



will be required to complete and record a no guesthouse waiver before the land use permit is issued for this request.

Snyder said that Stephamie Klamm, DNR Area Hydrologist, stated that the primary reason for shore land controls is to protect water quality by retaining vegetation and riparian habitat. Shore land regulations seek to minimize erosion and sedimentation into public waters by limiting density and impervious surfaces. She adds if the County approved this application, the DNR would recommend the following conditions:

1. No living/sleeping quarters or kitchen facilities shall be added to the accessory structure in the future.
2. Future buildings on the parcel meet all setbacks, height restrictions and impervious surface coverage of 25%, this may mean that future projects only allow pervious pavers.
3. Any bare ground be planted with perennial vegetation, preferably natural vegetation.
4. All future structures and associated septic systems do not block existing drainage ways on the parcel.

Snyder also said that the Maple Lake Improvement District commented that they had no issues with the proposed request.

Snyder then went over slides showing: the application, location map, septic sketch and site photos.

Snyder stated that staff recommends approval of the CUP with the following conditions:

1. No guest house uses – applicant shall have furnished evidence of having recorded the signed guest house waiver with the property deed before the building permit is issued.
2. The conditional use permit shall become void one year after it was granted unless used.
3. The applicant must provide a septic compliance inspection prior to the issuance of the land use permit for the project.
4. No future development shall be allowed on the lot that would exceed the 25% impervious surface requirement. This shall include sidewalks, patios, pavers, etc.
5. That the conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish or impair property values within the immediate vicinity.
6. That the establishment of the conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.
7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.
8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.
9. That adequate measures have been or will be taken prevent or control offensive

odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

10. That the use of the property shall at all times be in compliance with all Federal, State of Minnesota and County of Polk rules and regulations.

Powers asked if the system is only for the shed and the cabin has its own system? Snyder said yes the septic holding tank is only for the shed. Noah stated that since the shed is a two-story structure, what is the upstairs used for? Wald said there is no living quarters. During the flood they did sleep there for about a month and used the neighbors shower and outhouse. Currently their daughter is using it for an art studio. Wald said when he retires, in about a year, it will be used as a wood shop and that it will be only a holding tank for the shed. He also said that the compliance inspection has been done as Bayside and Hedlund have been out there. Snyder said that they are required to submit a compliance inspection within 14 days.

Schulz made a motion to recommend approval with staff conditions to the County Board.

Second by Cavalier.

Ayes: All

Nays: None

Motion carries.

Snyder said that this will go before the County Board for final approval on Tuesday, September 28, 2021 for final approval. The applicant does not need to attend this meeting.

Next meeting is set for October 22, 2021. Meeting adjourned.