



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

**REGULAR MEETING – APRIL 18, 2023 7:00p.m.  
30955 FOREST BOULEVARD, STACY MN**

**Call to Order**

Chair J. Ness called the meeting to order at 7:01 p.m.

**Attendance**

**Present:** Telise Schroeder, Tim Sawatzky, Jim Ness and Michele McLane (via Webex)

**Absent:** None

**Others Present:** Jesse Moxness and Eric Shaw (via Webex)

**Agenda**

Additions to Agenda under new business:

- 5E- Resident request regarding putting a sign in Stacy
- 5F- Resident request regarding dirt bike track

Motion by J. Ness to approve the agenda as amended. Second by T. Sawatzky. Members T. Schroeder, T. Sawatzky, and J. Ness voted yes. Chair Ness declared the motion carried.

**Approval of Minutes**

Motion by J. Ness to approve the minutes as presented. Second by T. Sawatzky. Members T. Sawatzky, T. Schroeder, and J. Ness voted yes. Chair J. Ness declared the motion carried.

**City Council Update**

Member T. Sawatzky provided an update from the last City Council meeting.

**New Business**

**Stacy Ponds Business Park-  
Moxness Development  
Request**

Jesse Moxness from Moxness Development was present at the meeting to discuss his proposal for the two remaining lots in the Stacy Ponds Business Park. He provided a rough plan for a business office flex space, see attachment A. The units would be designed for small businesses to rent spaces to operate out

of, with a built-in office and bathroom. Examples of the small businesses would include electricians, plumbers, HVAC, etc. The members of the commission felt that this would be beneficial to the community and felt it could be allowed with a text amendment to the code, and perhaps a conditional use permit. Mr. Moxness will work with the clerk's department and the city engineer to get the process started.

---

**Communications/Cellular  
Tower-Eric Shaw**

---

Eric Shaw was present via Webex to ask questions regarding city code §153.159, section A, item 4 and the definition of "infeasible". He is citing economic infeasibility as reason why he would like to put another cellular tower in within a mile of the existing one at Wyoming machine. The members discussed the code and the definition of infeasible. It was determined that the clerk's department would have the city attorney review the code and advise on that definition, and the request would be placed on the agenda for the next city council meeting.

---

**§130.01 Regulation of  
Firearms and Other Weapons**

---

Members reviewed city code §130.01. Due to the upcoming merger and the fact that state statute regulates firearms and other weapons, the members felt that this section of code could be repealed or amended to cite state statute on this matter. Clerk's department will work with city attorney on a draft and set the matter for a public hearing at the next planning commission meeting.

---

**Interim Use  
Permits/Conditional Use  
Permits**

---

Members reviewed city code § 153.190 Interim Use Permit. Section F, line 1 reads "The date or event stated in the permit, but in no case more than 5 years from the date of approval of the permit.". The commission would like to amend the code to "The date or event stated in the permit", eliminating the 5 year time limit. The clerk's department will draft the change and set the matter for a public hearing at the next planning commission meeting.

---

**Resident Request Regarding  
Putting a Sign in Stacy**

---

Members discussed the request for putting a sign in Stacy. The existing sign mentioned in the request was likely grandfathered in when that parcel of land was annexed in to the city. Current code doesn't allow for additional signage in that location. No action taken.

**Resident Request Regarding  
Dirt Bike Track**

Members reviewed the complaint regarding the dirt bike track. They agreed that §95.04 Public Nuisances Affecting Peace and Safety may pertain to the situation. Resident would need to contact Chisago County Sheriff's Office for enforcement. The clerk's department will forward the complaint to the city attorney to see if they have any additional recourse.

**Old Business**

**Chicken Penalty §92.99**

The commission reviewed the city attorney's comments about the revisions and determined that the code regarding the chicken penalty should remain as written. Motion by J. Ness to recommend to the city council that §92.99 Penalty should remain as written and that enforcement should be decided on an individual basis. Second by T. Schroeder. Members T. Sawatzky, J. Ness and T. Schroeder voted yes. Chair Ness declared the motion carried.

**Taxation Without  
Representation**

The commission reviewed the proposed amendment to city code sections §31.02 and §30.07 regarding non-resident property tax payers being able to participate in planning commission and other committees. The clerk's office will put together a draft to be reviewed by the city attorney.

**Continue Review of the City  
Code §153.045**

The review of the City Code will continue at the next meeting.

**Open Discussion**

**Adjourned at 9:06 p.m.**

Chair J. Ness declared the meeting adjourned at 9:06 p.m.

Angie Comstock, Deputy City Clerk