

Carver County Board of Commissioners
 Regular Session
 February 13, 2007
 County Board Room
 Carver County Government Center
 Human Services Building
 Chaska, Minnesota

PAGE

9:00 a.m.

1.
 - a) **CONVENE**
 - b) ***Pledge of Allegiance***
 - c) ***Introduction of New Employees/Recognition of Employee***
2. Agenda review and adoption
3. Approve minutes of February 6, 2007, Regular Session1-6
4. Public participation (Comments limited to five minutes)
5. Community announcements

9:05 a.m.

6. **CONSENT AGENDA**
 - 6.1 Salary adjustment, data base administrator.....7
 - 6.2 Contracts for Southern Valley Alliance for Battered Women and Sexual Violence Center.....8
 - 6.3 Chaska High School Environmental Club School, Business and Organization grant9-10
 - 6.4 Professional service contracts-Facilities-chiller service..... 11
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 - 6.6 Older Americans Act Program- Title III-D Health Promotion Grant.....18-19
 - 6.7 Senior Health promotion consultant-Scott Carver Dakota CAP Agency, Inc.....20
 - 6.8 Amendment to cost participation policies applicable to cooperative highway projects between Carver County and other agencies21-22
 - 6.9 Community Social Services' warrants NO ATT
 - 6.10 Commissioners' warrants SEE ATT

9:05 a.m.

7. **COURT SERVICES/FIRST JUDICIAL DISTRICT**
 - 7.1 Approval for the Sentencing to Serve contract with the MN Department of Corrections23

9:20 a.m.

8. **LAND AND WATER SERVICES**
 - 8.1 TCW, Inc. (Thaemert)-request for a contractor's yard24-29

10:00 a.m.

ADJOURN REGULAR SESSION

BOARD REPORTS

10:00 a.m.

1. Chair
2. Board Members
3. Administrator
4. Adjourn

10:30 a.m.

David Hemze
County Administrator

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on February 6, 2007. Chair Gayle Degler convened the session at 9:03 a.m.

Members present: Gayle Degler, Chair, James Ische, Vice Chair, Tim Lynch, Randy Maluchnik and Tom Workman.

Members absent: None.

The following amendment was made to the agenda:

9.1 Additional applications for Library Board and Park Commission.

Ische moved, Lynch seconded, to approve the agenda as amended. Motion carried unanimously.

Workman moved, Maluchnik seconded, to approve the minutes of the January 23, 2007, Regular Session Motion carried unanimously.

Community announcements were made by the Board.

Workman moved, Ische seconded, to approve the following consent agenda items:

Set March 8, 2007, at 2:30 p.m. as the date and time for the bid opening of highway department seasonal supplies.

Set March 13, 2007, at 2:30 p.m. as the date and time for the bid opening of the Carver County 2007 County Road bituminous resurfacing program.

Set March 13, 2007, at 2:30 p.m. as the date and time for the bid opening of the Carver County 2007 County State Aid Highway Bituminous resurfacing program.

Resolution #06-07 Lake Minnehaha Park Caretaker Lease Agreement between Thomas and Amy Mullen and Carver County.

Resolution #07-07, 2007 Seasonal Road Restrictions.

Resolution #08-07, Professional Services Agreement for Real Estate Appraisal Services with Precision Appraisals of Minnesota, Inc.

Resolution #09-07, Approval of Taxpayer Services Manager (County Auditor) and Staff to Act as Absentee Ballot Board, Carver County, Minnesota.

Granted the authority to the Property Tax Manager (Auditor-Treasurer) to abate penalty on current year taxes so long as the property tax manager believes that the penalty would be unjust and unreasonable as stated in M.S. 279.01, Subd. 2. This penalty abatement authority is limited to

\$1,000 per PID number. In addition, a listing will be kept of all penalty abatements and a report submitted each January listing each abatement allowed in the previous year.

Approved the following abatements/additions:

25-757-0630	Mark Brooks
25-396-0430	Glenn Vandergalien

Contract for the Medtronic Saving Hearts in our Communities coordinator-Maureen Farrell.

2007 Maintenance and support services contract between Carver County and Motorola, Inc.

2007 Police contracts between Carver County and the Cities of Carver, Waconia and Watertown.

Approved delegation of authority for approval of donations to the Sheriff's Office to the County Administrator.

Approved delegation of authority to sign off duty contracts to the Sheriff.

Approved out of state training request for Detective Dan Kahlow.

Professional service agreement amendment (2007 price list) between Carver County and Ridgeview Medical Center (Ridgeview Business Health).

Contracts with the Chaska Herald and Chanhassen Villager.

Adopted the Findings of Fact and Order #PZ20060060 for the issuance of Conditional Use Permit #PZ20060060, Wayne Wachholz, Waconia Township.

Adopted the Findings of Fact and Order #PZ20060059 for the issuance of Conditional Use Permit #PZ20060059, Shawn Killian, Watertown Township.

Facilities professional service contracts with Johnson Controls, Lano Electric and Laketown Electric Corporation.

Authorized Chair to sign professional services contract with ManPower.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Steve Just, Land and Water Services, reviewed TCW, Inc.'s request for a contractor's yard and waste management facility. He explained the request came before the Planning Commission in September and the public hearing continued for four months to allow for public input. Just stated the Planning Commission recommended approval of an amended CUP as a contractor's yard and recommended denial of the request to sort recyclables on the site.

Just pointed out the layout of the buildings on the property. He indicated the applicants withdrew their request for a transfer station and yard waste composting site. He stated the City did submit a fair amount of information in the public record and their main concerns related to their planning efforts. The Young America Township recommended approval and supported the applicants' request. He stated the requirement of a turn lane had been discussed and the applicant was asking the Board to reconsider that condition. Just reviewed the Planning Commission's recommendation that included a contractor's yard with a nine truck maximum; no recycling and a requirement for an access permit that includes the right turn lane according to the County Engineer.

Tom Radde, representing TCW, stated the term waste transfer station brings up negative images and is a term the County applies to a business who wants to do recycling. He suggested there was misrepresentation on what TCW was planning to do and believed the City's objections were based on perception and not on facts. Radde clarified they were seeking to sort recyclable materials. He acknowledged that eventually the land would be residential but questioned when that would happen and pointed out the need for the City to update its sewer system. He added that nothing will occur on the site that would have an adverse effect on the future use of the land. Radde addressed the concerns that had been brought up with odor, noise and rodents.

Mac Willemsen, Hamburg City Attorney, stated the City is not against recycling but the key is location and whether this is the best place. He stated they had no concerns related to the approval of a contractor's yard but waste management and recycling have been their concerns. He pointed out the Resolution the City passed with a number of findings and concerns. He stated there were 13 houses adjacent to the property and residents moved there knowing it was agricultural. Willemsen stated the comp plan the City completed in 1982 identified the direction the City was going to grow. He noted the City's growth would be in this direction. Willemsen reviewed the County ordinance related to essential services and stated the site has to be essential for what they are asking for. He stated there was nothing compelling for this site and nothing essential with this location. Willemsen stated the City was asking the Board to follow the Planning Commission's recommendation.

Jeremy Gruenhagen, Hamburg City Administrator, identified the proposed areas the City looked at for future development and stated they were putting plans in place to be ready for the growth.

The Board discussed if the term "waste treatment or disposal" would include the sorting of recyclables.

Robert Hendricks, Assistant County Attorney, stated the primary objective is the CUP for a contractor's yard and sorting of recyclables would be an incidental activity on the site.

The Board discussed the types of material collected at the site and the sorting operation.

Willemsen suggested recycling comes under essential services and goes back to the siting requirement.

Travis Christensen, TCW sales manager, stated they are located next to biggest development that the City has and at this time it is not possible for them to move to the future industrial site.

Larry Mueller, Hamburg City Council, explained a business has attempted to purchase land for the commercial area but the property owner was not willing to sell. He pointed out the number of people that had attended the Planning Commission hearings related to this issue. He stated Muellers & Sons has been located in town for 75 years, that the City has built around them and this should not be an issue.

Brian Cumiskey, Hamburg City Council, stated waste is an umbrella term and recycling, garbage, and sewage are all a part of waste. He explained what is put in recycling bins is not a controlled substance and pointed out the potential for hazardous waste to be thrown into the garbage. He indicated garbage transferring had been occurring on the site, that they were concerned about that happening again in the future and were trying to make sure the citizens of Hamburg were protected.

Christensen clarified they originally contacted Environmental Services and they told them what they were doing. He stated Environmental Services never came out because of an audit or there was garbage being transferred on site. Christensen identified the area where the sorting takes place on the site. He stated the site was screened from all sides and sorting occurs inside the building.

Mueller stated the run off issue has not been addressed and suggested there would be runoff from the washing the dumpsters.

Just clarified Soil and Water looked at the site and did not identify a pollution problem with runoff. He stated the containers are not washed on the site. He added any concern related to runoff was adequately addressed in the conditions. He also pointed out the impervious area was not increasing and there is a condition that they cannot build any additional buildings. He stated they would be closely monitoring the site and the site would be subject to compliance review.

The Board discussed the requirement for a turn lane considering the number of trucks would be only increased by three. The Board inquired if the permit could be approved if limited to the sorting of recyclables. Robert Hendricks, Assistant County Attorney, stated if the Board identified this as essential site because there was no current industrial section and if the sorting was incidental to the primary use, the record could support the Board's decision. He added the Board could also make the determination that an access permit would not be needed because this was not a change in use and only an increase of three trucks

Lynch moved to approve TCW's request for a conditional use permit request for a contractor's yard and to include the sorting of recyclables. David Hemze, County Administrator, suggested that the

Board direct Land and Water to draft the appropriate Order and bring this back next week. Lynch agreed to withdraw his motion and the Board concurred to have the appropriate language drafted and brought back next week.

Laurie Engelen, Property Tax Manager, requested the Board adopt a Tax Abatement Policy. She noted the previous work sessions held with the Board to review the policy. Engelen highlighted sections of the policy and indicated abatements would be limited to five percent of the County tax spread levy.

Workman offered the following Resolution, seconded by Ische:

Resolution #10-06
Adoption of Carver County Tax Abatement Policy

On vote taken, all voted aye.

The Board considered appointments to various advisory committees.

Workman moved, Ische seconded, to appoint Mark Peterson to the Carver County Library Board. Motion carried unanimously.

Ische moved, Degler seconded, to appoint Thomas Herrmann to fill an unexpired term on the Park Commission. Motion carried unanimously.

Lynch moved, Degler seconded, to appoint Wayne Jacobson to fill an unexpired term on the Park Commission. Motion carried unanimously.

Workman moved, Degler seconded, to appoint Tom Kerber to the Park Commission. Motion carried unanimously.

Maluchnik moved, Ische seconded, to appoint Jerald Moja, as an alternate on the Park Commission. Motion carried unanimously.

Ische moved, Lynch seconded, to appoint Virgil Stender to the Water, Environment and Natural Resource Committee. Motion carried unanimously.

Robert Hendricks, Assistant County Attorney, requested the Board go into closed session to discuss an offer from PlowShares to purchase land that could be used for a future north to south highway corridor for CSAH 30 and identified the location.

Ische moved, Maluchnik seconded, to go into closed session at 10:37 a.m. to discuss CSAH 30 corridor land acquisition. Motion carried unanimously.

The Board adjourned the closed and Regular Session.

David Hemze
County Administrator

(These proceedings contain summaries of resolutions. The full text of the resolutions are available for public inspection in the office of the county administrator.)



REQUEST FOR BOARD ACTION

AGENDA ITEM : Salary Adjustment, Data Base Administrator

Originating Division: Employee Relations

Meeting Date: 2/13/2007

Amount of Time Requested: Consent

Attachments for packet: Yes No

Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM:

The Information Services Department has been trying to fill the Data Base Administrator position since March of last year.

Employee Relations has conducted two separate recruitment processes, advertised in metro-wide, local and on-line media. From those two processes, only four candidates applied for the job, and only three met the requirements. Those three were invited to interview. One turned down that opportunity. Of the two who interviewed, the suitable candidate was offered the job and turned it down.

Other Counties in our area have a similar position and they pay, on average, an additional \$22,000.00 per year.

Continuing to work with this position vacant poses a risk for the County in meeting the Information Services expectations of staff and residents, alike.

The action requested would allow Carver County to pay nearly 95% of the market average.

ACTION REQUESTED:

Motion to approve a Memorandum of Understanding with AFSCME to allow recruitment for the position of Data Base Administrator with a salary range equivalent to AFSCME grade 16 and authority to hire up to the top of that range if a well-qualified candidate is available. This action is subject to approval by the AFSCME General Courthouse collective bargaining unit.

FUNDING

County Dollars = \$26,400

Other Sources & Amounts =
= \$

TOTAL = \$26,400

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Information Services has sufficient funding in the budget to cover this from the vacancy up to this point.

Reviewed by Division Director

Date: 02/05/2007

Doris M. Krogman, Employee Relations

Steve Taylor, Administrative Services



REQUEST FOR BOARD ACTION

AGENDA ITEM : Contracts for Southern Valley Alliance for Battered Women and Sexual Violence Center

Originating Division: Attorney

Meeting Date: 02/13/07

Amount of Time Requested: 1 minutes

Attachments for packet: Yes No

Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: Contracts to purchase services for victims of sexual assault and battered women and their children.

ACTION REQUESTED: Motion to approve contracts for 2007.

FUNDING

County Dollars = \$30,000.00

Other Sources & Amounts =

= \$

TOTAL = \$30,000.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments: Each contract is for \$15,000.00.

Reviewed by Division Director

Date: 2/2/07



REQUEST FOR BOARD ACTION

AGENDA ITEM: Chaska High School Environmental Club School, Business and Organization Grant

Originating Division: Land Water Services

Meeting Date: February 13, 2007

Amount of Time Requested:

Attachments for packet: Yes NoItem Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: The Chaska High School Environmental Club is asking for \$554.29 in funding to purchase reusable canvas grocery bags and fabric markers. The canvas bags and fabric markers will be used to teach 5th grade students about the benefit of reusing materials. While teaching the students, the students will color on the canvas bags with the fabric markers. The bags will then be brought to local grocery stores and will be for sale to the public. The money raised from this project will be given to Heifer International. The goal of the Environmental Club is to teach Chaska 5th graders and the public about the value of reusable products. The proposal was reviewed by the Water, Environment and Natural Resources Committee sub-committee and was recommended for approval. Environmental Services recommends funding the entire amount of \$554.29, as requested in the proposal.

ACTION REQUESTED: Motion to approve funding for the 2007 School, Business and Organization grant proposal submitted by the Chaska High School Environmental Club.

FUNDING

County Dollars = \$554.29
 Other Sources & Amounts =
 = \$554.29
TOTAL = \$554.29

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

 Reviewed by Division Director 

Date: February 5, 2007



**CARVER
COUNTY**

**Office of Environmental Services
Land & Water Division**
Carver County Government Center
Administration Building
600 East Fourth Street
Chaska, Minnesota 55318-2102
Phone: (952) 361-1800
Fax: (952) 361-1828

Memorandum

To: Carver County Board of Commissioners
From: Brad Hanzel, Environmental Services *BH*
Date: February 5, 2007
Re: School, Business, and Organization Grant

In 2006, the Chaska High School Environmental Club submitted a grant proposal to the Environmental Services Department. Due to timing, the proposal was resubmitted for the application process in 2007.

The following is a summary of the project recommended for funding:

The Chaska High School Environmental Club is asking for \$554.29 in funding to purchase reusable canvas grocery bags and fabric markers. The canvas bags and fabric markers will be used to teach 5th grade students about the benefit of reusing materials. While teaching the students, the students will color on the canvas bags with the fabric markers. The bags will then be brought to local grocery stores and will be for sale to the public. The money raised from this project will be given to Heifer International. The goal of the Environmental Club is to teach Chaska 5th graders and the public about the value of reusable products. After one year from implementing the grant project, the Chaska High School Environmental Club will be asked to submit a project evaluation to the Environmental Services Department. For more information, please see the attached grant proposal.

The proposal was reviewed by the Water, Environment and Natural Resources Committee (WENR) sub-committee and was recommended for approval.

The Environmental Services Department is requesting a motion to approve funding for the 2007 School, Business, Organization grant proposal submitted by the Chaska High School Environmental Club.

If you have any questions regarding the grant program, please feel free to contact me at 952-361-1805.



REQUEST FOR BOARD ACTION

AGENDA ITEM : Professional Service Contracts – Facilities –Chiller Service in Chaska

Originating Division: Administrative Services

Meeting Date: February 13, 2007

Amount of Time Requested: 0

Attachments for packet: Yes No

Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: The absorption chiller unit that provides comfort cooling for the Law Enforcement center and Justice Center buildings is scheduled for a manufacturer recommended inspection of the copper water tubing located inside of the chiller equipment. This testing is comparable to an x-ray of the internal components of our equipment. Eddy current testing will be completed on the tube bundles of the chiller and analyzed to make sure all copper tubing is within the manufacturer's tolerances as part of the required preventative maintenance for this piece of equipment.

The labor price for the eddy current testing is \$2,250.00. Additional funding is identified for possible repairs and once the testing is completed and analyzed, recommendations will be made for any necessary corrections or repairs to our air conditioning chiller equipment. These repairs will then be completed before bringing the equipment back in service for the 2007 cooling season.

ACTION REQUESTED;

Motion to approve contract with Johnson Controls for eddy current testing pending contract approval from Risk Management and County Attorney.

Motion to approve roll-over of 2006 CIP funds identified for this off season repair work from account # 2006 01-110-000-0000-6640 Item 110-05 in the amount of \$25,000.00.

Motion to authorize facilities services manager to proceed with any repairs identified by eddy current testing not to exceed \$ 25,000.00

FUNDING

County Dollars = \$25,000.00

Johnson Controls – Service

TOTAL = \$25,000.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other: 2006 Capital

Related Financial Comments: Funds were identified in 2006 Facilities CIP for eddy current testing and potential repairs to the Absorption Chiller system. Funds from Facilities Services 2006 CIP item 110-05 moved to account 2007 #01-110-000-0000-6560/6310 repair and maintenance.

Reviewed by Division Director

Date: 2-01-2007



REQUEST FOR BOARD ACTION

AGENDA ITEM : Abatements/Additions

Originating Division: Property Records Taxpayer Services Meeting Date: 2/13/07
 Amount of Time Requested: 0 minutes Attachments for packet: Yes No
 Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: See Attached**ACTION REQUESTED:****FUNDING**

County Dollars = \$ - 67.12
 Other Sources & Amounts = - 124.88
 = \$
TOTAL = \$- 192.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other: Not Budgeted

Related Financial Comments:

Reviewed by Division Director *[Signature]*

Date: *2-5-07*



**CARVER
COUNTY**

Office of County Assessor
Angela Johnson
Carver County Government Center
Administration Building
600 East Fourth Street
Chaska, Minnesota 55318-2102
Phone: (952) 361-1960
Fax: (952) 361-1959

**Abatements presented to the
Carver County Board of Commissioners**

**The following parcel is to receive the homestead credit for the 2005 assessment payable 2006,
this is recommended for approval by the County Assessor.**

85-290-0130

Matt Randall

Residential



REQUEST FOR BOARD ACTION

AGENDA ITEM : Abatements/Additions

Originating Division: Property Records Taxpayer Services Meeting Date: 2/13/07
 Amount of Time Requested: 0 minutes Attachments for packet: Yes No
 Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: See Attached

ACTION REQUESTED:

FUNDING

County Dollars = \$- 3,537.42
 Other Sources & Amounts = - 4,902.58
 = \$
TOTAL = \$- 8,440.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other: Not Budgeted

Related Financial Comments:

Reviewed by Division Director *[Signature]*

Date: 2-5-07



Office of County Auditor
 Carver County Government Center
 Administration Building
 600 East Fourth Street
 Chaska, Minnesota 55318-2102
 Phone (952) 361-1910
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Mark Lundgren
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Laurie Engelen
 Assistant County Auditor
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**Abatements presented to the
 Carver County Board of Commissioners
 February 13, 2007**

Payable Year	Parcel Number	Name	Original Tax Amount	Adjusted Tax Amount	County Dollars Abated	Total Amount of Adjustment
2006	09.0070100	Donald & Leann Weibel	2,414.00	2,382.00	-14.86	-32.00
2006	25.0253300	Roger & Kimberly Lee	3,950.00	3,808.00	-47.33	-142.00
2006	30.0060500	Club West Partners LLC	10,414.00	7,710.00	-1,093.34	-2,704.00
2006	30.0061100	Club West Partners LLC	3,576.00	1,374.00	-1,012.90	-2,202.00
2006	30.0061200	Steven Niesche	4,106.00	3,904.00	-79.62	-202.00
2006	30.0070100 & 30.0086100	Holasek Land Mgmt Inc (30-0086100 adjusted due to MP linkage)	7,478.00	7,068.00	-187.56	-410.00
2006	04.0120800	Gary & Debra Etheridge	2,366.00	2,270.00	-39.50	-96.00
2006	04.0120810	Gerald & Ann Hartman	990.00	754.00	-111.58	-236.00
2006	04.0120900	Stephen Gestach	954.00	902.00	-24.25	-52.00
2006	04.0121100	Shelly Scharping	4,771.00	4,563.00	-82.83	-208.00
2006	04.0121300	Mark Lano	3,146.00	2,786.00	-169.60	-360.00
2006	30.0070600	Richard & Lucille Engelen	2,834.00	2,680.00	-70.46	-154.00
2006	30.0070700	Frenz Family LLC	2,906.00	2,784.00	-55.54	-122.00
2006	30.0322000	Marcella Jaspers	5,726.00	4,206.00	-548.05	-1,520.00
Grand Totals			\$55,631.00	\$47,191.00	-\$3,537.42	-\$8,440.00



**CARVER
COUNTY**

Office of County Assessor
Angela Johnson
Carver County Government Center
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600 East Fourth Street
Chaska, Minnesota 55318-2102
Phone: (952) 361-1960
Fax: (952) 361-1959

**Abatements presented to the
Carver County Board of Commissioners**

The following parcels were affected by MNDOT filed a condemnation of the following parcels in 2005 which took portion of the property out of the owner's control. Deeds were not filed until 2006; this is for the 2005 assessment payable 2006. These are recommended for approval by the County Assessor.

04-012-0800	Gary Etheridge	Residential
04-012-0810	Gerald Hartman	Agricultural
04-012-0900	Steven Gestach	Agricultural
04-012-1100	Shelly Scharping	Residential
04-012-1300	Mark Lano	Agricultural
09-007-0100	Donald Weibel	Agricultural
25-025-3300	Roger Lee	Residential
30-006-0500	Club West Partners LLC	Residential
30-006-1100	Club West Partners LLC	Agricultural
30-006-1200	Steven Niesche	Residential
30-007-0100	Holasek Land Mgmt. Inc.	Agricultural
30-007-0600	Richard Engelen	Agricultural
30-007-0700	Frenz Family LLC	Agricultural
30-032-2000	Marcella Jaspers	Residential



REQUEST FOR BOARD ACTION

AGENDA ITEM : Older Americans Act Program, Title III-D Health Promotion Grant-Metropolitan Area Agency on Aging, Inc. (MAAA)- "Healthy Living Education Series for Seniors"

Originating Division: Public Health

Meeting Date: 2/13/07

Amount of Time Requested:

Attachments for packet: Yes No

Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: MAAA has awarded Public Health an Older Americans Act Program, Title III-D Health Promotion Grant in the amount of \$50,000. Funds will support the Carver County "Healthy Living Education Series for Seniors" program, which provides health education and promotion utilizing an evidence-based model from the National Council on Aging entitled, "Healthy Eating for Successful Living in Older Adults." Public Health will be subcontracting with the Scott-Carver- Dakota CAP Agency, Inc. to provide overall coordination and educational efforts. The grant cycle is from January 1, 2007- December 31, 2007.

ACTION REQUESTED: Motion to accept grant funds from the Metropolitan Area Agency on Aging, Inc. for the purpose of carrying out the Healthy Living Education Series for Seniors program.

FUNDING

County Dollars =	\$
Other Sources & Amounts =	
MAAA	= \$50,000
TOTAL	= \$50,000

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Add to Revenue	01-460-463-2365-5280	MAAA Grant	\$50,000
Add to Expenditure	01-460-463-2365-6271	Consultant Expense	\$50,000

Reviewed by Division Director

Date: 02/05/07

BUDGET AMENDMENT REQUEST FORM

Submit to Finance Office one week prior to County Board Session.

DEPARTMENT: Public Health

Date of County Board Session: 02/13/07

Revenue

Description of Revenue Account funds are to Increased/(Decreased):	Amount	Description of Expenditure Account funds are to Increased/(Decreased):	Amount
Grant	\$ 50,000	Professional Services	\$ 50,000
TOTAL:	\$ 50,000	TOTAL:	\$ 50,000

A. Reason for Request: See Board Action.

B. Financial Impact: (To be filled out by Controller)

C. Contingency Acct. Beginning Bal.: \$ 300,000

D. Contingency Acct. Current Bal.: \$ -

E. Current Balance After Adj.: \$ 300,000

F. Requested By:

G. Recommend Approval: Finance

H. County Board Decision: Approval/Disapproval

S:\Excel\SHELLS\[Budget Amendment Forms.xls]Revenue Form



REQUEST FOR BOARD ACTION

AGENDA ITEM : Senior Health Promotion Consultant-- Scott-Carver-Dakota CAP Agency, Inc.

Originating Division: Public Health

Meeting Date: 2/13/07

Amount of Time Requested:

Attachments for packet: Yes No

Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: The Metropolitan Area Agency on Aging, Inc. renewed the grant to Public Health, from the Older American Act Program, in the amount of \$50,000 to continue the Healthy Living Education Series for Seniors in 2007. These funds support senior health promotion and education activities in Carver County, utilizing an evidence-based model entitled, "Healthy Eating for Successful Living in Older Adults," from the National Council on Aging. Public Health is requesting to contract with the Scott-Carver-Dakota CAP Agency, Inc. in the amount of \$50,000 to provide overall coordination and educational efforts as the Senior Health Promotion Consultant on this project. The contract dates are February 1, 2007 through December 31, 2007 (effective when signed by all parties).

ACTION REQUESTED: Motion to approve the Senior Health Promotion Consultant Contract with the Scott-Carver-Dakota CAP Agency, Inc. to coordinate and carryout educational efforts for the grant funded Healthy Living Education Series for Seniors.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

TOTAL = \$

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments: The requested budget amendment has been recorded on a corresponding Board Action, submitted concurrently, to accept and expend grant funding from the Metropolitan Area Agency on Aging. Consultant costs will be budgeted in 01-460-463-2365-6271.

Reviewed by Division Director

Date: 02/05/07



REQUEST FOR BOARD ACTION

AGENDA ITEM : AMENDMENT TO COST PARTICIPATION POLICIES APPLICABLE TO COOPERATIVE HIGHWAY PROJECTS BETWEEN CARVER COUNTY AND OTHER AGENCIES

Originating Division: Public Works

Meeting Date: February 13, 2007

Amount of Time Requested: n/a

Attachments for packet: Yes No

Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: The Cost Participation Policies Applicable to Cooperative Highway Projects Between Carver County and Other Agencies was adopted by the Carver County Board of Commissioners on February 17, 1998. The section of the policy that deals with cost sharing on traffic signal systems is one page in length and addresses traffic signal cost sharing in a general nature. When this policy was written all of the traffic signal systems at the time were on State / County Road or State / City Street intersection. We now have a number of traffic signal systems that are on or will be on County / County Road, County / City Street, and County / private road intersections. With the increasing number of traffic signal system installations at other than State Road intersections it became necessary to review and update the cost participation policy for traffic signal installations. Cost participation policies from other metro counties were reviewed. Changes to the policy were discussed with the County's City Engineers. This amendment to the traffic signal system cost sharing policy:

- Provides clarification and additional detail to the cost sharing terms for traffic signal installations at all intersection types.
- Changes the Carver County policy to be more consistent with other county agency policies.
- The existing policy states that the "County cost participation in maintenance of a traffic signal to be 100%, unless otherwise stipulated by special agreement..." The new policy stipulates that the traffic signal maintenance will be 100% the County's at all intersections except at the State Road intersections.
- Presently there are four traffic signal systems on County roads in municipalities where the cities are completing approximately \$200 per year per signal on minor maintenance. Approval of this amendment will require the County to assume this minor maintenance responsibility.

ACTION REQUESTED: We would request that the County Board approve the attached resolution adopting Amendment of Section VI Traffic Signal System to the Cost Participation Policies Applicable to Cooperative Highway Projects Between Carver County and Other Agencies

FUNDING

County Dollars = \$

Other Sources & Amounts =

= \$

TOTAL = \$

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other: Fiscal Impact is by a per project basis

Reviewed by Division Director

Date:

2/6/07

S:/Roger/Cost Participation Policy/Amendment - baf



REQUEST FOR BOARD ACTION

AGENDA ITEM : Approval for the Sentencing To Serve (STS) Contract with the MN Department of Corrections for July 1st, 2007 - June 30th, 2009 (State FY 2008-2009).

Originating Division: Court Services / First Judicial District Meeting Date: Feb. 13th, 2007
Amount of Time Requested: 10 minutes Attachments for packet: Yes No
Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: Carver County Court Services has contracted for offender work crews via the Sentencing To Service (STS) program with the MN Department of Corrections (DOC) since 1990. The most recent contract approval was in May of 2005. As the current 2 year contract will be expiring as of June 30th, 2007, we are requesting approval for the new 2 year contract, which will provide STS crew services from July 1st, 2007 - June 30th, 2009 (MN State FY 2008-2009).

The STS program provides the District Court and Carver County with a cost-effective and community-based sentencing alternative. STS provides many local cities, townships and the County with economical labor for various community work projects which are supervised by a trained Crew Leader. Transportation, tools and equipment, and supervision and coordination are provided for specified jobs by a DOC Crew Leader. While serving time on the STS crew appropriate lower risk adult and juvenile offenders on probation, and selected inmates from the Carver County Jail, perform thousands of hours of work in local communities each year. STS provides low cost labor to communities, while reducing costs related to local jail incarceration and short-term juvenile correctional placements. STS also provides a means for offenders to restore harm caused to communities as a result of criminal or delinquent behavior.

In 2005, STS offenders completed 6,735 hours of work at an estimated labor cost savings of \$113,000. In 2006, STS offenders completed 9,710 hours at an estimated labor cost savings of \$163,500. Cost savings estimates are calculated by crew leaders for each work project, and are based on local market labor costs and the level of skill required for a specific project. In addition, the STS program saves Carver County a significant amount of expenses through reduced jail sentences and deferred short-term juvenile correctional placements.

ACTION REQUESTED: Motion to approve the State FY 2008-2009 Contract with the Minnesota Department of Corrections for Sentencing To Service (STS).

FUNDING

County Dollars = \$35,806 (for 2007) and
 \$35,806 (for 2008)
Other Sources & Amounts =
 = \$
TOTAL = \$71,613.00

FISCAL IMPACT

- None
- Included in current budget – 2007 costs
- Budget amendment requested
- Other:

Related Financial Comments: The above amounts are the Carver County portion. The State of Minnesota (DOC) pays the additional 50% of the costs associated with this 2 year contract, which includes personnel, training, state vehicle and trailer, power equipment and hand tools, and associated maintenance costs.

John A. Klavins, Court Services Director/Chief Probation Officer Date: 02-01-07

Reviewed by Division Director.



REQUEST FOR BOARD ACTION

AGENDA ITEM: TCW, Inc (Thaemert) – request for a Contractor’s Yard

Originating Division: Land & Water Services

Meeting Date: February 13, 2007

Amount of Time Requested: 10 minutes

Attachments for packet: Yes No

Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM:

File #PZ20060047. An Order has been prepared for the issuance of an amended CUP for David & Bonnie Thaemert’s business, which is located in Young America Township. The amended contractor’s yard operation would allow for an expansion from 6 trucks to a maximum of 9 trucks. The sorting of recyclables would be permitted as an ancillary part of the business. There would be no new structures for the amended operation. The business would be classified as a contractor’s yard rather than a waste management facility because the crux of the operation is to supply a service to local communities not to treat or dispose of waste. The applicant would not be required to apply for an access permit because the expansion is quite minimal (3 trucks) and work is not being proposed within the Co Rd 50 right-of-way.

ACTION REQUESTED:

A motion to adopt findings of fact and issue Order #PZ20060047 for the issuance of a Conditional Use Permit.

FUNDING

County Dollars = \$-0-
Other Sources & Amounts = -0-
= \$
TOTAL = \$-0-

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date: February 7, 2007

**COUNTY OF CARVER
BOARD OF COMMISSIONERS**

**AN ORDER FINDING CERTAIN FACTS AND ORDERING
THE ISSUANCE OF A CONDITIONAL USE PERMIT**

DATE: February 13, 2007

ORDER #: PZ20060047

FILE #: CU-PZ20060047

APPLICANT: TCW, Inc. (David & Bonnie Thaemert)

SITE ADDRESS: 953 Park Ave., Hamburg, MN 55339

PERMIT TYPE: Contractor's Yard

PURSUANT TO: County Code, Section 152.079

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 11-028-0511 & 1900

A public hearing was held on this matter on September 19, 2006; October 17, 2006; November 21, 2006; December 19, 2006; and January 16, 2007 by the Carver County Planning Commission, and the recommendation of the Planning Commission was duly considered in the issuance of this order.

FINDINGS OF FACT

1. Mr. & Mrs. Thaemert own approximately 22.36 acres located in Section 28 of Young America Township (adjacent to City of Hamburg). The property consists of two separate tax parcels but they are considered one property for zoning purposes. The existing homestead along with 2.22 acres was recently annexed back into the Township from the City of Hamburg. The primary parcel, which is 20.14 acres, contains several agricultural outbuildings and a 60' x 108' commercial structure that was authorized in 2002 for their Contractor's Yard (TCW Construction). A 50' x 84'± hoop style storage structure was constructed on the property in 2003, and a 40' x 108'± hoop style structure was built in 1999. The property is located in the Agricultural Zoning District and the Bevens Creek Watershed.
2. On April 3, 2002, a variance was issued (Order #12931) allowing for a contractor's yard within 500 feet of 10 or more homes. On July 1, 2002, Conditional Use Permit (CUP) #PZ20020011 was issued for the post frame building construction business that included up to 6 trucks and 8 fulltime employees.
3. TCW, Inc is requesting an amended Conditional Use Permit (CUP) to operate TCW Disposal in conjunction with their current contractor's yard for TCW Construction. Environmental Services conducted a site inspection and discovered that TCW Disposal has been operating from the site. Carver County Land & Water Services has been working with the applicants to get them into compliance with the various permitting & licensing requirements.
4. Originally, the proposed facility would have included municipal solid waste (MSW) hauling, transfer station, yard waste composting and recycling operation. The applicants withdrew their earlier requests for yard waste processing, composting and an MSW transferring station. The applicant has requested authorization for the sorting of recyclables in a portion of one of the hoop buildings, which would be incidental to their primary business operations and residential homestead. According to the applicants, the post frame construction business has been scaled back to the point that it is only a small part of their company. The areas of non-compliance would be rectified under an amended CUP.

5. The Zoning Code allows for Waste Management Facilities (Sections 152.050, 152.052 & 152.054) and Contractor's Yards (Section 152.079) as conditional uses.
6. The basic operation consists of route pickup & hauling of MSW (garbage) and recyclables. The trucks would generally leave empty in the morning and return empty in the evening following the daily route. TCW provides a service to local communities, which is consistent with other contractor's yards in the Agricultural Zoning District. The proposed operation would include 9 fulltime employees, 2 part time employees, 6 family members and a maximum of 9 trucks. The hours would typically be 6:00 a.m. to 5:30 p.m., but would extend occasionally until 9:00 p.m. The business is usually closed on weekends. As a Contractor's Yard, necessary fabrication and general maintenance activities are allowed. TCW performs vehicle maintenance in their main commercial structure and conducts simple sorting of recyclables in the 50' x 84'± hoop building.
7. TCW's original application contained components that would classify it as a waste management operation subject to the Essential Services sections of the Code. As the application moved through the process the applicant has changed the proposal in reaction to comments and concerns of the City, County, and area residents. The operation has changed into what is essentially a contractor's yard with a minor activity of sorting recyclables. The Essential Services provision states that operations that would be considered a contractor's yard are exempt from the essential services section and would need to be considered under the appropriate provisions. TCW meets all of the standards for a Contractor's Yard as long as they do not process or transfer waste and do not exceed the 9 truck limitation. Recyclables are not considered waste. The applicant has stated that they have only been sorting about 20 cubic yards of recyclables per month in the hoop building. The sorting activity consists of separating the "rigids" from the "fibers" so these items can be hauled to end users in a more efficient and reasonable manner. The following analysis illustrates the relative importance of the sorting activity to the contractor's yard activity. It is important to examine the scale of the existing and future sorting activity with respect to the overall scale of the operation on the site. The contractor's yard operation includes 9 fulltime employees, 2 part time employees, and 6 family members. Considering that the family members are not all fulltime but account for about 4 fulltime positions, there would be a total of about 560 hours per week of labor in the operation, not counting any overtime. According to the applicant, the sorting of recyclables consumes 50%± of one person's time per week (approx. 20 hours), so the sorting operation would be approximately 4% of the total labor expended in the operation. One can assume that if the business is successful the recycling activity increases to all of one person's time every day, the percentage of total labor effort would be no more than about 7% to 8%. The sorting activity will be contained entirely within an existing building and required very limited investment (essentially none) as compared to the investment in trucks and other equipment. The sorting activity would not stand on its own as a viable land use and would not be occurring if not for the contractor's yard. The sorting of recyclables is an ancillary part of the contractor's yard operations and, therefore, should not be classified as a recycling facility. These sorting activities would certainly **not** constitute a "waste management facility". Since this activity is clearly incidental to the contractor's yard operation, it is not reasonable to expect the property owner to locate this activity separate from the contractor's yard.
8. The Planning Commission resolution recommends the denial of sorting of recyclables activity as part of the contractor's yard. The resolution recommends approval of the contractor's yard as long as waste and/or recyclables are not handled, stored or transferred on the property. The Commission cited several reasons for their recommendation. The recommendation reflects the City of Hamburg's concerns with the proposal:

The Planning Commission resolution and submissions by the City indicate the Thaemert land is shown in the City of Hamburg's comprehensive plan as future residential land and the recycling operation would not be in compliance with the planned land use. The land is currently zoned Agriculture and TCW is applying for a permit under the provisions of the current zoning. As part of the process of considering TCW's permit application, the County must consider not only the current zoning but how the proposed use will affect the transition to future planned use. The future land use will likely be residential and the TCW proposal must be judged based on the extent to which it would, or would not, generate barriers to a future use and how ripe the land is for conversion to the planned residential use. There are several factors to consider in making this determination. Both the contractor's yard operation and the sorting activity will be occurring in existing buildings with no

substantial additional investment in buildings or equipment proposed. There has been no evidence presented that would support a position that the ancillary activity of sorting recyclables in an existing building would not be compatible with the future land use. On the other hand, it is evident that a contractor's yard with 9 trucks and 16 employees would be a compatible land use. The City's concern, as reflected in the Planning Commission's resolution, is that the sorting activity will be a barrier to the conversion of the use to residential in the future. Currently, this land could not be developed for its planned use even if the owner wished to develop the land. The City has unresolved issues with the MnPCA regarding infiltration and inflow and system capacity of the sewage treatment system. The City cannot permit any new development until this issue is resolved. The City's comprehensive plan indicates that even if the City could expand, other areas of the City are shown in the plan to be developed before this parcel. The Thaemerts own all of the land in the R-F planning area as shown in the City's Plan. Any decision to convert from the current use would ultimately be made by the Thaemerts or their successors. The City's concern with the ability to develop the land to its planned use in the future is entirely legitimate. In light of this concern, the County is not permitting any additional capital or substantial equipment investment on the property in support of the operation. This restriction will function to direct any future expansion of the operation to a different site. Where and when to expand is a business decision that will need to be made by the TCW. The permit as proposed would prohibit the construction of any additional structures or significant investment by the Thaemerts, which therefore would not hinder the conversion to residential use at such time as the City is able to provide public services. The use in question, sorting of recyclables, will occur in one end of a large existing structure. This activity requires no additional structures or equipment so it is difficult to make the case that conducting the activity or not conducting the activity will impact one way or another the future use for residential purposes.

The Planning Commission resolution and the City submissions find that the recycling operation will have a variety of adverse effects on surrounding property - the Conditional Use Permit contains a provision requiring that the sorting activity will be conducted entirely inside a building so the opportunity for windblown debris is extremely limited. In addition to the fact that the sorting will occur inside a building, the building in which the sorting will occur is effectively screened from the residential uses in the City by existing fences, trees, and buildings. The sorted materials will remain on site for a limited period of time so the opportunity for a colony of rodents to establish themselves is quite remote. Since the sorted items will remain on site for a very short period of time, it is unlikely that the biological processes necessary to generate noticeable odors will have time to occur. TCW, just like any other waste hauler, will need to follow proper procedures if an unexpected item is found in the recyclables.

9. Young America Township met with the applicant on August 8th and provided a recommendation of approval based on the limited information that was available at that time. The applicant attended the Township's December 12, 2006 regular meeting and the Town Board re-affirmed their recommendation of approval for the current TCW operations.
10. An access permit would not be required for the existing driveway because there would be no construction or modifications occurring within the CSAH 50 right-of-way and an increase of only 3 trucks for the contractor's yard should not be treated as a change in use.
11. Environmental Services has been working with the applicant on the applicable Solid Waste Licensing and Hazardous Waste Licensing requirements. Environmental Services submitted a letter, dated November 14, 2006, stating that the applicant could operate as an MSW hauler under a Contractor's Yard CUP rather than as a Waste Management Facility, provided they do not transfer at their facility. Several questions and issues regarding hazardous waste generator's requirements have been inspected and resolved. Environmentalist, Kathy Dyess, submitted a memo on January 9, 2007 regarding the inspection and the completion of the necessary paperwork and licensing requirements.
12. Carver SWCD Technician, Kory Kosek, inspected Thaemert's property and reported that no pollution discharge was identified. Thaemerts have stated that they do not wash the inside container portions of their trucks on-site. Any washing should be typical exterior cleaning of the wheels, etc. Mr. Kosek's letter, dated January 9, 2007,

recommends that a future inspection be conducted if there is any increase in the impervious surfaces on the property. Any storm water or other runoff from the business operational area would not be allowed to enter surface intakes conveying water to the drain tile(s).

13. The Building Official has stated that a building permit will be required for the northerly hoop building because it would be utilized for commercial storage and the sorting of recyclables under an amended CUP. A building permit application would need to be submitted by TCW for the change in the use of the structure (i.e. agricultural to commercial storage); however, the Building Official has indicated the hoop building would fall into a storage classification (S-2) and does not appear to present any unusual safety concerns.
14. The Board has considered all the factors required by Section 152.251 of the Carver County Code and finds that all are either true in this case or can be mitigated by conditions placed on the permit. The request meets the standards for a contractor's yard, and "waste" management, transfer and storage will not be occurring on-site. The potential for objectionable noise, dust, odors or rodents is negligible because the trucks are generally off-site during the day and are typically empty when they are on-site. There would be no adverse impact on drainage, traffic, parking or access because no new structures are permitted, there would be no increase in impervious surface, and an expansion of 3 trucks is nominal given the fact that an 80± truck operation operates successfully on an adjacent property within the City. As a home-based business, the operation would conform to the Comprehensive Plan and the permitted land use would not impede the normal or orderly development of surrounding property because there would be no significant changes or investment in the subject property. There have been no complaints about the existing operation and it is sufficiently screened from view, which supports the finding that it is compatible with the neighborhood.

IT IS HEREBY ORDERED THAT THE CARVER COUNTY ZONING ADMINISTRATOR SHALL ISSUE CONDITIONAL USE PERMIT #PZ20060047, WHICH WOULD SUPERCEDE CUP #PZ20020011. THIS PERMIT IS ISSUED PURSUANT TO THE CARVER COUNTY CODE, SECTION 152.079 FOR A CONTRACTOR'S YARD OPERATION INCLUDING LIMITED SORTING OF RECYCLABLES ON PROPERTY LEGALLY DESCRIBED IN EXHIBIT "A". THE FOLLOWING CONDITIONS SHALL BE ATTACHED TO THE PERMIT:

1. The amended and approved operational plan and site plan shall be attached to and considered part of the permit. The hours of operation shall typically be from 6:00 a.m. to 5:30 p.m., except for emergencies or special circumstances. Operations are not allowed on weekends, except for pickup service for special occasions such as fairs or similar events. On a daily basis, the trucks shall be required to leave the site empty and return to the site empty, except for an occasional emergency or special circumstance. The permit must be amended if the size or scope of the operation changes, such that, the Zoning Administrator determines it to be necessary.
2. A maximum of 9 business trucks may be stored on-site. The driveway shall be treated for dust control at such time that any dust problems are verified by the Land Management Department.
3. The two taxed parcels (in Young America Township) shall be considered one parcel for zoning purposes and shall not be sold separately or the CUP shall be considered null and void. The properties must remain Homesteaded by the Permittee and/or Permittee's family.
4. Any structure used in conjunction with the Contractor's Yard business shall meet the requirements of the Minnesota State Building Code. Appropriate permits must be obtained for the hoop building(s) within 60 days of the issuance of this permit. No additional structures of any kind shall be allowed to be constructed on either tax parcel, unless the Permittee amends the Conditional Use Permit by submitting a new application, which would be heard by the Planning Commission or appropriate Board.
5. All business related trucks and/or equipment shall be stored inside the building or behind screening. Screening shall be provided pursuant to the Carver County Zoning Code.

6. Permittee must submit a Certificate of Workers' Compensation Insurance or proper affidavit to the Land Management Department annually or upon request.
7. Permittee shall maintain current licenses as a Solid Waste Hauler within the County and as a Hazardous Waste Generator and shall comply with all applicable conditions specified by the Environmental Services Department.
8. The transferring of municipal solid waste (MSW) as a licensed transfer station shall be prohibited. The sorting of recyclables on-site shall be permitted, but the recyclables must be removed on an on-going basis and sorting shall be limited exclusively to the hoop style storage structure. Yard waste, Christmas tree collections or similar activities and/or processing shall be prohibited.
9. Permittee shall not wash the inside container portions of the trucks on-site. Any washing shall be limited to typical exterior cleaning of the wheels and truck exteriors. Prior to any proposal to increase impervious surfaces or change drainage patterns is approved, Permittee must submit plans for review by Carver SWCD and Carver County Land Management, and all required permits must be obtained before work begins. Direct runoff from the business operational area shall not be allowed to enter surface intakes conveying water to drain tile(s).
10. The permit shall be subject to compliance review, which would include notification to the City of Hamburg in addition to Young America Township. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Planning & Zoning for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Planning & Zoning as early on in the timeline of the proposed change as possible.

Gayle Degler, Chair
Carver County Board

Dave Hemze
County Administrator

THE STIPULATIONS OF THIS ORDER, IF ANY, SHALL BE SATISFIED WITHIN SIX (6) MONTHS OF THE DATE FIRST WRITTEN ABOVE, OR SAID ORDER SHALL BE NULL AND VOID AND THE CONDITIONAL USE PERMIT SHALL NOT BE ISSUED. THE SIX (6) MONTH DEADLINE MAY BE EXTENDED ONLY BY ACTION OF THE COUNTY BOARD OF COMMISSIONERS.