



A G E N D A
Otter Tail County Board of Adjustment

Thursday, April 12, 2018

5:45 p.m. – Building open to the public
6:30 p.m. – Meeting Starts

6:30 p.m. – Call to Order and Approve March 8, 2018 Minutes

| Name | Township | Lake/River | Physical Address | Parcel No. |
|-----------------------------|---------------------|----------------------|-------------------------------|--|
| Jyles A. Moltzan | Dora – Sec. 31 | West Silent (56-519) | Silent Acres Drive – 56528 | 16-000-99-0551-000 |
| Mitchell & Roberta Tompkins | Rush lake – Sec. 36 | Buchanan (56-209) | 44880 Crimson Drive – 56571 | 53-000-99-0682-000 |
| Paul & Robyn Bakken | Amor – Sec. 28 | Otter Tail (56-242) | 36462 Augustana Drive – 56515 | 02-000-99-0308-000 02-000-99-0309-000 |
| John Ferguson | Aurdal – Sec. 2 | Fish (56-684) | NA | 03-000-99-0286-000 |
| Anna Hilleren | Dead Lake – Sec. 30 | Dead (56-383) | 36058 Big Rock Road – 56528 | 14-000-30-0231-000 |
| Brian Wittich | Rush Lake – Sec. 36 | Buchanan (56-209) | 44894 Crimson Drive – 56571 | 53-000-99-0683-000 |
| Terry & Judith Trader | Scambler – Sec. 23 | Tamarac (56-931) | 48889 Tamarac Drive – 56572 | 55-000-99-0618-000 55-000-99-0824-000 |

7:30 p.m.

| | | | | |
|-----------------------------|----------------------|----------------------|---------------------------------------|--------------------|
| Vincent & Traci Esades | Scambler – Sec. 12 | Pelican (56-786) | 20815 Summer Haven Beach Road – 56572 | 55-000-99-0456-000 |
| Janet Seim and Janice Adair | Girard – Sec. 32 | West Battle (56-239) | 22535 Ferncliff Road – 56524 | 29-000-99-0633-000 |
| Terry Greenwaldt | Leaf Lake – Sec. 20 | West Leaf (56-114) | 47737 308 th St. – 56551 | 35-000-20-0180-001 |
| Larry & Diana Ohman | Eagle Lake – Sec. 11 | Eagle (56-253) | 38803 S Eagle Lake Road – 56515 | 18-000-11-0077-007 |
| Joan & John Mracek | Girard – Sec. 24 | East Battle (56-138) | 45420 Liberty Lane – 56551 | 29-000-99-0426-000 |

Previously Tabled Item Scheduled for Hearing at the April 1, 2018 Meeting –

| | | | | |
|--------------------|--------------------|------------------|--------------------------------|--------------------|
| Troy and Mary Wolf | Scambler – Sec. 12 | Pelican (56-786) | 21005 Broadwater Drive – 58104 | 55-000-12-0092-002 |
|--------------------|--------------------|------------------|--------------------------------|--------------------|

Notice of Hearing for Variance



Otter Tail County
Government Services Center
510 Fir Ave W
Fergus Falls, MN 56537

Phone - (218) 998-8030/998-8041
Email – wstein@co.ottertail.mn.us
Web Address - www.co.otter-tail.mn.us

Applicant and/or applicant's representative must be present at the scheduled hearing.

To Whom It May Concern:

Jyles A. Moltzan
2102 16th St S
Moorhead, MN 56560

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

Thursday, April 12, 2018 at 6:30 p.m.

in the Commissioners' Room of the Otter Tail County Government Services Center, Fergus Falls, MN. (Please use the public entrance located on the northeasterly side of the Government Services Center. The second left off Fir Ave.) **Individuals requiring special accommodations should contact the County Auditor's office prior to the date of the public hearing.**

The property concerned in the application is legally described as

Lot 1 Silent Point,

Property Address – Silent Acres Drive - 56528

**Section 31, Township 136, Range 31 - Township Name – Dora
Lake No. 56-519, Lake Name – West Silent, Class – RD**

The variance requested is the following:

The substandard lot can not meet normal setback. Therefore, I need a variance to place an 8' by 36' self-contained camper on Lot 45' from shoreline, 38 to 40' from road and 8' from south lot line. Setbacks of existing cabins North and South are less than the camper would be. Camper only needs electricity which is on the lot.

March 22, 2018

Wayne Stein
Board of Adjustment Secretary

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To Whom It May Concern:

Mitchell and Roberta Tompkins
150 9th Ave
Milnor, ND 58060

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Lot 14 Block 1 Oak Shores,

Property Address – 44880 Crimson Drive - 56571

**Section 36, Township 135, Range 39 - Township Name – Rush Lake
Lake No. 56-209, Lake Name – Buchanan, Class – GD**

The variance requested is the following:

Proposed 15' by 32' addition onto existing cabin will have one corner (NE) of addition being 6' from east property line. Also, SE corner of addition will be 70' from high water mark.

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Board of Adjustment Secretary

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To Whom It May Concern:

Paul and Robyn Bakken
16610 45th Ave N
Plymouth, MN 55446

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Lots 8 and 9 Augustana Beach First Addition,

Property Address – 36462 Augustana Drive - 56515

**Section 28, Township 134, Range 40 - Township Name – Amor
Lake No. – 56-242, Lake Name – Otter Tail, Class – GD**

The variance requested is the following:

We would like to request a variance of 8' from the lot line so that we are able to build our garage 2' from the lot line.

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Wayne Stein
Board of Adjustment Secretary

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To Whom It May Concern:

John Ferguson
5492 Kali Ave NE
Albertville, MN 55301

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Lots 3 and 4 Rearrangement of Lots 1-7, Clear Beach Resort,

Property Address – NA

**Section 2, Township 133, Range 42 - Township Name – Aurdal
Lake No. 56-684, Lake Name – Fish, Class – NE**

The variance requested is the following:

Variance for setback of dwelling, driveway, shed and parking. Proposing to place structures 40' from ordinary high-water level, required setback is 200'. Requesting 2,672' for building and impervious surfaces within the shore impact zone. Prior approval for 850' at June 8, 2017 Board of Adjustment meeting.

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Wayne Stein
Board of Adjustment Secretary

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To Whom It May Concern:

Anna Hilleren
33241 Pickerel View Drive
Richville, MN 56576-9520

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Government Lot 3,

Property Address – 36058 Big Rock Road - 56528

**Section 30, Township 135, Range 40 - Township Name – Dead Lake
Lake No. 56-383, Lake Name – Dead, Class – NE**

The variance requested is the following:

We are requesting a variance of 100' from the 200' waterfront setback for the construction of a new lake home. There are several existing buildings on site (to be removed): a cabin, detached garage and a storage shed that are approximately 50' from the water's edge. Due to the fact that the property is a peninsula and does not have any neighboring structures on either side, we are unable to propose a string line test as a possible building line. Also, there is the potential that placing the house at the required 200' would have a larger impact on the site from the standpoint that it would require more excavation/grade and fill of the hillside on the property. Therefore, we would like to request that the project take place outside of the shore impact zone at 100' from the ordinary high-water line.

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To Whom It May Concern:

Brian Wittich
44894 Crimson Drive
Otertail, MN 56571

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Lot 15 Block 1 Oak shores,

Property Address – 44894 Crimson Drive 56571

**Section 36, Township 135, Range 39 - Township Name – Rush Lake
Lake No. 56-209, Lake Name – Buchanan, Class – GD**

The variance requested is the following:

Rebuild on irregular lot after fire. Proposed 38' by 42' addition to the remaining house structure going to the south. Current sewer setback to the east and road setback to the west prevent going east and west. The proposed addition would be 2' from the southwest corner of the property line. Requesting an 8' variance for uniform house lines.

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To Whom It May Concern:

Terry and Judith Trader
2909 Wheatland Drive S
Fargo, ND 58103

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Lot 5 Oak Haven Beach Subdivision,

Property Address – 48889 Tamarac Drive - 56572

**Section 23, Township 137, Range 43 - Township Name – Scambler
Lake No. 56-931, Lake Name – Tamarac, Class – RD**

The variance requested is the following:

Sunroom will be 90' from shore. It is noted present deck covers exact same area. 16' by 16 1/2' Sunroom.

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Applicant and/or applicant's representative must be present at the scheduled hearing.

To Whom It May Concern:

Vincent and Traci Esades
3134 Benjamin St. NE
Minneapolis, MN 55418

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Lot 32 Summer Have Beach,

Property Address – 20815 Summer Haven Beach Road - 56572

**Section 12, Township 137, Range 43 - Township Name – Scambler
Lake No. 56-786, Lake Name – Pelican, Class – GD**

The variance requested is the following:

The existing shed is set back only 3 feet from neighboring property line – proposed replacement shed is slightly larger (2' by 6' larger) but will remain only 3 feet from neighboring property line.

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To Whom It May Concern:

Janet Seim and Janice Adair
6108 Abbott Ave
Edina, MN 55410

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Lot 3 of South Point West Battle Lake First Addition,

Property Address – 22535 Ferncliff Rd - 56524

**Section 32, Township 133, Range 39 - Township Name – Girard
Lake No. 56-239, Lake Name – West Battle, Class – GD**

The variance requested is the following:

Applicant's existing garage is 5' from neighboring lot line. Applicant request approval to construct new garage in same location. Lot line setback is 10'. Applicant seeking 5' setback variance for new garage construction.

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Applicant and/or applicant's representative must be present at the scheduled hearing.

To Whom It May Concern:

Terry Greenwaldt
30255 County Highway 61
Henning, MN 56551

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Part of the Southwest Quarter of the Northeast Quarter, part of Government Lot 3, part of Government Lot 4 and part of the Southeast Quarter,

Property Address – 47737 308th St. - 56551

**Section 20, Township 134, Range 38 - Township Name – Leaf Lake
Lake No. 56-114, Lake Name – West Leaf, Class – RD**

The variance requested is the following:

Proposing to split 1.49-acre tract (lakeside) off a 169.65-acre tract. The 1.49-acre tract is separated by 308th street. The 1.49-acre tract will have about 265' of water frontage and 64,950 square feet of area. Also, proposing to have lot declared buildable for single family residential use.

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Web Address - www.co.otter-tail.mn.us

Applicant and/or applicant's representative must be present at the scheduled hearing.

To Whom It May Concern:

Larry and Diana Ohman
4100 Sun Circle
Grand Forks, ND 58201

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Part of Government Lot 4,

Property Address – 38803 Eagle Lake Road S - 56515

**Section 11, Township 131, Range 40 - Township Name – Eagle Lake
Lake No. 56-253, Lake Name – Eagle, Class – GD**

The variance requested is the following:

Home burnt down. I would like to rebuild. It is a nonconforming structure in a bluff. We would like to increase size 24" on North and South cantilever on floor trusses to 59' by 30' from old 59' by 26' using same basement walls and footings. Septic will be upgraded. Entire structure in the bluff.

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To Whom It May Concern:

Joan and John Mracek
11344 Trillium Lane N
Champlin, MN 55316

has/have made application to the Otter Tail County Board of Adjustment for a variance as per requirements of the Otter Tail County Shoreland Management Ordinance, the Otter Tail County Set Back Ordinance and/or the Subdivision Controls Ordinance. The Otter Tail County Board of Adjustment will assemble for this hearing on

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The property concerned in the application is legally described as

Lot 12 Sanda's Beach First Addition,

Property Address – 45420 Liberty Lane - 56551

**Section 24, Township 133, Range 39 - Township Name – Girard
Lake No. 56-138, Lake Name – East Battle, Class – RD**

The variance requested is the following:

- A) –Requesting a 3' variance from the required 10' lot line setback, a 47' variance from the required 100' ordinary high-water level setback and a 4' 7" variance from the current string line to replace the existing roof on a bath/laundry room. The current roof has a low pitch (1:10) and has rotted due to lack of proper venting. We want to replace this low pitch roof with a gabled roof to allow for better runoff and venting.
- B) -Requesting a 3'-6" variance from the required 10' lot line setback, a 45' variance from the required 100' ordinary high-water level setback and a 2'-6" variance from the current string line to remodel an existing bedroom. The existing room has limited headroom due to roof design and has no footings. We are proposing a screen porch with a gabled roof similar to the proposed bath/laundry roof in (A) above. The screen porch would create a more open feel to the space between cabins and improve the overall aesthetic of the cabin when viewed from the lake.
- C) -Requesting an 18' variance from the required 100' setback from the ordinary high-water level to add an addition to the north side of the cabin. This addition would be similar in size to neighbors on either side of the property. The addition would include a 2-story 23.5' by 14' addition adjoining a 24' by 28' 2-car garage with loft overhead. The entirety of the addition is behind the string line between adjacent cabins.

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Board of Adjustment Secretary