

Commissioner \_\_\_\_\_ introduced the following resolution and moved for its adoption:

**RESOLUTION #21-253**

**A RESOLUTION GRANTING THE ISSUANCE OF A VARIANCE TO FENCE HEIGHT AT THE PROPERTY AT 15337 NOWTHEN BLVD NW**

**RECITALS**

1. Kristina Myhers, hereinafter referred to as the “Applicant”, has properly applied for a Variance to exceed the height restriction in the front yard for a fence (the “Fence”) on the property located at 15337 Nowthen Blvd NW and legally described in Exhibit A.
2. That the Subject Property is zoned R-1 Residential (MUSA) District; the surrounding parcels are also zoned R-1 Residential (MUSA).
3. That the Subject Property is approximately 4.17 acres in size.
4. That the proposed Fence would be six (6) feet tall consisting of treated framing materials with 6” x 6” maintenance free posts and 1’ x 4’ cement boards.
5. A Variance is required to exceed the height restriction for fences placed in the front yard of residential properties.
6. That City Staff noted the proposed fence height in the front yard for permit RA048649 and contacted the Applicant about a Variance.
7. That the Planning Commission met and held a duly noticed public hearing on September 23, 2021.

**FINDINGS OF FACT**

1. That the proposed use will not adversely impact traffic in the area.
2. That the proposed use will not substantially or adversely impair the use, enjoyment or market value of surrounding properties.
3. That the proposed use will be constructed so as to be harmonious and appropriate in appearance with the existing or intended character of the general vicinity and such use will not change the essential character of the area.
4. That the proposed use will not create additional requirements at public cost for public facilities and services.

5. That the proposed use will not be detrimental to the economic welfare of the community.
6. That the proposed use will not be disturbing or hazardous to existing or future neighboring uses.
7. That the proposed use will not involve uses, activities, processes, materials and equipment and conditions of operation that may be detrimental to any persons, property or the general welfare, by reason of excessive production of traffic, noise, smoke or glare.

**NOW THEREFORE, BE IT RESOLVED BY THIS PLANNING COMMISSION OF THE CITY OF RAMSEY, ANOKA COUNTY, STATE OF MINNESOTA, as follows:**

That the Ramsey Planning Commission hereby denies approval of a variance (the “Variance”) to fence height in the front yard on the Subject Property.

The motion for the adoption of the foregoing resolution was duly seconded by Commissioner \_\_\_\_\_, and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

and the following abstained:

and the following were absent:

whereupon said resolution was declared duly passed and adopted by the Ramsey Planning Commission this the 23<sup>rd</sup> day of September, 2021.



Exhibit A

Legal Description

UNPLATTED RAMSEY TWSP TH PT OF SW1/4 OF NE1/4 OF SEC 23-32N-25W DESC AS FOL-BEG AT THEE QUARTER COR OF SD SEC 23-TH W ALONG THE E & W QUARTER LINE OF SD SEC 23 A DIST OF 1954.3 FT TO THE CEN LINE OF C O RD NO 5-TH NWLY DEFLECTING TO THE RIGHT AT AN ANGLE OF 60 DEG 35 MIN 30 SECALONG SD CEN LINE A DIST OF 292.97 FT TO THE ACT PT OF BEG OF THE TRACT OF LAND TO BE HEREIN DESC-TH E ON A LINE PARA WIT H THEE & W QUARTER LINE A DIST OF 780.89 FT MORE OR LESS TO THE E LINE OF THE SW1/4 OF NE1/4 OF SD SEC 23-TH N ALONG THE AFOREMEN-TIONED LINE A DIST OF 225 FT-TH W ON A LINE PARA WITH THE E & W 1/4 LI NE A DIST OF 909.88 FT MORE OR LESS TO THE CEN LINE OF CO ROAD NO 5-TH SELY ALONG SD CEN LINE A DIST OF 258.28 FT TO THE ACT PT OF BEG-SUBJ TO PUBLI C EASE IN CO RD NO 5-