



Board of Adjustment & Appeals

MINUTES

SEPTEMBER 19, 2022

7:05 PM

NICOLLET COUNTY
BOARD ROOM

BOARD MEMBERS	Justin Laven ☐ <i>Chair</i>	David Hermanson ☒ <i>Vice Chair</i>	Dave Ubel ☒	Lloyd Hoffmann ☒	
ABSENT EXCUSED	Justin Laven ☒ <i>Chair</i>	David Hermanson ☐ <i>Vice Chair</i>	Dave Ubel ☐	Lloyd Hoffmann ☐	
ABSENT	Justin Laven ☐ <i>Chair</i>	David Hermanson ☐ <i>Vice Chair</i>	Dave Ubel ☐	Lloyd Hoffmann ☐	
STAFF PRESENT	Property & Public Services Assistant Director, Pete Otterness ☐				
	Deputy Zoning Administrator (DZA) Spencer Crawford ☒				
	County Attorney (CA) Michelle Zehnder Fischer ☒				
	Other Staff: Roxann Klein, Assistant County Attorney ☒				

REVIEW OF CANCELLATIONS & ADDITIONS		PLN22-13 United Farmers Cooperative continued until 10/17/2022 due to lack of quorum.			
MOTION TO APPROVE MINUTES OF AUGUST 15, 2022		APPROVE ☒		APPROVE WITH REVISIONS ☐	
1 ST	Justin Laven ☐ <i>Chair</i>	David Hermanson ☐ <i>Vice Chair</i>	Dave Ubel ☒	Lloyd Hoffmann ☐	
2 ND	Justin Laven ☐ <i>Chair</i>	David Hermanson ☐ <i>Vice Chair</i>	Dave Ubel ☐	Lloyd Hoffmann ☒	
VOTE TO APPROVE MINUTES		PASS ☒	FAIL ☐	VOTE: 3-0	

PUBLIC HEARINGS:

LUKE & HANNAH DINSE PLN22-10 REDUCTION OF THE COUNTY ROAD RIGHT OF WAY SETBACK, PRIVATE ROAD SETBACK, AND ORDINARY HIGH WATER MARK SETBACK FOR THE PURPOSE OF INSTALLING A REPLACEMENT SEPTIC SYSTEM.

APPLICANT COMMENT	Hannah & Luke Dinse were present. Neither had comment.
PUBLIC COMMENT	None.
PUBLIC TESTIMONY	None.
PUBLIC PARTICIPATION	None.
MOTION	APPROVE WITH CONDITIONS ☒ DENY ☐

1 ST	Justin Laven ☐ <i>Chair</i>	David Hermanson ☐ <i>Vice Chair</i>	Dave Ubel ☒	Lloyd Hoffmann ☐	
2 ND	Justin Laven ☐ <i>Chair</i>	David Hermanson ☐ <i>Vice Chair</i>	Dave Ubel ☐	Lloyd Hoffmann ☒	
BOARD MEMBER DISCUSSION	Board Member Ubel recommended adding a condition that the landowners are responsible for repair of the septic system if damage is caused by county and/or road modification.				
VOTE	PASS ☒		FAIL ☐	VOTE: 3-0	

**CORBIN KIECKER PLN22-11 REDUCTION OF THE FRONT YARD SETBACK FOR THE PURPOSE OF
CONSTRUCTING A HOME ADDITION**

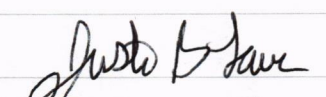
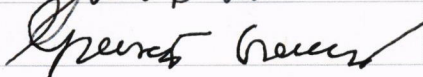
APPLICANT COMMENT	Corbin Kiecker was present. Kiecker testified that he would like clarity on what he can and cannot do on his property. He stated he is wanting to build an addition on his home.				
PUBLIC COMMENT	None.				
PUBLIC TESTIMONY	None.				
PUBLIC PARTICIPATION	None.				
MOTION	APPROVE WITH CONDITIONS ☒		DENY ☐		
1 ST	Justin Laven ☐ <i>Chair</i>	David Hermanson ☐ <i>Vice Chair</i>	Dave Ubel ☒	Lloyd Hoffmann ☐	
2 ND	Justin Laven ☐ <i>Chair</i>	David Hermanson ☐ <i>Vice Chair</i>	Dave Ubel ☐	Lloyd Hoffmann ☒	
BOARD MEMBER DISCUSSION	Board Member Hoffmann asked Kiecker if the concrete pad was original to the property. Kiecker responded that the pad was there when he purchased the property.				
VOTE	PASS ☒		FAIL ☐	VOTE: 3-0	

**GERALD & JESSICA DOMEIER PLN22-14 REDUCTION OF THE BLUFF SETBACK FOR THE PURPOSE OF
CONSTRUCTING A SHED ADDITION**

APPLICANT COMMENT	Gerald Domeier was present representing the applicants. Domeier stated he plans to rip out the old concrete pad, reinstall the concrete pad, and build the addition over the new concrete pad. Domeier stated he was working with Chad Peterson of Xcel Energy to gain Xcel Energy's approval to construct within the power line easement.				
PUBLIC COMMENT	None.				
PUBLIC TESTIMONY	None.				
PUBLIC PARTICIPATION	None.				
MOTION	APPROVE WITH CONDITIONS ☒		DENY ☐		
1 ST	Justin Laven ☐ <i>Chair</i>	David Hermanson ☐ <i>Vice Chair</i>	Dave Ubel ☒	Lloyd Hoffmann ☐	
2 ND	Justin Laven ☐ <i>Chair</i>	David Hermanson ☐ <i>Vice Chair</i>	Dave Ubel ☐	Lloyd Hoffmann ☒	
BOARD MEMBER DISCUSSION	Board Member Ubel inquired what the exact slope is, and if there is a chance it will slump. DZA Crawford answered that he was unsure the exact slope and its chance of slumping. DZA Crawford noted the applicant was not digging into the bluff. Board Member Hermanson asked Domeier if there is slumping on the bluff now, and Domeier responded no.				

VOTE	PASS ☒	FAIL ☐	VOTE: 3-0
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OLD BUSINESS	None.				
OTHER BUSINESS	None.				
REVIEW OF ADMINISTRATIVE VARIANCES	None.				
COMMUNICATIONS	None.				
MOTION TO ADJOURN	7:41 PM				
1 ST	Justin Laven ☐ Chair	David Hermanson ☐ Vice Chair	Dave Ubel ☐	Lloyd Hoffmann ☒	
2 ND	Justin Laven ☐ Chair	David Hermanson ☐ Vice Chair	Dave Ubel ☒	Lloyd Hoffmann ☐	
VOTE TO ADJOURN	PASS ☒	FAIL ☐	VOTE: 3-0		

JUSTIN LAVEN, CHAIR		DATE	11/21/2022
SPENCER CRAWFORD, DEPUTY ZONING ADMINISTRATOR		DATE	11/21/2022