

PUBLIC NOTICES

PUBLIC NOTICE WATERVILLE CITY COUNCIL REGULAR MEETING February 2, 2021, 5:00 p.m.

There was a meeting of the Waterville City Council held in Council Chambers at 5:00 p.m. on February 2, 2021.

Present: McIntyre, Grobe, Smith, Wollin and Mayor Schmidtke
Absent: None

Also Present: Administrator/Clerk Teresa Hill, City Attorney Jason Moran and City Engineer Jason Femrite

Call to Order / Roll Call / Pledge of Allegiance

Mayor Schmidtke called the meeting to order noting that all Council was present. Also present Teresa Hill, Jason Moran and Jason Femrite. Pledge of Allegiance was recited.

Approval of Agenda/Additional Items to Agenda

Request was made to remove item 4A (Split of Property for Harold Anderson) and item 7F (Morristown Police Coverage Request). Motion by Smith, seconded by Wollin to approve the agenda with the removal of items 4A and 7F. Motion Carried 5-0.

Consent Agenda

- Approval of Minutes - January 5, 2021 and January 21, 2021
 - Approval of Disbursements
 - Payroll Check Numbers (36093-36127) \$37,774.76
 - Computer Generated Checks and Overtime (35546-35620) \$126,321.42
 - Electronic Fund Transfers (34874E-34895) \$340,132.39
 - Total Disbursements \$504,228.57
 - Impress Cash Fund \$7.00
 - Fire Department Report
 - Hire Recommendation-Fire Department Captain and Emergency Management Team Members
 - Resignation - Dennis Delaske
 - Tort Liability - Non Waiver
 - AWAIR Program Review and Approval
- Motion by McIntyre, Seconded by Smith to approve the Consent Agenda. Motion Carried 5-0

Written Petitions and Request

Split of Property-Harold Anderson 369 Kanne Cartway. Item removed from the agenda.

Citizen Time

No residents addressed the Council.

New Business

Mural Grant Application Request - Patty Salmon. Patty Salmon requested permission to submit a grant application for mural painting. Ms. Salmon also submitted a sketch of the proposed project for Council review. The City would be acting as the fiduciary of the funds for the project. Any maintenance or other agreements would be done by Attorney Moran if the grant is awarded. Grant amount would be between \$2,000 and \$4,000. The community would be invited to come out and help paint the mural. Motion by Wollin, Seconded by McIntyre to approve the mural grant application. Motion Carried 5-0.

Resolution 2021R-003 Accepting Donation from Millennial Farmer. Motion by Smith, seconded by McIntyre to approve resolution 2021R-003. Motion Carried 5-0.

Resolution 2021R-004 Accepting an Anonymous Donation. Motion by Schmidtke, seconded by McIntyre to approve Resolution 2021R-004 accepting an Anonymous Donation. Motion Carried 5-0.

Boat Inspection Delegation Agreement and Boat Inspectors. Le Sueur County has allotted the city \$10,000 for boat inspections program. Delegation agreement needs approval and the inspectors from next year will be returning and permission to add 1 more inspector if needed. Motion by McIntyre, Seconded by Smith to approve the delegation agreement and boat inspectors. Motion carried 5-0.

Seasonal Employees and Public Works Employee Recruitment. Request was presented to advertise for seasonal lawn mowing and a temporary as needed public works employee. Motion by McIntyre, Seconded by Smith to approve seasonal employee and public works recruitment. Motion carried 5-0.

Morristown Police Coverage Request. Removed from agenda.
Elysian Street Sweeper Rental Request. The City of Elysian is looking into some options to provide street sweeping services. Some concerns were wear and tear on the equipment along with transportation of the equipment. Council was willing to help out if their sweeper went down or emergency situations.

Kamp Dels User Agreement. The agreement is expiring and will need to be reviewed. Council authorized Attorney Moran, City Engineer Jason Femrite, Mark Krenik, Mayor Schmidtke and Administrator Hill to meet with Kamp Dels and formulate an agreement for Council review.

Board of Equalization Meeting - April 12, 2021 5:30 p.m. Motion by McIntyre, Seconded by Grobe to approve the Board of Equalization meeting for April 12th at 5:30. Motion Carried 5-0.

Reports

Attorney's Report. Attorney Moran wanted the Council to be aware that there is a tax scam happening. They mimic the IRS and request cash payment. The IRS will not contact by phone or request cash.

Engineer's Report. Highway 13 crossing discussion was sent to the contractor but the contractor has not responded back.

Administrator's Report. Nothing to Report.

9. Council Discussion. Councilmember inquired about the dog stations. Administrator reported that they have not been ordered she was waiting to hear back on prices from a company. Council member inquired about File of Life Feedback and Detra Drug Pouches. Administrator Hill commented that the people were thankful to get them and they were thankful. No Detra drug pouches have gone out.

3rd Street Building Update. Tim Nytes is busy working on the building he is working on the upper level for apartment.

Mayor Schmidtke thanked the city employees, Office staff, Streets, Fire and Police for all they have done trying to stay healthy.

Unfinished Business

Fire Department Soil Boring and Architectural Services. Bruce Schwartzman of BKV Group presented the council a recap of the soil borings results on the proposed site. A site plan was used to select the soil boring locations. Early in January, Chosen Valley performed the 12 borings. The report prepared by Chosen Valley

showed that there were some unstable soil conditions. It was identified that a pier system would not work with these soils. They recommended excavating out about 7 to 8 feet down for the entire foot print of the building, and bringing back engineered fill. Watering issues were also identified. Dewatering would be needed. Moving the building foot print further north could create tighter maneuvering for the truck circulation. This would have minimal impact on reducing site development costs. Paved areas would require a reduced amount of soil correction and stabilization. The estimated cost to correct soil for construction could be in the range of \$150,000 to \$200,000. In addition to the soil corrections trace amounts of soil contaminants have been detected this will add roughly \$30,000 for the disposal cost of the excavated soil. The cost estimate of just the building and no foundation for 10,000 square feet metal building installed is about \$30 per square feet or about \$300,000. This would be just the building it does not include the concrete foundation, heating, mechanical interior finish, paving or utilities into the site. A complete project cost with soil corrections could be from 1.9 million to 2.3 million. Soft costs are separate possibly an additional \$35,000. Council requested Mr. Schwartzman prepare an estimate of what the soft costs would be. Discussion was held on the purchase of the County lot. Council suggested the committee get together again and explore other site options with possible acquisition costs. ISO rating was also discussed as part of building location and cost to residents.

Adjourn

Motion by McIntyre seconded by Smith to adjourn. Motion Carried 5-0. Meeting adjourned at 5:58 p.m.

Alan Schmidtke, Mayor
Teresa Hill, Administrator - Clerk
(Published in the MN South Lake Region LifeEnterprise, Thursday, April 8, 2021; No. LE147-4-8)

PUBLIC NOTICE

The Morristown City Council will hold a Public Hearing, on Monday, May 3, 2021 at 7:15 p.m., in the Morristown Community Center great hall at 402 S Division Street S. Morristown, Minnesota, regarding 508 Sidney Street W., Parcel ID 20.27.1.25.006 to sell a portion of the property to be split off to 502 Sidney Street W., Parcel ID 20.2.71.26.023.

(Published in the MN South Lake Region LifeEnterprise, Thursday, April 8, 2021; No. LE148-4-8)

PUBLIC NOTICE LE SUEUR COUNTY BOARD OF ADJUSTMENT 88 SOUTH PARK AVE. LE CENTER, MN 56057 (507) 357-8538

www.co.le-sueur.mn.us

NOTICE OF PUBLIC HEARING

TO WHOM IT MAY CONCERN: NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING WILL BE HELD

DATE: APRIL 22, 2021

TIME: 3:00 PM

PLACE: *Le Sueur County Commissioners Board Room*

Le Sueur County Board of Commissioners has declared a State of Emergency due to the COVID-19 Pandemic. The public hearing will be held remotely. Please contact the Department or refer to the County Website for more detailed information regarding participation in the public hearing.

Meeting Link:

<https://lesueurcounty.webex.com/lesueurcounty/j.php?MTID=mf722b3f48029fce050659ff165326fec>

Meeting number (access code): 187 734 7792

Meeting password: County

Join by phone: (408) 418-9388

PURPOSE: To hear testimony from interested parties and consider Variance and Appeal Applications, as provided by the Zoning Ordinance of Le Sueur County, as described below.

Applications are available for review at the Environmental Services Building during normal business hours, appointment required, and on the website on or after **APRIL 15, 2021.**

ITEM #1: CHAD & SUNNI NEEGAARD, WALDORF, MN, (APPLICANT / OWNER): Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant a reduced parking area; Replace/repair an existing deck and porch 7 feet from the property line and 31 feet from the Ordinary High Water Level (OHWL); Construct a shed 5 feet from the property line, 14

feet from the road Right-Of-Way (ROW), and 70 feet from the OHWL in a Recreational Residential "RR" Shoreland District and a Flood Fringe "FF" Floodplain Overlay District, Lake Tetonka, a Recreational Development "RD" lake. Property is located in Government Lot 3, Section 19, Waterville Township. **VARIANCE IS FOR PROPERTY LINE, ROAD ROW, & OHWL SETBACKS, & PARKING AREA. APPLICATION WAS POSTPONED FROM THE MARCH 18, 2021 MEETING.**

ITEM #2: JAMES AR-ENTSON, MANKATO, MN, (APPLICANT); PAUL & JULIA HILFER, MADISON LAKE, MN, (OWNER): Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant to construct an attached garage 53 feet from the road Right-Of-Way (ROW); Reduced lot size of a nonconforming lot; and Total impervious surface coverage of 37.8% of the lot in a Recreational Residential "RR" Shoreland District, Lake Washington, a Recreational Development "RD" lake. Property is located at Lots 9, 10, 22, & 23, Linder Bay Subdivision, Section 17, Washington Township. **VARIANCE IS FOR ROAD ROW SETBACK, NONCONFORMING LOT SIZE & IMPERVIOUS SURFACE. APPLICATION WAS TABLED AT THE MARCH 18, 2021 MEETING.**

ITEM #3: BRIDGET & NICK HERMER, MADISON LAKE, MN, (APPLICANT / OWNER): Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant to enlarge a nonconforming structure 16 feet from the bluff in a Recreational Residential "RR" Shoreland District, Lake Washington, a Recreational Development "RD" lake. Property is located at Lot 23, Connors Point Subdivision, Section 18, Washington Township. **VARIANCE IS FOR ENLARGING A NONCONFORMING**

PUBLIC NOTICE Planning and Zoning Commission April 19, 2021 - 7:00 p.m.

There will be a public hearing of the Waterville Planning and Zoning Commission at 7:00 p.m. on Monday, April 19, 2021 in the City of Waterville Council Chambers to hear the request of LeAnne Wessbecker, 1290 Hwy 13 N. Waterville, MN for a water orientated structural height variance of 4.5 feet allowing for a 14.5 foot structure height to construct a 11.6'X 8' water orientated accessory structure.

The property is zoned AH-Agricultural Holding as is described as follows:

Parcel ID #: 24.022.3300 Address: 1290 Hwy 13 N.
Legal Description: Sect-22 Twp-109 Range-023 324.6 FT ON W SIDE, 84 FT ON S, 352FT ON E, 46.4FT ON N IN LOT4

Teresa Hill, Administrator-Clerk
Dated: March 24, 2021
(Published in the MN South Lake Region LifeEnterprise, Thursday, April 8, 2021; No. LE142-4-8)

PUBLIC NOTICE WATERVILLE PLANNING AND ZONING COMMISSION April 19, 2021 - 7:00 P.M.

There will be a public hearing of the Waterville Planning and Zoning Commission on Monday, April 19, 2021 at 7:00 p.m. in the City of Waterville Council Chambers to hear the request of Wayne and Steve James, 43963 43rd Street, Elysian MN 56028 for an Interim Use Permit for a period of 7 years to allow for land alteration, mining of rock and sand and preparation for land for residential housing development.

The property is currently zoned Agricultural Holding and described as follows: Parcel ID #: 24.021.3000 - Sect-22 Twp-109 Range-023 2.36 AC THAT PART OF NW 1/4 OF SEC 22 COMM AT NW COR, TH S 2131.8 FT TO BEG, TH E 120 FT, N TO S'LY 100 FT ROW OF HWY 13, NW'LY ALONG ROW TO W LINE OF SEC 22, S TO POB

Teresa Hill, Administrator - Clerk
Dated: March 31, 2021
(Published in the MN South Lake Region LifeEnterprise, Thursday, April 8, 2021; No. LE146-4-8)

STRUCTURE & BLUFF SETBACK. APPLICATION WAS TABLED AT THE MARCH 18, 2021 MEETING.

ITEM #4: RUSTY TIEDE, LE CENTER, MN, (APPLICANT); RUSTY & NANCY TIEDE REVOCABLE TRUST, LE CENTER, MN, (OWNER): Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant to construct a grain bin 48 feet from the road Right-Of-Way (ROW) in an Agriculture "A" District. Property is located in the SW 1/4, Section 27, Derrynane Township. **VARIANCE IS FOR ROAD ROW SETBACK.**

ITEM #5: MATHEW & ANDREA HAUGE, NEW ULM, MN, (APPLICANT / OWNER): Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant to enlarge a nonconforming structure; Construct a dwelling addition 7 feet from the west property line & 22 feet from the road Right-Of-Way (ROW); Total impervious surface coverage of 31.04 % of the lot in a Recreational Residential "RR" Shoreland District, German Lake, a Recreational Development "RD" lake. Property is located at Lot 22, Block 1, Stavenau's Beach, Section 9, Elysian Township. **VARIANCE IS FOR ENLARGING A NONCONFORMING STRUCTURE & BLUFF SETBACK.**

ITEM #6: DERRICK & STEPHANIE LEDVINA, CLEVELAND, MN, (APPLICANT); RICK LEDVINA, WAUSAUKEE, WI, (OWNER): Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant to enlarge a nonconforming structure 16 feet from the bluff and 17 feet from the road Right-Of-Way (ROW) in a Recreational Residential "RR" Shoreland District, Lake Jefferson a Recreational Development "RD" lake.

Property is located at Lot 4, Block 1, Cape Horn, Section 1, Cleveland Township. **VARIANCE IS FOR BLUFF & ROAD ROW SETBACKS, & ENLARGING A NONCONFORMING STRUCTURE.**

ITEM #7: SCHMAHL CONSTRUCTION LLC, ELYSIAN, MN, (APPLICANT); PHYLLIS MARTINSON, ELYSIAN, MN, (OWNER): Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow the applicant to enlarge a nonconforming structure for height 25 feet from the bluff in a Recreational Residential "RR" District, German Lake, a Recreational Development "RD" lake. Property is located at Lot 20, Stavenau's Beach, Section 9, Elysian Township. **VARIANCE IS FOR ENLARGING A NONCONFORMING STRUCTURE & BLUFF SETBACK.**

ITEM #8: SOLAR CONNECTION INC, ROCHESTER, MN, (APPLICANT); JOE & CHRISTINE CHRISTENSON, WATERVILLE, MN, (OWNER): Request that the County grant a Variance from the Le Sueur County Zoning Ordinance to allow an existing dwelling 20 feet from the property line in an Agriculture "A" District and a Mineral Resources "MR" Overlay District. Property is located in the NW 1/4 NW 1/4, Section 22, Waterville Township. **VARIANCE IS FOR PROPERTY LINE SETBACK.**

APPLICANT OR REPRESENTATIVE MUST BE PRESENT IN ORDER FOR THE APPLICATION TO BE HEARD.

ONSITE VISIT WILL BE MADE BY THE BOARD OF ADJUSTMENT

APRIL 22, 2021.
MICHELLE R. METTLER, INTERIM PLANNING & ZONING ADMINISTRATOR
(Published in the MN South Lake Region LifeEnterprise, Thursday, April 8, 2021; No. LE145-4-8)