

**CITY OF BAXTER, MINNESOTA  
RESOLUTION 2023-080**

**RESOLUTION APPROVING CONDITIONAL USE PERMIT TO ALLOW A STRUCTURE TO BE  
MOVED ONTO A VACANT LOT FOR PROPERTY LOCATED ON THE WEST SIDE OF  
LYNWOOD DRIVE PID 40060825 (City file number 23-39)**

WHEREAS, Brandon A Dykhuizen (“the applicant”) has requested approval of conditional use permit for property legally described as follows:

Lot 6, Block 2, Kirkwood, Crow Wing County, MN;

WHEREAS, the Planning and Zoning Commission has reviewed the request at a duly called Public Hearing on November 14, 2023 and recommends approval, and;

Whereas, the City Council considered the Planning and Zoning Commission recommendation at their November 21, 2023 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 permits and variances, subject to the following findings and conditions:

1. The conditional use permit (CUP) allows for a structure to be moved onto a vacant lot in Baxter, in accordance with the application and plans received by the City on October 12, 2023, except as amended by this resolution, based on the finding that all applicable conditional use permit standards have been met as identified in the staff report dated November 14, 2023.
2. The applicant shall receive a moving permit from the City prior to moving the structure. The specific date, time and route through Baxter for the move shall be identified and approved with the moving permit.
3. A city moving permit shall not be issued until the owner has made the necessary changes to the structure or has agreed in writing to complete the necessary changes within a period of six (6) months, the city has approved the plan, the building permit fee has been paid, the building permit has been issued and a security acceptable to the city equal to the cost of said proposed work as approved by the city has been provided to the city guaranteeing completion of said changes.
4. The siding materials used shall match the rest of the house in color and materials. The color shall account for the fade in the existing siding on the structure. If a match cannot be found that can account for the faded color in the existing siding then the entire structure

shall be resided or the siding shall all be painted so that it is a consistent color; this includes both the house and the garage.

5. The siding materials and color on the garage shall match the same on the house.
6. Approval shall expire within one year of the date of approval unless the applicant commences the authorized use.

**Whereupon, said Resolution is hereby declared adopted on this 21<sup>st</sup> day of November 2023.**

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**Darrel Olson, Mayor**

**ATTEST:**

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**Kelly Steele, City Clerk**

***City Seal***