

PLANNING AND ZONING MINUTES  
Maine Prairie Township  
June 9, 2020

Planning and Zoning meeting opened at 7:00 p.m.

**Zwack Excavating Inc.-Interim Use Permit (IUP) Public Hearing:**

Chair Loewen opened the hearing at 7:00 p.m. Clerk Hunt read the legal notice published in the Tri-County News on May 28 and June 4, 2020. The purpose of the hearing is to consider an Application for Interim Use Permit submitted by Doug Zwack for a gravel mining operation on 5.91 acres of PID 20.11315.0010 located at 18130 State Highway 15, Kimball, MN. No comments were received from the public. Chair Loewen called for comments from the floor. One resident in attendance questioned whether a bond was required for reclamation. Supervisor Wicker responded that the Township Ordinance requires a bond in the amount of \$1,000 per acre of the mining site. A \$6,000 bond has been provided for reclamation of this site. A discussion in regard to amending the Ordinance to increase the bonding amount for reclamation will be considered by the Board at a future meeting. This resident had further questions regarding the setback from property line of the haul road. Clerk Hunt will check with County Environmental Services for the answer to this question. He is opposed to the haul road abutting his property due to dust filtering onto his crops. Resident was informed that one of the conditions of the permit is that the haul road and pit entrance will be watered to control airborne dust. Another resident is opposed to the operation for dust, health and noise related issues. After discussion and no further comments, Motion by Supervisors Wicker/Kuechle to close the hearing at 7:32 p.m. All in favor, motion carried. Findings of Fact were discussed and answered. Brief Board discussion ending with Motion by Supervisors Wicker/Kuechle to accept the Zwack Application for Interim Use Permit and issue the IUP with the conditions set forth therein. All in favor, motion carried. Motion by Supervisors Wicker/Kuechle to adjourn the hearing at 7:39 p.m. All in favor, motion carried.

Motion by Supervisors Kuechle/Wicker to approve the May 12, 2020 Planning and Zoning meeting minutes. All in favor, motion carried.

**New Business:**

**Public Hearing-Northern Natural Gas Variance:**

Chair Loewen opened the hearing at 7:40 p.m. Clerk Hunt read the legal notice published in the Tri-County News on May 28 and June 4, 2020. The purpose of the hearing is to consider an Application for Variance submitted by Northern Natural Gas Co. to enclose their facility with a chain link fence at the 50' x 100' perimeter that encroaches into the setback of the road right-of-way. The property is located at 11998 Adam Road, Kimball, MN (PID 20.11211.0002). The property is owned by Aaron and Jennifer Knaus. No comments were received from the public. Chair Loewen called for comments from the floor. There were none. Dale Ahlsten, representative of Northern Natural Gas, briefly informed the Board the reasons for enclosing the launcher/receiver facility. Access to the facility will be off Adam Road. Motion by Supervisor Kuechle/Zoning Administrator Froehling to close hearing at 7:51 p.m. All in favor, motion carried. Board review and discussion of Findings of Fact Supporting/Denying a Variance. Motion by Supervisor Kuechle/Chair Loewen to grant the Northern Natural Gas variance with

no conditions. All in favor, motion carried. Motion by Supervisor Kuechle/Chair Loewen to adjourn hearing at 7:58 p.m. All in favor, motion carried.

**Tom Libbesmeier-Land Split (PID 20.11124.0000):**

Mr. Libbesmeier is requesting a Certificate of Compliance to split the 82.05 acre parcel into two (2) 41 acre parcels. A survey is not required since he is splitting full quarter-quarter sections. After discussion, Motion by Supervisors Kuechle/Wicker to grant a Certificate of Compliance for this split. All in favor, motion carried.

**Review and Approve Permits:** Three (3) permits were issued as follows:

Northern Natural Gas	Driveway access off Adam Road	\$50.00
Powder Ridge	27' X 30' Shed w/10' sidewalls	50.00
Dennis Libbesmeier	66' X 200' Livestock Shed	50.00

Motion by Supervisors Wicker/Kuechle to approve permits as presented. All in favor, motion carried.

**Review County Permits:** There were no County permits issued for approval.

**Review and Approve Utility Permits-Northern Natural Gas Company:**

A Public Right-of-Way Application & Permit and \$150.00 permit fee was received from Northern Natural Gas Company for laying a gas line in the road right-of-way of Adam Road. Motion by Supervisor Kuechle/Chair Loewen to issue Permit No. Util-20-03 to Northern Natural Gas Company. All in favor, motion carried.

**Old Business:**

There was no Old Business.

Motion by Supervisors Wicker/Kuechle to adjourn Planning and Zoning meeting at 8:10 p.m. All in favor, motion carried.

Respectfully submitted,

Alice Robinson, Deputy Clerk/Treasurer