

EUREKA TOWNSHIP

DAKOTA COUNTY

STATE OF MINNESOTA

**Eureka Planning Commission Special Meeting
August 20, 2015**

Exempt Agriculture Building Permit Application – **Graham Dee, 27285 Galaxie Avenue**

Call to Order

Planning Commission Chair Sauber called the Planning Commission Special Meeting to order at 7:23 PM. Planning Commission members present: Chair Nancy Sauber, Vice Chair Lu Barfknecht, Commissioner Phil Cleminson, Commissioner Fritz Frana and Commissioner Donovan Palmquist. Evan Dee, Graham Dee and Attorney Blumhoefer representing the Dees were also in attendance. See attached sheet for additional persons in attendance. Deputy Clerk Cheryl Murphy recorded the minutes.

Chair Sauber stated that the only item on the agenda was to consider the Agriculture Building Permit Application of Dee Brothers, LLC, with their proposal to solve the problem of the common ownership between the two properties and the acreage which would allow it to qualify for Ag use.

Discussion was held regarding the Dees' site plan, setbacks, and permit. Supervisor Palmquist stated he felt the Township should honor the permit that was issued in May, prior to the requirement that Ag permits be reviewed by the Planning Commission and Town Board. The Dees' stated they would do whatever is agreed upon, but they need to get the building constructed as soon as possible before winter.

Vice Chair Barfknecht stated that it was her understanding, from a statement made by Attorney Lemmons, that the Commission could recommend approval of the permit and move forward and compliance could be handled later.

Chair Sauber stated the other possibility, brought up by Supervisor Miller, is a covenant, Commissioner Palmquist suggested the covenant could state for the potential buyer that the Ag building is not in compliance with the ordinance. The responsibility would be that of the Township.

Commissioner Palmquist made a motion to recommend to the Board that it approve the building permit to allow construction of the building subject to a covenant that addresses the discrepancy of the setback issues, *if* that is an appropriate legal remedy. Vice Chair Barfknecht seconded the motion. Motion carried unanimously.

Commissioner Frana added a friendly amendment stating that the 6-acre parcel would be transferred into the Dee Brothers LLC. Friendly amendment carried unanimously.

Chair Sauber made a motion to adjourn the meeting. Vice Chair Barfknecht seconded the motion. The meeting was adjourned at 8:01 PM.

Respectfully submitted,

Cheryl Murphy
Deputy Clerk
Eureka Township

Meeting Minutes approved October 5, 2015.