

Carver County Board of Commissioners
 Regular Session
 May 2, 2006
 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**
2. Agenda review and adoption
3. Approve minutes of April 25, 2006 Regular Session1-6
4. Public participation (Comments limited to five minutes)
5. Community announcements

9:05 a.m.

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- 6.2 Abatements/additions8-10
- 6.3 Adam Glander-request for an accessory structure11-14
- 6.4 Eric Anderson and Craig Frick-request for a
 contractor's yard.....15-18
- 6.5 Michael Larson-request for an accessory structure.....19-22
- 6.6 Marsh Lake Hunting Preserve, Inc.-request for an amendment
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- 6.10 Sheriff's Office donation.....34-35
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- 6.12 Community Social Services' warrants..... NO ATT
- 6.13 Commissioners' warrants SEE ATT

9:05 a.m.

7. **SHERIFF**
- 7.1 Corrections Resolution37-38

9:15 a.m.

8. **PUBLIC WORKS**
- 8.1 Award of bid for the 2006 State aid funded overlay projects 39-42
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9:30 a.m.

9. **LAND AND WATER SERVICES**
- 9.1 Neaton Brothers-request for a rural service district business.47-52
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- 9.3 Curtis Ladd-request for a temporary manufactured home59-62

10:05 a.m.	10.	ADMINISTRATIVE SERVICES	
		10.1	Project approval for County Care Center renovation project.63-68
10:20 a.m.	11.	ADMINISTRATION	
		11.1	Adoption of Carver County Vision Statement.....69-71
10:35 a.m.		ADJOURN REGULAR SESSION	
10:35 a.m.		<i>NEW BUSINESS</i>	
<i>BOARD REPORTS</i>			
10:35 a.m.		1.	Chair
		2.	Board Members
		3.	Administrator
11:00 a.m.		4.	Adjourn

David Hemze
County Administrator

REGULAR SESSION
April 25, 2006

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on April 25, 2006. Chair James Ische convened the session at 9:00 a.m.

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

Members absent: None.

The following amendment was made to the agenda:

Delete 8.1 Project approval of County Care Center renovation.

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

Delaney moved, Workman seconded, to approve the minutes of the April 18, 2006, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

Degler moved, Lynch seconded, to approve the following consent agenda items:

Payment of emergency claim in the amount of \$1,000.

Contract with Painting by Nakasone in the amount of \$12,500.

Contract with Overhead Door Company of the Northland in the amount of \$8,451 and Facilities \$8,451 capital reallocation to repair and maintenance account.

Contract with Circuitworks in the amount of \$12,350, electrical UPS system upgrades with Lano Electric in the amount of \$2,600 and Facilities \$2,600 capital reallocation to repair and maintenance account.

Contract with Ross Janitorial Supplies in the amount of \$24,814.50.

Approved Carver County Emergency Operations Plan and authorized Chair to sign overall plan and associated sections.

Resolution #34-06, Professional Service Agreement between Minnetonka Community Education and Carver County for Lifeguard Services at Lake Minnewashta and Lake Waconia Regional Parks.

Resolution #35-06, Professional Service Agreement between Bob Burtis and Carver County for Musical Entertainment at the Lake Waconia Family Beach Party.

Service agreement between Carver County and Ag Enterprises with a not to exceed amount of \$30,000.

Authorized Assistant County Attorney to attend out of state seminar on courtroom technology.

Contract for lawn maintenance of tax forfeited property.

Approved the following abatements:

09.0091200	Thomas Radde (2004, 2005, 2006)
30.0071000	Laura Worm
65.4750040	Leonard Feygin
75.4480280	Jesse Bryant
02.0200510	David Johnson
06.0280700	Edward Bruhn
75.2890190	Charles DeVries
75.4640020	Patricia Diethlem
20.1110060	Gregory Becker
85.4500180	Ronald Ferguson
30.6680030	Donald Moreland
10.0290500	Chad Hardwood
30.2360250	Ll'ya Krasnokutskiy
30.6870070	Richard Kelly
25.1601490	Richard Rossing
25.5320060	Timothy Lambert
25.7550300	Deanna Lillienthal
08.0041200	Kevin Lebens
07.0223700	Leroy Person
09.0740010	Scott Hawkins
85.0504030	Evan Bunn
10.0291100	Victor Lien
75.5030370	Kenneth Schilling
30.1440020	Richard Cihak
30.0720030	Kevin Nordby Chaska LLC
30.0720020	Kevin Nordby Chaska LLC

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

The Board considered the proclamation declaring April 23-29 Sexual Assault Awareness Week in Carver County. Gail Emerson, representing the Sexual Violence Center, pointed out their Chaska office location and hours. Kathy Robinson, program manager, stressed it was important to honor the victims and survivors in all of the counties they serve and wanted to make sure the victims know they are there for them, their families and friends.

Chair Ische read the proclamation into the record.

Degler moved, Workman seconded, to proclaim April 23-29, 2006, as Sexual Assault Awareness Week in Carver County. Motion carried unanimously.

David Hemze, County Administrator, reviewed the information received from citizens related to the Crow River Regional Park planning process and the proposed Resolution for the Board's consideration. He stated the intent was for citizen input at today's Board meeting and he has asked staff to look into possible impacts that may relate to the comprehensive planning process.

Chair Ische stated the County has not used eminent domain for Park purposes in the past and has worked with willing landowners. He acknowledged the Board was aware of citizen concerns and would take public input.

Neil Johnson, landowner along the Crow River, stated their objective was to gain the Board's support and oppose the mapping of their land for future Park use. He stated the Steering Committee, after a year and a half of meetings, opposed mapping the area and opposed any process that could lead to condemnation. He indicated that 100% of the landowners signed a petition in opposition. Johnson stated they also went to Camden, Watertown and Hollywood Townships and those townships approved Resolutions to support them. In addition, he noted, the Park Commission recommended to suspend the proceedings.

Johnson explained the citizens then felt relieved but recently a County newspaper included an article describing a letter received by the City of Mayer, from Carver County Parks. That letter, Johnson stated, indicated the Parks had suspended planning activities for a park, but if the City wanted the planning to continue, the City should send a letter to Carver County.

Rick Guetzkow, resident along the Crow River, stated he joined the Steering Committee recognizing there would be changes ahead for the area. He suggested the Committee did not steer anything in any direction and he believed the goal to create a park was predetermined at the beginning. He stated if a governmental agency wants property, they can find a way of legally taking it. Guetzkow believed there should be suitable land for parks somewhere in the County that landowners are willing to sell.

Tom Griffith, affected landowner, stated their concern is the mapping of the property and the means that are taken to acquire the land. He stated what they can do with their property in the future will be impacted if their property is marked for park purposes.

Laura Anderson, 4610 Highway 25, explained the citizens are frustrated and frightened by the mapping and how it may affect their lives and property. She stated their homes are not just a financial asset. Anderson indicated they are not willing sellers and wanted the process stopped. She stated they were asking the Board to sign their Resolution to not map their land as park and trails.

Mary Meuwissen, stressed she wanted to make sure the Board understands what happens when property is mapped. She believed, once property is mapped, it is at taking because the end buyer has been identified. Meuwissen stated mapping takes away private property rights and owners are not able to sell to who they want. She clarified the landowners did not want their property mapped for regional parks, trails or a reserve and wanted the Board's support.

The Board acknowledged the citizens concerns and recognized the Legislature was also dealing with the eminent domain issue which could impact the County.

The Board discussed laying over the issue until they have had an opportunity to review the issues with the County Attorney, the Land and Water Services Division and the Met Council.

David Hemze, County Administrator, agreed this was an appropriate policy discussion to have at the Board and suggested, if they establish a policy, that they needed to be careful not to put in any restrictions on their ability to plan in the future.

Kari Myrold, County Attorney Chief Deputy, recognized the legislature was also dealing with eminent domain issues and she was uncertain what those changes might be. She advised the Board to not sign a Resolution addressing one issue and suggested that a broader policy be developed.

Hemze agreed this goes back to a broader policy question and what impact that has on future planning for parks and Met Council funding.

Chair Ische suggested the Board not take action today and review the issue again once the legislature has adjourned.

Workman moved, Degler seconded, to place the Crow River Regional Park planning process back on the May 23, 2006, Board agenda. Degler, Delaney, Ische, Workman voted aye. Lynch voted nay. Motion carried.

Hemze requested the Board adopt a Resolution providing for the appointment of the Auditor, Treasurer and Recorder offices. He reviewed special legislation that was approved and the Board's Resolution notifying citizens of the intent to establish the offices as appointive. He clarified the notice of intent had been published for two weeks and pointed out the petition period that was included in the special legislation. He explained the public would have an opportunity to comment at today's meeting and reviewed his recommendation to adopt the Resolution providing for the appointment.

Hemze outlined the current organizational structure and proposed structure after the appointments are made. He indicated the Resolution included offering the respective positions to the incumbents. Hemze clarified positions would be brought back to the compensation consultant for grading and brought back to the Board. He stated he would recommend the investment manager position be a regular employee or contractual employee for a half time position.

Public testimony was received from James Kuhl, San Francisco Township. Mr. Kuhl believed the Resolution the Board was being asked to adopt included confusing language and suggested that the Board use the language from the legislation itself. He suggested that the word "may" be replaced by "must" in the Resolution. He also voiced objection to the moving some of the Treasurer's duties to another division.

Kuhl stated he was also uncertain if he was for or against changing from elected to appointed but he was concerned about accountability and didn't think they would get accountability by making them appointed vs. elected.

Hemze clarified today's action is to appoint and the only thing that would change that is a petition to hold a special election.

Workman offered the following Resolution, seconded by Degler:

Resolution #36-06
Appointment of Auditor, Treasurer and Recorder Offices

On vote taken, all voted aye.

Kari Myrold, County Attorney Chief Deputy, requested approval to hire temporary part-time staff. She stated the positions would include wages, but not benefits. She reviewed the workloads and noted the purpose is to determine if they can reach a balance between the juvenile and civil departments. Myrold indicated funding for the positions would come from not having 2006 approved positions filled until March and the use of forfeiture funds.

Delaney moved, Lynch seconded, to approve hiring a temporary, part-time civil/juvenile attorney at 30 hours/week; a temporary part-time paralegal at 20 hours/week and a temporary part-time administrative aide for civil, case management and records duties at 20 hours/week, until December 31, 2006 and related budget amendment transferring \$17,265 from forfeiture reserve funds to salaries. Motion carried unanimously.

Dave Drealan, Land and Water Services, requested authorization to convert a vacant Land Services Clerk position to Planning Tech position on a temporary basis. He pointed out the start of the comprehensive planning process and the need to commit additional resources. He stated rather than filling a clerk position he was asking to change the FTE to a planning technician for the duration of the comprehensive planning process.

REGULAR SESSION

April 25, 2006

Workman moved, Lynch seconded, to authorize the conversion of the Land Services Clerk FTE in the Land and Water Services Division to a Planning Technician from May 1, 2006, through December 31, 2008. Motion carried unanimously.

Workman moved, Degler seconded, to adjourn the Regular Session at 11:16 a.m. Motion carried unanimously.

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.)

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Approval of Radon Mitigation Rebate

Originating Department: Environmental Services

Agenda Date: 05/01/06

Amount of Time Requested: NA

Supp. Doc. Attached (y/n):

Previous County Board Action, If Any (include other parties which were advised, if any): Board has approved similar radon grant contracts through the National Association of Counties over the past few years.

Item Type (✓ Only One): Consent Regular Session Discussion Session

EXPLANATION OF AGENDA ITEM (Include a description of background and benefits)

The Carver County Radon Mitigation Rebate program is funded by a National Association of Counties [NACo] grant. It is designed to encourage homeowners with high levels of radon gas to have their home mitigated, reducing the risk of cancer. The rebate program is available to all Carver County homeowners. The NACo grant will allow Carver County Environmental Services to offer 10 homeowners a \$150 credit towards installation of a mitigation system. The total cost of mitigating high radon level in a home can vary from \$800 to \$1200 depending on the home. Licensed contractors complete the mitigation work and provide receipts for expenses.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (Include motion in proper format)

Requesting approval of the Carver County Environmental Radon Mitigation Rebate contract with Fran Oswall and authorization for the Chair to sign this contract and future Radon Mitigation rebate contracts funded by this grant.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	\$150.00
Other Sources & Amounts	
_____ =	\$
_____ =	\$
TOTAL =	\$150.00

Budget Information (✓ appropriate items):

Budgeted:
 Not Budgeted:
 Amendment Required:
 (requires controller approval)

Related Financial Comments: Carver County received the NACo Grant for a total of \$2,000. \$1,500 of this is being allotted towards mitigation projects. The remaining \$500 is for public education and promotion of the radon program.

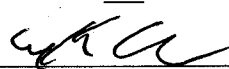
REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:


County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____



DEPARTMENT APPROVAL



Division Approval



Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): **Abatements/Additions**

Originating Department: **Assessor/Auditor**

Agenda Date: **05/02/06**

Amount of Time Requested: **0 minutes**

Supp.. Doc. Attached (y/n): **Y**

Previous County Board Action, If Any (include other parties which were advised, if any):

Item Type (✓ Only One): Consent **XX** Regular Session _____ Discussion Session _____

EXPLANATION OF AGENDA ITEM (include a description of background and benefits)

SEE ATTACHED

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (include motion in proper format)

FINANCIAL IMPLICATIONS

Funding:

County Dollars = \$ - 158.91
Other Sources & Amounts = \$ - 207.09
TOTAL = \$ - 366.00

Budget Information (✓ appropriate items):

Budgeted:
Not Budgeted: **XX**
Amendment Required: **NO**
(requires controller approval)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____


DEPARTMENT HEAD APPROVAL (Signature)

4-20-06
Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____



**CARVER
COUNTY**

Office of County Assessor
Angie 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 parcels are to receive the homestead credit for the 2005 assessment payable 2006. These are recommended for approval by the County Assessor.

10-029-0300	Sara Boerboon	Residential
30-150-1060	Michael Puklich	Residential
75-448-0270	David Lieder	Residential

The following property is to be classified as Tax Exempt, as this is for a road that was annexed to the City of New Germany; this is for the 2005 assessment payable 2006. This is recommended for approval by the County Assessor.

55-032-0100	Leroy Henning	Residential
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The following parcel is to have the value reduced due to an error that occurred during the lot split, this is for the 2005 assessment payable 2006. This is recommended for approval by the County Assessor.

25-139-0060	Gayle & Douglas DeHaan	Residential
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The following parcel is to have an added tax, as an error occurred during a lot split; this is for the 2005 assessment payable 2006. This is recommended for approval by the County Assessor.

25-139-0061	Boyer Building Corp.	Residential
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CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Adam Glander - request for an accessory structure

Originating Department: Land Management, Land & Water Services

Agenda Date: May 2, 2006

Amount of Time Requested: none

Supp. Doc. Attached (y/n): yes

Previous County Board Action, If Any (include other parties which were advised, if any): None

Item Type (✓ Only One): Consent Regular Session _____ Discussion Session _____

EXPLANATION OF AGENDA ITEM (Include a description of background and benefits)

File #PZ20060021. The Planning Commission recommended approval of the Conditional Use Permit for Adam Glander. He is requesting a 6,000± sq ft accessory structure to store personal equipment and vehicles and equipment and vehicles utilized in his Home Occupation. The total proposed personal storage area on the property would be approximately 6,861sq ft, which is 4,361 sq ft larger than what the Zoning Code allows without a CUP for parcels of this size. No outside storage of business equipment would be allowed. The Benton Town Board recommended approval of the request.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (Include motion in proper format)

A motion to adopt the Findings of Fact and to issue Order #PZ20060021 for the issuance of a Conditional Use Permit

FINANCIAL IMPLICATIONS: None

Funding:

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

Budget Information (✓ appropriate items):

Budgeted:
Not Budgeted:
Amendment Required:
(requires controller approval)

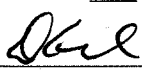
Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____


DEPARTMENT APPROVAL (Steve Just)


Division Director


Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20060021

RESOLUTION #: 06-08

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20060021

APPLICANT: Adam Glander

OWNER: Adam Glander

SITE ADDRESS: 14815 Ingram Trail, NYA

PERMIT TYPE: Accessory Structure

PURSUANT TO: County Code, Chapter 152, Section(s) 152.073 A2 & 152.077 A1

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 01-800-0010

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2006; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Adam Glander owns a 4 acre parcel located in the Lot 1, Block 1 of Wirtz Farm Estates in Section 30, Benton Township. The property will be improved with a home with attached garage. The property is located in the Agricultural Zoning District and the CCWRMA (Bevens Creek).
2. The applicant is requesting a Conditional Use Permit (CUP) to construct an accessory structure (approx. 6,000 sq. ft.) pursuant to Section 152.073 A2 and 152.077 A1 of the Carver County Zoning Code.
3. Section 152.073 A2 of the Zoning Code allows a total of 2,500 sq. ft. in a combination of garages and accessory structures, (without a Conditional Use Permit) on parcels of this size. The request is for the construction of an approximately 60' x 100' (6,000 sq ft) accessory structure. The applicant has plans to build an approximately 861 sq ft garage. The proposed total square footage for accessory structure space on the property will be approximately 6,861 sq. ft., which is 4,361 sq. ft. larger than the Zoning Code allows without a CUP for a property of this size.
4. The applicant's letter states the proposed accessory structure will be utilized for storage of personal items including a bobcat, a snowmobile, a four-wheeler, trailers, and fishing and hunting equipment. Mr. Glander owns an electrical company with an office in Waconia, and would like to store an extra truck while it is not being used, as well as some other items in the new structure. The extra truck would be considered an out-of-service vehicle, and would be stored until it is taken from the property for active use by an employee working out of the Waconia office. He also would like to park the van that he uses for work in the shed. Mr. Glander has been informed of the requirements for a home occupation, and does not have employees reporting to the site. These activities would qualify under the Zoning Code's home occupation requirements.
5. The Wirtz Estates plat approval requires that the house location be 160 feet north of the Ingram Trail right of way in order to keep the density to no more than 4 homes per 40 acres.
6. The Benton Town Board reviewed and recommended approval of the request at their March 7, 2006 Town Board

meeting.

THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20060021 for an oversized accessory structure on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to administrative review. 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.
2. This structure shall be used only by the occupant(s) of the residence for a Home Occupation, personal storage, hobbies, recreation, entertainment, family uses, private maintenance and repair activities, and for the keeping of animals and appurtenant equipment and supplies, and as otherwise regulated by this Ordinance. Guest quarters and/or additional dwelling units are strictly prohibited. No products or services shall be offered for sale or pay or similar remuneration except as permitted for a home occupation or as otherwise regulated by this Code.
3. No more than one employee other than members of the family living on the premises may be employed on the premises. Employees shall not report to the premises in order to travel to work off the site.
4. All equipment and supplies utilized in conjunction with the Home Occupation must be stored inside the building. No outside storage of business equipment is permitted. No more than 1 business vehicle is allowed to be actively used for the home occupation, though storage of one out-of-service business vehicle is permitted.
5. All building permits shall be obtained prior to the construction of the accessory structure. The house building permit must be obtained prior to, or concurrently with, the accessory structure permit.

ADOPTED by the Carver County Planning Commission this 18th day of April, 2006.

Randy Maluchnik
Planning Commission Chair

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM:

Item Name: Eric Anderson and Craig Frick - Request for a Contractor's Yard.

Originating Department: Land Management, Land & Water Services

Agenda Date: May 2, 2006

Amount of Time Requested: NA

Supp. Doc. Attached (y/n): yes

Previous County Board Action, If Any: None

Item Type (✓ Only One): Consent Regular Session _____ Discussion Session _____

EXPLANATION OF AGENDA ITEM:

File #PZ20060019. The Planning Commission recommended approval of the Conditional Use Permit (CUP) for Eric Anderson and Craig Frick. Their request is to operate a Contractor's Yard (Landscaping & Snow Removal) from the property they are in the process of purchasing in Section 26, Waconia Township. The permit would not be issued (i.e. signed and recorded) until the homesteading requirement is fulfilled. The property consists of 20 acres, which is improved with a home with an attached garage, a detached garage and two corn cribs. A 7,200 sq ft pole building will be built for storage of vehicles and equipment. Landscaping materials storage will occur outside and will be screened from view by existing trees and new tree plantings. The business employs three (3) people year round with four (4) additional employees during the summer. Hours of operation are typically 7:00 a.m. to 7:00 p.m. Monday through Friday and 7:00 a.m. to 2:00 p.m. on Saturday throughout the summer. During the winter, business hours vary according to the weather. The Waconia Town Board supports the request.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED:

A motion to adopt the Findings of Fact and to issue Order #PZ20060019 for the issuance of a Conditional Use Permit.

FINANCIAL IMPLICATIONS: None

Funding:

County Dollars =	\$0.00
Other Sources & Amounts =	
_____ =	\$
_____ =	\$
TOTAL =	\$0.00

Budget Information (✓ appropriate items):

Budgeted:
Not Budgeted:
Amendment Required:
(requires controller approval)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED:

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____


DEPARTMENT APPROVAL (Steve Just)


Division Director

20 Apr 06
Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20060019

RESOLUTION #: 06-09

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20060019

APPLICANT: Eric Anderson and Craig Frick

OWNER: Duella Hasse

SITE ADDRESS: 10480 Hwy 284, Waconia

PERMIT TYPE: Contractor's Yard

PURSUANT TO: County Code, Chapter 152, Section 152.079 C10

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 09-035-0900

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2006; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Eric Anderson and Craig Frick are in the process of purchasing 20.01 acres of property located in the Southeast quarter (SE ¼) of the Northeast quarter (NE1/4) of Section 26 of Waconia Township. The property is improved with a house with attached garage, a detached garage and two corn cribs. The property is in the Ag Zoning District and the CCWRMA (Carver Creek).
2. The applicants are requesting a Conditional Use Permit (CUP) to operate a Contractor's Yard pursuant to Section 152.079 C10 of the Carver County Zoning Code.
3. The applicants' request appears to meet the standards for a Contractor's Yard. The proposal is to move their landscaping business, Superior Lawn and Landscapes, from St. Bonifacius to this property. The applicants have been in operation for 12 years and claim that they are well established with a good reputation. They are proposing to utilize the existing structures for landscape supplies and related material. Outside storage would consist of landscaping supplies and vehicle parking. The operation would utilize 8 business related vehicles to include: 7 pick-up trucks, 1 dump truck, and 3 skid loaders. Typically the business employs 3 individuals year round, with 4 additional employees in the summer. The hours of operation would be 7:00 am to 7:00 pm Monday through Friday and 7:00 am to 2:00 pm on Saturday in the summer. During the winter, the business hours vary as they plow snow and weather dictates the operating hours.
4. The applicants will purchase of the property in June and an associate of the company will homestead the property.
5. The applicants plan to build a 60' x 120' pole building to store all vehicles and equipment. Before the shed is built, they will store equipment in the existing steel building. The company office and restrooms will be located in the basement of the house until the pole building is built, and then they will move the office to the steel building. A restroom will not be put in at this time. Building officials will need to approve all buildings, and the property will need to meet septic requirements. The two corn cribs will be removed at some time in the future.
6. The facility would be accessed via the existing driveway access off of Hwy 284. Mr. Anderson has been informed that he needs to contact MNDOT to determine the requirements for an access permit, discuss any necessary improvements.

7. The number of trips (ADT) generated by the site each day would be approximately 22 for employees entering and leaving. There would also be occasional deliveries to the site. The applicants state that customers would not come to the site.
8. The applicants' site plan indicates new tree plantings to augment the existing screening. As drawn on the plan, it appears the new trees plus existing trees will provide adequate screening for the outside storage area. The vehicles and equipment to be stored outside will be minimal.
9. Vehicle maintenance will occur on-site and Mr. Anderson has been instructed to contact Environmental Services to discuss a Hazardous Waste Generator's License.
10. The applicant is proposing a 3' X 5' (15 sq. ft.) sign to be put up at some time in the future. The ordinance allows for one double sided sign for each conditional use which shall not exceed 32 sq. ft. per surface. The applicant's request appears to meet the requirement for signage.
11. The Waconia Town Board reviewed the request at their March 13, 2006 Town Board meeting and recommended approval.

THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of the subject permit on the land described in Exhibit "A" of the permit application upon acquisition and homesteading of the property. The Planning Commission further recommends that the following conditions be attached to the permit:

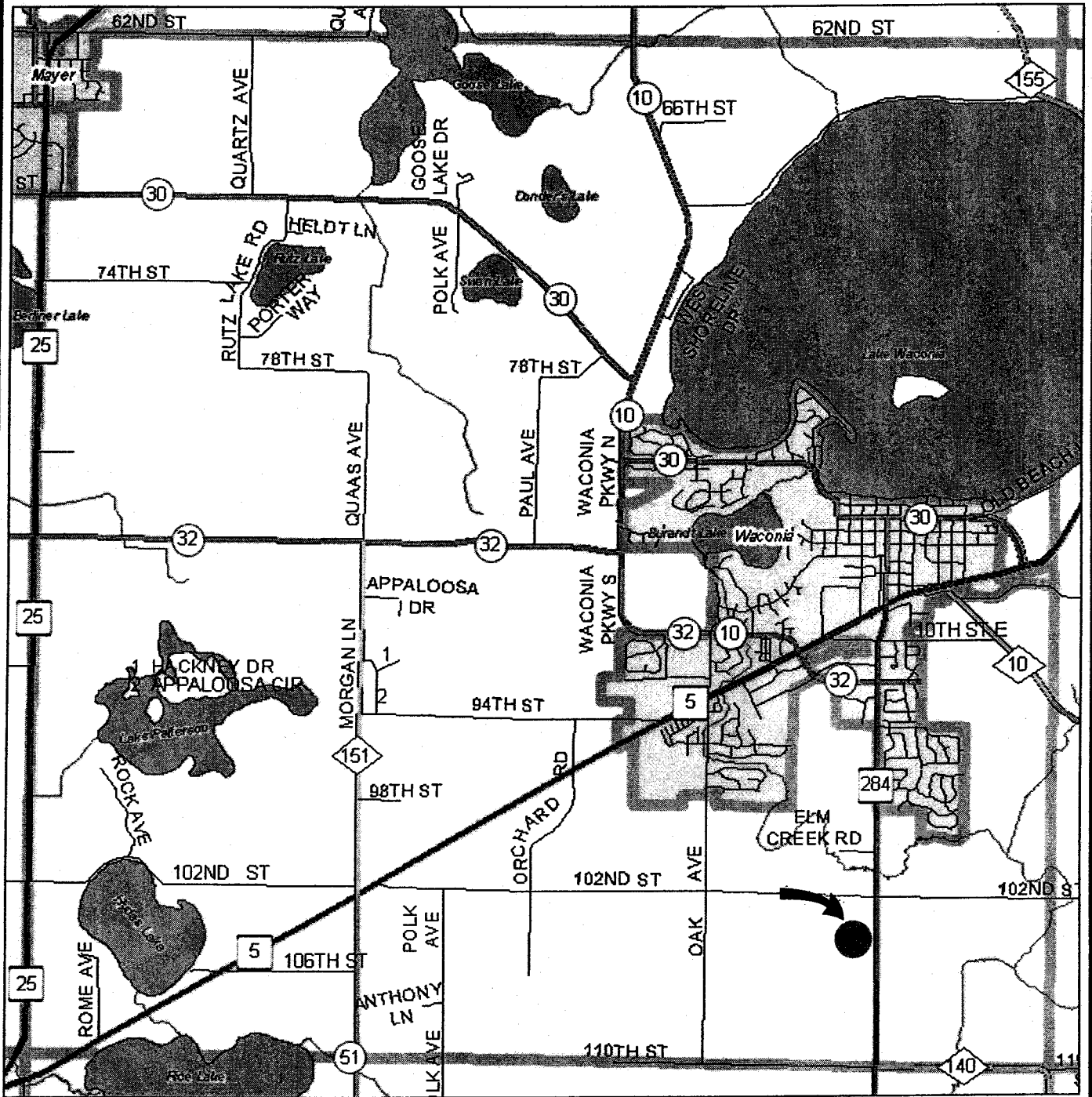
1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. The operation shall be in accordance with the submitted operational & site plans (dated: 3/22/06). These plans shall be attached to and become part of this permit.
3. Permittee shall obtain the appropriate building permit(s) and on-site sewer permits (if required) prior to the construction of the 60' x 120' structure. All structures used in conjunction with the contractor's yard operation shall meet the requirements of the Minnesota State Building Code. A grading plan and erosion/sediment control plan shall be implemented according to SWCD's recommendations, in conjunction with the issuance of the building permit.
4. Outside storage of business equipment, supplies and/or vehicles is permitted within the designated area only. Natural plantings as illustrated in the operational plan shall be established within the 2006 growing season. Trees/plantings shall be preserved and/or replaced if necessary. Permanent outside storage of vehicles and equipment shall be permitted if the storage in the designated area is screened from nearby roads and residences. No more than 9 business vehicles shall be permitted.
5. The Permittee shall contact the Environmental Services (E.S.) Department to obtain a Hazardous Waste Generator's License as required.
6. The Permittee shall be responsible for obtaining proper access permits as authorized by the responsible road authority.
7. Permittee shall submit a Certificate of Workers' Compensation Insurance and/or proper affidavit to the Land Management Department.

ADOPTED by the Carver County Planning Commission this 18th day of April, 2006.

Randy Maluchnik
Planning Commission Chair

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Waconia Township



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Map Created by Carter County GIS
Apr 21, 2005

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Michael Larson - request for an accessory structure

Originating Department: Land Management, Land & Water Services

Agenda Date: May 2, 2006

Amount of Time Requested: none

Supp. Doc. Attached (y/n): yes

Previous County Board Action, If Any (include other parties which were advised, if any): None

Item Type (✓ Only One): Consent Regular Session _____ Discussion Session _____

EXPLANATION OF AGENDA ITEM (Include a description of background and benefits)

File #PZ20060017. The Planning Commission recommended approval of the Conditional Use Permit for Michael Larson. He is requesting a 1,344± sq ft accessory structure to store a new 43' motor home. The total proposed personal storage area on the property would be approximately 2,964 sq ft, which is 464 sq ft more than what the Zoning Code allows without a CUP for parcels of this size. The Benton Board recommended approval of the request.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (Include motion in proper format)

A motion to adopt the Findings of Fact and to issue Order #PZ20060017 for the issuance of a Conditional Use Permit

FINANCIAL IMPLICATIONS: None

Funding:

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

Budget Information (✓ appropriate items):

Budgeted:
Not Budgeted:
Amendment Required:
(requires controller approval)

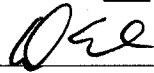
Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____


DEPARTMENT APPROVAL (Steve Just)


Division Director

20 May 2006
Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20060017

RESOLUTION #: 06-07

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20060017

APPLICANT: Michael Larson

OWNER: Michael Larson

SITE ADDRESS: 12920 142nd St, NYA

PERMIT TYPE: Accessory Structure

PURSUANT TO: County Code, Chapter 152, Section(s) 152.073 A2 & 152.077 A1

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 01-020-0712

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2006; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Mr. Larson owns a 2.79 acre parcel located in the Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4) of Section 20, Benton Township. The property is improved with a home with an attached garage. The property is located in the Agricultural Zoning District and the CCWRMA (Bevens Creek).
2. The applicant is requesting a Conditional Use Permit (CUP) to construct an accessory structure (approx. 1,344 sq. ft.) pursuant to Section 152.073 A2 and 152.077 A1 of the Carver County Zoning Code.
3. Section 152.073 A2 of the Zoning Code allows a total of 2,500 sq. ft. in a combination of garages and accessory structures (without a Conditional Use Permit) on parcels of this size. The request is for the construction of an approximate 28' x 48' (1,344 sq ft) accessory structure. The attached garage is approximately 1,300 sq. ft. including the attic, and there is a 16' x 20' gazebo on the property. The proposed total square footage for accessory structure space on the property will be approximately 2,964 sq. ft., which is 464 sq. ft. larger than the Zoning Code allows without a CUP for a property of this size.
6. The applicant's letter states the proposed accessory structure will be utilized for storage of a 43 ft. motor home and garden equipment.
7. The Benton Town Board has reviewed the request and recommended approval at their March 9, 2006, Town Board Meeting.

THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of the subject permit on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management 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 Land Management as

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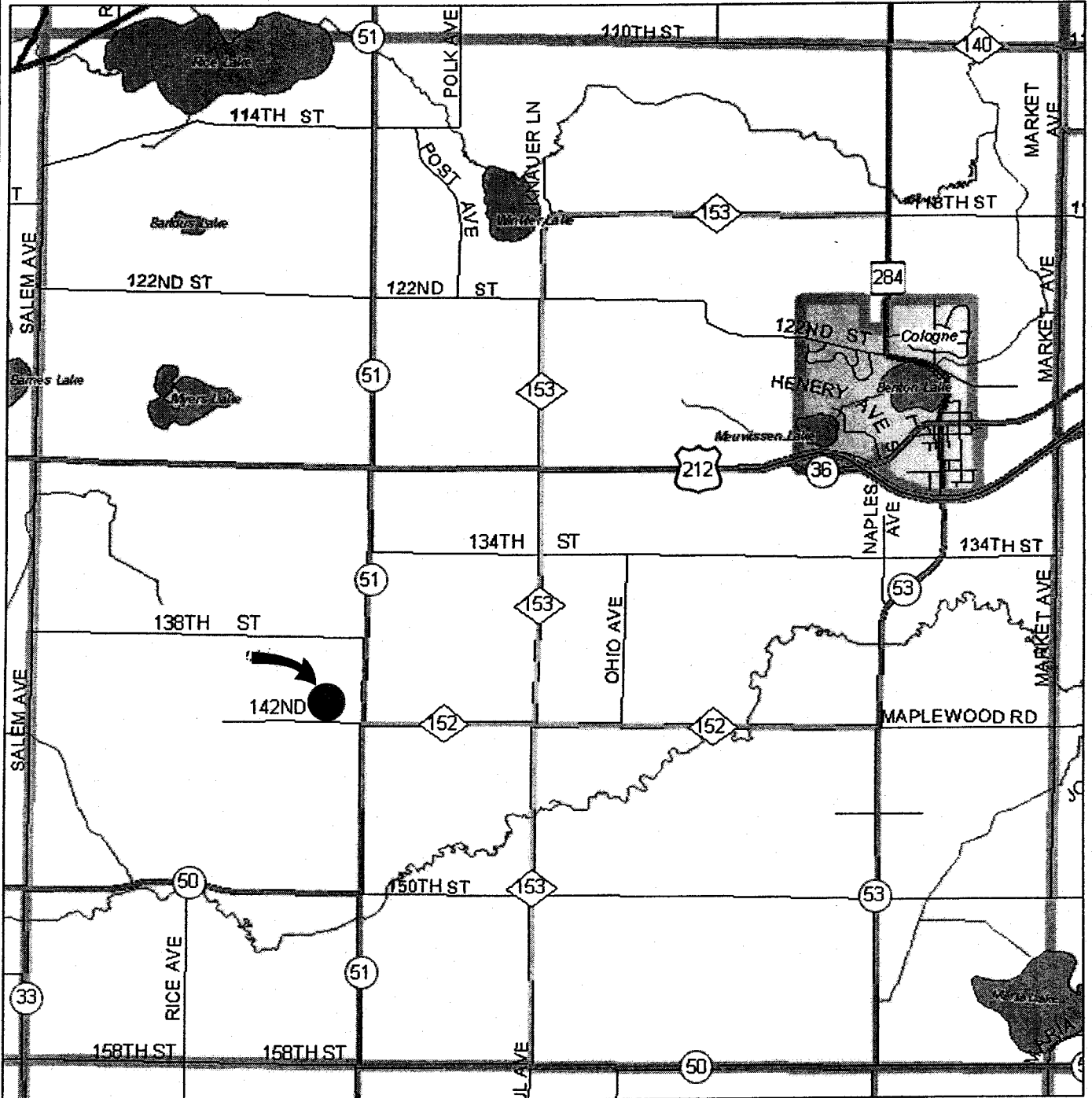
early on in the timeline of the proposed change as possible.

2. This structure shall be used only by the occupant(s) of the residence for personal storage, hobbies, recreation, entertainment, family uses, private maintenance and repair activities, and for the keeping of animals and appurtenant equipment and supplies, and as otherwise regulated by this Ordinance. Guest quarters and/or additional dwelling units are strictly prohibited. No products or services shall be offered for sale or pay or similar remuneration except as permitted for a home occupation or as otherwise regulated by this Code.
3. All building permits shall be obtained prior to the construction of the accessory structure.

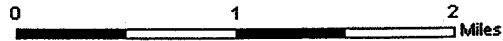
ADOPTED by the Carver County Planning Commission this 18th day of April, 2006.

Randy Maluchnik
Planning Commission Chair

Benton Township



This map was created using Caser County's Geographic Information Systems (GIS). It is a compilation of information and data from various City, County, State, and Federal offices. This map is not a surveyed or legally recorded map and is intended to be used as a reference. Caser County is not responsible for any inaccuracies contained herein.



Map Created by Caser County GIS
Apr 21, 2005

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Marsh Lake Hunting Preserve; Inc. - request for an amendment to the existing Conditional Use Permit.

Originating Department: Land Management, Land & Water Services

Agenda Date: May 2, 2006

Amount of Time Requested: NA

Supp. Doc. Attached (y/n): yes

Previous County Board Action, If Any (include other parties which were advised, if any):
The Board approved the CUP #11162 in 1998.

Item Type (✓ Only One): Consent Regular Session _____ Discussion Session _____

EXPLANATION OF AGENDA ITEM (Include a description of background and benefits)

File #PZ20060020. The Planning Commission recommended approval of the Condition Use Permit for Marsh Lake Hunting Preserve, Inc. Marsh Lake Hunting Preserve is requesting an amendment of CUP #11162. The amendment would increase the size that the lodge is allowed to be expanded from 600 sq ft to approximately 3,000 sq ft. A recent administrative review indicated that Marsh Lake is in compliance with the conditions of the CUP. The new CUP would replace CUP #11162. The Laketown Town Board recommended approval of the request.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (Include motion in proper format)

A motion to adopt the Findings of Fact and to issue Order #PZ20060020 for the issuance of a Conditional Use Permit

FINANCIAL IMPLICATIONS

Funding:

County Dollars = \$0.00
 Other Sources & Amounts = _____=\$
 _____=\$
TOTAL = \$0.00

Budget Information (✓ appropriate items):

Budgeted:
 Not Budgeted:
 Amendment Required:
 (requires controller approval)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____


 DEPARTMENT APPROVAL (Steve Just)


 Division Director

20 Apr. 06
 Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20060020

RESOLUTION #: 06-11

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20060020

APPLICANT: Shawn Eastman, Marsh Lake Hunting Preserve, Inc.

OWNER: Marsh Lake Hunting Preserve, Inc.

SITE ADDRESS: 5785 Hunters Rd, Chaska

PERMIT TYPE: Recreation Activity Requiring a Rural Area

PURSUANT TO: County Code, Chapter 152, Section 152.080 C7

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 07-026-0400, 0700, 0710, 0800

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2006; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. The Marsh Lake Hunting Preserve, Inc. (MLHP) owns four properties consisting of 385.48 acres in Section 26 of Laketown Township. The property is improved with 2 homes, a lodge with living quarters, 3 kennels, and several miscellaneous outbuildings. The property is located within the Agricultural Zoning and Shoreland Overlay Districts and the Chaska Creek Watershed.
2. The applicant is requesting an amendment to their Conditional Use Permit Order# 11162 (attached) from 1998 to expand the lodge pursuant to Section 152.080 C7 of the Carver County Zoning code.
3. The existing CUP allows for 600 sq. ft. of expansion to the clubhouse. The applicant would like to expand the lodge by approximately 3,000 sq. ft. that would include both floors (a footprint of approximately 1500 sq. ft.). The expansion would include a 24' x 48' addition off the east side of the lodge, as well as an 18' x 18' mud room and an extension to the porch. This would allow a new locker room on the first floor, and a lounge with a fireplace on the second floor. The applicant would also like to remove two small sheds near the lodge (15' x 15' steel storage shed and a 24' x 36' corn crib) and replace them with a new 30' x 50' pole building.
4. The applicant is planning an upgrade to the septic system and will have to have to put in a new well. The improvements are not in shoreland.
5. There are minimal changes to the Operational Plan. Beside the additional square footage for the lodge, the only other change is the addition of two annual youth educational events. Though the CUP allows 175 members, the number of members has remained at approximately 140 since 1998.
6. An administrative review has been conducted and it appears that Marsh Lake is in compliance with the conditions of the CUP.
7. Because of uncertainty regarding the City of Victoria's annexation plans, the membership of the Hunting Preserve is divided about whether it would be wise to spend the money on the upgrade to the lodge. The applicant stated that if the amendment request is granted, it is likely the improvements would not happen for a year or so until they are more sure

of the property's status. The CUP would remain in effect given the ongoing activities on the property, and the lodge expansion would not be mandatory.

8. The Laketown Town Board reviewed and approved the request at their March 13, 2006 Town Board meeting with the recommendation that the project meet County requirements.

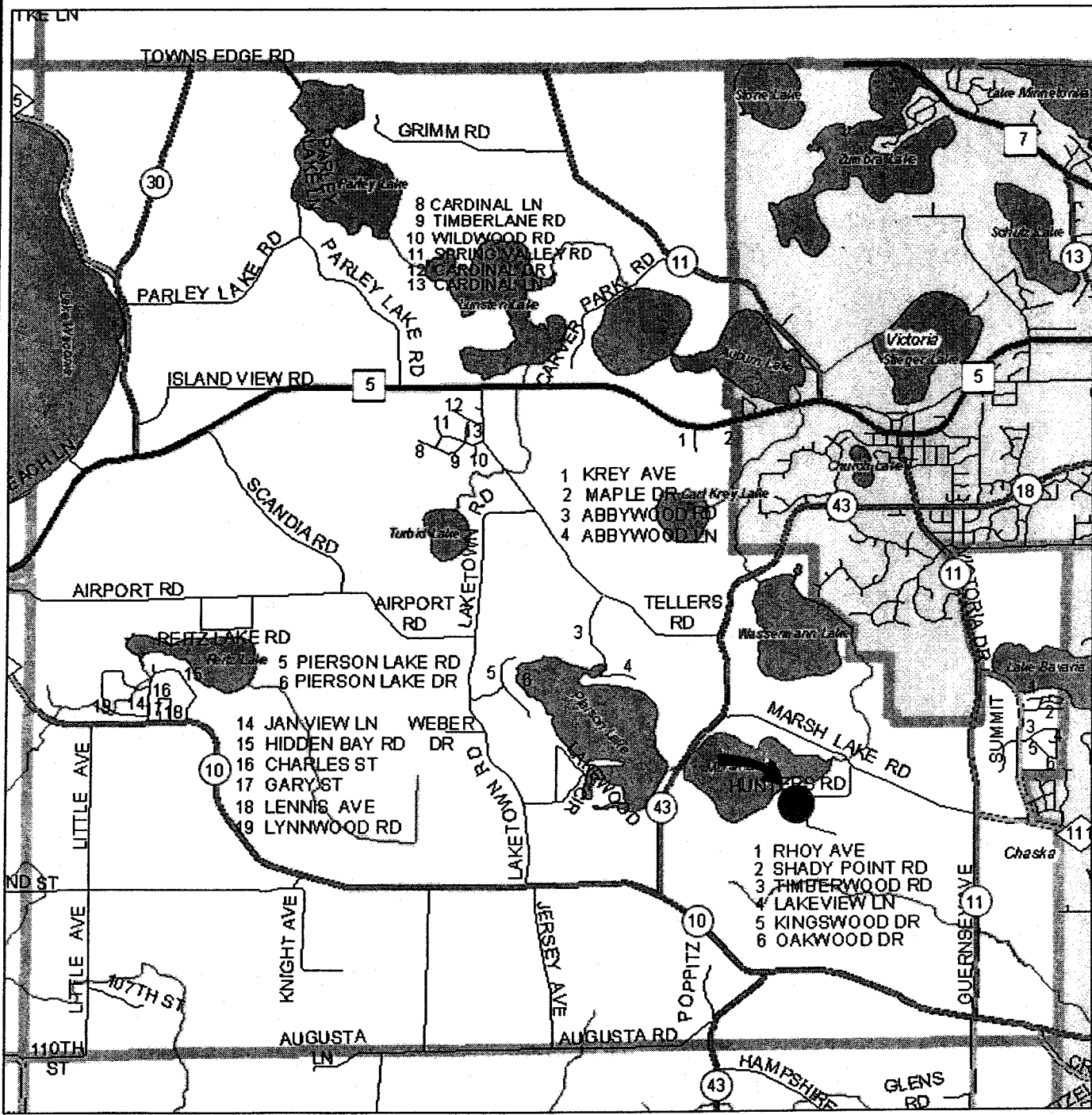
THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of the subject permit on the land described in Exhibit "A" of the permit application. The new permit would supersede the old permit, and the old permit would be considered null and void. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management 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 Land Management as early on in the timeline of the proposed change as possible.
2. The operational plan and site plan (dated 6/4/98) shall be attached to and be considered conditions of the Conditional Use Permit. If the operation/site changes from what is outlined, the permit holder must notify the Zoning Administrator. If said change is such that the Zoning Administrator determines it to be significant, then the permittee shall make application to amend the permit.
3. Permittee is responsible to federal and/or state agencies for compliance of activities requiring federal and/or state permits.
4. Building and septic permits shall be applied for and issued prior to the construction of any building and/or septic system. Appropriate review or permits must be obtained from the Department of Health as required. Expansion of the lodge shall not exceed 3,000 square feet.
5. Special events as indicated in and consistent with the operational plan shall be permitted without separate permits.
6. All waste must be handled/removed per the County Solid Waste Ordinance and/or Environmental Services Department requirements.
7. The rifle range shall be used by members only on a minimal basis for the purpose of siting in rifles and shall not be used for competitive or league shooting.
8. Permittee shall submit a Certificate of Workers' Compensation Insurance and/or proper affidavit to the Land Management Department.

ADOPTED by the Carver County Planning Commission this 18th day of April, 2006.

Randy Maluchnik
Planning Commission Chair

Laketown Township



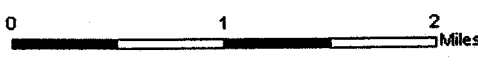
- 1 KREY AVE
- 2 MAPLE DR
- 3 ABBYWOOD RD
- 4 ABBYWOOD LN

- 5 PIERSON LAKE RD
- 6 PIERSON LAKE DR

- 14 JAN VIEW LN
- 15 HIDDEN BAY RD
- 16 CHARLES ST
- 17 GARY ST
- 18 LENNIS AVE
- 19 LYNNWOOD RD

- 1 RHOY AVE
- 2 SHADY POINT RD
- 3 TIMBERWOOD RD
- 4 LAKEVIEW LN
- 5 KINGSWOOD DR
- 6 OAKWOOD DR

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CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Cannon Farms, LLC - request for 3 wooded lots.

Originating Department: Land & Water Services Division,
Land Management Department

Agenda Date: May 2, 2006

Amount of Time Requested: NA

Supp. Doc. Attached (y/n): yes

Previous County Board Action, If Any: None

Item Type (✓ Only One): Consent Regular Session Discussion Session

EXPLANATION OF AGENDA ITEM

File #PZ20060018. The conditional use permit would provide for the development of 3 wooded lots in the N½ of Section 36 of Waconia Township. The wooded area would need to be platted and a new, privately maintained, township road would be constructed. Several old vehicles and other debris will need to be removed from the site before the preliminary plat application is submitted. The Planning Commission recommended approval of the permit. Waconia Township supports the request.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED

A motion to adopt the Findings of Fact and Order #PZ20060018 for the issuance of a Conditional Use Permit.

FINANCIAL IMPLICATIONS None

Funding:

County Dollars = \$0.00
 Other Sources & Amounts =
 _____ = \$
 _____ = \$
TOTAL = \$0.00

Budget Information (✓ appropriate items):

Budgeted:
 Not Budgeted:
 Amendment Required:
 (requires controller approval)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney ___ Risk Management ___ Human Resources ___ Controller ___ Other ___


 DEPARTMENT APPROVAL (Steve Just)


 Division Director

20 Apr 06
 Date

Admin. Dept. Use Only: Approved Denied Tabled Other

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20060018

RESOLUTION #: 06-10

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20060018

APPLICANT: Cannon Farm, LLC (Kallio Engineering)

OWNER: Cannon Farm, LLC (Scott Carlston)

SITE ADDRESS: 99xx 102nd St

PERMIT TYPE: Wooded Lots

PURSUANT TO: County Code, Chapter 152, Section(s) 152.078

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 09-036-0100

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2006; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. The Cannon Farm, LLC property is 117.49 acres located in the N½ of Section 36 of Waconia Twp. The subject parcel is improved with a house/farmstead and it is in the Agricultural Zoning District and the CCWRMA –Carver Creek.
2. The applicant is proposing to develop three (3) wooded lots. There are no 1 per 40 acre building eligibilities available on the farm, other than the existing house. The applicant is requesting a Conditional Use Permit (CUP) pursuant to Section 152.078 (A&B) of the Carver County Zoning Code.
3. The parcel from which the lots would be subdivided was a parcel of more than 40 acres on July 1, 1974, and was under one ownership at that time. Waconia Township has provided for wooded lots in its chapter of the Comprehensive Plan.
4. The applicant is proposing three (3) wooded lots that would each exceed the 2.5 acre minimum lot size. The three (3) lots would be located in the northeasterly corner of the property, which would be about ¼ mile from the existing building site. The lots would be located in a 20± acre wooded area, which is more than enough to meet the minimum tree canopy requirements of the Zoning Code. During the platting process it would be beneficial to determine if a tree preservation plan (or Oak Wilt prevention plan) should be incorporated into the covenants or a similar provision for the development. There would be no agricultural land included in the development.
5. During the Preliminary Plat, the applicant will need to document a suitable 1 acre building site for each lot. The applicant has submitted preliminary soil borings indicating septic/building suitability. There are slopes on the property that exceed the 18% maximum for a building site; which may be problematic. The concept plan illustrates possible building areas within the flatter portions of the tree canopy, however the building site for “Lot 2” appears to be deficient because the preliminary drainfield locations are separated from the building pad and may not meet the 20’ septic system setback from 20% slopes. The building site definition requires a minimum of 1 contiguous acre that meets all of the setback requirements. Therefore, the preliminary plat would probably need to be shifted to the south to include additional areas that would meet the building site criteria. There are several auto hulks, a variety of debris, scrap and other items located within the woods that must be properly disposed of before the preliminary plat application would move forward. The proposed development meets the requirement no more than four (4) homes would be located on 40 acres.

6. A road will need to be constructed as part of the platting process and according to a developer's contract. The road must be constructed to Township standards (typically 9 ton) and it would need to be privately maintained. The concept plan illustrates the proposed road configuration with a cul-de-sac. County policy discourages permanent dead end roads. The new 66' right-of-way would need to be dedicated to the edge of the plat to allow for continuance of the roadway in the future. At a minimum, the road surface would need to provide at least 125' of road frontage for the 3rd lot. The road plans and alignment would be considered in detail as a part of the platting process.
7. A wetland delineation has already been completed for the subject property. The roadway would be located between a wetland and a neighboring property located to the west. It appears that wetland avoidance would be achieved; however a wetland exemption permit would be a possible option for the developer if needed.
8. The entire layout as proposed will properly be addressed during the preliminary plat process.
9. The Waconia Town Board had no objections to the plans as described.

THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of the subject permit on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

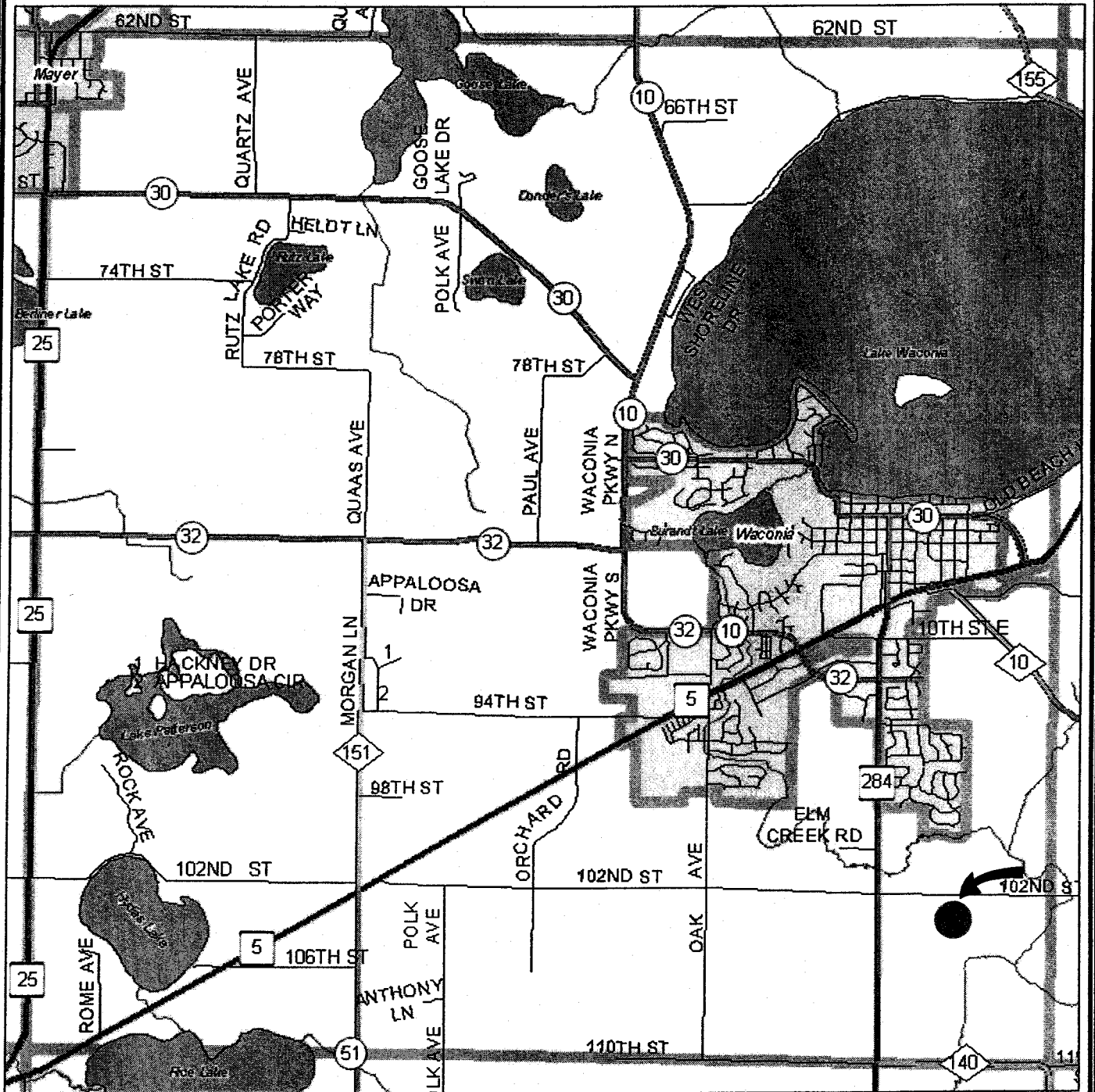
1. Three (3) wooded lots are permitted. The property (residential lots & road) shall be platted in accordance with M.S. Chapter 505, Carver County Zoning Ordinance 47 and the County "Manual of Standards for Subdivisions".
2. An access permit for the proposed road must be obtained from Waconia Township.
3. The lots shall be laid out on the preliminary plat substantially as agreed upon by the Township, the County, and the Developer during the Conditional Use Permit process.
4. Each residential lot within the plat must show a designated building site as defined by the Zoning Code. Soil borings and percolation tests for the two sewer locations on each building site must be submitted with the application for preliminary plat. The building sites must be located so that all buildings and sewer systems can meet the County Code setback requirements.
5. As a part of the platting process the applicant will develop covenants to be filed with the plat. The covenants will address at least the following:
 - A. A covenant must clearly state the building eligibility status for each parcel in the development.
 - B. A covenant stating that the area is rural and that commercial agriculture and other rural land use activities will likely be occurring in the area. A notification must be provided regarding "odors, dirt, dust, noises, long hours of operation and other factors associated with agriculture and feedlot activities". Complaints relating to these activities shall be considered unwarranted so long as such activities are being conducted in accordance with existing standards.
 - C. If the home sites include any environmentally sensitive land then restrictions must be placed in the covenants addressing: clear cutting of land, vegetation removal, plus the development and implementation of an erosion control plan to control erosion during and after building construction.
 - D. A covenant must be added requiring that the alternative sewer site must be preserved for a future sewer site. No buildings can be erected on the alternative site and no trees can be planted on the site. Heavy equipment must be kept off the site. If the lot owner must build on the site, he will have to submit percolation tests and soil borings for another site before any building permit will be issued.

- E. The lot owners shall maintain the road until such time as the Township agrees to accept the road and assume maintenance responsibility.
6. The above-required covenants shall become part of the permit.
 7. A road plan, drainage plan, erosion control plan, and storm water management plan shall be submitted with the preliminary plat. A completed Carver County "Level 3" Water Rules application, with required attachments, shall be submitted with the Preliminary Plat application.
 8. The property must be analyzed by a professional wetland delineator to determine where wetlands exist. The boundaries of the identified wetlands must be included on the preliminary plat so appropriate drainage easements may be determined. If necessary, a wetland exemption request or mitigation plan and application shall be submitted with the preliminary plat application.
 9. Permittee must enter into an improvement agreement with the County and the Township covering construction and maintenance of the proposed road and any drainage structures that may be found necessary during the platting process.
 10. Streets and drainage ways will be designed so that public utilities can be installed at a later date.
 11. All debris, auto hulks and scrap metal, etc., located within the wooded area, shall be properly disposed of and receipts shall be submitted before the preliminary plat application is submitted verifying that said disposal has been completed.

ADOPTED by the Carver County Planning Commission this 18th day of April 2006.

Randy Maluchnik
Planning Commission Chair

Waconia Township



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Map Created by Carter County GIS
Apr 21, 2006

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item: KOHLS SWEEPING SERVICE	Agenda Date: MAY 2, 2006
Originating Department: Facilities	
Amount of Time Requested:	Supp. Doc. Attached (y/n): N
Previous County Board Action, If Any (include other parties which were advised, if any):	
Item Type (✓ Only One): Consent <input checked="" type="checkbox"/> Regular Session _____ Discussion Session _____	

EXPLANATION OF AGENDA ITEM (Include a description of background and benefits)

Facilities wishes to contract with Kohls Sweeping Services to provide parking lot sweeping of all Carver County Buildings. This includes the Government Center, Environmental Resource Center, Waconia First Street Center, and Public Works Headquarters. Quotes were received from two vendors for this project: Reliakor Services submitted a quote of \$3,963.76; and Kohls Sweeping Services had low quote of \$2,177.00.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (Include motion in proper format)

Motion to approve Contract with Kohls Sweeping Service in the amount of \$2,177.00.

FINANCIAL IMPLICATIONS

<p><i>Funding:</i></p> <table style="width: 100%;"> <tr> <td>County Dollars =</td> <td style="text-align: right;">\$ 2,177.00</td> </tr> <tr> <td>Other Sources & Amounts =</td> <td></td> </tr> <tr> <td>_____ =</td> <td style="text-align: right;">\$ _____</td> </tr> <tr> <td>_____ =</td> <td style="text-align: right;">\$ _____</td> </tr> <tr> <td>TOTAL =</td> <td style="text-align: right;">\$ 2,177.00</td> </tr> </table>	County Dollars =	\$ 2,177.00	Other Sources & Amounts =		_____ =	\$ _____	_____ =	\$ _____	TOTAL =	\$ 2,177.00	<p><i>Budget Information (✓ appropriate items):</i></p> <table style="width: 100%;"> <tr> <td>Budgeted:</td> <td style="text-align: right;"><input checked="" type="checkbox"/></td> </tr> <tr> <td>Not Budgeted:</td> <td style="text-align: right;"><input type="checkbox"/></td> </tr> <tr> <td>Amendment Required:</td> <td style="text-align: right;"><input type="checkbox"/></td> </tr> <tr> <td colspan="2" style="text-align: center;">(requires controller approval)</td> </tr> </table>	Budgeted:	<input checked="" type="checkbox"/>	Not Budgeted:	<input type="checkbox"/>	Amendment Required:	<input type="checkbox"/>	(requires controller approval)	
County Dollars =	\$ 2,177.00																		
Other Sources & Amounts =																			
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TOTAL =	\$ 2,177.00																		
Budgeted:	<input checked="" type="checkbox"/>																		
Not Budgeted:	<input type="checkbox"/>																		
Amendment Required:	<input type="checkbox"/>																		
(requires controller approval)																			

Related Financial Comments: To be paid from Facilities Account 01-110-000-0000-6260/Professional and Technology Fees for Service.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:
 County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____


 DEPARTMENT HEAD APPROVAL (Signature) _____ Date April 4, 2006

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Independent Contractor Agreement Addendum – Independent Contractor for Jonathan Larson – Medical Consultant

Originating Department: Public Health

Agenda Date: May 2, 2006

Amount of Time Requested:

Supp. Doc. Attached (y/n): n

Previous County Board Action, If Any (include other parties which were advised, if any):

Item Type (✓ Only One) Consent Regular Session _____ Discussion Session _____

EXPLANATION OF AGENDA ITEM (Include a description of background, benefits and recommendations)

Public Health is requesting an addendum to the present Independent Contractor Agreement for Medical Consultant Services with Jonathan Larson, MD for contractor services above and beyond initial contracted agreement specifications, but not to replace agreement specifications already agreed upon. These additional services will include expanding consultation services related to emergency preparedness and serving as a health professional liaison between the Division and health professionals within the County.

BOARD ACTION/MOTION REQUESTED (In proper format)

Motion to approve Contract Addendum for the Independent Contractor Jonathan Larson as a Medical Consultant for the term 01/01/2006 – 12/31/2006.

FINANCIAL IMPLICATIONS

Funding:

County Dollars = \$ 3,000

Other Sources & Amounts = \$ _____

TOTAL = \$ 3,000

Budget Information (✓ Appropriate Items):

Budgeted: _____

Not Budgeted: _____

Amendment Required: _____

(requires controller signature)

Related Financial Information:

Contract expenses are budgeted in 01-460-460-2399-6260.

REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____ Risk Management: _____

Human Resources: _____ Controller: _____

Robert E. Hunt *4-24-06*

DEPARTMENT HEAD APPROVAL

Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM Donations

Item Name: Donation

Originating Department: Sheriff's Office

Agenda Date: 5-02-06

Amount of Time Requested:

Supp. Doc. Attached (y/n): Y

Previous County Board Action, If Any (include other parties which were advised, if any):

Item Type (✓ Only One): Consent X Regular Session _____ Discussion Session _____

EXPLANATION OF AGENDA ITEM (Include a description of background and benefits)

Carver County Sheriff's Office would like to donate supplies that were designated for the Hurricane Katrina victims to the St. John's Disaster Mission Church Group to be delivered to the Hurricane Katrina victims.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (Include motion in proper format)

Board moves to accept donations.

FINANCIAL IMPLICATIONS

Funding:

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

Budget Information (✓ appropriate items):

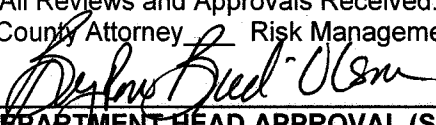
Budgeted: _____
 Not Budgeted: _____
 Amendment Required: _____
 (requires controller approval)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____



DEPARTMENT HEAD APPROVAL (Signature)

4/19/06

Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

File:



**CARVER COUNTY SHERIFF'S OFFICE
DONATION FORM**

606 E. 4th Street
Chaska, MN 55318
952-361-1212

The Carver County Sheriff's Office would like to donate the following item(s) to the St. John's Disaster Mission. I am aware that all donated items become the property of the Disaster Mission and will not be returned.

Please list donated item(s):

- 1) 2 cases Ice Mountain Water, 3 boxes of Kitchen matches _____
- 2) 36 Ready to eat meals, 4 cans of Beef Stew _____
- 3) 2 Dish Towels, 2 boxes Wet Ones, 1 bottle of Lubriderm, _____
- 4) 2 packets of plates, 1 pack of napkins, 1 pack of 16 oz cups _____
- 5) One large package of Toilet paper _____

If you are interested in a specific use for this donation please let us know:

To supply the Church group that is repairing homes for Hurricane Katrina victims

Signature: _____ Date: _____

Your Address:
606 E. 4th St.

Chaska, MN 55318

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Conversion of One Employee Relations FTE

Originating Department: Employee Relations

Agenda Date: 5/2/2006

Amount of Time Requested:

Supp. Doc. Attached (y/n): no

Previous County Board Action, If Any (include other parties which were advised, if any): 12/13/05, 2006 Budget

Item Type (✓ Only One): Consent Regular Session ___ Discussion Session ___

EXPLANATION OF AGENDA ITEM (Include a description of background and benefits)

In the 2006 Reorganization of the Personnel Services area of Employee Relations (ER), the Board approved the creation of three (3) ER Generalists, and retained the Staffing Coordinator role with minor changes. Since January of 2006, the Generalists have been in place and find that the role that is most needed in providing good service to internal customers is not that of a Staffing Coordinator, but that of a Technician to maintain accurate enrollments and reconciliation of billing for the County's Health, Dental, Life, Long Term Disability, Flex Spending and other benefits programs. This Technician role also maintains many of the duties of the Staffing Coordinator, such as coordinating the Advertising budget, coordinating County-wide training, and coordinating the Employee Club and Recognition Events.

The Employee Relations Technician is a Grade 11 position; the Staffing Coordinator is a Grade 10 position.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (Include motion in proper format)

Motion to convert the Grade 10 Staffing Coordinator in Employee Relations to a Grade 11 Employee Relations Technician.

FINANCIAL IMPLICATIONS

Funding:

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

Budget Information (✓ appropriate items):

Budgeted:	<input checked="" type="checkbox"/>
Not Budgeted:	_____
Amendment Required:	_____

(requires controller approval)

Related Financial Comments: Since the Staffing Coordinator position has been vacant since January, the 2006 budget, as approved, includes sufficient funding to cover this position.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney ___ Risk Management ___ Human Resources ___ Controller Other

_____ Doris M. Krogman _____ 4/26/06 _____

DEPARTMENT HEAD APPROVAL (Signature)

Date

Admin. Dept. Use Only: Approved ___ Denied ___ Tabled ___ Other ___

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM *National Corrections Week*

Item Name: Corrections Resolution

Originating Department: Sheriff's

Agenda Date: 05-02-06

Amount of Time Requested: 5 minutes

Supp. Doc. Attached (y/n):

Previous County Board Action, If Any (include other parties which were advised, if any):

Item Type (✓ Only One): Consent _____ Regular Session x Discussion Session

EXPLANATION OF AGENDA ITEM *(Include a description of background and benefits)*

The Carver County Sheriffs Office would like the County Board to adopt a resolution proclaiming May 7th -13th as National Corrections Officer Week.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED *(Include motion in proper format)*

Approve a motion to have May 7th - 13th be acknowledged National Corrections Officer Week.

FINANCIAL IMPLICATIONS

Funding:

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

Budget Information (✓ appropriate items):

Budgeted:	_____
Not Budgeted:	_____
Amendment Required:	_____
(requires controller approval)	

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____

DEPARTMENT HEAD APPROVAL

(Signature)

Date

4/12/06

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

WHEREAS, one week each May is officially designated as Correctional Officer's Week by the American Jail Association. This year, Correctional Officer's Week is May 7-13, 2006;

WHEREAS, the Sheriff's Office supports the proposition that the men and women who perform the difficult task of supervising the County's inmates deserve this recognition;

WHEREAS, the Sheriff's Office recognizes that detention staff are professionals equal in status and importance to other professionals in the effective administration of justice;

THEREFORE, BE IT RESOLVED, that we, the Carver County Board of Commissioners, do hereby acknowledge the week of May 7-13, 2006 as "**Correctional Officer's Week**" in Carver County in honor of the dedicated professionals who supervise the County's inmate population.

James Ische, Chair
Carver County
Board of Commissioners

May 2, 2006

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda):

AWARD OF BID FOR THE 2006 STATE-AID FUNDED OVERLAY PROJECTS

Originating Division: Public Works

Agenda Date: May 2, 2006

Amount of Time Requested: 5 minutes

Supp. Doc. Attached (y/n): Yes

Previous County Board Action, If Any (include other parties which were advised, if any): None

Item Type (X Only One): Consent Regular Session Discussion Session

EXPLANATION OF AGENDA ITEM (Include a description of background, benefits, and recommendations)

Bids have been received for the 2006 State-Aid Funded Bituminous Overlay Projects. The low bidder on the project is Wm. Mueller & Sons, Inc. from Hamburg. The bid amount is \$651,834.70. A location map and abstract of bids are attached. Project locations are chosen annually based on pavement condition.

BOARD ACTION/MOTION REQUESTED (In proper format)

It is recommended that the County Board award the bid to Wm. Mueller & Sons, Inc. in the amount of \$651,834.70.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	
Other Sources & Amounts =	
County State-Aid Dollars =	\$651,834.70
=	
Total	\$651,834.70

Budget Information (Appropriate Items):

- Budgeted
- Not Budgeted
- Amendment Required
(requires controller signature)

Related Financial Comments: The 2006 budget with a budget amendment funding increase of \$160,000 will provide sufficient County State-Aid Highway dollars for completion of these maintenance overlays.

REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____ Risk Management: _____

Human Resources: _____ Controller: _____



DEPARTMENT HEAD APPROVAL

4/21/06

Date

Admin. Dept. Use Only: Approved ___ Denied ___ Tabled ___ Other ___

**CARVER COUNTY - ABSTRACT
2006 OVERLAY PROJECT (CSAH)**

BID OPENING: TUESDAY, APRIL 11, 2006 - 1:30 PM

Project No.	Item No.	Item Description	Unit	Quantity	Engineer's Estimate		Wm. Mueller & Sons, Inc. Hamburg, MN		Ideal Paving Belle Plaine, MN		Buffalo Bituminous Buffalo, MN		Valley Paving Shakopee, MN		Dumnick Bros. Prinsburg, MN	
					Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
	2221.501	Aggregate Shouldering, CL 2	Ton	475	15.30	7,267.50	16.26	7,723.50	16.00	7,600.00	18.35	8,716.25	22.00	10,450.00	20.00	9,500.00
	2350.501	Type MV4 Wearing Course Mixture (B)	Ton	1,365	32.00	43,680.00	42.50	58,012.50	44.10	60,196.50	54.59	74,515.35	44.30	60,469.50	58.65	80,057.25
	2350.505	Type LV5 Bit. Mix For Tight Blade Level (B)	Ton	685	30.00	20,550.00	42.50	29,112.50	44.30	30,345.50	53.43	36,599.55	50.00	34,250.00	55.15	37,777.75
	2357.502	Bituminous Material for Tack Coat	Gallon	1,170	1.00	1,170.00	1.25	1,462.50	1.20	1,404.00	1.29	1,509.30	1.95	2,281.50	1.24	1,450.80
	2540.602	Mailbox Support	Each	5	100.00	500.00	100.00	500.00	145.00	725.00	95.00	475.00	100.00	500.00	95.00	475.00
	2580.501	Temporary Lane Marking	L.F.	616	0.50	308.00	0.50	308.00	0.75	462.00	0.58	357.28	0.90	554.40	0.50	308.00
		TOTAL - S.A.P. 10-613-05				\$73,475.50		\$97,119.00		\$100,733.00		\$122,172.73		\$108,505.40		\$129,568.80
	2221.501	Aggregate Shouldering, CL 2	Ton	6,750	15.30	103,275.00	17.09	115,357.50	18.00	121,500.00	18.72	126,360.00	24.00	162,000.00	20.00	135,000.00
	2350.501	Type LV4 Wearing Course Mixture (B)	Ton	7,520	32.00	240,640.00	37.84	284,556.80	42.50	319,600.00	43.21	324,939.20	45.00	338,400.00	51.50	387,280.00
	2350.505	Type LV5 Bit. Mix For Tight Blade Level (B)	Ton	3,760	30.00	112,800.00	37.84	142,278.40	43.70	164,312.00	45.43	170,816.80	50.00	188,000.00	48.30	181,608.00
	2357.502	Bituminous Material for Tack Coat	Gallon	6,700	1.00	6,700.00	1.25	8,375.00	1.20	8,040.00	1.29	8,643.00	1.90	12,730.00	1.24	8,308.00
	2540.602	Mailbox Support	Each	20	100.00	2,000.00	100.00	2,000.00	145.00	2,900.00	95.00	1,900.00	100.00	2,000.00	95.00	1,900.00
	2580.501	Temporary Lane Marking	L.F.	4,296	0.50	2,148.00	0.50	2,148.00	0.75	3,222.00	0.22	945.12	0.90	3,866.40	0.50	2,148.00
		TOTAL - S.A.P. 10-633-37				\$467,563.00		\$554,715.70		\$619,574.00		\$633,604.12		\$706,996.40		\$716,244.00
		GRAND TOTAL - ALL PROJECTS				\$541,038.50		\$651,834.70		\$720,307.00		\$755,776.85		\$815,501.80		\$845,812.80

CARVER COUNTY

2006 Overlays

Location Map

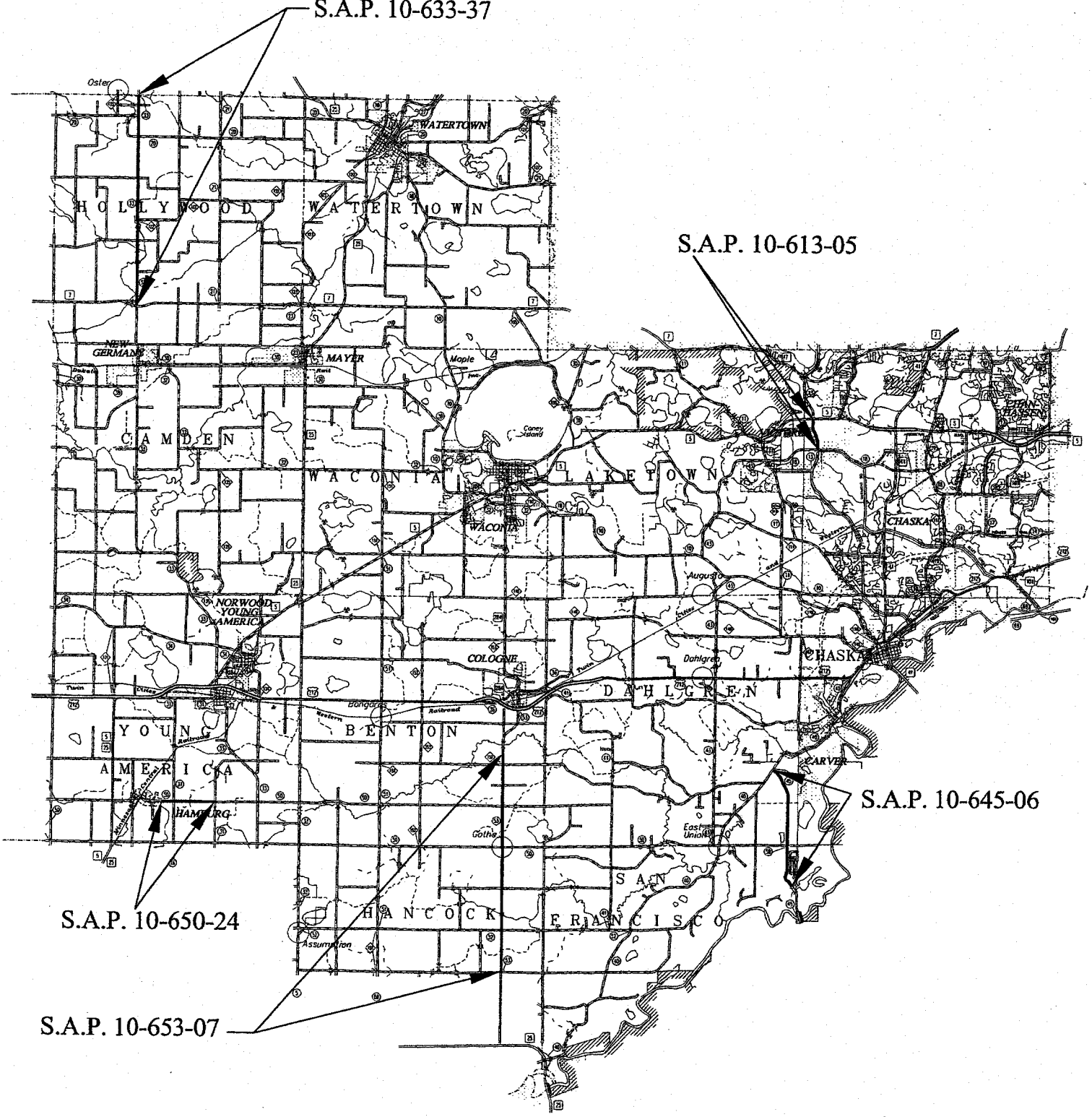
S.A.P. 10-633-37

S.A.P. 10-613-05

S.A.P. 10-645-06

S.A.P. 10-650-24

S.A.P. 10-653-07



"COMPLETED UNDER SEPARATE CONTRACT" UNDER SAP 10-645-06 / SAP 10-650-24 / SAP 10-653-07

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda):

AWARD OF BID FOR THE 2006 COUNTY FUNDED OVERLAY PROJECTS

Originating Division: Public Works

Agenda Date: May 2, 2006

Amount of Time Requested: 5 minutes

Supp. Doc. Attached (y/n): Yes

Previous County Board Action, If Any (include other parties which were advised, if any): None

Item Type (X Only One): Consent Regular Session Discussion Session

EXPLANATION OF AGENDA ITEM (Include a description of background, benefits, and recommendations)

Bids have been received for the 2006 County Funded Bituminous Overlay Projects. The low bidder on the project is Wm. Mueller & Sons, Inc. from Hamburg. The bid amount is \$1,192,667.70. A location map and abstract of bids are attached. Project locations are chosen annually based on pavement condition.

BOARD ACTION/MOTION REQUESTED (In proper format)

It is recommended that the County Board award the bid to Wm. Mueller & Sons, Inc. in the amount of \$1,192,667.70.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	\$1,192,667.70
Other Sources & Amounts =	
=	
=	
Total	\$1,192,667.70

Budget Information (Appropriate Items):

- Budgeted
 Not Budgeted
 Amendment Required
 (requires controller signature)

Related Financial Comments: The 2006 budget with a budget amendment funding increase of \$150,000 will provide sufficient County dollars for completion of these maintenance overlays.

REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____ Risk Management: _____

Human Resources: _____ Controller: _____



DEPARTMENT HEAD APPROVAL

4/21/06

Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

CARVER COUNTY - ABSTRACT 2006 OVERLAY PROJECT (CR)

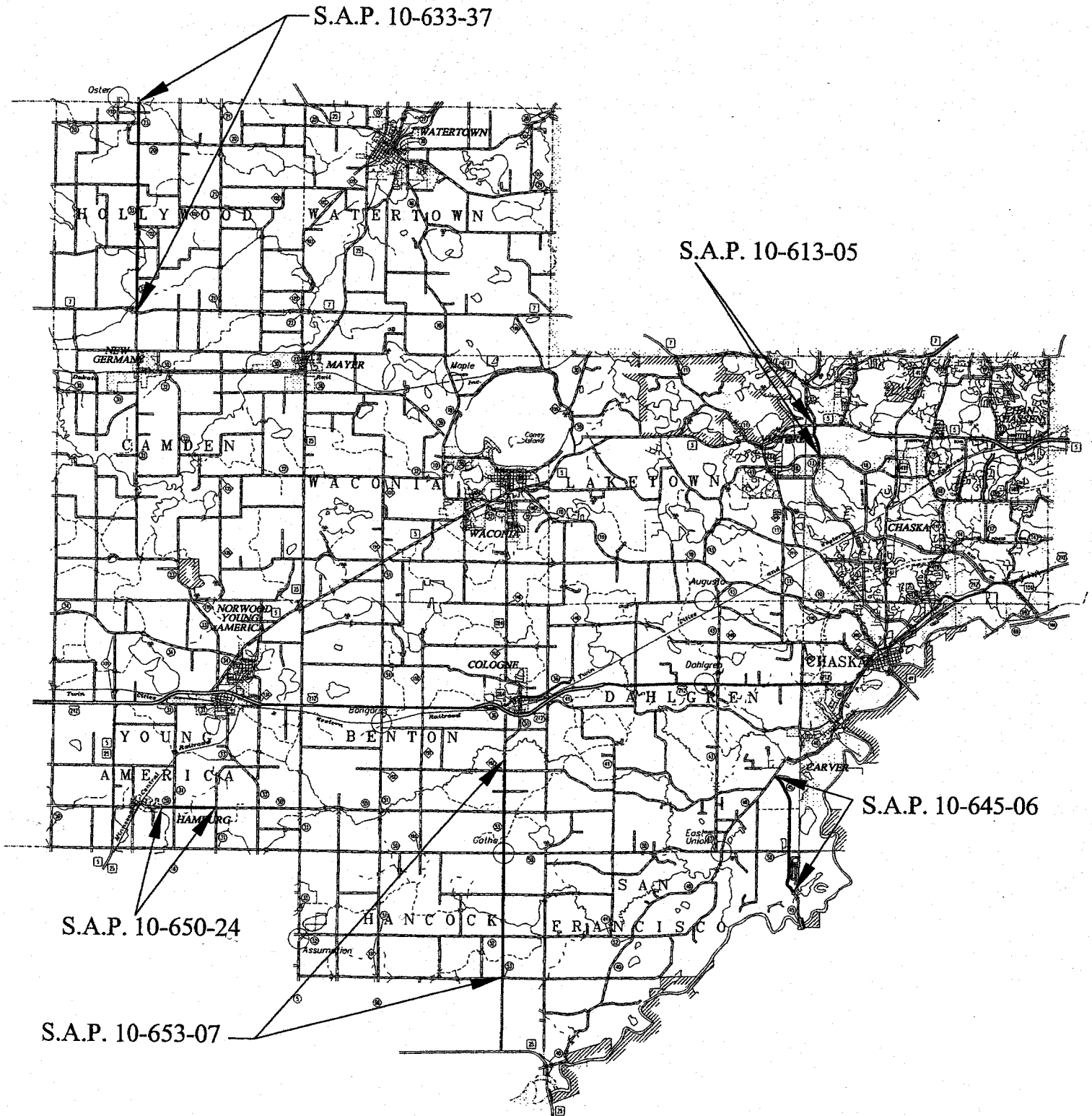
BID OPENING: TUESDAY, APRIL 11, 2006 - 1:30 PM

Project No.	Item No.	Item Description	Unit	Quantity	Engineer's Estimate			Wm. Mueller & Sons, Inc. - Hamburg, MN			Ideal Paving - Belle Plaine, MN			Valley Paving - Shakopee, MN			Buffalo Bituminous - Buffalo, MN		
					Unit Price	Amount		Unit Price	Amount		Unit Price	Amount		Unit Price	Amount		Unit Price	Amount	
SAP 10-645-06	2221.501	Aggregate Shouldering, CL. 2	Ton	190	15.30	2,907.00	16.26	3,089.40	17.60	3,344.00	26.00	4,940.00	16.00	3,040.00					
	2232.501	Mill Bituminous Surface 2"	S.Y.	60.418	1.00	60.418.00	0.50	30,209.00	0.75	45,313.50	0.63	38,063.34	0.94	56,792.92					
	2350.501	Type LV4 Wearing Course Mixture (B)	Ton	5,460	32.00	174,720.00	33.25	181,545.00	33.10	180,726.00	42.60	232,596.00	48.00	262,080.00					
	2350.502	Type LV3 Non Wearing Course Mixture (B)	Ton	5,460	30.00	163,800.00	25.64	139,994.40	32.85	179,361.00	39.60	216,216.00	38.60	210,756.00					
	2357.502	Bituminous Material for Tack Coat	Gallon	5,075	1.00	5,075.00	1.10	5,582.50	1.20	6,090.00	1.90	9,642.50	1.30	6,597.50					
	2540.602	Mailbox Support	Each	16	100.00	1,600.00	100.00	1,600.00	145.00	2,320.00	100.00	1,600.00	95.00	1,520.00					
2580.501	Temporary Lane Marking	L.F.	2,560	0.50	1,280.00	0.50	1,280.00	0.75	1,920.00	0.90	2,304.00	0.22	563.20						
		TOTAL - SAP 10-645-06				\$409,800.00	\$363,300.30	\$419,074.50	\$505,361.84	\$541,349.62									
SAP 10-650-24	2221.501	Aggregate Shouldering, CL. 2	Ton	315	15.30	4,819.50	16.26	5,121.90	19.00	5,985.00	30.00	9,450.00	24.00	7,560.00					
	2232.501	Mill Bituminous Surface 3"	S.Y.	31,170	1.00	31,170.00	0.60	18,702.00	1.10	34,287.00	1.25	38,962.50	1.10	34,287.00					
	2350.501	Type LV4 Wearing Course Mixture (B)	Ton	3,300	32.00	105,600.00	33.25	109,725.00	32.50	107,250.00	45.30	149,490.00	47.50	156,750.00					
	2350.502	Type LV3 Non Wearing Course Mixture (E)	Ton	3,300	30.00	99,000.00	25.64	84,612.00	32.25	106,425.00	42.30	139,590.00	37.50	123,750.00					
	2357.502	Bituminous Material for Tack Coat	Gallon	3,075	1.00	3,075.00	1.10	3,382.50	1.20	3,690.00	1.90	5,842.50	1.30	3,997.50					
	2540.602	Mailbox Support	Each	6	100.00	600.00	100.00	600.00	145.00	870.00	100.00	600.00	95.00	570.00					
2580.501	Temporary Lane Marking	L.F.	1,952	0.50	976.00	0.50	976.00	0.75	1,464.00	0.90	1,756.80	0.22	429.44						
		TOTAL - SAP 10-650-24				\$245,240.50	\$223,119.40	\$259,971.00	\$345,691.80	\$327,343.94									
SAP 10-653-07	2221.501	Aggregate Shouldering, CL. 2	Ton	785	15.30	12,010.50	16.26	12,764.10	17.00	13,345.00	25.00	19,625.00	21.00	16,485.00					
	2232.501	Mill Bituminous Surface 3"	S.Y.	78,240	1.00	78,240.00	0.60	46,944.00	1.10	86,064.00	1.05	82,152.00	1.10	86,064.00					
	2350.501	Type LV4 Wearing Course Mixture (B)	Ton	8,260	32.00	264,320.00	33.25	274,645.00	32.50	268,450.00	43.70	360,962.00	46.60	384,916.00					
	2350.502	Type LV3 Non Wearing Course Mixture (B)	Ton	8,260	30.00	247,800.00	25.64	211,786.40	31.75	262,255.00	40.50	334,530.00	36.50	301,490.00					
	2357.502	Bituminous Material for Tack Coat	Gallon	7,665	1.00	7,665.00	1.10	8,431.50	1.20	9,198.00	1.90	14,563.50	1.30	9,964.50					
	2540.602	Mailbox Support	Each	14	100.00	1,400.00	100.00	1,400.00	145.00	2,030.00	100.00	1,400.00	95.00	1,330.00					
2580.501	Temporary Lane Marking	L.F.	4,694	0.50	2,347.00	0.50	2,347.00	0.75	3,520.50	0.90	4,224.60	0.22	1,032.68						
		TOTAL - SAP 10-653-07				\$613,782.50	\$558,318.00	\$644,862.50	\$817,457.10	\$801,282.18									
CP 0613 Sheet Patching	2350.508	Type LV4 Wearing Course Mixture	Ton	1,040	35.00	36,400.00	45.00	46,800.00	50.00	52,000.00	50.00	52,000.00	63.00	65,520.00					
	2357.502	Bituminous Material for Tack Coat	Gallon	500	1.00	500.00	1.50	750.00	1.20	600.00	3.00	1,500.00	1.30	650.00					
	2580.501	Temporary Lane Marking	L.F.	380	0.50	190.00	1.00	380.00	0.75	285.00	0.90	342.00	0.22	83.60					
		TOTAL - CP 0613 (Sheet Patching)				\$37,090.00	\$47,930.00	\$52,885.00	\$53,842.00	\$66,253.60									
		GRAND TOTAL - ALL PROJECTS			\$1,305,913.00	\$1,192,667.70	\$1,376,793.00	\$1,722,352.74	\$1,736,229.34										

CARVER COUNTY

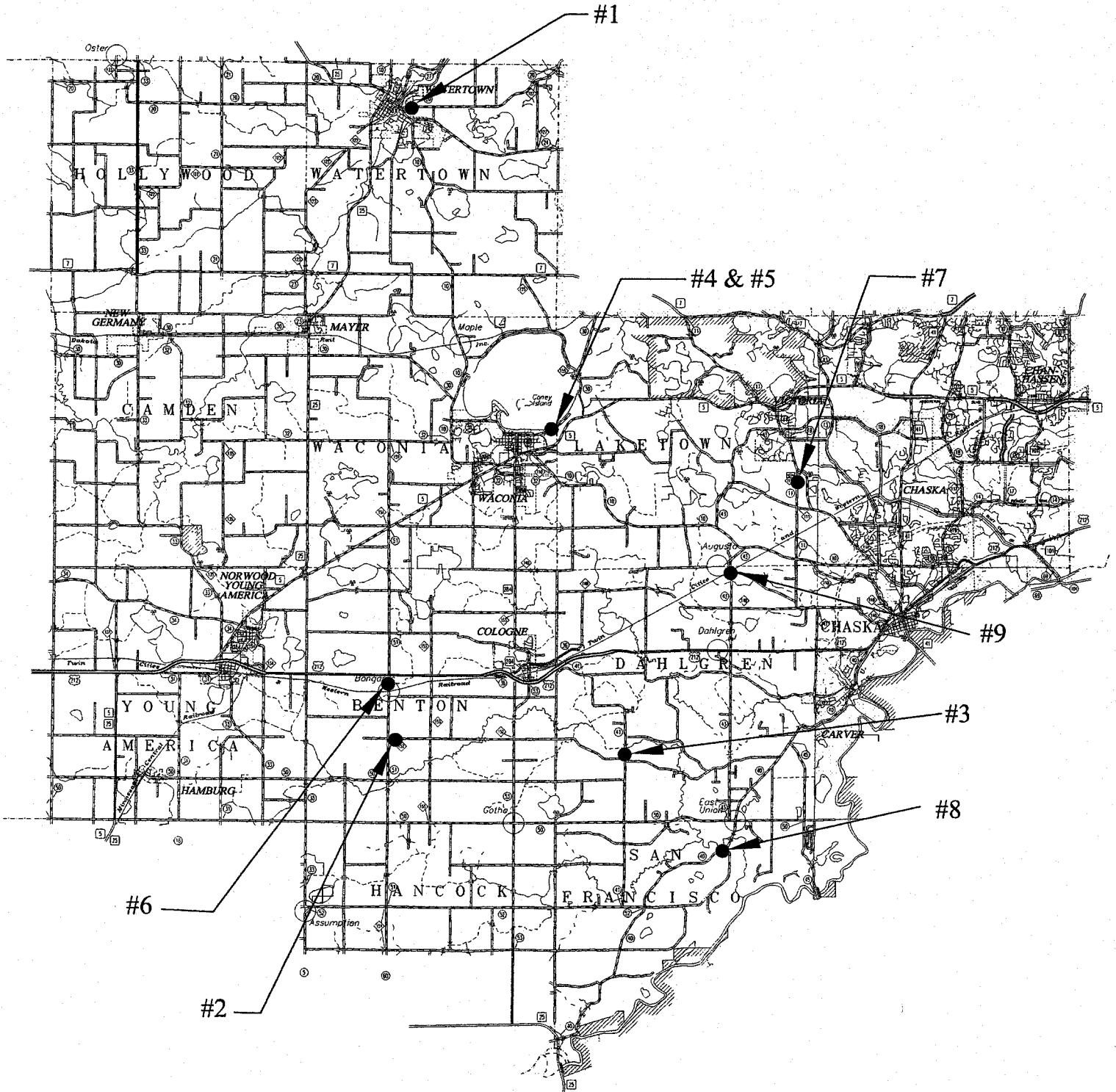
2006 Overlays

Location Map



"COMPLETED UNDER SEPARATE CONTRACT" UNDER SAP 10-613-05 & SAP 10-633-37

CARVER COUNTY C.P. 0613 CONTRACT PATCHING LOCATION MAP



CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Neaton Brothers - request for a Rural Service District business.

Originating Department: Land & Water Services Division,
Land Management Department

Agenda Date: May 2, 2006

Amount of Time Requested: 15 minutes

Supp. Doc. Attached (y/n): yes

Previous County Board Action, If Any: None

Item Type (✓ Only One): Consent _____ Regular Session Discussion Session

EXPLANATION OF AGENDA ITEM

File #PZ20060015. This is a CUP request that applies to the Hollywood Rural Service District and should not be compared to the home based businesses that are typically processed in the general "A" District. The Planning Commission has determined that the business meets the "Agricultural Support" requirements for a CUP within the District and has recommended approval. The conditional use permit would provide for the applicants' business, Neaton Bros. Erosion Control, in the Hollywood (Sports Complex) RSD. The operation would be located on the westerly side of Co Rd 21, in the SE¼ of Section 15 of Hollywood Township. The applicants are in the process of purchasing the parcel from Dale & Elizabeth Barfnecht. The subject property is included in Barfnecht's 230± acre Ag Preserves covenant. Assistant County Attorney, Bob Hendricks, reviewed the statute (MS473H.17) and confirmed that Ag Preserves ceases with the establishment of the separate parcel and upon the issuance of a permit for the commercial use. Mr. Hendricks will be available at the meeting to answer questions. The applicants' letter provides an overview of the scope of the ag related activities of the operation (attached). Hollywood Township recommended approval of the request.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED

A motion to adopt the Findings of Fact and Order #PZ20060015 for the issuance of a Conditional Use Permit.

FINANCIAL IMPLICATIONS None

Funding:

County Dollars = \$0.00
 Other Sources & Amounts = _____ = \$
 _____ = \$
TOTAL = \$0.00

Budget Information (✓ appropriate items):

Budgeted:
 Not Budgeted:
 Amendment Required:
 (requires controller approval)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other


 DEPARTMENT APPROVAL (Steve Just)


 Division Director

20 Apr 06
 Date

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20060015

RESOLUTION #: 06-13

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20060015

APPLICANT: Neaton Brothers Erosion, LLC

OWNER: Dale & Elizabeth Barfnecht

SITE ADDRESS: Co Rd 21

PERMIT TYPE: RSD Business (contractor's yard?)

PURSUANT TO: County Code, Chapter 152, Section(s) 152.097

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 06-015-1500

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2006; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. The applicants, Chris & Daniel Neaton (Neaton Bros. Erosion, LLC), have a purchase agreement along with Steve Burns (Burns Excavating, Inc) to purchase a 15 acre parcel from Dale & Elizabeth Barfnecht. The property is located within the Hollywood (Sports Complex) RSD, on the westerly side of Co Rd 21. Neatons would acquire the southerly 10± acres and Mr. Burns would acquire the northerly 5± acres of the parcel. Two CUP's have been requested for the individual businesses but the access would be shared and the stormwater management plan would be developed jointly.
2. Conditional uses are allowed in the Rural service Overlay District, as follows:

RURAL SERVICE OVERLAY DISTRICT

§ 152.095 PURPOSE.

The purpose of the overlay zoning district is to recognize and facilitate the role of the rural service districts as defined in the comprehensive plan within the context of the Agriculture ("A") District.

§ 152.096 DESIGNATION.

The following areas—Assumption, Bongards, Maple, East Union, Gotha, Hollywood and Hollywood Station—with boundaries as shown on the Zoning Map shall be considered Rural Service District under the terms and provisions of this chapter.

§ 152.097 CONDITIONAL USE PERMITS.

Within the Rural Service Districts, conditional use permits may be issued for the following:

(A) Newly proposed use. Land uses supporting the agricultural economy and serving the needs of the surrounding community provided one of the following minimum criteria are met:

- (1) Rural community-related uses serving the needs of the people of the immediate area by providing family recreation, religious facilities, minimum convenience shopping, minor repair services, light manufacturing, warehousing

and nonprofit organizations. Any rural community-related use shall be of a scale no larger than that necessary to serve the needs of the local rural community.

(2) Agricultural support. An activity providing goods or services related to the conduct of commercial agriculture.

3. Neaton Brothers Erosion, LLC provides seeding and erosion control services to farms and residences in the area. The site plan and the applicant's letter & operational plan outline the details of the operation. The applicant's letter describes the agricultural support that is provided by the operation. A single family dwelling would not be constructed on the property. The business is a contractor's yard type of operation that meets the "Agricultural support" criteria for a newly proposed use within the RSD. The applicant has also stated that a covenant would be recorded on the property prohibiting any type of adult use business activity.
4. The subject property is included in Barfnecht's 230± acre Ag Preserves covenant. Until recently, the Ag Preserves status of properties was thought to be prohibitive with regard to CUP's for commercial and industrial uses. Assistant County Attorney, Bob Hendricks, reviewed the statute (MS473H.17) and confirmed that the Ag Preserve ceases when a separate parcel is created for a residential structure, commercial, or industrial use, after the user is issued a permit by the authority. In other words, RSD properties that are in Ag Preserves would be eligible for the establishment of a commercial parcel upon the issuance of a CUP. However, the 1 per 40 residential density limitation does remain intact.
5. The business operates between the hours of 7 a.m. and 7 p.m., 6 days per week. The operation has 10 employees. The business utilizes 10 vehicles, which include 3 semi's, 6 trucks, and 1 hydroseeder. Additionally, the applicant has tractors, bobcats, hay equipment, field cultivators and erosion control supplies.
6. The applicants are proposing a 100' x 141' shop with a 40' x 60' office addition. They would also build an 80' x 300' pole building to eliminate the need for outside storage. The erosion control materials and supplies must be stored inside a building to protect them from the elements. The applicants have indicated that the office building would include a brick front and natural colors to make it more attractive. The proposed parking areas would be more than adequate to accommodate the use and would be available for occasional overflow parking generated from neighboring land uses.
7. The applicant has proposed screening around the perimeter of the property consisting of berms with evergreens and a wood rail fence. The applicant presented an illustration of the site at the Planning Commission meeting, to depict an approximate post-development view of the property. Outside storage would not be necessary for the operation.
8. A 3' x 3' stone monument would be the only signage for the operation.
9. Carver County Public Works has authorized the use and location of a shared access for the property. Turn lanes would not be required. Turn lanes would not be required but an 8' x 200' aggregate shoulder is specified by the access permit (#06-01). A driveway easement & maintenance agreement should be recorded on the properties to define the joint responsibilities for the two property owners.
10. Carver County Soil & Water Conservation District has reviewed the wetland status in the southern portion of the property and has indicated that the low area is effectively drained (i.e. non-wetland). A Level 3 Water Rules application, including attachments, would need to be submitted and approved before any construction occurs on the property. A drainage easement and pond maintenance agreement should be executed for the two properties, given the fact that stormwater management would be handled jointly. A portion of the stormwater treatment area would extend to the south of the RSD boundary, which is acceptable. Stormwater treatment would be allowed in any district and in this case all business operations, structures, parking & driveway(s) would be established within the District boundaries.
11. Carver County Environmental Services would require the business to be licensed as a Hazardous Waste Generator.
12. Soil borings were completed by Chip's Septic identifying suitable areas for primary and alternate drainfield locations. The alternate septic site must be protected.

13. The Hollywood Town Board recommends approval of the request.

THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of the subject permit on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management 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 Land Management as early on in the timeline of the proposed change as possible.
2. The operational plan and site plan for Neaton Brothers Erosion, LLC shall be attached to and considered a part of this permit. The hours of operations shall substantially conform to the hours of 7 a.m. to 7 p.m. There shall be no operations on Sundays.
3. A building permit must be obtained prior to the construction of the shop/office or accessory structure. The alternate septic site must be staked and roped off during construction to protect the site from heavy construction equipment and vehicles. Additionally, no trees may be planted on the alternate site.
4. A Level 3 Water Rules application, including attachments, must be submitted and approved before any construction occurs on the property. An appropriate easement shall be drafted and recorded on the property to address the shared drainage and pond maintenance responsibilities.
5. The Permittee shall comply with the access permit(s) as authorized by the responsible road authority. An appropriate easement shall be drafted and recorded on the property to address the shared driveway and maintenance responsibilities.
6. Screening shall be established, (constructed and planted) in accordance with the approved site/landscaping plan, within 6 months of the issuance of the Conditional Use Permit. All business related trucks, equipment, and supplies must be stored inside the approved structures.
7. The Permittee shall contact the Environmental Services (E.S.) Department to determine whether or not a Hazardous Waste Generator's License or Non-generator's Certificate will be required.
8. Permittee shall submit a Certificate of Workers' Compensation Insurance and/or proper affidavit to the Land Management Department.

ADOPTED by the Carver County Planning Commission this 18th day of April 2006.

Randy Maluchnik
Planning Commission Chair

Neaton Brothers Erosion LLC
2165 Sally Ave
Watertown, MN 55388
Office 952-955-2412
Fax 952-955-3582
Chris cell 612-508-3141

March 27, 2006

Carver County Government Center
600 E 4th St
Chaska, MN 55318

To Whom It May Concern:

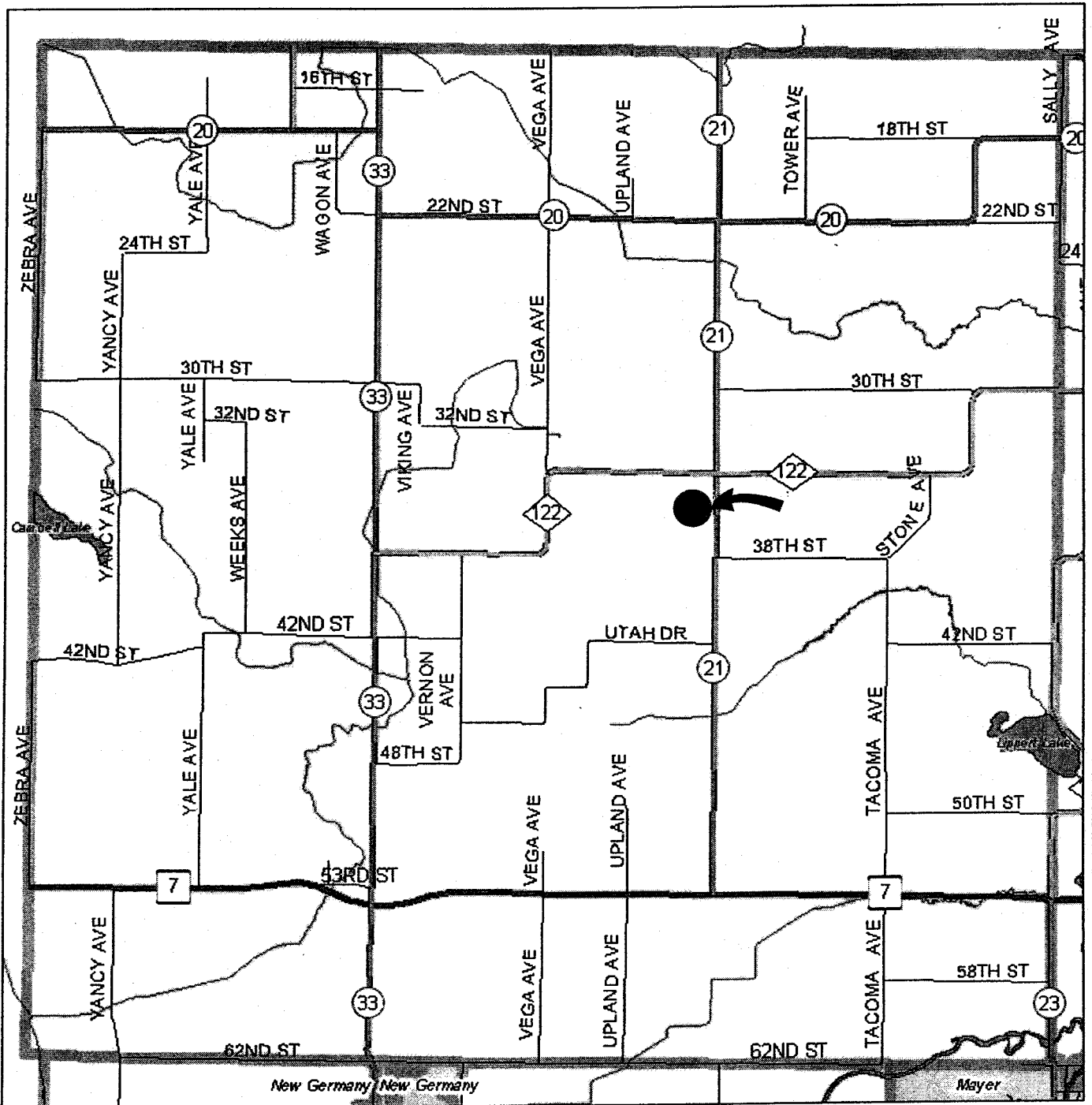
For the last eight years, Neaton Brothers Erosion, LLC has served the farmers and residents of Carver County and the surrounding areas. Since the beginning, Neaton Brothers Erosion, LLC has provided local farmers and residents with ditch seeding, pasture seeding, general erosion control practices including the installation of sod and erosion control blanket. A portion of our customer base is farming and agriculture related and will continue to be into the future.

Sincerely,

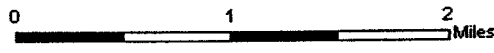
Chris Neaton
Partner
Neaton Brothers Erosion, LLC



Hollywood Township



This map was created using Carver County's Geographic Information Systems (GIS). It is a compilation of information and data from various City, County, State, and Federal offices. This map is not a surveyed or legally recorded map and is intended to be used as a reference. Carver County is not responsible for any inaccuracies contained herein.



Map Created by Carver County GIS
Apr 21, 2005

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Steve Burns - request for a Rural Service District business.

Originating Department: Land & Water Services Division,
Land Management Department

Agenda Date: May 2, 2006

Amount of Time Requested: 15 minutes

Supp. Doc. Attached (y/n): yes

Previous County Board Action, If Any: None

Item Type (✓ Only One): Consent _____ Regular Session Discussion Session

EXPLANATION OF AGENDA ITEM

File #PZ20060014. This is a CUP request that applies to the Hollywood Rural Service District and should not be compared to the home based businesses that are typically processed in the general "A" District. The Planning Commission has determined that the business meets the "Agricultural Support" requirements for a CUP within the District and has recommended approval. The conditional use permit would provide for the applicants' business, Burns Excavation, in the Hollywood (Sports Complex) RSD. The operation would be located on the westerly side of Co Rd 21, in the SE¼ of Section 15 of Hollywood Township. The applicants are in the process of purchasing the parcel from Dale & Elizabeth Barfnecht. The subject property is included in Barfnecht's 230± acre Ag Preserves covenant. Assistant County Attorney, Bob Hendricks, reviewed the statute (MS473H.17) and confirmed that Ag Preserves ceases with the establishment of the separate parcel and upon the issuance of a permit for the commercial use. Mr. Hendricks will be available at the meeting to answer questions. The applicants' letter provides an overview of the scope of the ag related activities of the operation (attached). Hollywood Township recommended approval of the request.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED

A motion to adopt the Findings of Fact and Order #PZ20060014 for the issuance of a Conditional Use Permit.

FINANCIAL IMPLICATIONS None

Funding:

County Dollars = \$0.00

Other Sources & Amounts =

_____ = \$

_____ = \$

TOTAL = \$0.00

Budget Information (✓ appropriate items):

Budgeted:

Not Budgeted:

Amendment Required:

(requires controller approval)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other


DEPARTMENT APPROVAL (Steve Just)


Division Director

20/06
Date

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20060014

RESOLUTION #: 06-12

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20060014

APPLICANT: Steve Burns

OWNER: Dale & Elizabeth Barfnecht

SITE ADDRESS: Co Rd 21

PERMIT TYPE: RSD Business (contractor's yard?)

PURSUANT TO: County Code, Chapter 152, Section(s) 152.097

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 06-015-1500

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2006; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. The applicant, Steve Burns (Burns Excavating, Inc), has a purchase agreement along with Chris & Daniel Neaton (Neaton Bros. Excavating) to purchase a 15 acre parcel from Dale & Elizabeth Barfnecht. The property is located within the Hollywood (Sports Complex) RSD, on the westerly side of Co Rd 21. Mr. Burns would acquire the northerly 5± acres of the parcel and Neatons would acquire the southerly 10± acres. Two CUP's have been requested for the individual businesses but the access would be shared and the stormwater management plan would be developed jointly.
2. Conditional uses are allowed in the Rural service Overlay District, as follows:

**RURAL SERVICE OVERLAY DISTRICT
§ 152.095 PURPOSE.**

The purpose of the overlay zoning district is to recognize and facilitate the role of the rural service districts as defined in the comprehensive plan within the context of the Agriculture ("A") District.

§ 152.096 DESIGNATION.

The following areas—Assumption, Bongards, Maple, East Union, Gotha, Hollywood and Hollywood Station—with boundaries as shown on the Zoning Map shall be considered Rural Service District under the terms and provisions of this chapter.

§ 152.097 CONDITIONAL USE PERMITS.

Within the Rural Service Districts, conditional use permits may be issued for the following:

(A) Newly proposed use. Land uses supporting the agricultural economy and serving the needs of the surrounding community provided one of the following minimum criteria are met:

(1) Rural community-related uses serving the needs of the people of the immediate area by providing family recreation, religious facilities, minimum convenience shopping, minor repair services, light manufacturing,

warehousing and nonprofit organizations. Any rural community-related use shall be of a scale no larger than that necessary to serve the needs of the local rural community.

(2) Agricultural support. An activity providing goods or services related to the conduct of commercial agriculture.

3. Burns Excavating, Inc. provides excavating and grading services to farms and residences in the area. The site plan and the applicant's letter & operational plan outline the details of the operation. The applicant's letter describes the agricultural support that is provided by the operation. A single family dwelling would not be constructed on the property. The business is a contractor's yard type of operation that meets the "Agricultural support" criteria for a newly proposed use within the RSD. The applicant has also stated that a covenant would be recorded on the property prohibiting any type of adult use business activity.
4. The subject property is included in Barfnecht's 230± acre Ag Preserves covenant. Until recently, the Ag Preserves status of properties was thought to be prohibitive with regard to CUP's for commercial and industrial uses. Assistant County Attorney, Bob Hendricks, reviewed the statute (MS473H.17) and confirmed that the Ag Preserve ceases when a separate parcel is created for a residential structure, commercial, or industrial use, after the user is issued a permit by the authority. In other words, RSD properties that are in Ag Preserves would be eligible for the establishment of a commercial parcel upon the issuance of a CUP. However, the 1 per 40 residential density limitation does remain intact.
5. The business operates between the hours of 7 a.m. and 7 p.m., 6 days per week. The operation has 8 employees. The business utilizes 7 vehicles, which include 2 dump trucks, 1 lowboy, 2 service trucks and 1 pickup. Additionally, the applicant has a backhoe and excavators and would need to store some rock and sand in storage bins.
6. The applicant is proposing an 80' x 120' shop with a 30' x 40' office addition. He may also build a 60' x 100' accessory structure in the future. The applicant has indicated that the office building would include a brick front and natural colors to make it more attractive. The proposed parking areas would be more than adequate to accommodate the use and would be available for occasional overflow parking generated from neighboring land uses.
7. The applicant has proposed screening around the perimeter of the property consisting of berms with evergreens and a wood rail fence. The applicant presented an illustration of the site at the Planning Commission meeting, to depict an approximate post-development view of the property. Outside storage would be necessary but should not be excessive. It would include rock, sand, and some dozers and excavators.
8. A 3' x 3' stone monument would be the only signage for the operation.
9. Carver County Public Works has authorized the use and location of a shared access for the property. Turn lanes would not be required but an 8' x 200' aggregate shoulder is specified by the access permit (#06-01). A driveway easement & maintenance agreement should be recorded on the properties to define the joint responsibilities for the two property owners.
10. Carver County Soil & Water Conservation District has reviewed the wetland status in the southern portion of the property and has indicated that the low area is effectively drained (i.e. non-wetland). A Level 3 Water Rules application, including attachments, would need to be submitted and approved before any construction occurs on the property. A drainage easement and pond maintenance agreement should be executed for the two properties, given the fact that stormwater management would be handled jointly. A portion of the stormwater treatment area would extend to the south of the RSD boundary, which is acceptable. Stormwater treatment would be allowed in any district and in this case all business operations, structures, parking & driveway(s) would be established within the District boundaries.
11. Carver County Environmental Services would require the business to be licensed as a Hazardous Waste Generator.
12. Soil borings were completed by Chip's Septic identifying suitable areas for primary and alternate drainfield locations.

13. The Hollywood Town Board recommends approval of the request.

THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of the subject permit on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management 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 Land Management as early on in the timeline of the proposed change as possible.
2. The operational plan and site plan for Burns' Excavating shall be attached to and considered a part of this permit. The hours of operations shall substantially conform to the hours of 7 a.m. to 7 p.m. There shall be no operations on Sundays.
3. Building and on-site sewer permits must be obtained prior to the construction of the shop/office or accessory structure. The alternate septic site must be staked and roped off during construction to protect the site from heavy construction equipment and vehicles. Additionally, no trees may be planted on the alternate site.
4. A Level 3 Water Rules application, including attachments, must be submitted and approved before any construction occurs on the property. An appropriate easement shall be drafted and recorded on the property to address the shared drainage and pond maintenance responsibilities.
5. The Permittee shall comply with the access permit(s) as authorized by the responsible road authority. An appropriate easement shall be drafted and recorded on the property to address the shared driveway and maintenance responsibilities.
6. Screening shall be established, (constructed and planted) in accordance with the approved site/landscaping plan, within 6 months of the issuance of the Conditional Use Permit. Outside storage of business equipment, supplies and/or vehicles is permitted within the designated area only. Permanent outside storage of vehicles and equipment shall be permitted if the storage is within the designated area and screened from nearby roads and residences.
7. The Permittee shall contact the Environmental Services (E.S.) Department to determine whether or not a Hazardous Waste Generator's License or Non-generator's Certificate will be required.
8. Permittee shall submit a Certificate of Workers' Compensation Insurance and/or proper affidavit to the Land Management Department.

ADOPTED by the Carver County Planning Commission this 18th day of April 2006.

Randy Maluchnik
Planning Commission Chair

Burns EXCAVATING, INC.

2615 County Road 21
Watertown, Minnesota 55388
Phone 952-955-3112
Fax 952-955-5071

March 27, 2006

Carver County Government Center
600 E 4th St
Chaska, MN 55318

To Whom It May Concern:

For over 20 years, Burns Excavating, Inc. has been serving the farmers and residents of Carver County and surrounding areas. We started our business to help local farmers and residents with their excavating needs. A very large portion of our customer base is farming and agriculture related. Samplings of the types of projects we perform include:

Drainage Ditch Cleaning
Drain Tile Installation
Driveways
Shed Pads

Fence Line Removal
Basements
Silage Piles
Bunker Silos

Cow Yards

Below are some references you may contact with regards to our services:

- Dale Barfnecht
- Paul Neaton
- John Lachemeier
- Carver County

Sincerely,

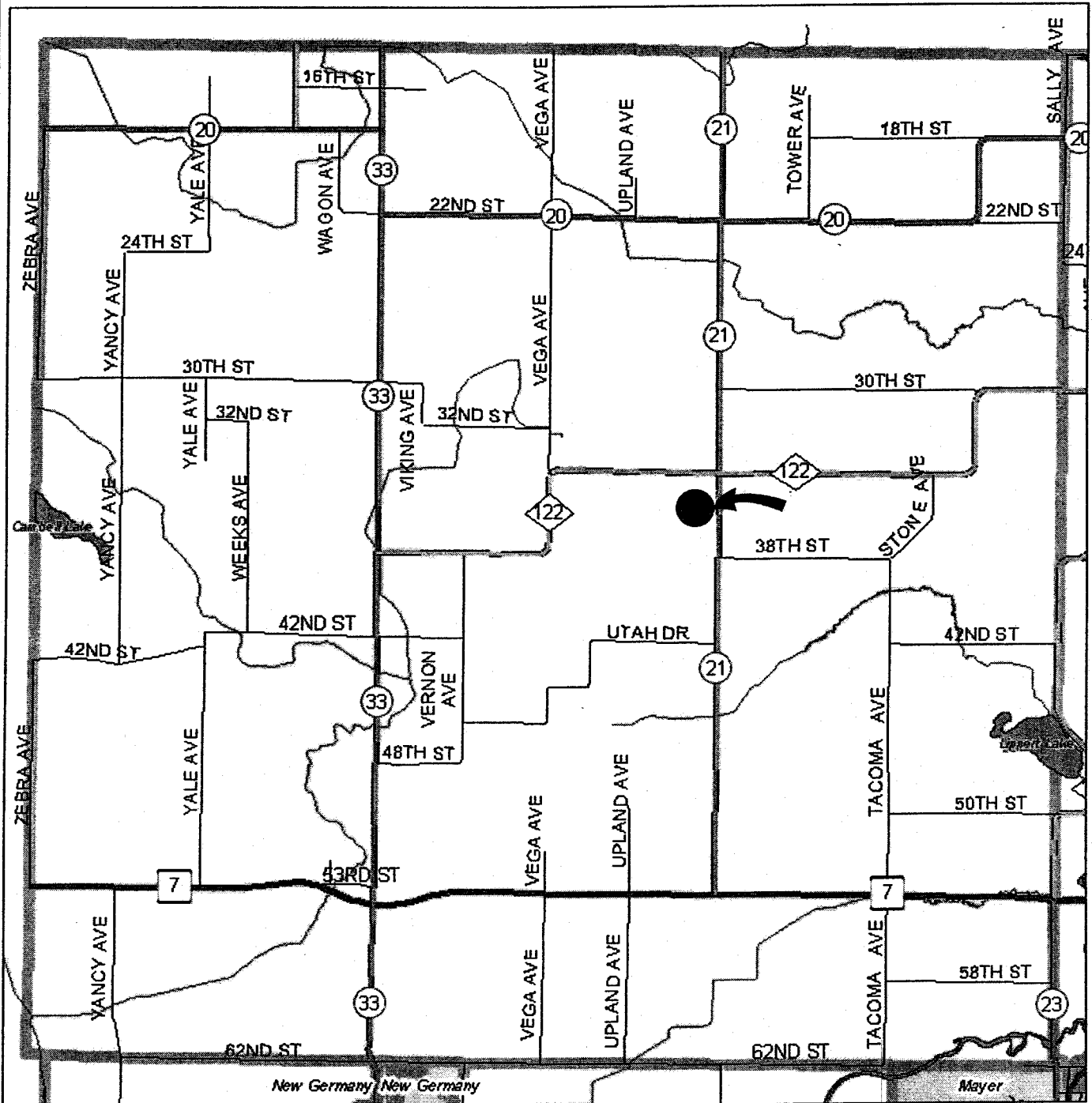


Steve Burns
Owner, Burns Excavating, Inc.

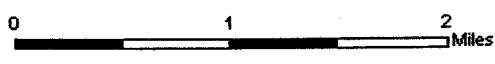


- ✓ Septic Systems
- ✓ Basements
- ✓ Hauling
- ✓ Road Building

Hollywood Township



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Map Created by Carver County GIS
 April 21, 2006

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Curtis Ladd - Request for a Temporary Manufactured Home.

Originating Department: Planning & Zoning

Agenda Date: May 2, 2006

Amount of Time Requested: None

Supp. Doc. Attached (y/n): yes

Previous County Board Action, If Any: Conditional Use Permit # 11486 (Special Needs Parent Manufactured Home)

Item Type (✓ Only One): Consent _____ Regular Session Discussion Session

EXPLANATION OF AGENDA ITEM

File #PZ20060009. The Planning Commission recommended approval of the Conditional Use Permit for Curt Ladd. The request is to allow for the placement of a temporary manufactured home (for a special needs parent) on the Ladd's 20 acre parcel which is located in Section 23, Camden Township. The applicant was issued a Conditional Use Permit (CUP) #5570 for a temporary manufactured home for his mother in May 1999. Within the past year, Mr. Ladd's mother passed away and the manufactured home was to be removed from the property. However, the applicant would like to keep the manufactured home on the site for their daughter because he and his wife both have disabilities which warrant the need to keep the manufactured home on site. Conditional Use Permit #PZ20060009 would terminate and supersede Conditional Use Permit #5570 and any other permits, renewals and/or orders associated with that permit. The maximum term for the temporary manufactured home on the site would be 10 years. The Camden Town Board recommended approval of the application.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED

A motion to adopt the Findings of Fact and Order #PZ20060009 for the issuance of a Conditional Use Permit.

FINANCIAL IMPLICATIONS

Funding:

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

Budget Information (✓ appropriate items):

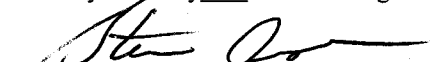
Budgeted:
 Not Budgeted:
 Amendment Required:
 (requires controller approval)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____



DEPARTMENT HEAD APPROVAL (Signature)



20 Apr 06

Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20060009

RESOLUTION #: 06-06

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20060009

APPLICANT: Curtiss & Cindy Ladd

OWNER: Curtiss & Cindy Ladd

SITE ADDRESS: 9055 Tiller Avenue NYA, MN 55397

PERMIT TYPE: Temporary Mobile Home (Special Needs Parent)

PURSUANT TO: County Code, Chapter 152, Section(s) 152.075 & 152.077 B7

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 02-023-0900

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meetings of March 21, 2006 and April 18, 2006; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Curtiss & Cindy Ladd own a 20 acre parcel located in the North Half (N½) of Section 23, Camden Township. The property is improved with a home, a temporary manufactured home (Conditional Use Permit #11486), and two agricultural type buildings. The property is located in the Agricultural Zoning District, The CCWRMA (Crow River).
2. The applicants are requesting a Conditional Use Permit (CUP) for a Temporary Mobile Home (Special Needs Parent) pursuant to Section 152.075 & 152.077 B7 of the Carver County Zoning Code.
3. The Ladd's currently are allowed to have a temporary manufactured home for an elderly parent on the site pursuant to CUP #11486. However, Mr. Ladd's mother, who had been occupying the structure for the past 6 years recently passed away. The manufactured home was to be removed from the site within 120 days of the time it or the permanent residence is no longer occupied by the elderly parent or grandparent.
4. The applicant's letter (dated: February 19, 2006) states that he and his wife have disabilities. According to the applicant, by allowing their daughter live on the property, she would be able to lift and/or perform daily functions required for them to stay in the horse industry. Therefore, they would like to keep the manufactured home on the property and allow their daughter and two (2) children to help out on their hobby farm. Mr. and Mrs. Ladd would continue to occupy the original single family home.
5. Mr. & Mrs. Ladd have submitted a revised letter (dated: 4/9/06) to address how their daughter would be assisting them with house and farm chores. Mr. Ladd has stated that he and his wife would be agreeable to any septic upgrades deemed necessary.
6. Mary West, Environmental Services, put together a memorandum (dated: 3/17/06) in regard to the Individual Septic Treatment System (ISTS) on the Ladd property. Within the last two weeks the Ladd's have had a compliance inspection performed on the existing ISTS. Based on the compliance inspection report, it has been determined that there is a curtain drain system of some sort on the property. The system is undersized for both the single family residential home and temporary manufactured home; therefore, a new system will need to be installed based on there

being less than the required 3' of separation and no additions being allowed onto existing curtain drain systems.

7. Conditional Use Permit #PZ20060009 shall terminate and supersede Conditional Use Permit #11486 and any other permits, renewals and/or orders associated with Conditional Use Permit #11486.
8. The Camden Town Board reviewed and recommended approval of the request at their February Town Board Meeting and at the March 21, 2006, Planning Commission meeting.

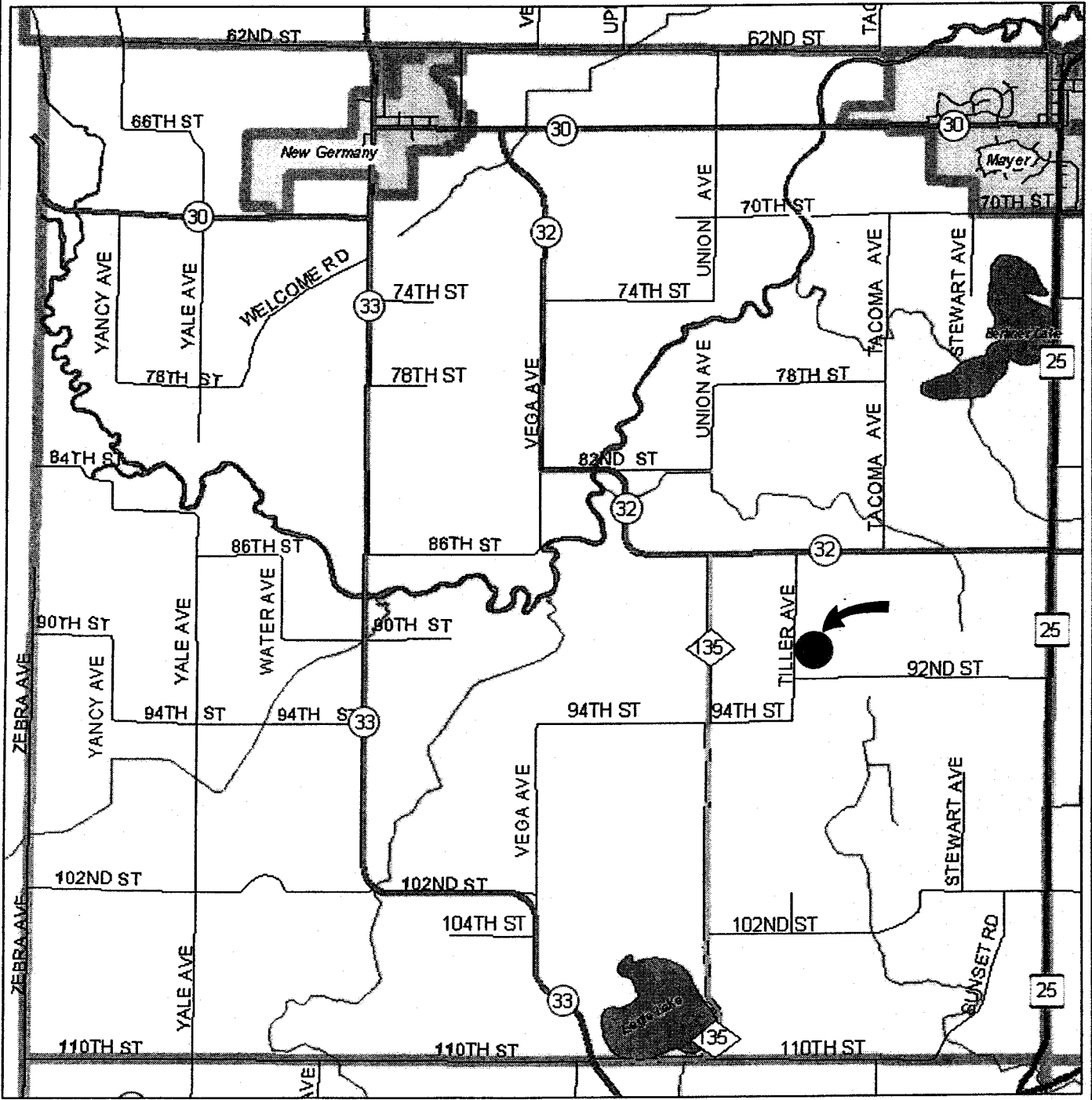
THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of CUP #PZ20060009 for a Special Needs Parent Temporary Manufactured Home (for Curt Ladd, Cindy Ladd and their Daughter Kelly) on the subject permit on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to administrative review. 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. At all times the property shall be occupied as a homestead by a principal of the activity.
2. A new ISTS must be installed prior to the end of the 2006 construction season or the Conditional Use Permit shall become null and void.
3. The manufactured home shall be removed from the property within 90 days of when it or the permanent residence ceases to be occupied by the special needs parents.
4. The temporary manufactured home must be occupied in accordance with the applicant's letter, dated 4/9/2006, and shall be removed from the property no later 10 years from the date of County Board Order #20060009.

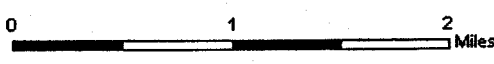
ADOPTED by the Carver County Planning Commission this 18th day of April, 2006.

Randy Maluchnik
Planning Commission Chair

Camden Township



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Map Created by Carver County GIS
Apr 21, 2005

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Project Approval for County Care Center Renovation Project

Originating Department: Administrative Services

Agenda Date: 04/25/06

Amount of Time Requested: 15 minutes

Supp. Doc. Attached (y/n): Y

Previous County Board Action, If Any (include other parties which were advised, if any): Board approved contract with Welman Sperides Architects on 9/20/05, Discussion Session 2/7/06

Item Type (✓ Only One): Consent _____ Regular Session X Discussion Session _____

EXPLANATION OF AGENDA ITEM *(Include a description of background, benefits and recommendations)*

The renovation work at the Adult Day Care Center (formerly the Mn Extension Office) was presented to the Board at a February 7, 2006 Discussion Session. Since that time, the bid opening took place and of the four bids submitted, the low apparent bidder is Gen-Con Construction out of Jordan whose base bid was \$217,000 (see attachment 1 for bid tabulation form). Additionally, there were five alternates outlined in the bid and Gen-Con's bid included the following:

Alternate No 1. Painting:	\$ 8,000
Alternate No 2. Selective demolition:	\$14,000
Alternate No 3. Resurfacing of parking lot	\$27,000
Alternate No 4. Landscape irrigation	\$ 6,500
Alternate No 5. Electrical panel upgrade	\$10,000

The recommendation is to select alternate numbers 4 & 5 as listed above. While we did not accept alternate No. 3 (parking lot resurfacing), the lot is in poor shape and needs replacement. It is recommended the Board approve a contract change order for allowing the County to replace the parking lot for \$23,000 instead of the \$27,000 as bid. The savings results from the contractor recycling the old asphalt and reusing much of it as the base for the new parking surface.

The revised budget as presented to the Board in early February for the project was estimated to be \$259,200. The project costs at this time total \$339,710 summarized below:

Gen-Con Construction bid	\$217,000	
Architectural/Eng Fees	\$ 4,210	Increase due to additional engineering documents
General Conditions (permitting etc)	\$ 50,000	Includes \$40,000 for furniture purchase
Contingency	\$ 20,000	
Alternate No. 4 Irrigation	\$ 6,500	
Alternate No. 5 Electrical	\$ 10,000	
Parking lot Change Order (CO 1)	\$ 23,000	
Demolition (CO 2)	\$ 7,500	
Automatic Door Opener/Bollard (CO 3)	<u>\$ 1,500</u>	
	\$339,710	

The primary reasons for cost increases include cost of construction over and above those estimated for the budget and the recommendation to select Alternates No. 4 and 5 while also budgeting for a new parking lot. The architect's fee went up due the unanticipated engineering documents for the ceiling plan and code review requirements.

The bulk of the estimated construction increase is planned to be made up from funds totaling \$35,000 originally earmarked in Facility's budget for remodeling the Social Service lobby area at the Government Center. This project has been put on hold for the foreseeable future due to fire egress issues. Furniture costs of \$40,000 will be provided by unused 2005 Social Services rollover funds. Staff is keeping the renovation costs as low as possible through the use of STS crews who will paint the interior of the facility. STS crews will also provide some of the demolition efforts prior to renovation taking place.

The renovation work being proposed will greatly enhance this building as a County asset by bringing the restrooms up to ADA standards, providing a sprinkler system, new energy efficient lighting as well as new carpeting.

Below you will find the proposed schedule:

- February 8, 2006: Issue for bidding
- March 13 & March 16th, 2006: Pre-bid conference at building site
- March 20, 2006: Bids were due at Government Center
- April 18, 2006: Board approves selected bidder and contract terms
- May 1, 2006: Construction begins
- June 30, 2006: Substantial Completion
- July 15, 2006: Turn-over date, County occupancy, prep for move-in
- July 30, 2006: Daycare operations begin on site.

Background Financial Information:

- Since 1988, the County has spent \$228,100 to lease space for the Adult Day Care program
- In 2005, Carver County's financial contribution to the Care Center totaled \$3,334 (see attachment 2)
- In 2006, the daily cost for a client totals \$120.27 for a nursing facility versus \$65.00 for the Carver County Care Center (see attachment 3)

Motion to approve contract with Gen-Con Construction for \$217,000 plus alternates 4 (irrigation) and 5 (electrical upgrade), parking lot change order of \$23,000, partial demolition of \$7,500 and \$1,500 for a push button door opener totaling \$265,500.

Motion to delegate authority to the Administrative Services Director for change orders up to \$20,000 from the contingency account

Motion to amend the Welman Sperides architectural contract from \$10,400 to \$14,610

FINANCIAL IMPLICATIONS

Funding:

County Dollars = \$339,710
Other Sources & Amounts =
_____ = \$
_____ = \$
TOTAL = \$339,710

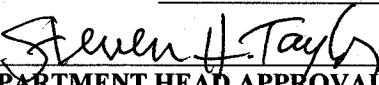
Budget Information (✓ Appropriate Items):

Budgeted: X
Not Budgeted:
Amendment Required: X
(requires controller signature)

Related Financial Comments: Funding sources for the project are:

- \$218,939 designated for the Care Center remodeling account
- \$45,771 from the Justice Center remodeling account
- \$35,000 from Facilities funds budgeted for Social Services Government Center remodel
- \$40,000 from Social Services unused 2005 rollover funds

REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____ Risk Management: _____
Human Resources: _____ Controller: _____
 4/25/06
DEPARTMENT HEAD APPROVAL / Date

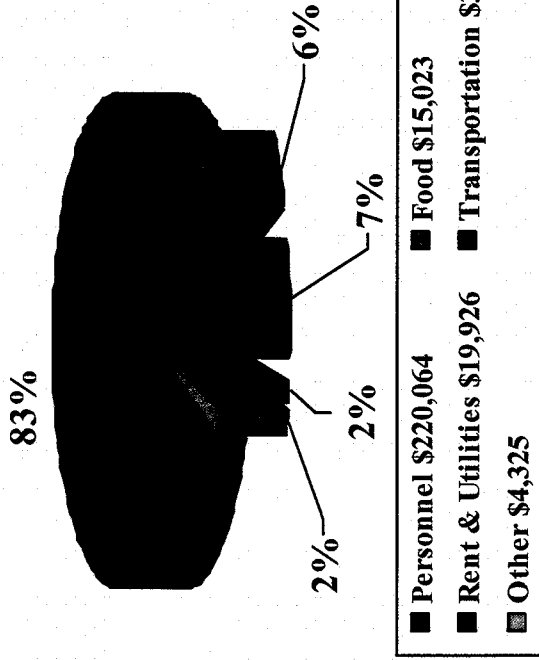
Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____

Carver County Adult Day Care

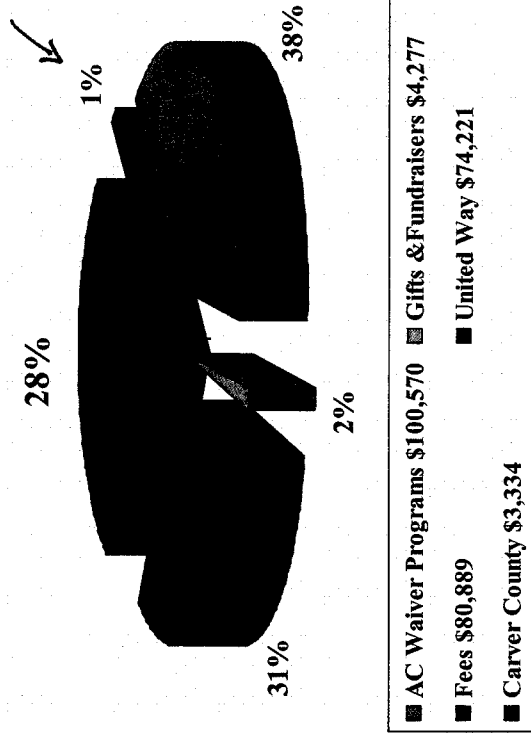
General Contractor	Bid Security Submitted?	Base Bid	Add Alternate 1 Painting	Alternate 2 Selective Demolition	Alternate 3 Parking lot surfacing	Alternate 4 Landscape Irrigation	Alternate 5 Electrical
Gen-Con Construction	Y	217,000	8,000	14,000	27,000	6,500	10,000
Gladstone Construction	Y	290,528	(11,000)	(13,000)	38,000	(10,500)	No Bid
Klingelhuiz Construction	Y	278,900	21,200	3,500	19,500	8,635	11,160
Ebert, Inc	Y	294,000	(5,500)	(9,900)	22,400	6,200	5,000
Gen-Con Construction	282,500		Base Bid Apparent Low Gen-Con Construction		217,000		
Gladstone Construction	294,028		Base Bid w/ Alts Gen-Con Construction		282,500		
Klingelhuiz Construction	342,895						
Ebert, Inc	312,200						

Carver County Care Center 2005 Revenue & Expenditures

Total Expenditures \$263,291



Total Revenue \$263,291



COMMENTS:

- Carver County's contribution to the Center program in 2005 was only \$3, 334, down from \$11,541 in 2004 and \$42,282 in 2003.
- In 2005, Center revenue received from fees was \$80,889, a decrease of \$3,374 from 2004.
- Revenue received from AC and MA Waiver Programs increased in 2005 to \$100,570 after declines in the previous 2 years. The increase was helped by a State approved rate increase for AC/MA Waiver providers.
- United Way funding received in 2005 was \$74,221. This was a decrease of \$5,612 from 2004. UW funding accounted for only 28% of the total in 2005, down from 30%.
- Expenditures in 2005 totaled \$263,291. Personnel expenses continued to account for the majority of the total costs, 83% in 2005. Rent and utilities costs increased to 7% of total expenses. Participant food costs also increased, and accounted for 6% of the total. With changes in billing sources for transportation, transportation costs were down in 2006. Participant programming expenses, equipment purchase and repair and other expenses were down slightly.

2006 CARE CENTER COST SAMPLE DATA

The following is a sample of a client's costs for one of the nursing facilities in Carver County in comparison to the daily rate for the Carver county Care Center program. This would represent a fairly high functioning client who receives minimal assistance with "activities of daily living".

- ✓ Nursing Facility: \$120.27/day
- ✓ CARVER COUNTY CARE CENTER: \$ 65.00/day

BUDGET AMENDMENT REQUEST FORM

Submit to Controller's Office one week prior to County Board Session.

DEPARTMENT: Administrative Services

DATE: 5/2/06

Revenue

Description of Account funds are to be transferred from:	Amount	Description of Account funds are to be transferred to:	Amount
Facilities Remodeling SS Funds	\$ 35,000	Care Center Renovation Project	\$ 80,771
Justice Remodeling Account	\$ 45,771		
TOTAL:	\$ 80,771	TOTAL:	\$ 80,771

A. Reason for Request: See Board Action.

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

C. Contingency Acct. Beginning Bal (01/01/05): \$ 300,000

D. Contingency Acct. Current Bal.: \$ 297,000

E. Current Balance After Adj.: \$ 297,000

F. Requested By:

G. Recommend Approval: Finance Director

H. County Board Decision: Approval/Disapproval

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Adoption of Carver County Vision Statement

Originating Department: Administration

Agenda Date: May 2, 2006

Amount of Time Requested:

Supp. Doc. Attached (y/n): Yes

Previous County Board Action, If Any (include other parties which were advised, if any):

Item Type (✓ Only One): Consent _____ Regular Session X Discussion Session

EXPLANATION OF AGENDA ITEM (Include a description of background, benefits and recommendations)

At the County Board spring retreat, Board members developed the following Carver County Vision statement:

“Where the future embraces the past in keeping Carver County a great place to live, work and play for a lifetime.”

The words “for a lifetime” were added to a similar vision statement adopted by the Board in 2005. This vision statement was originally created during a 2004 Leadership Program held by the Carver County Local Elected Leaders group.

The attached resolution recommends the adoption of the vision statement and related goals. This resolution will then be used to guide other planning processes such as the comprehensive plan update.

BOARD ACTION/MOTION REQUESTED (In proper format)

Motion to adopt Carver County’s vision statement resolution.

FINANCIAL IMPLICATIONS

Funding:
County Dollars =
TOTAL =

Budget Information (✓ Appropriate Items):
Budgeted:
Not Budgeted:
Amendment Required:
(requires controller signature)

Related Financial Comments

REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____ Risk Management: _____
Human Resources: _____ Controller: _____

David J. Hemze 4/24/06
DEPARTMENT HEAD APPROVAL **Date**

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____



Vision Statement Resolution

Board of Carver County Commissioners

Carver County, Minnesota

Date: _____

Resolution No.: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

WHEREAS, the Board of Commissioners understands the importance of thoughtful planning for the future of Carver County; and

WHEREAS, this planning is even more important in a high-growth county which has a population that is expected to more than double by the year 2030; and

WHEREAS, the Board of Commissioners held planning retreats discuss the future of Carver County and to establish a vision statement and related goals.

NOW, THEREFORE BE IT RESOLVED, that the County Board hereby adopts the following Carver County vision statement:

"Where the future embraces the past in keeping Carver County a great place to live, work and play for a lifetime."

FURTHER, to provide focus and direction to the vision statement, the Carver County Board of Commissioners adopts the following goals.

- Continue the present practice of focusing growth in and near the existing growth centers and transportation corridors in Carver County.
- Encourage the development of a broader, and more diverse commercial/ industrial tax base in Carver County that will support higher paying local jobs and provide greater balance to a commercial/industrial sector, including the use of rural service districts. The increased commercial and industrial development will draw upon the many existing assets of Carver County - including a skilled and motivated workforce, quality housing, quality education, attractive natural environment, access to transportation systems, proximity to a major metropolitan area, and other community amenities
- Continue to have Carver County be a community where a person can successfully live their entire life; supporting planning and design of communities that allow for persons of all ages to successfully live, work and play.
- Use methods consistent with existing laws to preserve natural areas, parklands, lakes and streams; in recognition that citizens of Carver County have a history of placing a high value on the natural resources found throughout the County.
- Continue to recognize Carver County employees as our most valuable resource in providing service to the public. Employees will be encouraged to be creative and innovative in fulfilling our responsibilities to the people of Carver County.

YES	ABSENT	NO
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

**STATE OF MINNESOTA
COUNTY OF CARVER**

I, David J. Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 2nd day of May, 2006, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 2nd day of May, 2006

County Administrator