m.

Adjourn: Member Seiler moved to adjourn at 6:30 p.m. Motion seconded by Member Schramm. Motion carried with all in favor.

Respectfully Submitted,
Michele Peterson, MCMC
City Administrator/Clerk

Lanesboro Planning and Zoning Commission
Regular Meeting
Wednesday, June 15, 2022 6:00 p.m.
Community Center Meeting Room and Zoom

Present: Randy Rakosnik, Jason Resseman, and Tom Schramm

Absent: Michael Seiler and Jeff Lepper

Visitors: Darla Taylor, Mitchell Walbridge, Tianna Degarmo, and Bonita Underbakke

- A. Agenda:** Member Rakosnik motioned to approve the agenda with the addition of a Rezoning application for G-Cubed to item B New Business. Member Schramm seconded the motion. Motion carried with all in favor.
- B. Public Comment:** No comments were made.
- C. Agenda: Consent Agenda:** Member Rakosnik motioned to approve the Consent Agenda as submitted. Motion seconded by Member Schramm. Motion carried with all in favor.
 - 1. Minutes of the Regular Meeting, May 18, 2022
 - 2. McNeilus - Replace Porch
 - 3. Haugen - Retaining Wall
 - 4. Commonweal - Sidewalk Permit
 - 5. Clara's Eatery - Sidewalk Permit
 - 6. Cottage House Inn - Shed and Foundation Removal
 - 7. Perry - Fence Replacement
 - 8. Pfeffer - Shingle and Siding Replacement
 - 9. Granny's Liquor - Sidewalk Permit
 - 10. Granny's Liquor - Roof Replacement and Exterior Wall Repair
 - 11. Holst - Windows
 - 12. Haugen- Garage
 - 13. O'Koren Law Office Sign
 - 14. Pfeffer - Building Conversion
 - 15. Dunn - Carport Roof Replacement
 - 16. Surprenant - Window and Door Replacement

New Business:

- A. Degarmo - Home Occupation Application:** Application was received for a home based woodworking business. Administrator Peterson noted the ordinance states that for a home based business, the occupation shall be carried on in the main building. It was noted that the administrative portion of the business would be conducted in the main building. Member Resseman motioned to approve the home occupation application. Member Rakosnik seconded the motion. Motion carried with all in favor.
- B. G-Cubed Rezoning Application:** Member Resseman motioned to call for a hearing for the rezoning request of parcel 190438000. Member Rakosnik seconded the motion. Motion carried with all in favor.

Continued Business:

- A. Bike Racks:** Member Resseman motioned to table the discussion indefinitely. Member Rakosnik seconded the motion. Motion carried with all in favor.

Next Meeting: Wednesday, July 20, 2022 at 6:00 p.m.

Adjourn: Member Resseman adjourned the meeting at 6:06 p.m.

Respectfully Submitted,
Michele Peterson, MCMC
City Administrator/Clerk

Approved 8/18/22

Lanesboro Planning and Zoning Commission
Regular Meeting
Wednesday, July 20, 2022 6:00 p.m.
Community Center Meeting Room and Zoom

Present: Michael Seiler, Jeff Lepper, Jason Resseman, and Tom Schramm

Absent: Randy Rakosnik

Visitors: Bonita Underbakke, Drew Darling, Jeff & Mary St Mane, Don Bell, Joe Deden, Ryan & Alyssa Palmer, Jerome Ritter, Ceil Allen, Kate O'Neary, Anna Loney, Jeff Rein, Mary Bell, Rick & Cheryl Lamon, Caleb Lauritsen-Norby, Jereme Suckow, Betsy Holbrook, Hal Cropp, Sandy Webb

Zoom Participants: Lester Dunn, John Dahle, Susan Vaughn-Fier, and Reid Wintersteen

Public Hearing (Rezoning Application for Parcel 190438000): Member Resseman called the Public Hearing to order at 6:00 p.m. Administrator Peterson noted that the property is currently zoned RA, the request is to rezone to R1. The property is surrounded by parcels zoned R1. The following comments were heard:

- Ceil Allen: Questioned whether the property was located within City limits, it was noted that the property is within City limits. Allen also questioned if special covenants could be created for that development.
- Kate O'Neary: Shared her concern for the community becoming larger, as well as the impact of the tax abatement on these parcels to the existing taxpayers. O'Neary shared her concern for the cost of the homes that would be built, noting she is not in favor of rezoning the parcel.
- Jerome Ritter: Inquired as to the total number of parcels planned for this development, as well will consideration be given to the impact to the infrastructure, specifically the Wastewater Treatment Facility. It was noted that a preliminary plat has not been submitted to the City for review, however once one has, the City Engineer will also be involved in the review of the proposal.

With no additional comments heard, Member Resseman closed the Public Hearing at 6:06 p.m.

Regular Meeting:

Member Resseman called the Regular Meeting to order at 6:07 p.m.

- A. Agenda:** Member Seiler motioned to approve the agenda as presented. Member Lepper seconded the motion. Motion carried with all in favor.
- B. Consent Agenda:** Member Seiler motioned to approve the Consent Agenda as submitted. Motion seconded by Member Schramm. Motion carried with all in favor.
 1. Minutes of the Regular Meeting, June 15, 2022
 2. Hall - Fence
 3. Nordgaard - Porch Replacement
 4. Wangen - Roof Replacement
 5. Wigner - Roof Replacement
 6. Fasbender - Roof Replacement
 7. Allen - Roof Replacement
 8. Haugen - Roof Replacement

Approved 8/18/22

9. Schmitz - Demolish porch, add deck, replace siding windows and doors, repair foundation
10. Riggott - Fence
11. Lanesboro Creamery - Annual Sidewalk Permit
12. Webb - Prescribed Grazing
13. Goetzke - Cement and Building
14. Neneman - Replace Windows
15. Green Gables - Air Conditioning Replacement

The meeting was recessed at 6:08 p.m.

Public Hearing (Variance request for Parcel 190143010): Member Resseman called the Public Hearing to order at 6:15 p.m. Administrator Peterson noted the request is being made to install roof mounted solar panels extending to the edge of the roof. The following comment were heard:

- Anna Loney: As a neighbor of the property she is in support of the installation.
- Kate O'Neary: Is against the installation due to the concern of the reflection of light to her property. As well she felt the panels would be unsightly.
- Susan Vaughn-Fier: The panel installation is not about cost savings, it is however an effort to add clean energy to the grid.

With no further comments being received, Member Resseman closed the Hearing at 6:19 p.m.

The Regular portion of the meeting was resumed at 6:19 p.m.

New Business:

- A. Rezoning Application for Parcel 190438000:** Member Schramm motioned to approve recommendation to the Council to rezone parcel 190438000 from RA to R1. Member Resseman seconded the motion. Motion carried with all in favor.
- B. Variance Request - Vaughn-Fier:** Member Resseman motioned to approve recommendation to the Council to grant the variance request for roof mounted solar panels. Member Lepper seconded the motion. Motion carried with all in favor.
- C. Lamon - Cement and Awnings:** Member Lepper motioned to approve the permit for installation of awnings on the south side of the building. Member Resseman seconded the motion. Motion carried with all in favor.
- D. Lauritsen - Mural:** Due to the mural being something that would be mounted to the building, and therefore not flush with the building it was noted that a Conditional Use Permit would be required for such an installation. Administrator Peterson will share the application with the property owner.

Continued Business:

- A. Deden Bell Petition to Vacate:** Members of the audience requested the ability to share information with the Commission:
 - Joe Deden and Mary Bell: They have submitted their reasons they feel the vacation would be a benefit to the public and would ask the Commission to reconsider the request.
 - Jeff and Mary St Mane: Feel the request should be considered due to the lack of maintenance on the undeveloped right of way.
 - Jeff Rein: Is also in support of the vacation given the current condition of the area.

The meeting was recessed at 6:48 p.m. and reconvened at 6:52 p.m.

Approved 8/18/22

- a. Resolution to Vacate Elmwood Street:** Member Seiler motioned to deny the request to vacate a portion of Elmwood Street. Member Resseman seconded the motion. Motion carried with all in favor
- b. Resolution to Vacate the Alley running East to West on the East side of Block 22:** Member Lepper motioned to deny the request to vacate. Member Resseman seconded the motion. Motion carried with all in favor.

Next Meeting: Wednesday, August 17, 2022 at 6:00 p.m.

Adjourn: Member Resseman adjourned the meeting at 6:59 p.m.

Respectfully Submitted,
Michele Peterson, MCMC
City Administrator/Clerk

Approved 8/18/22

Lanesboro Planning and Zoning Commission
Special Meeting
Monday, August 15, 2022 6:30 p.m.
Community Center Meeting Room and Zoom

Present: Michael Seiler, Jeff Lepper, Jason Resseman, and Randy Rakosnik

Absent: Tom Schramm

Visitors: Bonita Underbakke, Susan and Jerry Ritter, Steve McCaulson, Brian Hazel, Shari Qualey, James Haugen, Alanna Gibbs, Don Bell, Creighton Horihan, Gayle Burdick, Rich Horihan, John Lavell, Eric Thompson, Diane Peterson, James Peterson, Kate O'Neary, Julie and Jeff Norby, Corbin R, M., J. . . , Richard Meldahl, Tony Severson, David and Lynn Susag, Matt Holtegaard, Sharon McIntire, Mitchell Walbridge, Todd A, Matt Gulbranson, Connie Levell, Charlene and Keith Eide, Ken Graner, Jeff Schwichtenberg, Rick and Cheryl Lamon, Jon Buggs, Cliff Grevstad, Nate Bakke, Kevin Horihan, Jonathan Lavine, Gary and Cindy Eide, Darla Taylor, Brian Malm, Chief Blaise Sass

Zoom Participants: Lester Dunn, John Dahle, Erik Wrede, Ronald R, Alison, Kim, Katie Prinsen, Chase Bakke, Phone, LFD, Marlin Miner, Michael Wilford, Lindsay, Corrine Hager, Amanda Specht, Andrzej Zalasinski, Cresco, Kevin Meyer, Jennifer Horihan, Vicky McKinney, Steve Sobieniak, Sharon Post, Dan and Michelle Beuch, Jon Willford, Deb Danielson, P&T, Scott, Barb, Fire Tablet, Scott and Alyssa Sindelar, Dan, Deane Benson, David Schafer, Lori Bakke, Jim, JS, Ellen, Lachelle Petzer, Guest, Char, Stena, Gwen Harmon, John Dahle, Iphone, Rachel Bearbower, Chad, Joe Goetzke, Ladawn, D Smith, Tom Smith, Jimbo, Sheila Frost, Bruce Nelson, Amy Steinfeldt.

Public Hearing Setback and Height Variance Request for 18 Beacon Street: Member Resseman called the Public Hearing to order at 6:30 p.m. The following comments were heard:

- Susan Ritter: 201 Ashburn Street. She is opposed to granting the variances for height and setback. She has concerns for safety, fire, emergency response, lack of equipment for fire control, proximity to fuel tanks, as well as the shading of her property. Ritter noted the property has no screening for overnight storage, as well as in the floodplain.
- Don Bell: Bell read aloud his comments that were submitted ahead of time, noting concern for the height, truck traffic, longer hours of operation, as well as the impact of the required load for power.
- Jerry Ritter: 201 Ashburn. He shared concerns for the requested setback, encroachment onto City property, lack of detail on the application for variance, wear and tear of City infrastructure, for aspects of the karst environment, as well as a lack of enforcement of standards.
- John Lavelle: 200 Kenilworth Ave N. Shared concern for holding a hearing after construction is complete. As well is concerned for the negative impact to neighboring properties.
- Kate O'Neary: Coffee Street. Shared concern for the size of the structure, noting that although it is shielded by the trees currently, once the fall comes it will no longer be. Also of concern is the idea of the City giving away land, it should only be considered if for a public purpose.
- Jeff Schwichtenberg: Has lived and operated a business in Lanesboro since 1978. Records indicate that a variance application was applied for in December of 2021, with a Public Hearing held in January of 2022, and was reviewed by the Council in February of 2021. After full approval of the application, construction on the bin began. He shared concern for how the property owners have been treated over social media. Additionally he shared concern for future precedent if the Council were to have issued a permit, and then later revokes said permit.

Approved 8/18/22

- Joe Banken: Elmwood. Noted that laws are made for a reason, a survey should be required to verify property boundaries.
- Brian Hazel: North of Lanesboro. The size of the bin is due to the need for the crop that is in the ground. The crop needs to be taken care of. The corn will be coming into town either way, with the large bin more of it can be stored, rather than trucked out, therefore reducing truck traffic. This would allow for more flexibility in the harvest procedure.
- Alissa Sindelar: Lives in a house next to the bin. Feels that there was inadequate notice for the original Hearing in Jan of 2021. She shared concerns that the City allowed the bin to be built on public property, A height variance has not been issued for the structure, as well as the impact of snow and ice falling off of the structure.

With no additional comments heard, Member Resseman closed the Public Hearing at 6:57 p.m.

Special Meeting:

Member Resseman called the Regular Meeting to order at 6:57 p.m.

A. Variance Application for 18 Beacon Street

- a. Height Variance Request: Member Lepper motioned to open discussion. Member Rakosnik seconded the motion. Motion carried with all in favor. It was noted that although the setback variance request has been withdrawn the commission does need to take action on the height setback application, and forward that to the Council prior to the date required before the application is automatically approved. Concerns were discussed relating to Fire, Flood, Building Codes. Member Resseman noted the original application was submitted in December of 2020, proper notice and posting was then completed for a Public Hearing in January of 2021. A unanimous vote to approve the request was forwarded to the City Council in February of 2021. The City Council also approved the variance request. Resseman also noted that there are a large number of other property discrepancies throughout the town. Member Lepper noted that he would have liked to see additional information shared as to why the size of the bin is needed. Creighton Horihan noted that the size of the bin is to accommodate a larger amount of storage needed to help minimize truck traffic for their farming operations. Susan Ritter noted an objection to this information being shared, in that the public did not have an opportunity to review the information and offer comments. Member Sieler noted that the structure is a storage bin and not a dryer. Member Rakosnik motioned to recommend to the City Council to approve the variance request for height. Member Resseman seconded the motion. Member Resseman noted the improvements to infrastructure and business is important to the community. Member Lepper shared concern for setting a precedent. Member Rakosnik shared the importance of the Agriculture Industry. Members Seiler and Lepper voted against. Members Rakosnik and Resseman voted in favor. With a tie vote this information will be shared with the City Council.
- b. Setback Variance Request: Administrator Peterson noted the application for a variance for setback requirements has been withdrawn.

Adjourn Special Meeting: Member Lepper motioned to adjourn the special meeting at 7:27 p.m. Member Rakosnik seconded the motion. Motion carried with all in favor.

Respectfully Submitted,
Michele Peterson, MCMC
City Administrator/Clerk

Lanesboro Planning and Zoning Commission
Regular Meeting
Wednesday, August 17, 2022 6:00 p.m.
Community Center Meeting Room and Zoom

Present: Michael Seiler, Jeff Lepper, Jason Resseman, and Randy Rakosnik

Absent: Tom Schramm

Visitors: Bonita Underbakke, Andy Bunge, and Paul Kritzeck

Zoom Participants: Mena Kaehler, and Susan Ritter.

Regular Meeting:

Member Resseman called the Regular Meeting to order at 6:00 p.m.

- A. Agenda:** Member Lepper motioned to approve the agenda with the additions of the minutes from August 15, 2022 to the consent agenda and Lanesboro School Building Permit under new business item C. Member Seiler seconded the motion. Motion carried with all in favor.
- B. Consent Agenda:** Member Resseman motioned to approve the Consent Agenda as amended to include the minutes of the August 15, 2022 meeting. Motion seconded by Member Seiler. Motion carried with all in favor.
 - 1. Minutes of the Regular Meeting, July 20, 2022
 - 2. Lowe-Fence
 - 3. Bakke-Deck removal, Patio and retaining wall
 - 4. Vaughn-Fier- Solar Panel Installation
 - 5. Bethlehem- Shingle Replacement
 - 6. Millhouse- Roofing Replacement
 - 7. Hanner- Shingle Replacement
 - 8. Sylvan Brewing- Sidewalk Permit
 - 9. Commonweal Theater-Sidewalk Permit
 - 10. Loney- Chickens
 - 11. Minutes of the Special Meeting on August 15, 2022

New Business:

- A. Andy Bunge - Interim Use Permit-** Paul Kritzeck of Traveling Old Time Photos, LLC and Andy Bunge owner of downtown lot were present to request an Interim Use Permit to set up and operate the old time photos from the lot until October 31st, 2022. Mr. Kritzeck noted the trailer has traveled around the US and is set up for the winter in AZ. He is looking for a more long-term location to set up in MN, and this trial would be a good opportunity to see if Lanesboro is a good fit. A motion was made by Member Seiler to open discussion and was seconded by Member Resseman. Motion carried and discussion was had. Member Seiler noted concerns for the signage and lights. Member Lepper questioned the operating hours of weekends only, however the unit would occupy the space full time as well as concern for the food truck ordinance concerns of taxes and competition. Member Resseman noted the concern for noise and the possible use of a generator and music. Member Resseman also noted the city sales tax would need to be collected. Andy Bunge shared with the commission that new ideas and opportunities need to be brought to Lanesboro and felt the commission needed to be less restrictive and more willing to try

something new for an interim period. He noted that this experience could be something new for visitors and is an experiment to see if it would be feasible long-term. A Motion was made by member Resseman and seconded by Member Rakosnik to approve the Interim Use Permit for Traveling Old Time Photos, LLC to operate on the Andy Bunge Lot downtown until October 31st, 2022. It was requested that no music be played and an agreement be explored for the electricity needed. Motion carried with all in favor.

- B. Gage- Bed and Breakfast Permit Application-**A motion was made to approve the application by Member Resseman and seconded by Member Seiler. Motion carried all in favor.
- C. Lanesboro Public School Solar Building Permit:** Mena Kaehler of Novel Energy Solutions was present on zoom to request the building permit for the solar project. It was noted that the solar panels meet the 4' set back requirement. A motion was made by Member Resseman and seconded by Member Lepper to approve the building permit. Motion carried all in favor.

Next Meeting: Wednesday, September 21, 2022 at 6:00 p.m.

Adjourn: Member Resseman adjourned the meeting at 6:34 p.m.

Respectfully Submitted,
Darla Taylor
Deputy Clerk

**Lanesboro Planning and Zoning Commission
Regular Meeting
Wednesday, September 21, 2022 6:00 p.m.
Community Center Meeting Room and Zoom**

Present: Jeff Lepper, Randy Rakosnik, and Tom Schramm

Absent: Jason Resseman and Michael Seiler

Visitors: Bonita Underbakke and Jereme Suckow

Zoom Participants: None

Regular Meeting:

Member Lepper called the Regular Meeting to order at 6:00 p.m.

- A. Public Comments:** No comments were shared.
- B. Agenda:** Member Rakosnik motioned to approve the agenda as presented. Member Schramm seconded the motion. Motion carried with all in favor.
- C. Consent Agenda:** Member Rakosnik motioned to approve the Consent Agenda as presented. Motion seconded by Member Schramm. Motion carried with all in favor.
 - 1. Minutes of the Regular Meeting, August 17, 2022
 - 2. G-Cubed - Window and Door Replacement, Siding Installation
 - 3. Bell/Loney - Replace Siding and Windows
 - 4. Grey - Prescribed Grazing Permit

New Business:

- A. Merchants Bank Sign:** Members reviewed the design submitted, removing the clock and moving up the ATM sign, noting the overall dimensions of the sign will be smaller than it currently is. Member Schramm motioned to approve the application. Member Rakosnik seconded the motion. Motion carried with all in favor.

Next Meeting: Wednesday, October 19, 2022 at 6:00 p.m.

Adjourn: Member Rakosnik motioned to adjourn the meeting at 6:04 p.m. Member Lepper seconded the motion. Motion carried with all in favor.

Respectfully Submitted,
Michele Peterson, MCMC
City Administrator/Clerk

Approved 01/18/2023

Lanesboro Planning and Zoning Commission
Regular Meeting
Wednesday, November 16, 2022 6:00 p.m.
Community Center Meeting Room and Zoom

Present: Jeff Lepper, Randy Rakosnik, Jason Resseman, Michael Seiler, and Tom Schramm

Absent: None

Visitors: Mark and Brenda Bonney, and Ruby Resseman

Zoom Participants: Susan Ritter

Regular Meeting:

Member Resseman called the Regular Meeting to order at 6:00 p.m.

- A. Agenda:** Member Lepper motioned to approve the agenda with the addition of Banks Building Permit to the Consent Agenda and Comprehensive Plan Update to New Business . Member Schramm seconded the motion. Motion carried with all in favor.
- B. Public Comments:** No comments were shared.
- C. Consent Agenda:** Member Seiler motioned to approve the Consent Agenda with the addition. Motion seconded by Member Rakosnik. Motion carried with all in favor.
 - 1. Minutes of the Regular Meeting, September 21, 2022
 - 2. Lamon -Prescribed Grazing
 - 3. Steinhorst - Landscaping and drain tile installation
 - 4. Gray - Fence replacement
 - 5. Benson - Retaining Wall facade installation
 - 6. Buggs - Lean-to for Garage and underground fence
 - 7. Banks - Air Conditioner platform

New Business:

- A. Rural Taxing District Recommendation Request:** Brenda Bonney presented information supporting the request to be considered for the Rural Taxing District within Lanesboro. Member Lepper motioned to approve the request. Member Rakosnik seconded the motion. Discussion was had regarding services to the property, as well as the history and current use of the property. Motion failed with all members voting no.
- B. Ordinance 93.033 Review:** Member Resseman motioned to approve the recommended changes removing the year, and adding the language “of each year” to section 2. Member Seiler seconded the motion. Discussion was had regarding the history of the creation of the ordinance, as well as the fees associated with a permit. Motion carried with Members Resseman, Seiler, Lepper, and Schramm voting in favor. Member Rakosnik abstained as he is a restaurant owner.
- C. Comprehensive Plan Update:** Administrator Peterson shared the current zoning map, as well as discussed the future land use map within the Comprehensive Plan. There is currently a block in town that is zoned industrial, however it currently has a residential home and commercial storage buildings. Neither of these uses meets the definition for the Industrial zone. For this reason members felt they would like to look further into the zoning for this area, and consider what the future use of this land may be. Discussion will be continued.

Approved 01/18/2023

- D. Accessory Health Care Dwelling Discussion - Ordinance 09062016 Opting-out of the requirements of Minnesota Statute 462.3593 09/06/2016:** Administrator Peterson presented the ordinance along with the State Statute for review. Members noted that this may also be a discussion that should be discussed while considering a change to the Comprehensive Plan. Member Resseman motioned to table the discussion. Member Lepper seconded the motion. Motion carried with all in favor.

Next Meeting: Wednesday, December 21, 2022 at 6:00 p.m.

Adjourn: Member Resseman adjourned the meeting at 6:47 p.m.

Respectfully Submitted,
Michele Peterson, MCMC
City Administrator/Clerk