CITY OF GRANT, MINNESOTA RESOLUTION NO. 2014-30

RESOLUTION APPROVING A VARIANCE FROM WETLAND/POND SETBACKS FOR INSTALLATION OF A REPLACEMENT SUBSURFACE SEWAGE SYSTEM LOCATED AT 9285 84TH STREET N., GRANT, MN

WHEREAS, Terry Aske and Janet Eitreim ("Applicant") has submitted an application for a variance from wetland/pond setback for a subsurface sewage system located at 9285 84th Street N., in the City of Grant, Minnesota; and

WHEREAS, the home was constructed in 1976 and a subsurface sewage system was installed at that time; and

WHEREAS, on July 11, 2014 Washington County issued a Notice and Order to Comply indicating that the existing sewage system was failing and would need to be replaced; and

WHEREAS, a septic permit for the replacement system cannot be obtained without the stated variances being granted; and

WHEREAS, the City Council has considered the Applicant's request at a duly noticed Public Hearing which took place on October 7, 2014, and made the subsequent recommendations.

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 Terry Aske and Janet Eitreim, based upon the following findings pursuant to Section 32-59 and 32-60 of the City's Zoning Ordinance which provides that a Variance may be granted if a hardship is demonstrated. The City Council's Findings relating to the standards are as follows:

• The Applicants must replace the failing system to comply with the Notice and Order to Comply issued by the Washington County Department of public Health and Environment.

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- Replacement of the failing system is a health, safety, and welfare issue and must be completed to the satisfaction of Washington County to protect the current and future home owners.
- The lot is considered a legal non-conforming property for lot size, area and dimensions and constrains the buildable area on the site limiting the available locations to site the new system.
- There are three wetland/pond areas and significant topography and vegetation which limit the available area to site the replacement system.

FURTHER BE IT RESOLVED, that the following conditions of approval of the Variances shall be met:

- The Applicants shall be required to obtain the proper permits from the Washington County Department of Public Health and Environment prior to installation of the replacement system.
- The replacement system must be placed outside of all wetland/ponding areas on the site.

Adopted by the Grant City Council this 7th day of October, 2014.

	Tom Carr, Mayor
State of Minnesota)
County of Washington) ss.)
Minnesota do hereby certimeeting of the Grant City	, being the duly qualified and appointed Clerk of the City of Grant fy that I have carefully compared the foregoing resolution adopted at a Council on, 2014 with the original thereof on file in my ll, true and complete transcript thereof.
<u> </u>	City Clerk and the corporate seal of the City of Grant, Washington day of, 2014.
	Kim Points
	Clerk

City of Grant