

CITY OF ORONOCO, MINNESOTA  
CITY COUNCIL RESOLUTION 2020-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORONOCO, MINNESOTA  
APPROVING THE REQUEST FOR A VARIANCE TO ALLOW THE CONSTRUCTION OF  
A SECOND DRIVEWAY AT 810 7<sup>TH</sup> AVE SW

WHEREAS, the applicant, Jim Aprin, seeks a Variance to allow construction of an addition on the property located at 810 7<sup>th</sup> Avenue SW (Olmsted County Property ID 84.18.43029032), legally described as Lot 1, Block 3, Woodsvew 2<sup>nd</sup> Addition, which is zoned R1; and,

WHEREAS, the Planning and Zoning Committee conducted a public hearing on August 13, 2020, and received public testimony regarding the proposed variance; and

WHEREAS, all required notices regarding the public hearing were properly made; and

WHEREAS, the Planning and Zoning Committee has reviewed the request and recommended approval of the variance: and

WHEREAS, the City Council reviewed the requested Variance and Planning and Zoning Committee recommendation at its meeting of September 15, 2020.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ORONOCO, MINNESOTA, that it adopts the following findings of fact related to the requested Variance, which is required by Oronoco City Code Section 151.401(A)(1) through (6):

Criteria #1 **There are extraordinary conditions or circumstances, such as irregularity, narrowness, or shallowness of the lot or exceptional topographical or physical conditions which are peculiar to the property and do not apply to other lands within the neighborhood or the same class of zoning district.**

Finding #1a The topography and steep grade of the land limit locations and access points from the street or current driveway.

Criteria #2 **The extraordinary conditions or circumstances are due to circumstances unique to the property not created by the landowner.**

Finding #2a The site conditions are unique to the property.

Criteria #3 **The variance is necessary to overcome practical difficulties in complying with the zoning ordinance so that the property can be used in a reasonable manner not permitted by the ordinance.**

Finding #3a The variance is necessary to overcome the difficulties in complying with the ordinance to satisfy a reasonable request.

Criteria #4 **The variance will not be materially detrimental to the public welfare or materially injurious to other property in the area, and will not alter the essential character of the locality.**

Finding #4 The variance will not be detrimental to public welfare or other properties in the area.

Criteria #5 **The variance is in harmony with the general purpose and intent of the chapter.**

Finding #5a The variance is in harmony with the general intent.

Criteria #6 **The terms of the variance are consistent with the Comprehensive Plan.**

Finding #6a The variance is also consistent with the comprehensive plan.

BE IT FURTHER RESOLVED that the variance to allow a second driveway to be constructed despite the limit of one driveway in Oronoco Code Section 2020-12 at 810 7<sup>th</sup> Avenue SW (Olmsted County Property ID 84.18.43029032) is hereby approved, subject to the following conditions:

1. The proposed driveway be constructed consistent with all legal requirements, including the provisions of the Oronoco City Code.
2. That the proposed driveway does not interfere with existing drainage adjacent to the applicant's property.
3. That the applicant does not commence construction on the proposed driveway until written approval has been provided by the City Engineer, certifying that the plans for the driveway comply with conditions 1 and 2 above.

Passed by the City Council of the City of Oronoco, Minnesota this 15<sup>th</sup> day of September 2020.

(SEAL)

  
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Mayor Ryland Eichhorst

ATTEST:

  
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Jerilyn Horton-Richter  
City Clerk

VOTE:  EICHHORST  KRAUSE  SHIELDS  NOVAK  QUIMBY