

TO: Planning Commission

FROM: Jerry Bohnsack

Meeting of November 12, 2025

Conditional Use Application C-25-003

Applicant: Matt Juntunen

Property Address: 8862 County Road 11, Breezy Point MN 56472

Property ID: #10080631

Legal Desc: Lot 11 Block 23 Whitebirch 16

Zoned: R-2 – Medium Residential

City Code: §153.032 Medium Density Residential R-2
§153.044
§153.045
§153.119

Conditional Use Request: to construct detached accessory structure up to 1600 sq. ft. Property zoned R-2.

The property is 1.842 acres (80,2860 sq. ft.) located between Harvest Road(W) and County Road 11(E).

The Lot currently hosts an existing house and 24' x 22' detached garage (528 sq. ft.). Applicant is seeking to construct another detached garage 26' x 40' (1040 sq. ft.) proposed. Cumulative total square footage of accessory structures 1568 square feet. Access to accessory structures proposed from Harvest Road.

Findings

Upon review of a Conditional Use application the commission needs to consider the findings as required in Section §153.119 (E). In review the commission should state whether or not the finding is acceptable towards granting the CUP, if applicable.

The following findings must be met:

- (a) The use or development is an appropriate conditional use in the land use zone

The property is zoned RC and the request is appropriate under Section §153.039 C-20.

- (b) The use or development with conditions conforms to the Comprehensive Land Use Plan.
- (c) The use with conditions is compatible with the existing neighborhood.
- (d) The use with conditions would not be injurious to the public health, safety, welfare, decency, order, comfort, convenience, appearance or prosperity of the city.

The following must be considered:

- (a) The conditional use should not be injurious to the use and enjoyment of other property in the immediate vicinity for the purpose permitted on that property, nor substantially diminish or impair property values in the immediate vicinity;
- (b) The conditional use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area;

(c) The conditional use will not create excessive additional requirements at public cost for public facilities and services, and will not be detrimental to the economic welfare of the community;

The use does not require any additional public infrastructure.

(d) The conditional use will promote and preserve the Northwoods character of the community;

(e) The conditional use will have vehicular approaches to the property which are so designed as not to create traffic congestion or an interference with traffic on surrounding public thoroughfares;

The proposed use is in keeping with the residential character of the neighborhood creating nominal additional traffic flow.

(f) Adequate measures have been taken to provide sufficient off-street parking and loading space to serve the proposed use;

The use is in keeping with the resort commercial use and character of the neighborhood creating nominal additional parking or loading requirements.

(g) Adequate measures have been taken or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so none of these will constitute a nuisance and to control lights and signs in such a manner that no disturbance to neighboring properties will result;

The proposed use is in keeping with the residential character of the neighborhood. No commercial use of the property is proposed as a condition of the CUP.

(h) The conditional use will not result in the destruction, loss or damage of a natural, scenic or historical feature of major significance; and

Not Applicable

(i) The conditional use will promote the prevention and control of pollution of the ground and surface waters including sedimentation and control of nutrients.

The proposed use is in keeping with the residential character of the neighborhood.

- Applicant has filed the appropriate application for CUP.
- Applicant has paid the appropriate fee for the application.
- Public notice of Conditional Use Hearing was published in the legal newspaper and all property owners within 350' were given mailed notice of said hearing.
- Public Hearing was held on Wednesday, November 12, 2025.

Staff has reviewed the following:

- Site Plan
- CUP Application
- Zoning Code compliance

The following findings are made.

- 1) The sue is an appropriate conditional use in the land use zone R-2.
- 2) The property is zoning R-2 and the request is consistent with 153.032, 153.044, 153.045, and 153.119.
- 3) The use with conditions is compatible with the comprehensive land use plan.
- 4) The use with conditions is compatible with the existing neighborhood.
- 5) The use with conditions would not be injurious to the public heath safety, welfare, decency, comfort, convenience, appearance, prosperity of the city.

The following may be appropriate conditions for approval of Conditional Use Permit.

- 1) Applicant shall obtain Building Permit for Accessory structure.
- 2) Applicant shall comply with all setback requirements.
- 3) Siding and Roofing of accessory structure to be similar to principal structure.
- 4) Accessory structure to comply with State Building Code.
- 5) Height of accessory structure shall not exceed 15 ft. (midpoint roof)
- 6) Cumulative square footage of accessory structure shall not exceed 1600 sq. ft.
- 7) Access to accessory structure to be from Harvest Road.
- 8) _____.