

**CHISAGO COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDINGS
Wednesday, May 17, 2023**

The Chisago County Board of Commissioners met in regular session at 6:30 p.m. on Wednesday, May 17, 2023 at the Chisago County Government Center with the following Commissioners present: Greene, Dunne, Montzka, Dahlberg, Swenson. Also present: County Attorney Janet Reiter, County Auditor-Treasurer Bridgitte Konrad, and Clerk of the Board Christina Vollrath.

The Chair called the meeting to order and led the assembly in the Pledge of Allegiance.

Commissioner Greene offered a motion to approve the agenda. Motion seconded by Dunne, the motion **passed** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dahlberg, seconded by Dunne, the Board opened the Road and Bridge Committee of the Whole at 6:30 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

The Board was given updates on the current projects of the Public Works Department from County Engineer Joe Triplett. *No action was taken.*

On motion by Dunne, seconded by Swenson, the Board moved to postpone the R&B Committee Recommendation – 2023 and 2024-2028 TIP to the Budget and Finance Meeting on June 14, 2023. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Swenson, seconded by Greene, the Board moved to close the Road and Bridge Committee of the Whole at 6:50 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Greene, seconded by Dunne, the Board moved to approve the Consent Agenda. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

- 1.) R&B Committee Recommendation – County Engineer’s Report
- 2.) ~~R&B Committee Recommendation – 2023 and 2024 – 2028 TIP~~
- 3.) Minutes from the May 3, 2023 County Board Meeting
- 4.) Payment of County’s Warrants and Miscellaneous Bills

Per Minnesota Statutes 375.1, proceedings of the County Board including a list of itemized accounts, claims or demands must be published in the official newspaper. The itemized list of claims is available for public review on the County website at <https://www.chisagocounty.us/1197/Claims-Paid>. Claims less than \$2,000 are listed as a total dollar amount and notes the number of claims included in the total.

- 5.) Applications for Abatements (reduction) of Property Taxes
- 6.) Temporary Liquor License Request – Franconia Sculpture Park
- 7.) 2023 Budget Adjustment – HRA-EDA Loan
- 8.) Authorization for County Auditor-Treasurer to Transfer Funds
- 9.) 2023 Budget Adjustment – CCSO AXON Payment
- 10.) Snowmobile Maintenance and Grooming Applications

RESOLUTION NO. 23/0517-1
AUTHORIZING SPONSORSHIP OF SNOWMOBILE TRAILS
OPERATED BY THE WILD RIVER SNOWMOBILE CLUB, RUSH CITY
SNO-BUGS, AND NORTH BRANCH SNO-BARONS

BE IT RESOLVED, that the Chisago County Board of Commissioners act as the legal sponsor for the applications for funding to the State of Minnesota Department of Natural Resources for maintenance and grooming of snowmobile trails managed by the Wild River Snowmobile Club, Rush City Sno-Bugs, And North Branch Sno-Barons

BE IT FURTHER RESOLVED, that upon approval of the applications by the state, the Chisago County Board of Commissioners may enter into agreements with the State of Minnesota for the above referenced project and that it will comply with all applicable laws and regulations as stated in the agreements.

BE IT FURTHER RESOLVED, that the County Auditor is hereby authorized to serve as the fiscal agent for the above referenced projects.

- 11.) Renewal of Liquor, Wine, Club, or 3.2% Licenses

Environmental Services Director Kurt Schneider presented the Board with the Director's Report and action items. *No action was taken.*

CITIZENS FORUM

TIME – 7:00 p.m. **END TIME** – 7:05 p.m.

of SPEAKERS - 1

MCIT Report – Kevin Balfanz, MCIT Director of Field Services

On motion by Dahlberg, seconded by Dunne, the Board moved to enact Ordinance No. 2, An Ordinance of the County Board of Commissioners of Chisago County, Minnesota, Approving the Rezoning of Lot 2, Block 1 DJ's Dream from Rural

Residential I (RR1) District to Agricultural (AG) District and authorizing summary publication. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

ORDINANCE NO. 23/0517-2

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF CHISAGO COUNTY, MINNESOTA, APPROVING THE REZONING OF LOT 2, BLOCK 1, DJ'S DREAM FROM RURAL RESIDENTIAL I (RRI) DISTRICT TO AGRICULTURAL (AG) DISTRICT

Section 1. That property owner Douglas Johnson, Jr. submitted an application dated received March 2, 2023 and considered complete on March 3, 2023 for the Rezoning of Lot 2, Block 1, DJ's Dream from Rural Residential I (RRI) District to Agricultural (AG) District.

Section 2. That the site proposed for Rezoning is located at 1499 505th Street in Nessel Township.

Section 3. That the site proposed for Rezoning is 8.05± acres in size and legally described as:

PID 06.00500.02
Lot 2, Block 1, DJ's Dream
Chisago County, Minnesota

Section 4. That notice was provided and on May 4, 2023 the Planning Commission conducted a public hearing regarding this application, at which it heard from the Land Services Coordinator, the applicant and/or property owner, and invited members of the public to comment.

Section 5. That the Planning Commission recommended approval of the Rezoning per Resolution No. PC2023-0501.

Section 6. That the Board of Commissioners considered the request and the Planning Commission's recommendation at its May 17, 2023 meeting and found that the Rezoning will stabilize or reduce potential impacts on existing facilities and utilities; that the proposed Rezoning will not cause undue negative impacts to the subject property or neighboring properties or deter future development; that the Rezoning will have no negative impact on traffic or congestion and will, in fact, prevent potential negative impacts by not allowing further subdivision or construction of additional dwellings; that the proposed Rezoning meets the intent of the land use goals identified in Chapter 9 of the Comprehensive Plan by preserving the County's rural character and supporting compatible agricultural and rural residential development in the County; and, that the proposed Rezoning of Rural Residential I (RRI) District to Agricultural (AG) District meets the intent and purposes of the Zoning Ordinance in that the existing uses (dwelling and related accessory structures) and proposed uses (additional detached accessory

structure(s)) meet the intent of the AG District and are compatible with the adjacent RRI District.

Section 7. That the Board of Commissioners of Chisago County, Minnesota hereby approves the Rezoning of Lot 2, Block 1, DJ's Dream from Rural Residential I (RRI) District to Agricultural (AG) District and ordains that the County's official Zoning Map be amended accordingly.

Section 8. Summary Publication. Due to the length of this ordinance and the associated cost of publication, per MN Statute 375.51, the Board of Commissioners hereby authorizes the publication of a summary ordinance as follows:

ORDINANCE NO. 23/0517-2

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF CHISAGO COUNTY, MINNESOTA, APPROVING THE REZONING OF LOT 2, BLOCK 1, DJ'S DREAM FROM RURAL RESIDENTIAL I (RRI) DISTRICT TO AGRICULTURAL (AG) DISTRICT. It is the intent and effect of this ordinance to Rezone one 8.05-acre parcel located at 1499 505th Street, Nessel Township from Rural Residential I (RRI) District to Agricultural (AG) District.

A printed copy of the complete ordinance is available for public inspection by any person during regular office hours at the Chisago County Government Center or by standard or electronic mail.

Section 9. That this ordinance shall become effective upon its passage and publication.

On motion by Dahlberg, seconded by Greene, the Board moved to enact Ordinance No. 3, An Ordinance of the County Board of Commissioners of Chisago County, Minnesota, Approving the Rezoning of 12 +/- acres of Parcel PID #03.00401.10 and 03.00401.00 from Rural Village Center (RVC) District to Agricultural (AG) District and authorizing summary publication. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

ORDINANCE NO. 23/0517-3

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF CHISAGO COUNTY, MINNESOTA, APPROVING THE REZONING OF PID 03.00401.10 AND PART OF PID 03.00401.00 FROM RURAL VILLAGE CENTER (RVC) DISTRICT TO AGRICULTURAL (AG) DISTRICT

Section 1. That property owners Kerry Konrad & Jessica Konrad submitted an application dated received March 23, 2023 and considered complete on March 28, 2023 for the Rezoning of one entire parcel (PID 03.00401.10) and one partial parcel (PID 03.00401.00) from Rural Village Center (RVC) District to Agricultural (AG) District.

Section 2. That the site proposed for Rezoning is located at 434xx and 43458 Cedarcrest Trail / CSAH 8 in Fish Lake Township.

Section 3. That the site proposed for Rezoning is approximately 12.4 acres in size and legally described as:

PID 03.00401.10

That part of the Northwest Quarter of the Southwest Quarter, Section 26, Township 36 North, Range 22 West, Chisago County, Minnesota, described as follows:

Commencing at the Northwest corner of said Northwest Quarter of the Southwest Quarter; thence Southerly, along the West line of said Northwest Quarter of the Southwest Quarter, a distance of 435 feet; thence Easterly, parallel with the North line of said Northwest Quarter of the Southwest Quarter, a distance of 500 feet to the point of beginning; thence Northerly, parallel with the West line of said Northwest Quarter of the Southwest Quarter, to the North line of said Northwest Quarter of the Southwest Quarter; thence Easterly, along said North line to the center line of Cedarcrest Trail (also known as County State Aid Highway No. 8); thence Southeasterly, along the center line of Cedarcrest Trail to a line drawn Easterly, parallel with the North line of said Northwest Quarter of the Southwest Quarter, from the point of beginning; thence Westerly, along said parallel line, to the point of beginning.

Reserving an easement for driveway purposes over and across that part of the above described parcel which lies Southerly of the following described line:

Commencing at the Southwest corner of the above described parcel; thence South 86 degrees 20 minutes 42 seconds East, assumed bearing along the Southerly line of said parcel, 470.00 feet to the point of beginning of the line to be described; thence North 68 degrees 45 minutes 00 seconds East, to the center line of Cedarcrest Trail (also known as County State Aid Highway No. 8) and said line there terminating.

And

PID 03.00401.00

That part of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Section 26, Township 36 North, Range 22 West, Chisago County, Minnesota, described as follows: Commencing at the northwest corner of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence southerly, along the west line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, a distance of 435 feet to the point of beginning; thence easterly, parallel with the north line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ a distance of 500 feet; thence northerly, parallel with the west line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, a distance of 435 feet to the north line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence easterly along said north line to the centerline of Cedarcrest Trail (also known as County State Aid Highway No. 8); thence southeasterly, along the center line of Cedarcrest Trail to the east line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence southerly, along said east line to a point distance 1155 feet (70 rods) south of the northeast corner of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence westerly, parallel with the south line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, a distance of 528 feet (32 rods); thence southerly, parallel with the east line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ to the south line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence westerly, along said south line to the southwest corner of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence northerly, along the west line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ to the point of beginning.

AND

That part of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of said Section 26, lying north of the south 165 feet and lying westerly of the center line of said Cedarcrest trail (also known and County State Aid Highway No. 8).

EXCEPT

That part of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Section 26, Township 36 North, Range 22 West, Chisago County, Minnesota, described as follows: Commencing at the northwest corner of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence southerly, along the west line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, a distance of 435 feet; thence easterly, parallel with the north line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ a distance of 500 feet to the point of beginning; thence northerly, parallel with the west line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ to the north line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence easterly along said north line to the centerline of Cedarcrest Trail (also known as County State Aid Highway No. 8); thence southeasterly, along the center line of Cedarcrest Trail to a line drawn easterly, parallel with the north line of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, from the point of beginning; thence westerly, along said parallel line, to the point of beginning.

Reserving an easement for driveway purposes over and across that part of the above described parcel which lies southerly of the following described line:

Commencing at the southwest corner of the above described parcel; thence South 86 degrees 20 minutes 42 seconds East, assumed bearing along the southerly line of said parcel, 470.00 feet to the point of beginning of the line to be described; thence North 68 degrees 45 minutes 00 seconds East, to the centerline of Cedarcrest Trail (also known as County State Aid Highway No. 8) and said line there terminating.

Subject to and together with any other valid easements, restrictions and reservations,

Section 4. That notice was provided and on May 4, 2023 the Planning Commission conducted a public hearing regarding this application, at which it heard from the Land Services Coordinator, the applicant and/or property owner, and invited members of the public to comment.

Section 5. That the Planning Commission recommended approval of the Rezoning per Resolution No. PC2023-0502.

Section 6. That the Board of Commissioners considered the request and the Planning Commission's recommendation at its May 17, 2023 meeting and found that the proposed Rezoning will result in less intense development which will stabilize or reduce potential impacts on existing facilities and utilities; that the proposed Rezoning will not cause undue negative impacts to the subject property or neighboring properties or deter future development; that the Rezoning will have no negative impact on traffic or congestion; that the proposed Rezoning meets the intent of the land use goals identified in Chapter 9 of the Comprehensive Plan by preserving the County's rural character and supporting compatible agricultural and rural residential development in the County; and, that the proposed Rezoning of Rural Village Center (RVC) District to Agricultural (AG) District meets the intent and purposes of the Zoning Ordinance in that the existing and proposed uses (dwellings and related accessory structures) meet the intent of the AG District and are compatible with the adjacent RVC District.

Section 7. That the Board of Commissioners of Chisago County, Minnesota hereby approves the Rezoning of PID 03.00401.10 and part of PID 03.00401.00 from Rural Village Center (RVC) District to Agricultural (AG) District and ordains that the County's official Zoning Map be amended accordingly.

Section 8. Summary Publication. Due to the length of this ordinance and the associated cost of publication, per MN Statute 375.51, the Board of Commissioners hereby authorizes the publication of a summary ordinance as follows:

ORDINANCE NO. 23/0517-3

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF CHISAGO COUNTY, MINNESOTA, APPROVING THE REZONING OF PID 03.00401.10 AND PART OF PID 03.00401.00 FROM RURAL VILLAGE CENTER (RVC) DISTRICT TO AGRICULTURAL (AG) DISTRICT. It is the intent and effect of this ordinance to Rezone one entire parcel (PID 03.00401.10) and one partial parcel (PID 03.00401.00) from Rural Village Center (RVC) District to Agricultural (AG) District.

A printed copy of the complete ordinance is available for public inspection by any person during regular office hours at the Chisago County Government Center or by standard or electronic mail.

Section 9. That this ordinance shall become effective upon its passage and publication.

On motion by Dahlberg, seconded by Greene, the Board moved to approve Resolution No. 23/0517-4, a Resolution of the County Board of Commissioners of Chisago County, Minnesota, approving applicant Paoge Vang & Yia Lee's Rural Retail Tourism Conditional Use Permit to operate a farm and garden patch for pick your own fruits and vegetables, a picnic gathering area, and hayrides at 7647 460th Street / CR 59 in Sunrise Township (PID #09.00553.10). The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

RESOLUTION NO. 23/0517-4

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF CHISAGO COUNTY, MINNESOTA, APPROVING A CONDITIONAL USE PERMIT ALLOWING RURAL RETAIL TOURISM ON PROPERTY LOCATED AT 7647 460th STREET / CR 59 IN SUNRISE TOWNSHIP

WHEREAS, property owners Paoge Vang & Yia Lee submitted an application dated received March 7, 2023 and considered complete on March 29, 2023 for a Conditional Use Permit allowing Rural Retail Tourism on property located at 7647 460th Street / CR 59 in Sunrise Township; and

WHEREAS, the subject site is located in the Agricultural (AG) District; and

WHEREAS, the subject site is 85.35± acres in size and legally described as:

PID 09.00553.10

The East Half of the Northwest Quarter of Section 15, Township 36, Range 21, Chisago County, Minnesota; AND the South 49.5 feet of the West Half of the Northwest Quarter of Section 15, Township 36, Range 21, subject to roadway easement across said South 49.5 feet; AND That part of the North 1200 feet of the Northwest Quarter of Northwest Quarter of Section 15, Township 36, Range 21, Chisago County, Minnesota, which lies East of the West 1100 feet thereof

WHEREAS, notice was provided and on May 4, 2023 the Planning Commission conducted a public hearing regarding this application, at which it heard from the Land Services Coordinator, the property owner(s), and invited members of the public to comment; and

WHEREAS, the Planning Commission recommended approval of the Conditional Use Permit with conditions per Resolution No. PC2023-0503; and

WHEREAS, the Board of Commissioners considered the request and the Planning Commission's recommendation at its May 17, 2023 meeting and made the following findings per Zoning Ordinance Section 8.04, C.:

Factor #1 The [proposed action is consistent with the] Comprehensive Plan and development policies of the County;

Finding #1 The proposed CUP is consistent with the Chisago County Comprehensive Plan and development policies. The Comprehensive Plan provides several references to the County's intention to continue to allow and be supportive of the proposed land use:

- To identify and protect the quality of visitor's experience of prime scenic features, areas of exceptional rural ambience, important historic sites and their surrounding settings and prime areas of flora study and wildlife viewing and public opens spaces to low-impact recreation (p 2-43)*
- To promote farm, commercial recreation, and rural retail tourism businesses as a method to bring dollars into the Chisago County economy (p 5-18)*
- To promote natural amenities in the County as assets to economic development and business opportunity (p 6-22)*
- To acknowledge tourism's economic value and the contribution of this industry to both the diversity of the County economic base and the potential for growth (p 6-22)*
- To promote tourism and commercial recreation as expanding opportunities for employment and tax base (p 6-22)*

Factor #2 The proposed use will not create an excessive demand on existing parks, schools, streets and other public facilities and utilities which serve or are proposed to serve the area;

Finding #2 The proposed use will provide self-contained sanitary facilities for customers, off-street parking, and access to the subject site will be gained from a well-established and well-maintained County Road (460th Street / CR 59). Further, the proposed use will have no impact on schools or other public facilities or utilities. Therefore, the County finds that the proposed Rural Retail Tourism use will not create an excessive demand on existing parks, schools or utilities which serve the subject site.

Factor #3 The proposed use will be sufficiently compatible or separated by distance or screening from adjacent development or land so that existing development does not suffer undue negative impact and there will be no significant deterrence to future development;

Finding #3 Aerial imagery shows that the proposed picnic gathering areas will be screened from the closest property boundary (easterly property boundary) by thick natural vegetative screening and approximately 250' – 300' of distance. The application materials show that the proposed hayride trails will be no closer than 50' to either side yard (westerly and easterly property boundaries) and screened by thick natural vegetative screening to the east and south. Therefore, the County finds that the proposed use is sufficiently separated by natural vegetative screening and distance from adjacent properties, so as to not cause undue negative impact nor deter future development.

Factor #4 The proposed use and site will have an appearance that will not have an adverse effect upon adjacent properties;
Finding #4 *The proposed Rural Retail Tourism uses are considered “open air” activities in that they will take place in the outdoors, through use of agricultural fields, trails, and outdoor seating for picnic gathering areas. The picnic gathering areas will feature canopies; however, these canopies will be situated no closer than 250’ – 300’ from the closest property boundary (easterly property boundary) and they’ll be screened from the easterly neighboring property by thick vegetative screening. Therefore, the County finds that the appearance will not have an adverse impact on adjacent properties.*

Factor #5 The proposed use, in the opinion of the County, is reasonably related to the overall land use goals of the County and to the existing land use;
Finding #5 *The County finds that the Chisago County Zoning Ordinance allows Rural Retail Tourism as a Conditional Use in the AG District. In addition, Sections 4.15 of the Chisago County Zoning Ordinance specifically encourages the development of Rural Retail Tourism with the following specific goals:*

- *Preserve and celebrate Chisago County’s archaeological properties, rural and agricultural heritage, and historical landscapes.*
- *To recognize Chisago County’s scenic features, exceptional rural ambience, historic sites as desirable local amenities which will draw outside revenue from visitors, that is vital to the local economy.*
- *Enhance Chisago County’s appeal to visitors who are drawn to its rural atmosphere.*
- *Provide opportunities for new economic growth through Rural Retail Tourism businesses.*
- *Assist the County’s citizens in the transition from primarily agricultural land uses to an expanded variety of rural business opportunities as active family farming continues to diminish in Chisago County.*

Factor #6 The proposed use is consistent with the purposes of the Zoning Ordinance and the purposes of the zoning district in which the applicant intends to locate the proposed use;
Finding #6 *See Finding #5.*

Factor #7 The proposed use will not cause traffic hazard or congestion; and
Finding #7 *Being that the subject property is located on a well-established and well-maintained County Road and the existing driveway access is highly visible from westbound and eastbound traffic and the anticipated visitor count will not exceed 100 within any given day, the County finds no evidence to suggest that the proposed use will not cause traffic hazards or congestion.*

Further, the County Engineer did not note that traffic levels, hazard or congestion were matters of concern during his review of this request.

Factor #8 The proposed use will not adversely impact existing nearby properties by intrusion of noise, glare or general unsightliness.

Finding #8 The proposed uses include use of agricultural fields, tractors and hay wagons, and picnic gathering areas. The County finds that the proposed uses are consistent with and compatible with the Agricultural (AG) District and finds no evidence to suggest that the uses will cause negative impacts related to noise, glare or general unsightliness to neighboring properties. Further, the County finds that the proposed uses are adequately screened from neighboring properties by natural vegetative screening and distance.

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Chisago County, Minnesota hereby approves the request for Conditional Use Permit, subject to the following conditions:

1. This Conditional Use Permit for Rural Retail Tourism allows for the operation of a farm and garden patch for “pick your own” fruits and vegetables, a picnic gathering area, and hayrides in accordance with application materials kept on file with the Department of Environmental Services (written narrative dated received March 27, 2023 and site plan dated received March 24, 2023) and in accordance with the conditions contained herein. Any significant deviation or expansion, as determined by Chisago County Department of Environmental Services staff, shall require further review by the Planning Commission and approval by the County Board of Commissioners.
2. This Conditional Use Permit shall allow use of the property for Rural Retail Tourism purposes seven days a week from April 1st through November 30th, with Rural Retail Tourism activities starting no earlier than 8:00 am and ending no later than 10:00 pm.
3. The maximum number of customers / visitors at any given time shall be no more than 100.
4. Noise generated from the approved Rural Retail Tourism use, including the playing of music, shall be subject to the Chisago County noise standards contained in Zoning Ordinance Section 7.05. No noise in excess of State decibel limits resulting from said uses, including the playing of music, shall be transmitted beyond the subject site’s property boundaries.
5. There shall be no outdoor amplified music at any time.
6. The permit holder shall accommodate all parking on-site and shall provide a minimum of 30 parking stalls as described in the application materials. There shall be no parking on 460th Street / CR 59. Further, there shall be no parking on the driveway which may impede emergency vehicle access.

7. The permit holder shall ensure that adequate access and parking is available and maintained to accommodate emergency vehicles.
 8. Any signage shall be installed in accordance with the Chisago County Zoning Ordinance.
 9. The permit holder shall provide a minimum of two porta potties for customer / visitor use. No Rural Retail Tourism activities shall utilize the existing septic system unless specifically authorized by the Department of Environmental Services.
 10. No existing structures shall be utilized for Rural Retail Tourism activities until and unless the structures have been certified by an architect or engineer to be in compliance with current structural standards for the new occupancy prior to any use of the structure.
 11. The property and uses thereon are subject to all applicable local and State codes, including Zoning, Building and Septic Codes.
 12. Annual certification of the Conditional Use Permit is required. The permit holder shall notify the County annually that the activity permitted by the Conditional Use Permit is ongoing and the activities being conducted continue to adhere to the conditions of approval. Failure to maintain certification may be a basis to revoke the Conditional Use Permit. The property shall be made open and available for regular inspection at any time during reasonable hours by the Chisago County Department of Environmental Services and/or any duly authorized law enforcement agency.
 13. Fires must follow the Minnesota DNR's campfire safety guidelines.
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On motion by Dahlberg, seconded by Dunne, the Board moved to authorize application to the MN DNR Fishing Pier Program and approve the acceptance a \$5,000 donation from Chisago County Parks and Trails Foundation and \$5,000 donation from the Bob Frandsen Charitable Donation Fund in support of said Fishing Pier Application and development at Dennis Frandsen County Park. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Dahlberg, the Board moved to award an ARPA funded Aquatic Invasive Species Treatment and Education Grant to each of the seven (7) Lake Associations identified in Table 1: 2023 AIS Treatment and Education Grant Requests Received in the sum corresponding to each such lake association as identified therein and that a grant agreement be extended to each such awarded Lake Association for such purposes. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Dahlberg, the Board moved to approve the 2023 Chisago Lakes Lake Improvement District Water Monitoring Proposal AAS 2023-0052-LR2A from Alliance Technical Group as presented. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Dahlberg, the Board moved to approve the Agreement by and between Chisago County and Lakes Aquatic Weed Removal and the associated CLLID reserve funds budget adjustment in support of the Chisago Lakes Lake Improvement District 2023 North Center to North Lindstrom Channel maintenance project as presented. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Dahlberg, the Board moved to accept the May 10th Budget and Finance Report. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Dahlberg, the Board moved the remaining ARPA funds to cover an Administrative Fee Balance. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

Unallocated balance discussed at 5/10/23 B&F Mtg	\$ 338,825.00
WSB Trail Design	7,766.00
WSB ROW Services	24,513.00
Administrative Fee Balance	\$ 306,546.00

On motion by Dunne, seconded by Dahlberg, the Board moved to approve the Collaboration Position discussed by the County Sheriff and HHS Director. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Dahlberg, the Board moved to approve the purchase of the GovAP – Electronic Processing Invoices. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Greene, the Board moved to approve the Out-of-State Travel Request for Sheriff’s Office staff to pick up the new boat and receive training in Belleville, PA. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Greene, seconded by Dunne, the Board moved to approve the SHIP Grant Agreements 190 – 208. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Greene, the Board moved to approve Chisago County Health and Human Services Telemedicine Policy and Procedure. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Greene, seconded by Dunne, the Board moved to approve the Chisago County Fraud Prevention Investigation Agreement through 6-30-25. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Greene, seconded by Dunne, the Board moved to approve the resolution accepting an estimated \$800 - \$1,000.00 of Diapers, Wipes, Formula, food, Nursing pads, Rash cream, Bottles, teethingers donation for the Chisago County families in need from M Health Fairview. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

RESOLUTION NO: 23/0517-5
ACCEPTANCE OF DONATIONS BY CHISAGO COUNTY

WHEREAS, the Chisago County Board of Commissioners adopted Resolution No. 060419-3 on April 19, 2006 which established a policy regarding the acceptance of gifts by Chisago County; and

WHEREAS, the County has received a donation from a business or private individual in Chisago County and is requesting formal acceptance by the County Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED, that the Chisago County Board of Commissioners hereby accepts the following donations received by the Chisago County in 2023:

- \$800 - \$1,000.00 of Diapers, Wipes, Formula, food, Nursing pads, Rash cream, Bottles, teethingers from M Health Fairview Chisago and North Branch Clinics

On motion by Greene, seconded by Dunne, the Board moved to accept the REAM and Caseload Workload grants that are awarded through the Department of Corrections. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Greene, seconded by Swenson, the Board moved to close the County Board meeting at 7:47 p.m. to develop or consider offers or counteroffers for the purchase or sale of real or personal property, *Swedish Immigrant Trail – Segment D*. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

Announce Closed Meeting (M.S. § 13D.05)

Meetings of the Chisago County Board of Commissioners may be closed if the closure is expressly authorized by statute or permitted by the attorney-client privilege. Minn. Stat.

§13D.05, Subd. 3(c). The Meeting will be closed to allow the County Board to develop or consider offers or counteroffers for the purchase or sale of real or personal property, Swedish Immigrant Trail – Segment D.

On motion by Dahlberg, seconded by Swenson, the Board moved to end the closed meeting and reconvened the regular meeting at 8:31 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Greene, the Board moved to approve WSB Trail Design and WSB ROW Services Contracts. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

County Auditor Treasurer Bridgitte Konrad provided administrative updates. **No action was taken.**

Several Commissioners offered reports of their respective committee assignments. **No action was taken.**

On motion by Greene, seconded by Dahlberg, the Board adjourned the meeting at 8:37 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

Ben Montzka, Chair

Attest: _____
Christina Vollrath
Clerk of the Board