



**MINUTES OF THE PROCEEDINGS OF THE PLANNING  
COMMISSION OF THE CITY OF STACY IN THE COUNTY  
OF CHISAGO AND THE STATE OF MINNESOTA  
PURSUANT TO DUE CALL AND NOTICE THEREOF**

**REGULAR MEETING  
OCTOBER 15, 2013, 7:00p.m.  
STACY CITY HALL**

**Call to Order**

The Planning Commission was called to order by Chair Ness at 7:00pm.

**Roll Call**

**Present:** Jim Ness, Jim Clay, and Tony Olivolo  
**Absent:** Dan Winberg  
**Others Present:** Peter Grundhoefer, and Carissa Pullis

**Additions to the Agenda**

Motion by Olivolo to approve the agenda. Second by Clay. Olivolo, Clay, and Ness voted yes. Chair Ness declared the motion carried.

**Approval of Minutes**

Motion by Olivolo to approve the minutes as presented. Second by Clay. Olivolo, Clay, and Ness voted yes. Chair Ness declared the motion carried.

**Council Update**

Chair Ness updated the members of the actions taken by the City Council:

- The council approved the Conditional Use Permit for Kwik Trip with a couple of changes; remove the north/south road requirement and add reciprocal agreement with A1; also, no canopy speaker use between 10pm and 7am unless in case of emergency.
- The council would like the commission to review the farm animal ordinance; specifically chickens. Ms. Pullis came to the council regarding a zoning violation letter she received regarding the keeping of chickens on her property.
- Tony Olivolo was temporarily appointed to the city council until Cindy Bruss is able to return; therefore, Mark Utecht will not be serving on the Planning Commission, which would cause a quorum of the council.

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**New Business**

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**Review Farm Animal Ordinance**

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Chair Ness cited the two code sections regarding the keeping of farm animals:

§ 92.01 FARM ANIMALS. Those animals commonly associated with a farm or performing work in an agricultural setting. Unless otherwise defined, farm animals shall include members of the equine family (horses, mules), bovine family (cows, bulls), sheep, poultry (chickens, turkeys), fowl (ducks, geese), swine (including Vietnamese pot-bellied pigs), goats, bees, and other animals associated with a farm, ranch, or stable.

§ 92.04 FARM ANIMALS. Farm animals shall only be kept in an agricultural district of the city. An exception shall be made to this section for those animals brought into the city as part of an operating zoo, veterinarian clinic, scientific research laboratory, or a permitted show or exhibition.

Ms. Pullis would like the city to consider changing the ordinance to allow the keeping of up to five chickens as long as they are kept sanitarily and humanely.

Member's Olivolo and Clay said they would be in favor of changing the ordinance to allow chickens in the single family residential zoning district. Chair Ness disagreed.

The member's used Forest Lake's code as a template for Stacy. The draft code will be reviewed at the next regular meeting of the Planning Commission.

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**Snowmobile Ordinance**

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There was a gap in the original ordinance on the prohibited times of operation which appears to leave off Friday.

**§ 73.07 Uses Specifically Prohibited.**

(5) During the hours of 10pm and 8am Sunday-Thursday; and 11pm and 8am Saturday-Sunday;

Motion by Ness to recommend that the council fix the "gap" in the ordinance. Second by Clay. Ness, Clay, and Olivolo voted yes. Chair Ness declared the motion carried.

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**Old Business**

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**Fire Inspection Program**

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The clerk was instructed to invite Kerry Olson, Brad Schroeder, Jack Kramer, and Stacy businesses to the next Planning Commission meeting to discuss the ordinance.

The clerk will mail notice to each business which will include the draft ordinance, and letter stating what the anticipated costs will be.

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**Uses in the Light Industrial Zoning District**

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Motion by Ness to table until the North Branch Hockey Association is ready to complete their project or there is an interest in the Light Industrial District for a recreational type use. Second by Olivolo. Ness, Olivolo, and Clay voted yes. Chair Ness declared the motion carried.

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**Nonconforming Uses**

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The commission would like residents to be able to expand their nonconforming use as long as it is used as a residence.

Is it possible to have two different scenarios trigger separate actions; the first being if no expansion in the footprint of the primary structure or add an accessory structure simple approval of the council. The second being a more substantial project such as an addition to the primary structure to go through a public hearing process.

Mr. Grundhoefer will review.

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**Nuisance Ordinance**

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Mr. Grundhoefer reviewed with the County Attorney and incorporated the changes they discussed.

Motion by Ness to forward to the city council for consideration. Second by Olivolo. Ness, Olivolo, and Clay voted yes. Chair Ness declared the motion carried.

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**A1 Tire Conditional Use Permit Review**

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No action, informational in nature.

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**Open Discussion**

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None

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**Adjourn 8:54pm**

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Chair Ness declared the meeting adjourned at 8:54pm.

  
Sharon MT Payne