

**CITY OF GRANT, MINNESOTA
RESOLUTION NO. 2023-11**

**RESOLUTION APPROVING A CONDITIONAL USE PERMIT FOR
8495 80TH STREET N. TO OPERATE A SMALL SCALE AGRICULTURAL FARM AND
INSTALL AN 8-FT TALL AGRICULTURAL FENCE**

WHEREAS, Chee Her (“Applicant” and “Owner”) has submitted an application for a Conditional Use Permit to allow for the operation of a small scale agricultural farm and to install an eight-foot tall agricultural fence on the property located at 8495 80th Street North (“Subject Property”) in the City of Grant, Minnesota; and

WHEREAS, the Applicant proposes to place approximately 5.6 acres of the subject property into agricultural production; and

WHEREAS, the agricultural field will be fenced with an eight-foot tall agricultural fence to protect the crop from deer; and

WHEREAS, the Planning Commission has considered the Applicant’s request at a duly noticed Public Hearing which took place on June 13, 2023; and

WHEREAS, on June 13, 2023 the Planning Commission unanimously recommended approval of the application subject to certain conditions; and

WHEREAS, the City Council has considered the recommendation of the Planning Commission and the Applicant’s request at a regular City Council meeting which took place on June 27, 2023.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANT, WASHINGTON COUNTY, MINNESOTA, that it does hereby approve the request of Chee Her for a Conditional Use Permit, based upon the following findings pursuant to Section 32-147 of the City’s Zoning Ordinance which provides that a Conditional Use Permit may be granted “if the applicant has proven to a reasonable degree of certainty” that specific standards are met. The City Council’s Findings relating to the standards are as follows:

- The proposed agricultural production and agricultural fence are consistent with the City’s Comprehensive Plan; and
- The proposed agricultural production and agricultural fence will not significantly impact or change the intensity of the site provided the conditions as established within the Permit are followed.
- The Applicant will follow the operational conditions as laid out in all applicable Permits and any changes are subject to the appropriate amendment or approval process.

FURTHER BE IT RESOLVED that the following conditions of approval of the Conditional Use Permit shall be met:

1. The Applicant shall meet and comply with all of the conditions stated within the Conditional Use Permit dated June 27, 2023 (the “Permit”).
2. The Permit shall be reviewed in compliance with the City’s CUP review process, which may be on an annual basis.
3. Any violation of the conditions of the Permit may result in the revocation of said Permit.
4. All escrow amounts shall be brought up to date and kept current.
5. The Owner shall obtain any necessary permits from Washington County, Minnesota Department of Health, State of Minnesota, Rice Creek Watershed District, Washington Conservation District, the MPCA or any other regulatory agency having jurisdiction over the proposed use, which are necessary in carrying out its operations on the premises.

Adopted by the Grant City Council this 27th day of June 2023.

Jeff Huber, Mayor

State of Minnesota)
) ss.
County of Washington)

I, the undersigned, being the duly qualified and appointed Clerk of the City of Grant, Minnesota do hereby certify that I have carefully compared the foregoing resolution adopted at a

meeting of the Grant City Council on _____, 2023 with the original thereof on file in my office and the same is a full, true and complete transcript thereof.

Witness my hand as such City Clerk and the corporate seal of the City of Grant, Washington County, Minnesota this _____ day of _____, 2023.

Kim Points
Clerk
City of Grant