



# COUNTY OF BECKER

## Planning and Zoning

915 Lake Ave, Detroit Lakes, MN 56501

Phone: 218-846-7314

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Becker County Board of Adjustments  
Thursday, October 14<sup>th</sup>, 2021, 6:00pm

### Agenda

#### I. Roll Call of Members

#### II. Minutes Approval for Meeting

##### 1. Approval of the September 9<sup>th</sup>, 2021 meeting minutes.

#### III. Old Business

- 1. APPLICANT: Greg & Theresa M. Krutsinger** Po Box 55 West Fargo, ND 58078 **Project Location:** 15489 Summer Island Rd Lake Park, MN 56554 **Tax ID Number:** 17.1159.000 **LEGAL LAND DESCRIPTION:** Section 06 Township 138 Range 042; SUMMER ISLAND 138 42 Block 001; LOT 17 & N1/2 OF LOT 18 & RESTRICTED DR; Lake Eunice Township **APPLICATION AND DESCRIPTION OF PROJECT: 1.)** Request a variance to construct a deck to be located at thirty-eight (38) feet and a dwelling and attached garage to be located at forty (40) feet from the OHW of the lake, deviating from the required setback of one hundred (100) feet from the OHW of a recreational development lake due to setback issues and lot size. **2.)** Request a variance to construct a dwelling and attached garage to be located at zero (0) feet from a restrictive drive, all due to setback issues. Tabled from the September 9<sup>th</sup>, 2021, Hearing by applicant.

#### IV. New Business

- 2. APPLICANT: Michael W. Larson** 24 Prairiewood Dr Fargo, ND 58103 **Project Location:** 25103 Co Hwy 22 Detroit Lakes, MN 56501 **Tax ID Number:** 19.0332.000 **LEGAL LAND DESCRIPTION:** Section 16 Township 138 Range 041; 16-138-41 PT SW1/4 SW1/4: COMM SW COR SEC 16 N 1323.92', E 444.71', S 33' TO POB; SW 147.60', S 319.65', SE 117.62', NELY 250.12', ELY 34.37', NE 103.36', SE 17', NE 129.97', NE 81.09', NW 167.51', N 56.39', W 314.7' TO POB. TRACT A, B.; Lake View Township **APPLICATION AND DESCRIPTION OF PROJECT:** Requesting a variance to construct three (3) additional business signs for a total additional area of 248 square feet.
- 3. APPLICANT: John B. McLaughlin** Po Box 420 Glidden, IA 51443 **Project Location:** 14169 W Sallie Dr. Detroit Lakes, MN 56501 **Tax ID Number:** 19.0110.000 **LEGAL LAND DESCRIPTION:** Section 07 Township 138 Range 041; .64 AC LYING 324' S OF NE COR LOT 5 KNOWN AS LOTS 1 & 2; Lake View Township. **APPLICATION AND DESCRIPTION OF PROJECT: 1.)** Request a variance to construct a deck to be located at fifty (50) feet and a dwelling to be located at sixty (60) feet from the OHW of the lake, deviating from the required setback of one hundred (100) feet from a recreational development lake. **2.)** Request a variance to construct a detached garage to be located at sixty (60) feet from the OHW of the lake, deviating from the required setback of one hundred (100) feet from a recreational development lake.
- 4. APPLICANT: Chad D. Smoley** 3403 Mulberry Alcove St. Paul, MN 55129 **Project Location:** 13281 W Lake Sallie Dr Detroit Lakes, MN 56501 **Tax ID Number:** 19.0355.011 **LEGAL LAND DESCRIPTION:** Section 18 Township 138 Range 041; THE S 150' OF N 750' OF LOT 8 BET LAKE & TWP ROAD; Lake View Township. **APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct a patio to be located at forty-eight (48) feet and a dwelling to be located at sixty-three (63) feet from the OHW of the lake, deviating from the required setback of seventy-five (75) feet from a general development lake, due to setback issues and lot size.
- 5. APPLICANT: James Buus & Cheri Marthaller-Buus** 4255 58<sup>th</sup> St S Fargo, ND 58104 **Project Location:** 20990 Aljoe Ln Rochert, MN 56578 **Tax ID Number:** 10.0013.000 & 10.0028.000 **LEGAL LAND DESCRIPTION: 10.0013.000:** Section 02 Township 139 Range 040; LOT 3 & **10.0028.000:** Section 03 Township 139 Range 040; E 15' OF LOT 6; Erie Township. **APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct a detached garage to be located at nine (9) feet from the road ROW, deviating from the required setback of twenty (20) feet from the ROW on a dedicated township road on a riparian lot, due to setback issues.

- 6. APPLICANT: Donald J. & Marilyn K. Wold** 12 N Broadway #12 Fargo, ND 58102 **Project Location:** 12245 Fern Beach Dr Detroit Lakes, MN 56501 **Tax ID Number:** 19.0827.000 & 19.0828.000 **LEGAL LAND DESCRIPTION:** **19.0827.000:** Section 19 Township 138 Range 041; BIRCH HILL 138 41; BEG AT SW COR LOT 2 TH SE 255' TO SE COR TH NE 20' NW TO W LN & SW 30' TO BEG & **19.0828.000:** Section 19 Township 138 Range 041; BIRCH HILL 138 41; N1/2 OF LOT 3; Lake View Township. **APPLICATION AND DESCRIPTION OF PROJECT: 1.)** Request a variance to construct a deck and 3-season porch to be located at fifty-eight (58) feet from the OHW of the lake, deviating from the required setback of seventy-five (75) feet from the OHW of a general development lake. **2.)** Request a variance to construct a deck and 3-season porch to be located at six (6) feet from the side lot line, deviating from the required setback of ten (10) feet from the side lot line, due to setback issues.
- 7. APPLICANT: Richard & Cindy Hulswit** 3701 Norman Ct S Fargo, ND 58104 **Project Location:** 35397 325<sup>th</sup> Ave Ogema, MN 56569 **Tax ID Number:** 20.0385.000 **LEGAL LAND DESCRIPTION:** Section 26 Township 142 Range 040; PT LOT 7 BEG 142' N OF SE COR LOT 7 TH NW 98.4' NE 81' AL RD SE 120' SW AL LK 71' & NW 14' TO BEG; Maple Grove Township. **APPLICATION AND DESCRIPTION OF PROJECT: 1.)** Request a variance to construct a detached garage to be located at thirty-two (32) feet from the centerline of a public road, deviating from the required setback of thirty-six and a half (36.5) feet from the centerline of a thirty-three (33) foot wide public road on a riparian lot. **2.)** Request a variance to construct a dwelling addition to be located at sixty (60) feet from the OHW of the lake, deviating from the required setback of one hundred (100) feet from the OHW of a recreational development lake, due to setback issues and lot size.
- 8. APPLICANT: Jamie T. & Rena L. Stenseth** 709 Wyndemere Dr West Fargo, ND 58078 **Project Location:** 21737 Co Hwy 32 Rochert, MN 56578 **Tax ID Number:** 10.0034.001 **LEGAL LAND DESCRIPTION:** Section 03 Township 139 Range 040; 3-139-40 PT GOVT LOT 1: BEG SW COR LOT 1 BLK 1 STROBEL SHRS, W 78.49' TO CTR CSAH 32, S AL CTR HWY 145.86', ELY 265.05' TO COTTON LK, N AL LK 99.94', W 261.13' TO POB.; Erie Township. **APPLICATION AND DESCRIPTION OF PROJECT: 1.)** Request a variance to construct a porch to be located at sixty-seven (67) feet and a dwelling addition to be located at eighty-four (84) feet from the OHW of the lake, deviating from the required setback of one hundred (100) feet from a recreational development lake. **2.)** Request a variance to construct an attached garage to be located at eighty-nine (89) feet from the centerline of a county highway, deviating from the required setback of ninety-five (95) feet from the centerline of a county highway. **3.)** Request a variance to construct an attached garage to be located fourteen (14) feet from a drainfield, deviating from the required setback of twenty (20) feet. All due to setback issues and lot size.
- 9. APPLICANT: Cody & Anna Wittrock** 7437 Country Hills Dr Bismarck, ND 58503 **Project Location:** 23593 Foxview Ln Detroit Lakes, MN 56501 **Tax ID Number:** 19.1544.000 **LEGAL LAND DESCRIPTION:** Section 07 Township 138 Range 041; OAK POINT 138 41; LOT 8 & PT GVT LOT 8: BEG MOST NLY COR LOT 7 TH NW 13.10' TO RD, TH NLY 66.44' TO N LN LOT 9, TH NE 12.29', TH SW 77.06' TO MOST NLY COR LOT 7 & POB AKA .018 ACRE; Lake View Township. **APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct a deck to be located at fifty-four (54) feet and a dwelling to be located at sixty-six (66) feet from the OHW of the lake, deviating from the required setback of one hundred (100) feet from a recreational development lake, due to setback issues and lot size.
- 10. APPLICANT: Lynn Breitenfeldt RT ET AL** 47976 County Hwy 51 Perham, MN 56573 **Project Location:** 43289 218<sup>th</sup> St Osage, MN 56570 **Tax ID Number:** 33.0355.000 **LEGAL LAND DESCRIPTION:** Section 04 Township 139 Range 038; 3RD ADD TO PINES LOTS 17 & 18; Toad Lake Township. **APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct a shed to be located at twenty (20) feet from the OHW of the lake, deviating from the required setback of one hundred (100) feet from a recreational development lake, due to setback issues.
- 11. APPLICANT: Sarah A Merwin ET AL** 11434 Lake Eunice Rd Detroit Lakes, MN 56501 **Project Location:** TBD S Lake Eunice Rd Detroit Lakes, MN 56501 **Tax ID Number:** 17.0297.004 **LEGAL LAND DESCRIPTION:** Section 26 Township 138 Range 042; PT GOVT LOT 3 & PT NE1/4 SW1/4 & PT SE1/4 SW1/4: COMM NELY COR LOT 16 HANUSCH 1ST SUB TH E 953.07' TO CTR LN RD, TH SW 431.57' AL RD, WLY 27.46', SE 150.24', SELY 9.79', SE 51.76' TO POB; CONT SE 163.55' AL RD, S 247.33', SWLY 220.58' TO S LN GVT LOT 3, E 231.35', S 674.05', E 29.10' TO ST MARYS RD, TH N 140.70', NLY 406.52', TH NE 163.30', E 97.39', N 594.97', TH W 551.32' TO POB AKA TRACT C-2 REF: PT 17.0297.001 – 2008; Lake Eunice Township. **APPLICATION AND DESCRIPTION OF PROJECT: 1.)** Request a variance to construct a detached garage to be located at sixty (60) feet from the OHW of a tributary, deviating from the required setback of one hundred (100) feet from the OHW of a tributary, due to setback issues. **2.)** Request a variance to construct a detached garage to be located at eighteen (18) feet from a wetland, deviating from the required setback of fifty (50) feet from a wetland on a riparian lot. **3.)** Request a variance to construct a detached garage to be located at sixteen (16) feet from the road ROW, deviating from the required setback of twenty (20) feet from the road ROW of dedicated public road.
- 12. APPLICANT: Erik S. & Lisa M. Hopperstad** 200 4<sup>th</sup> Ave N #309 Fargo, ND 58102 **Project Location:** 20709 Co Hwy 22 Detroit Lakes, MN 56501 **Tax ID Number:** 17.0768.000 & 17.0767.001 **LEGAL LAND DESCRIPTION:**

**17.0768.000:** Section 27 Township 138 Range 042; ISTHMUS BEACH 2ND Block 001; LOT 2 & **17.0767.001:** Section 27 Township 138 Range 042; ISTHMUS BEACH 2ND Block 001; E'LY 35' OF LOT 1; Lake Eunice Township. **APPLICATION AND DESCRIPTION OF PROJECT:** 1.) Request a variance to construct a deck and a dwelling with attached garage to be located at thirty-seven and a half (37.5) feet from the OHW of a lake, deviating from the required setback of seventy-five (75) feet from the OHW of a general development lake, due to setback issues. 2.) Request a variance to construct a dwelling with attached garage to be located at eighteen (18) feet from the road ROW, deviating from the required setback of forty-five (45) feet from the ROW of dedicated county road. 3.) Request a variance to be at 30.39% lot coverage, deviating from the allowed coverage of 25%, due to lot size.

13. **APPLICANT: Terrill K. & Karla M. Klein** 4402 27<sup>th</sup> St N. Unit 3 Fargo, ND 58102 **Project Location:** 41450 Co Rd 126 Detroit Lakes, MN 56501 **Tax ID Number:** 28.0206.000 **LEGAL LAND DESCRIPTION:** Section 30 Township 140 Range 038; PT LOT 3, BEG 419.91' NW OF MOST WLY COR L1B1 GRANNER BCH TH NW 150' AL ROAD NE 160.14' TO LK SE AL LK TO PT NE OF BEG & SW 212.69' TO BEG; Shell Lake Township **APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct a detached garage to be located at five (5) feet from the road right of way of a county highway, deviating from the required setback of forty-five (45) feet from the road ROW of a county highway, due to setback issues and lot size.
14. **APPLICANT: Brock J. Webber** 26862 Co Hwy 32 Detroit Lakes, MN 56501 **Project Location:** 37334 Sunset Dr Ponsford, MN 56575 **Tax ID Number:** 12.0215.000 **LEGAL LAND DESCRIPTION:** Section 18 Township 142 Range 037; SCHILLERS SHORES Block 001 LOT 10; Forest Township. **APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct patio to be located at sixty-three (63) feet and a second patio to be located at sixty-seven (67) feet from the OHW of the lake, deviating from the required setback of one hundred (100) feet on a recreational development lake, due to topography and setback issues.
15. **APPLICANT: Michael J. & Sherry L. Williams** 11556 E Lake Eunice Rd Detroit Lakes, MN 56501 **Project Location:** 11543 E Lake Eunice Rd Detroit Lakes, MN 56501 **Tax ID Number:** 17.0297.003 **LEGAL LAND DESCRIPTION:** Section 26 Township 138 Range 042; PT GOVT LOT 3, PT NE1/4 SW1/4 & PT VAC ACCESS RD: COMM NELY COR LOT 16 HANUSCH 1ST ADDN TH E 112.58' TO POB; CONT E 665.92' TO POINT A, CONT E 174.57' TO CTR LN PUB RD, TH SW 431.57', WLY 175.32' TO NELY LN ACCESS RD, NW 56.29', NWLY 157.75', TH NW 49.82' TO POB; Lake Eunice Township. **APPLICATION AND DESCRIPTION OF PROJECT:** 1) Request a variance to construct a dwelling, deck and attached garage to be located at two (2) feet from the road right of way, deviating from the required setback of forty-five (45) feet from the road ROW of a dedicated public road, due to setback issues and lot size. 2.) Request a variance to construct a dwelling, deck and attached garage to be located at six (6) feet from the rear property line, deviating from the required setback of forty (40) feet from the rear lot line for a dwelling related structure.
16. **APPLICANT: Nathan E. & Cynthia M. Danielson** 12682 Dorff Beach Rd Audubon, MN 56511 **Project Location:** 20104 S Twin Dr Frazee, MN 56544 **Tax ID Number:** 15.0149.004 **LEGAL LAND DESCRIPTION:** Section 13 Township 139 Range 039; 13-139-39 PT GOVT LOT 1: COMM N QTR COR SEC 13, E 2592.5', SW 2010.24', NW 5.16' TO POB; NE 106.41' TO CTR RD, N & W AL RD 940.43', SLY 1198', S 126.29', SLY 43.67', SW 44.8', S 124.81' TO S TWIN LK, S AL LK 535.51', E 181.96', N 171.61', NE 430.18' TO POB. INCL TRACT C, E.; Height of Land Township. **APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct a three-season porch to be located at seventy-six (76) feet from the OHW of the lake, deviating from the required setback of one hundred (100) feet from a recreational development lake, due to setback issues.
17. **APPLICANT: Thomas J. & Gyda Anderson** 1926 21<sup>st</sup> Ave S Moorhead, MN 56560 **Project Location:** 15090 Summer Island Rd Lake Park, MN 56554 **Tax ID Number:** 17.1208.000 **LEGAL LAND DESCRIPTION:** Section 06 Township 138 Range 042; SUMMER ISLAND 138 42 Block 004; LOT 16; Lake Eunice Township. **APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct a deck to be located at fifty-one (51) feet and a dwelling and attached garage to be located at sixty (60) feet from the lake, deviating from the required setback of one hundred (100) feet from the Ordinary High Water (OHW) mark of a recreational development lake, due to setback issues.
18. **APPLICANT: Big Toad LLC** PO Box 10248 Bozeman, MT 59719 **Project Location:** 21752 Bayview Rd Osage, MN 56570 **Tax ID Number:** 33.0279.302 **LEGAL LAND DESCRIPTION:** Section 04 Township 139 Range 038; BAY VIEW 139 38 Block 001; LOT 2; Toad Lake Township. **APPLICATION AND DESCRIPTION OF PROJECT:** Request a variance to construct a pole building to be located at twenty (20) feet from a wetland, deviating from the required setback of fifty (50) feet from a wetland on a riparian lot, due to setback issues and lot size.

## V. Other Business

### 1. Set Tentative Date For Next Informational Meeting

Thursday, November 10<sup>th</sup>, 2021, 8:00 am; 3<sup>rd</sup> Floor Zoning Meeting Room

## VI. Adjournment