

RESOLUTION NO: 2023-06

TOWN OF BALDWIN  
COUNTY OF SHERBURNE, MINNESOTA

APPROVAL OF A  
CONDITIONAL USE PERMIT  
FOR A PERSONAL STORAGE STRUCTURE WITHIN THE KLEIN ADDITION

**WHEREAS**, Stephen Klein (the “applicant”) has submitted application for Conditional Use Permit to allow construction of a personal storage structure upon Lot 1, Block 1, Klein Addition; and

**WHEREAS**, the application for variance approval is processed in accordance with Section XX-4-5 of the Zoning Ordinance; and

**WHEREAS**, the Town Board must take into consideration the possible effects of the Conditional Use Permit with their judgment based upon (but not limited to) the criteria outlined in Section XX-4-2 of the Zoning Ordinance:

- A. The proposed action's consistency with the specific policies and provisions of the town comprehensive plan.

*Finding: The continuation and improvement of the existing residential use upon Lot 3, Block 1 Whispering Pines through construction of a personal storage structure upon the proposed lot is consistent with the Comprehensive plan.*

- B. The proposed use's compatibility with present and future land uses of the area.

*Finding: The proposed subdivision of a lot for construction of a personal storage structure would not cause compatibility issues within the area surrounding the property as the subject site is surrounding separated from any adjacent residential uses by public right-of-way.*

- C. The proposed use's potential to impact natural resources such as surface water, groundwater, or wetlands; sites identified for rare biological species habitat; ecologically sensitive areas; or historically significant areas.

*Finding: The proposed construction of a personal storage structure upon the lot will not impact existing natural resources within the subject site.*

- D. The proposed use's conformity with all performance standards contained within this ordinance and other town ordinances.

*Finding: The propose personal storage structure will comply with the requirements of the Zoning Ordinance and other ordinances adopted by the Town.*

- E. Traffic generation of the proposed use in relation to capabilities of roads serving the property.

*Finding: The proposed personal storage structure is accessory to the principal single family dwelling upon Lot 3, Block 1 and will not result in additional traffic generation.*

**WHEREAS**, the Planning Report dated 17 November 2023 prepared by the Town Planner, The Planning Company, LLC, is incorporated herein by reference; and

**WHEREAS**, the Planning Commission conducted a public hearing at their regular meeting on 23 November 2022 to consider the application, preceded by published and mailed notice; based upon review of the application and evidence received, the public hearing was closed; the Planning Commission tabled action on the application to allow for additional information to be received; and

**WHEREAS**, at their meeting on 25 January 2023, the Planning Commission recommended that the Town Board approve the request; and

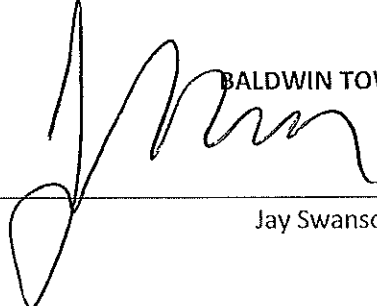
**WHEREAS**, the Town Board considered the application at their meeting on 23 January 2023.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF BALDWIN TOWNSHIP, MINNESOTA THAT** the Conditional Use Permit is hereby approved, subject to the following stipulations:


1. The personal storage structure shall be limited to personal use and cannot be used for any business operation.
2. The area of the personal storage structure shall be limited to a 1,200 square foot building.
3. The maximum height of the personal storage structure shall be limited to 25 feet from the ground to the peak.
4. No plumbing or floor drains shall be allowed within the personal storage structure.
5. The property owner shall submit a grading plan for the lot with application for a building permit; all grading, drainage, and erosion control plans shall be subject to review and approval of the Town Engineer.
6. A driveway between 99-1/2 Street and the personal storage structure shall be paved with asphalt, concrete, or paver brick.

**ADOPTED** by the Town Board of Supervisors of Baldwin Township this 6<sup>th</sup> day of February, 2023.

MOTION BY:  
SECONDED BY:  
IN FAVOR:  
OPPOSED:

  
BALDWIN TOWNSHIP  
\_\_\_\_\_  
Jay Swanson, Chair

ATTEST:

  
\_\_\_\_\_  
Joan Heinen, Town Clerk/Treasurer