

**CITY OF BAXTER, MINNESOTA
RESOLUTION 2024-084**

**RESOLUTION APPROVING A CONDITIONAL USE PERMIT ALLOWING A COLUMBARIUM
TO BE CONSTRUCTED AT LORD OF LIFE CHURCH LOCATED AT 6190 FAIRVIEW ROAD
(City File 24-35)**

WHEREAS, Lord of Life Lutheran Church ("the applicant") has requested approval of a conditional use permit for property legally described as follows:

SW1/4 OF NE1/4 EX N 792 FT & EX E 100 FT LYING S OF THE N 792 FT EX RAILROAD RIGHT OF WAY & EX HWY, & EXCEPT THAT PART OF SW1/4 OF NE1/4 SECTION 12 DESCRIBED AS FOLLOWS; COMM AT THE NE CORNER OF SAID SWNE, THEN S. 0 DEG 39 MIN 56 SEC E, ASSUMED BEARING, ALONG THE E. LINE OF SAID SWNE A DISTANCE OF 792.01 FT TO THE S. LINE OF THE N. 792 FT OF SAID SWNE, THEN S. 89 DEG 05 MIN 11 SEC W ALONG SAID S LINE OF THE N 792 FT A DIST OF 100 FT TO THE POINT OF BEG, THEN CONT S 89 DEG 05 MIN 11 SEC W A DIST OF 80 FT THEN S 1 DEG 18 MIN 36 SEC E A DIST OF 199.30 FT THEN S 20 DEG 30 MIN 22 SEC E A DIST OF 187.23 FT TO THE N'LY ROW LINE OF FAIRVIEW ROAD THEN N 69 DEG 28 MIN 02 SEC E ALONG SAID N'LY ROW LINE A DIST OF 15 FT TO THE W LINE OF THE E 100 FT OF SAID SWNE THEN N 0 DEG 20 MIN 04 SEC W ALONG SAID W LINE OF THE E 100 FT A DIST OF 370.62 TO THE POINT OF BEG & EXCEPT THAT PART OF SW1/4 OF NE1/4 SHOWN AS PARCEL 8 ON MN DOT ROW PLAT #18-29 AS THE SAME IS ON FILE AND OF RECORD IN THE COUNTY RECORDERS OFFICE. EXCEPT PART CONVEYED TO MICHAEL DORAN ON RECORDED DOCUMENT #522614. & ALSO EXCEPT THE FOLLOWING; THAT PART OF THE SW1/4 NE1/4 DESC AS FOLLOWS; BEG AT THE SW CORNER OF SAID SWNE, THEN N 89 DEG 02 MIN 00 SEC E, BEARING BASED ON CITY OF BAXTER DATABASE NAD 83/88, 290.01 FT ALG THE S LINE OF SAID SWNE, THEN N 00 DEG 25 MIN 25 SEC W 242.54 FT, THEN N 89 DEG 02 MIN 00 SEC E 331.41 FT, TO THE W LINE OF KNOLLWOOD DRIVE, ACCORDING TO THE EASEMENT RECORDED IN DOC #522614, THEN N 20 DEG 31 MIN 53 SEC W 67.22 FT ALG SAID W LINE OF KNOLLWOOD DRIVE, THEN N'LY, CONT ALG SAID W LINE OF KNOLLWOOD DRIVE, 217.83 FT ALG A CURVE TANGENT TO THE LAST DESC COURSE, CONCAVE TO THE E, HAVING A CENTRAL ANGLE OF 19 DEG 40 MIN 15 SEC AND A RADIUS OF 634.50 FT, THEN CONT ALG SAID W LINE OF KNOLLWOOD DRIVE, N 00 DE 51 MIN 38 SEC W, TANGENT TO THE LAST DESC CURVE, 5.57 FT TO THE S LINE OF THE N 792 FT OF SAID SWNE , THEN S 89 DEG 05 MIN 11 SEC W 559.61 FT ALG S LINE OF THE N 792 FT TO THE W LINE OF SAID SWNE, THEN S 00 DEG 25 MIN 25 E 525.62 FT ALG SAID W LINE OF THE SWNE TO THE POINT OF BEG. SUBJECT TO EASEMENTS OF RECORD. SUBJECT TO AN EASEMENT OF RECORD GRANTED TO THE CITY OF BAXTER ON DOCUMENT #740536 & #741081. SUBJ TO QUIET TITLE ACTION PER DOC #779763, SECTION 12, TOWNSHIP 133, RANGE 29, CROW WING COUNTY, MINNESOTA.

WHEREAS, the Planning and Zoning Commission has reviewed the request at a duly called Public Hearing on September 10, 2024, and recommends approval, and;

Whereas, the City Council considered the Planning and Zoning Commission recommendation at their September 17, 2024 meeting;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF BAXTER, MINNESOTA, that it should and hereby does approve the request for a conditional use permit, subject to the following findings and conditions:

1. The conditional use permit allows for the placement of a columbarium for property located at 6190, in accordance with the application and plans received by the City on September 9, 2024, except as may be amended by this resolution, based on the finding that all applicable conditional use permit standards have been met as identified in the Planning Commission staff report dated October 8, 2024.

FURTHER BE IT RESOLVED, that the following conditions of approval shall be met:

1. A building permit is required prior to beginning construction.
2. Approval shall expire within one year of the date of approval unless the applicant commenced the authorized use.

Whereupon, said Resolution is hereby declared adopted on this 15th day of October 2024.

Darrel Olson, Mayor

ATTEST:

Kelly Steele, City Clerk

City Seal