

**CITY OF BAXTER, MINNESOTA  
RESOLUTION 2022-066**

**RESOLUTION APPROVING A VARIANCE FOR A 57-FOOT SETBACK TO THE OHWM OF  
BAXTER LAKE WHEN 100 FEET IS REQUIRED TO ALLOW FOR THE PLACEMENT OF 225  
S.F. SHED FOR PROPERTY LOCATED AT 4961 OAK STREET (CITY FILE NUMBER 22-30)**

WHEREAS, Randolph Smelter (“the applicant”) has requested approval of a variance for property legally described as follows:

W 100FT OF E 233FT OF THAT PT NE1/4 OF SW1/4 WHICH LIES S OF THE DESC LINE:  
BEG AT THE POINT ON THE E LINE OF SD NESE WHICH IS 1022.7FT S OF THE NE COR  
OF SD QTR THEN W AT A 90D ANGLE TO SD E TO W LINE OF SD QTR & THERE  
ENDING., SECTION 11, 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 August 10, 2022, and recommends approval, and;

Whereas, the City Council considered the Planning and Zoning Commission recommendation at their August 16, 2022, 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 variance, subject to the following findings:

1. The variance allows for the placement of a shed within the required 100-foot setback to the OHWM of Baxter Lake. Specifically, the variance allows the shed to have a 57-foot setback from the OHWM of Baxter Lake, in accordance with the application and plans received by the City on July 20, 2022, except as may be amended by this resolution, based on the finding that all applicable variance standards have been met as identified in the staff report.
2. Approval shall expire within one year of the date of approval unless the applicant commences the authorized improvement.

Whereupon, said Resolution is hereby declared adopted on this 16<sup>th</sup> day of August 2022.

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**Darrel Olson, Mayor**

**ATTEST:**

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**Kelly Steele, City Clerk**

***City Seal***