

**BOARD OF ADJUSTMENT
Regular Meeting**

DATE: June 3, 2020

TIME: 5:00 p.m.

PLACE: Zoom Online Meeting

PRESENT: Sanchez, Krofchalk, Murphy, Conway, Buege, Kouba, Breza

ABSENT: None

Acting Chairman Kouba called the meeting to order at 5:02 p.m.

Breza moved to approve the minutes from June 20, 2020. Commissioner Krofchalk seconded the motion. All members present voted aye.

Petition No. 20-16-V, Cave Enterprises Operations, LLC

Acting Chairman Kouba introduced the item and ceded the Chair to Board Member Sanchez upon his arrival to the meeting. Chairman Sanchez opened the public hearing and read the petition:

Cave Enterprises Operations LLC - City Code Section 43.05.14(A)(2)(a)(ii) which requires that off-premise signs be 200 feet (200') from a residential zoning district. The extant sign for Target is located roughly 70 feet (70') from the R-3 zoning district to the West. Applicant is proposing a new lot to be subdivided from 860 Mankato, which will include the extant Target Sign, requiring its compliance with the aforementioned ordinance.

City Code Section 43.05.14(C) which requires that a new off-premise sign be 300 feet (300') from the nearest off-premise sign. The extant Target sign is roughly 200 feet (200') from the nearest off-premise sign to the North located at 840 Mankato Avenue. Applicant is proposing a new lot to be subdivided from 860 Mankato, which will include the extant Target Sign, requiring its compliance with the aforementioned ordinance.

Property is described as B-3 zoning, Sect-35, Twp-107, Range-007, LAKE PARK RETAIL SUBD, Lot-001, Block-001, EX: AC RES FOR ROAD or at 860 Mankato Avenue.

Dieter Maiwald spoke on behalf of the applicant addressing the need for the variance following the subdivision of property currently addressed as 860 Mankato Avenue.

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Board Member Krofchalk asked to clarify the location of the existing Target sign and that it would be on the property to be operated as Burger King. Mr. Maiwald responded that this was correct. Board Member Krofchalk expressed concern that the zoning in the area needs to be addressed.

Board Member Conway stated he also had concerns related to surrounding residential zoning and doesn't consider the area to be residential.

No members of the public came forward to speak and the public hearing was closed.

The Board considered the findings.

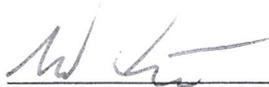
Board Member Krofchalk moved to approve the application. Board Member Kouba seconded the motion. All members present voted aye.

Petitioner was informed that there was a 10-day appeal period during which time no action could be taken on the petition.

Adjournment

Kouba made a motion to adjourn with a second by Breza. The vote of the Board was unanimous.

There being no further business to come before the Board, the meeting was adjourned at 5:18 p.m.



Luke Sims
Acting Secretary