



**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  
APRIL 17, 2012, 7:00p.m.  
STACY CITY HALL**

**Call to Order**

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

**Roll Call**

**Present:** Mark Ness, Dan Winberg, and Jim Ness  
**Present Alternates:** Mark Utecht  
**Absent:** James Kultala  
**Others Present:** John Preda

**Approval of Agenda**

Motion by Jim Ness to approve the agenda as amended. Second by Dan Winberg. Jim Ness, Dan Winberg, Mark Utecht, and Mark Ness voted yes. Chair Mark Ness declared the motion carried.

**Approval of Minutes**

Motion by Jim Ness to approve the minutes as presented. Second by Dan Winberg. Jim Ness, Dan Winberg, and Mark Ness voted yes. Mark Utecht abstained as he was not at the meeting. Chair Mark Ness declared the motion carried.

**Application for Variance –  
Preda, 5890 – 302<sup>nd</sup> Street**

Mr. John Preda would like to build a deck closer to the side yard than is allowed by the city code; he would like to apply for a variance to encroach into the setback by four feet.

The Planning Commission member's concurred that the request for a variance does not look, at this point, to meet the criteria for granting of a variance set by the State of Minnesota.

The member's directed the City Clerk to check with the City Attorney to see if anything had changed in the variance law; and if the application meets the "practical difficulties" of the law. The clerk will wait on contacting the city attorney pending Mr. Preda's decision to do so; he will be paying for the research.

**Ordinance – Wastewater**

The proposed ordinance regulating discharge into the wastewater system may impact areas of the city code including the subdivision code, and wastewater code.

Motion by Mark Utecht to table the item until the next meeting and invite the City Attorney to attend. Second by Jim Ness. Mark Utecht, Jim Ness, Dan Winberg, and Mark Ness voted yes. Chair Mark Ness declared the motion carried.

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**Conditional Use Permit  
Application Form**

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The amendments to the Conditional Use Permit (CUP) form were discussed; the clerk will make the changes.

Code updates were proposed:

- Combine the requirements from Section 153.189 into 153.192
- Add to interim use application what is the requested duration of the use.
- Add to the CUP discharge requirements (as proposed by the CLJSTC ordinance update)

The clerk will provide draft copies of the code updates to the city attorney for review.

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**Wind Turbines**

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The commission members were presented with a sample Wind Turbine ordinance; this item will be discussed at the next meeting.

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**Review Uses in City Code**

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The clerk indicated that at a recent class it was recommended that city's periodically review the allowed uses listed in the city code to see if they are still appropriate; the commission members will review the code for any updates.

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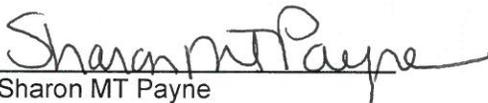
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**Adjourn at 8:11pm.**

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Chair Mark Ness declared the meeting adjourned at 8:11pm.

  
Sharon MT Payne