

City of Hewitt
509 East Third Ave
Hewitt, Minnesota 56453

City Council Minutes
Special Public Hearing

August 27th, 2014
City Hall, 6:45 p.m.

CALL TO ORDER The Hewitt City Council held a public hearing to discuss Todd Kimber's application for a special land use permit. Acting Mayor Jim Opelia called the meeting to order at 6:45 pm.

PLEDGE OF ALLEGIANCE The City Council and all present stood for the Pledge of Allegiance to the Flag.

ROLL CALL

Council present: Jim Opelia, Acting Mayor
 Donald Fitzgerald, Council Member
 Alice Melzer, Council Member
 Alex Weego, Council Member

Staff present: Luke Mitchell, Lead Maintenance
 Michael Dagen, Clerk/Treasurer

Guests: Lucinda Fore

SPECIAL HEARING TO DISCUSS TODD KIMBER'S LAND USE APPLICATION

Lucinda Fore stated that she is against a permit for Todd Kimber. Mrs. Fore asked why the city should give permission for Todd to place his trailer on 10 ft of city property. Alex Weego said that commercial properties owners are allowed to live at their property. Lucinda asked why Todd wants the trailer placed in this location. Donald Fitzgerald stated that the door of the shop and trailer line up on that side of the building. Lead Maintenance Luke Mitchell said that the water and sewer is located on the south side of the building where Todd would like to place the trailer.

**PUBLIC
HEARING
CONT...**

Alex Weego asked the status of the survey of the neighbors. Clerk Michael Dagen stated that Todd will be joining the meeting shortly. Dagen read a portion of section C. of City Ordinance #700-005 that says; “No special permit shall be granted except upon approval of a majority of landowners within 300 feet of the proposed construction”. Michael pointed out that Lucinda Fore is a land owner within 300 feet. Dagen said that the ordinance states that commercial buildings are to be at least 15 ft from the sides of the property line. The clerk stated that Todd is requesting an interim use permit to place his trailer 5 ft over his property line onto city property. Alex Weego asked if there would be a time limit on the variance. Dagen said that the permit would only be good as long as Todd is living at the property and would not be passed on to future land owners. Donald Fitzgerald reiterated that if Todd moves out or sells the property, the trailer has to go. Alex asked if the location of the trailer would interfere with snow removal and Luke Mitchell shook his head no. Donald Fitzgerald said that Todd Kimber wants to open up his business again and move his kids into town. Luke shared that Todd doesn’t want to place his trailer on the north side of the shop in case the bar would ever open back up. Clerk Dagen asked Lucinda Fore, for the record, if she was still against the special permit for Todd Kimber. Lucinda said that she didn’t know. Alex Weego said that if something would happen, the city would take action at that time. Luke asked if Todd would have one or two water accounts. Don Fitzgerald said that he thought it should be one account. Jim Opelia asked about the property on the agenda-207 Wisconsin Street permit and the clerk said that this application has been withdrawn.

Donald Fitzgerald made a motion **to close the public hearing**, Jim Opelia, 2nd, all in favor motion carried.

Mayor _____ Clerk _____