

Sharon Township
CONDITIONAL USE PERMIT

TOWNSHIP

PERMIT NO. 2011-1
5-10 19 2011

PERMISSION IS GRANTED TO:

NAME Minnesota Power Cooperative, Inc

ADDRESS 1822 Mill Road PO Box 13200 - Grand Forks, ND 58208-3200

TO: Construct Power Line N/S thru West side of township
(DESCRIBE PROPOSED USE)
contingent on acceptance of Variances on Sect 6 & 18.

SPECIAL CONDITIONS THAT MUST BE MET BY APPLICANT (LIST):

Variances were accepted by Zoning board on Sect 6 to
place pole 101" from center of road and Sect 18 pole is to be 115"
from center of road.

PERMIT FEE: \$100

PAID NOT PAID

5-10 19 2011
DATE

Perry Ostrom
CHAIRMAN
TOWNSHIP ZONING BOARD

Pat Thom - member

Dean Vice

Benja A. King

SHARON TOWNSHIP

May 10,2011-3:00pm Dean Vig residence

Rick Thompson, Dean Vig, Dennis Lund, Ben Vig, and Perry Ostmo present.

Zoning/Township boards met again to discuss Variances requested by Minnkota Power Cooperative,Inc. for their placement of poles. On Sect.18 they agreed to place pole no less than 115' from center of road(18/19).That was satisfactory with Dennis Lund, owner of SW1/4 of 18-148-57.

The other variance in Sect.6-148-57 was a request to place pole no less than 101' from center of road(6/7).

Dean made a motion to accept the two variances. Rick 2nd. Motion carried.

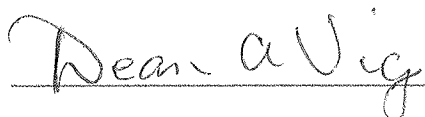
Township Board then convened. Rick made a motion to accept Zoning board's recommendations/motions to approve the Conditional Use Permit along with both Variances for the construction of a Power line through Sharon Township. Dean 2nd. Motion carried. Fee will be \$50 per variance. We will send copies of Permit, Variances, and minutes on to Minnkota.

Meeting adjourned,



Zoning Administrator/Township Clerk

 - supervisor



Sharon Township
REQUEST FOR VARIANCE

Date April 20, 2011

Applicant:

Name: MINNKOTA POWER COOPERATIVE, INC.

Address: 1822 MILL ROAD P.O. BOX 13200 GRAND FORKS, ND 58208-3200

Location of Property: SEE ATTACHED MAPS Section 18-148-57
(Legal Description)

Present Zoning of Property: AGRICULTURAL

Present Use of Property: AGRICULTURAL

Reasons for Request for Variation

Please note that the following questions must be answered completely. If additional space is needed, attach extra pages to application.

Before answering read the Notice to Applicants

1. What characteristics of your property prevent its being used for any of the uses permitted in your zone?

Too narrow _____ Elevation _____ Soil _____

Too small _____ Slope _____ Subsurface _____

Too shallow _____ Shape _____ Other SEE ATTACHED MAPS (specify)

set back too close

2. Describe the items checked, giving dimensions where appropriate.

SEE ATTACHED MAPS

location of pole on section 18 will be 115 feet off of center of township road

3. How do the above site conditions prevent any reasonable use of your land under the terms of the Zoning Ordinance? REASONABLE USE OF LAND TO REMAIN.

4. Are the conditions on your property the result of man-made changes (such as the relocation of a road or highway)? NO, if so, describe

5. Which of the following types of modifications will allow you a reasonable use of your land?

- Change in setback requirement X
- Change in lot coverage requirement _____
- Change in yard restriction _____
- Change in height requirement _____
- Change in area requirement _____

6. State the variation requested, give distances where appropriate.

Minnkota Power requesting a variance for 2-345 KV structures in Sharon Township to be closer than 150 feet to township right of way, see attached maps for proposed locations.

7. Are the conditions of hardship for which you request a variation true only of your property? Yes If not, how many other properties are similarly affected? _____

For Use by Board of Adjustment Only

Date filed: 5/10/2011

Date set for hearing: 5/4/2011

Date notice published in newspaper: _____

Date the adjacent property owners notified: 5/4/2011

Fee \$ 50 Paid _____

The board shall base its findings on evidence presented in the application, comments received from adjacent property owners and the following conditions before it may approve a request for a variance:

- a) *The particular surroundings or the topographic condition of the property would result in undue hardship.*
- b) *The variance request is not based on a desire for economic or other gains.*
- c) *The alleged difficulty or hardship is caused by this ordinance and has not been created by any person presently having an interest in the property.*
- d) *The variance shall not be detrimental to the public welfare or injurious to other properties in the area.*
- e) *The variance shall not be contrary to the interest and purpose of this ordinance.*

In light of the evidence presented at the hearing on this case and in conformity with the requirements of the Zoning Ordinance, a variance is:

_____ denied

_____ granted

granted subject to the following requirements:

Pole placed in section 18 will not be closer than 115 feet from center of road

5/10, 2011
Date

Pen Oster
Chairman, Board of Adjustment
Rail Thayer, member
Dean A. Vig

Sharon Township

Date 4/20/11

REQUEST FOR VARIANCE

Applicant:

Name: Minn Kota Power Cooperative Inc

Address: 1822 Mill Road Box 13200 Grand Forks ND 58208

Location of Property: Section 6 148-57
(Legal Description)

Present Zoning of Property: Agricultural

Present Use of Property: Agricultural

Reasons for Request for Variation

Please note that the following questions must be answered completely. If additional space is needed, attach extra pages to application.

Before answering read the Notice to Applicants

1. What characteristics of your property prevent its being used for any of the uses permitted in your zone?

Too narrow _____	Elevation _____	Soil _____
Too small _____	Slope _____	Subsurface _____
Too shallow _____	Shape _____	Other <u>Setback too close</u> (specify)

2. Describe the items checked, giving dimensions where appropriate.
location of pole on section 6 will be 101 feet off at center of township road

3. How do the above site conditions prevent any reasonable use of your land under the terms of the Zoning Ordinance? reasonable use of land to remain

4. Are the conditions on your property the result of man-made changes (such as the relocation of a road or highway)? no, if so, describe

5. Which of the following types of modifications will allow you a reasonable use of your land?
Change in setback requirement X Change in lot coverage requirement _____
Change in yard restriction _____ Change in height requirement _____
Change in area requirement _____

6. State the variation requested, give distances where appropriate.

Mina Koba request a variance for pole structures to be closer than 150ft set back.

7. Are the conditions of hardship for which you request a variation true only of your property? Yes If not, how many other properties are similarly affected? _____

For Use by Board of Adjustment Only

Date filed: 5/10/2011

Date set for hearing: 5/4/2011

Date notice published in newspaper: _____

Date the adjacent property owners notified: 5/4/2011

Fee \$ 50 Paid _____

The board shall base its findings on evidence presented in the application, comments received from adjacent property owners and the following conditions before it may approve a request for a variance:

- a) The particular surroundings or the topographic condition of the property would result in undue hardship.
- b) The variance request is not based on a desire for economic or other gains.
- c) The alleged difficulty or hardship is caused by this ordinance and has not been created by any person presently having an interest in the property.
- d) The variance shall not be detrimental to the public welfare or injurious to other properties in the area.
- e) The variance shall not be contrary to the interest and purpose of this ordinance.

In light of the evidence presented at the hearing on this case and in conformity with the requirements of the Zoning Ordinance, a variance is:

_____ denied
_____ granted

X granted subject to the following requirements:
Pole placed in section 6 will not be close than 101 feet from center of road

5/10, 2011
Date

Perry Ostro

Perry Ostro
Chairman, Board of Adjustment

Paul Thompson member
Dean AC up