

**ALBANY TOWNSHIP
PLANNING COMMISSION
Monthly Meeting-June 11, 2019**

Sight Visit

On June 11, 2019 6:30 P.M. The Albany Planning Commission met at the Albany Recycling Center to review concerns about rezoning this parcel from Commercial to Industrial.

Questions asked:

How many cars/vehicles are on sight at this time? *Approximately 270-275*

Are fluids removed from the vehicles prior to being crushed? *Yes, we have a lift and remove all fluids, including gas, antifreeze, and oil. We also take out the battery and any mercury switches. There is a disposal area on sight that gets emptied.*

The Planning Commission requested you cease from taking in more cars, why are you still advertising and taking in cars? *The county stated unless we receive a Cease and Desist letter we can continue to operate as we have been.*

In the initial permit, the township requested to have a privacy fence or trees surrounding the property, what happened to the trees on the back of the lot and is there a plan for trees in front? *In order to have enough room for items, trees were removed from the rear of the property, the trees in front have been planted but need to grow.*

It seems that there are items encroaching on the neighbors field, has this been addressed? *Yes, contact has been made with the neighbors they are aware of items on their property.*

Monthly Meeting

The June 11, 2019 meeting of the Albany Planning Commission was called to order at 7:30 P.M. by Chair Joe Peternell at Albany City Hall Council Chambers. Members present Joe Peternell, Gary Bloch, and Mike Noll. Also present, Zoning Administrator Jerry Forster, Supervisor Mary Rosen, and Clerk Diane Noll.

The Pledge of Allegiance was recited.

APPROVAL OF AGENDA

It was requested to move Ray Fuchs to Open Forum. A motion to approve the agenda as updated was made by Commissioner Bloch, seconded by Commissioner Noll, motion carried.

APPROVAL OF MINUTES

Add to the minutes under New Business b. Discussion on Changes to Zoning Ordinance Commissioner Noll -Overman's were advised to stop taking cars as they are not in compliance with the ordinance. A motion to approve the minutes of May 14, 2019, as corrected was made by Commissioner Noll, seconded by Commissioner Bloch , motion carried.

OPEN FORUM

Ray Fuchs, F & S Dairy Partnership, 205 Country Ct, Albany MN

PIN 01.001570000 is a 5 acre parcel sold to Ryan Eich, 35578 248 Ave, Albany MN.

When Mr. Fuchs sold this parcel an easement was given through parcel 01.00157.0010 for Eich to have access to his residence.

Will the issuance of the variance maintain the essential character of the locality? Why or why not?
Yes, will maintain the character of the locality

Does the alleged hardship involve more than economic considerations? Why or why not?
Yes, because it is in two townships

Will the issuance of the variance be in keeping with the spirit and intent of the ordinance, and will not increase or cause danger of life or property? Why or why not?
Yes, this in in the spirit of the ordinance. Primary goal is to preserve farm land, this will preserve the ag property in our township.

IF ALL THE ANSWERS ARE "YES" THE CRITERIA FOR GRANTING THE VARIANCE HAVE BEEN MET.

A motion to recommend approval of the Variance with the request that we have written approval from Avon Township, and to assure the necessary acreage is deed restricted was made by Commissioner Bloch, seconded by Commissioner Noll, motion carried.

OLD BUSINESS

A Changes to Zoning Ordinance – Chapter 9 Industrial Zoning

Discussion was had by the Planning Commission on the existing Albany Recycling Center.

The following points were discussed:

- They should be flipping the cars and not have so many cars on the lot. They are making the problem worse by keeping the cars coming in.
- It is a good plan to have this all inclusive facility in our Township.
- We need to have language to limit the size of the operation, including only 30 cars on sight.
- To have a IUP for a number of years
- They could have gone to the city in their industrial park but choose outside of the city limits.
- We asked them to stop bringing in cars and they keep bringing them in.

Commissioner Noll motioned to recommend to the Township board to send a letter of cease and desist order be sent to Albany Recycling Center, to no longer allow any vehicle brought in, seconded by Commissioner Bloch, motion carried.

Items to be addressed when we change our ordinance:

- Do an IUP as similar to the county ordinance as possible with items added
- maximum size 5 acres
- no more than 2 30 yard dumpsters at any one time and all in a dumpster
- no more than 30 car bodys at any one time
- no car shredding allowed

A motion to recommend to the Township Board, approving Industrial District in our zoning ordinance and move forward with making the appropriate changes made by Commissioner Bloch, seconded by Commissioner Peternell,
Yes-Bloch Peternell
No -Noll

Motion carried.

B. Additional changes to Zoning Ordinance

Will be addressed at the July/August meetings.

REPORTS

a. Administrator Forster-Building Permits

At this time we have not received a final plat for the Radtke split.

No other Township permits for June

COUNTY PERMITS

Taylor Carbet 32359 Fifth Lake Road Avon MN-Home Addition

H & L Partnership, 35604 County Road 10, Albany MN-House w/attached garage

Gordy and Carol Schwinghammer, 34892 238thAve, Albany MN-proposed Solar Farm, county meeting on June 24.

Commissioner Noll-Lange Pit, 21008 330th Street-in the past week there have been numerous trucks hauling out of the pit on the 5 ton road. The Sheriff was contacted and gave them a warning that they are in conflict with the 5 ton posting for 330 Street. All items were pulled out of the pit until this can be resolved with the Township.

What is the Township planning to protect this road?

When will the second approach be removed?

Will there be an engineer evaluating the road?

Will there be an agreement with Lange to help pay for the road?

COMMUNICATIONS

June 24-Township meeting

July 9-Planning Commission Meeting

August 5-Township meeting

ADJOURNMENT

A motion to adjourn was made by Commissioner Noll , seconded by Commissioner Bloch motion carried.

Meeting adjourned at 9:45 P.M.

Respectfully submitted,

Diane E Noll

Diane E Noll

Clerk/Treasurer

Approved: _____ *Joseph Peternell* _____ Date: JULY 9, 2019
Planning Commission Chair