

1 **Becker County Board of Adjustments**
2 **April 11th, 2024**

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4 An audio recording of this meeting is available at:
5 https://www.co.becker.mn.us/government/meetings/planning_zoning/board_adjustments/
6

7 **Present:** Members: Acting Chairman Mike Sharp, Acting Vice Chair Craig Hall, Delvaughn King,
8 Kohl Skalin, Larry Knutson, Dan Josephson, and Planning and Zoning Administrator Kyle
9 Vareberg.

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11 **Absent:** Roger Boatman

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13 Acting Chairman Mike Sharp called the meeting to order at 6:00 p.m. Planning & Zoning
14 Technician Nicole Bradbury recorded the minutes.

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16 Introductions were given.

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18 Acting Chairman Mike Sharp read the protocol for the meeting.

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20 Acting Vice Chairman Craig Hall read the guidelines of the Minnesota statutes the board must
21 follow in order to support or deny any request.

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23 **Motion: Knutson** made a motion to **approve** the minutes from the November 9th, 2023, meeting
24 with one correction; **Josephson second**. All in favor. Motion carried.

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27 **NEW BUSINESS:**

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29 **FIRST ORDER OF BUSINESS: APPLICANT: Hall Family RLT** 37895 SW Height of Land
30 Dr Rochert, MN 56578 **Project Location:** 38614 E Juggler Rd Waubun, MN 56589 **Tax ID**
31 **Number:** 25.0541.000 **LEGAL LAND DESCRIPTION:** Section 11 Township 142 Range 038;
32 JUGGLER BEACH 142 38 Block 001 LOT 17; Round Lake Township. **APPLICATION AND**
33 **DESCRIPTION OF PROJECT:** Request a variance to construct a dwelling with an attached
34 garage, decks, and patios to be located forty (40) feet from the Ordinary High-Water (OHW) mark
35 deviating from the required setback of one hundred (100) feet on a Recreational Development
36 Lake due to setback issues.

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38 This application was moved to the end of the meeting.

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41 **SECOND ORDER OF BUSINESS: APPLICANT: Lila B Charon Rev Trust** 1410 12th Ave S
42 Fargo, ND 58103 **Project Location:** 15282 Summer Island Rd Lake Park, MN 56554 **Tax ID**

43 **Numbers:** 17.1195.000, 17.1196.000, 17.1197.000, & 17.1198.000 **LEGAL LAND**
44 **DESCRIPTIONS:** Section 06 Township 138 Range 042; SUMMER ISLAND 138 42 Block 003
45 LOT 6 & RESTRICTED DRIVE, LOT 7 & RESTRICTED DRIVE, LOT 8 & RESTRICTED
46 DRIVE, & LOT 9 & RESTRICTED DRIVE; Lake Eunice Township. **APPLICATION AND**
47 **DESCRIPTION OF PROJECT:** Request a variance to 1) Replace an existing detached structure
48 with a gazebo to be located three (3) feet from the OHW. 2) Construct a gazebo to be located
49 twenty-two (22) feet from the OHW. 3) Replace an existing dwelling with a dwelling and attached
50 garage to be located nineteen (19) feet from the OHW; all deviating from the required setback of
51 one hundred (100) feet on a Recreational Development Lake due to lot size and setback issues.

52
53 Jeff Moritz with the Cormorant Lakes Watershed District (CLWD) shared concerns with
54 permitting requirements through the watershed and asked if the applicant would be willing to
55 table the application until after they have met with the watershed.

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57 Applicant tabled the application.

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60 **THIRD ORDER OF BUSINESS: APPLICANT: Dana E & Rita K Tomlinson** PO Box 1763
61 Detroit Lakes, MN 56502 **Project Location:** 24420 Riverside Rd Detroit Lakes, MN 56501 **Tax**
62 **ID Number:** 19.1375.103 **LEGAL LAND DESCRIPTION:** Section 32 Township 138 Range
63 041; GILBERT BEACH Lot 003 Block 001; Lake View Township. **APPLICATION AND**
64 **DESCRIPTION OF PROJECT:** Request a variance to replace an existing home with a
65 dwelling and attached garage to be located thirty-five (35) feet from the OHW due to setback
66 issues.

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68 One letter was received for this application and is entered below:

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Hi Nikki,

We appreciate the opportunity to comment on the Board of Adjustment Packet for the April 11th, 2024 mtg.
Please see our comments below:

Application for **Dana and Rita Thomlinson – 24420 Riverside Rd:** We recommend that all structures including
decks and patios be constructed outside of the shore impact zone (setback 37.5 feet from the OHWL).

Thank you,

Gina Kemper

Permitting/Water Resource Coordinator

Pelican River Watershed District

Wells-Fargo Bldg – Suite 201

211 Holmes Street West

Detroit Lakes, MN 56501

E-mail: prwdpermit@arvig.net

Website: www.prwd.org

Phone: (218) 846-0436

71
72 **Motion: Hall** motioned to **approve** the variance to replace an existing home with a dwelling and
73 attached garage to be located thirty-seven and a half (37.5) feet from the OHW. **Skalin**
74 **seconded.** King, Sharp, Hall, and Skalin in favor. Knutson and Josephson opposed. **Motion**
75 **carried.** Variance **approved.**

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78 **FIRST ORDER OF BUSINESS: APPLICANT: Hall Family RLT 37895 SW Height of Land**
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80 **Number: 25.0541.000 LEGAL LAND DESCRIPTION: Section 11 Township 142 Range 038;**
81 **JUGGLER BEACH 142 38 Block 001 LOT 17; Round Lake Township. APPLICATION AND**
82 **DESCRIPTION OF PROJECT:** Request a variance to construct a dwelling with an attached
83 garage, decks, and patios to be located forty (40) feet from the Ordinary High-Water (OHW)
84 mark deviating from the required setback of one hundred (100) feet on a Recreational
85 Development Lake due to setback issues.

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87 Heath Jakes spoke against the application.

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89 Tom Henning spoke against the application.

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91 There were several letters received in regard to this application. Those letters on record with the
92 Becker County Planning and Zoning office and are available upon request.

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95 **Motion: Skalin** motioned to **approve** the variance with the stipulation that a special meeting be
96 scheduled to consider findings of fact, drafted by staff and counsel. **King seconded.** King, Sharp,
97 and Skalin in favor. Knutson and Josephson opposed. Hall did not vote. **Motion carried.**
98 Variance **approved.**

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102 As there was no further business to come before the Board, **Skalin** made a motion to adjourn the
103 meeting. **Josephson** seconded. All in favor. Motion carried. The meeting adjourned at 7:23
104 pm.

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109 _____ ATTEST _____
110 Chairman Roger Boatman

Kyle Vareberg,
Planning and Zoning Administrator

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