

ORDINANCE No. 27-A

AN ORDINANCE AMENDING ORDINANCE No. 27 CARLTON COUNTY ZONING ORDINANCE

The Board of Commissioners of Carlton County ordains as follows:

Section I

Article 4, Section 5, Subdivision H, 9, E, 1.) is amended in its entirety to read as follows:

E. Accessory structures. All accessory structures and facilities must meet or exceed the structural setback requirements of the primary zoning district except as modified below:

1.) Water-oriented accessory structures.

- a.) The structure may have the lowest floor placed lower than required if constructed of flood-resistant materials to the OHWL and electrical and mechanical equipment is placed above the OHWL. If long-duration flooding is anticipated, the structure shall be built to withstand ice action and wind-driven waves and debris.
- b.) The structure or facility must not be designed or used for human habitation and must not contain water supply or sewage treatment facilities.

Section II

Article 4, Section 5, Subdivision H, 9, E, 2.), is amended by adding:

- e.) On general development and recreational development lakes, water-oriented accessory structures used solely for watercraft storage and storage of related boating and water-oriented sporting equipment may

occupy an area up to 400 sq. ft. provided the maximum width of the structure is 20' as measured parallel to the shoreline.

Section III

Article 5, Section 13, Subdivision I is amended in its entirety to read as follows:

Subdivision I. Nonconforming Gravel and Mineral Extractions.

1. A gravel and mineral extraction mining operation which has been inactive for a period of five (5) years shall not operate without obtaining a conditional use permit and complying with Article 5, Section 13 of this Ordinance.
2. A mining operation shall be considered inactive if there has not been 100 cubic yards or more of material removed in at least one calendar year of the previous five (5) years.
3. It is the mineral extraction operation owner's or operator's responsibility to provide documentation verifying that the pit has not been inactive. Verification can be in the form of surveyed cross-sections, invoices, photos, or other approved methods.
4. This Subdivision shall not apply to a mineral extraction operation used to provide material solely for private land owned by the owner of the mineral extraction operation.
5. Land contiguous to nonconforming gravel and mineral extraction operations and acquired after May, 1984, shall not be considered part of the nonconforming or "grandfathered" operations and shall be subject to all of the provisions of this Ordinance pertaining to gravel and mineral extraction.

Section IV

This Ordinance shall be in full force and effect after its passage and publication according to law.

Approved and adopted by the Board of Commissioners of Carlton County this 13th day of December, 2005.

Ted Pihlman, Board Chair

ATTEST:

Paul G. Gassert, County Auditor

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