

CARLTON COUNTY
ZONING AND ENVIRONMENTAL SERVICES
301 Walnut Avenue, Room 103
P.O. Box 220
Carlton, MN 55718-0220
218-384-9176
www.co.carlton.mn.us

Permit number

Township

VARIANCE APPLICATION

Please complete each entry and check off each item. An incomplete application will be returned.

YES NO

Have you attached payment (see attached fee schedule)? Make check payable to
Carlton County Treasurer.

YES NO

Have you completed the attached application with original signatures? Application must have
original signatures. Copies will not be accepted. Please complete in pen.

APPLICANT: _____

MAILING ADDRESS: _____

DAYTIME PHONE NUMBER

OTHER PHONE NUMBER

EMAIL (optional): _____

AUTHORIZED REPRESENTATIVE: _____

AUTHORIZED REPRESENTATIVE PHONE NUMBER: _____

AUTHORIZED REPRESENTATIVE ADDRESS: _____

911 ADDRESS OF PROPERTY AND ACCESS ROAD: _____

(If you do not have a 911 address, please complete an "E-911 New Property Address Assignment Application")

LEGAL DESCRIPTION: _____

SECTION: _____ TOWNSHIP: _____ RANGE: _____

YES NO

Are you located within 1,000 feet of a lake or 300 feet of a stream or river?

If yes, do you have a current Certificate of Compliance for your septic system? The Zoning and
Environmental Services Office can complete compliance inspections on systems where adequate
information was included on the original permit. If it was not included, a licensed private inspector must
be contracted to complete the inspection.

LAKE, RIVER OR STREAM NAME: _____

SEWAGE DISPOSAL: Proposed Existing Not applicable, please explain: _____

Type: _____ Permit Number: _____

FOR OFFICE USE ONLY

CASE NUMBER _____

PERMIT NUMBER _____ FEE _____ RECEIPT NUMBER _____

ZONING DISTRICT _____ SHORELAND CLASS _____ SHORELAND ID NUMBER _____

DATE, TIME AND PLACE OF HEARING _____

APPROVED DENIED BY _____ DATE _____

CONDITIONS ATTACHED YES NO LOT OF RECORD YES NO

C/T _____ PLAT _____ PARCEL _____

VARIANCE APPLICATION

LOT DIMENSIONS: Width _____ feet Depth _____ feet
 Area _____ square feet **OR** _____ acres

USE, DIMENSIONS AND SETBACKS OF PROPOSED STRUCTURE(S):

(1) Proposed structure and use: _____

Will the structure be connected to water? Yes No

Width _____ feet Length _____ feet Building height _____ feet Stories _____

Side yard (nearest) _____ feet Side yard (farthest) _____ feet Rear yard _____ feet

Front yard (road centerline) _____ feet (road right-of-way) _____ feet

Shoreland only: Setback from ordinary high water level _____ feet

Elevation above water level _____ feet

Setback from top of bluff _____ feet

(2) Proposed structure and use: _____

Will the structure be connected to water? Yes No

Width _____ feet Length _____ feet Building height _____ feet Stories _____

Side yard (nearest) _____ feet Side yard (farthest) _____ feet Rear yard _____ feet

Front yard (road centerline) _____ feet (road right-of-way) _____ feet

Shoreland only: Setback from ordinary high water level _____ feet

Elevation above water level _____ feet

Setback from top of bluff _____ feet

TOTAL ESTIMATED CONSTRUCTION COST \$ _____

VARIANCE REQUESTED FOR:

Requirements of Carlton County Ordinance (name and number):		
<input type="checkbox"/> Lot width	<input type="checkbox"/> Side yard setback	<input type="checkbox"/> Shoreline setback (OHWL)
<input type="checkbox"/> Lot area	<input type="checkbox"/> Rear yard setback	<input type="checkbox"/> Other (explain):
<input type="checkbox"/> Road setback	<input type="checkbox"/> Sewage disposal setback	

DESCRIPTION OF REQUEST _____

SUMMARY OF PRACTICAL DIFFICULTY OR JUSTIFICATION FOR REQUEST – See page 4 (attach additional pages if necessary) _____

VARIANCE APPLICATION

YES NO

Are you requesting a variance from the setback of the ordinary high water level (OHWL) of a classified lake, river or stream? If yes, you MUST complete a Shoreland Mitigation Plan and have it approved prior to Variance Application submittal.

YES NO

Have you checked with the Zoning and Environmental Services Office about any possible wetlands located on the property or potential wetland impacts? There are several types of wetlands including shrub and wooded wetlands. Check with the Zoning and Environmental Services Office for information and maps.

YES NO

Have you completed and attached a drawing of your proposal?
Include the following on the attached drawing or on a separate sheet:
 Dimensions of lot
 North directional arrow
 Location of all existing structures and label → ex = existing (i.e.: ex house)
 Location of all proposed structures and label → pp = proposed (i.e.: pp garage)
 Dimensions of your proposed structure or addition
 Label roads abutting your property
 Wetland boundaries and type, if applicable (work in wetlands may require additional permitting)
Location of proposed structure from (measured in feet):
 Center of road and/or right-of-way (including all easements, cartways and private drives)
 Side property lines Rear property lines Other existing structures
 Existing and proposed wells
 Existing and proposed septic system, including drainfield and septic tank
Shoreland: Ordinary high water level Top of bluff

YES NO

Is your proposed project staked? The applicant is responsible for disclosing where the property lines are located. If your project is not staked, your application is not complete and will be returned or denied.

You or your authorized agent are required to attend the Board of Adjustment meeting to answer questions about the application. You will be notified of the date and time of the meeting. See page 4 for tips on preparing your application and addressing the Board of Adjustment.

All work must begin within one (1) year of issuance.
Data furnished on this application form is public information.

I hereby certify that I am the owner or authorized agent of the owner of the above property and that all uses will conform to existing state laws and local ordinances. I further certify that I will comply with all conditions placed upon this permit should this application be approved. Intentional or unintentional falsification of this application or any attachment thereto will serve to make this application and any resultant permit invalid.

Please print **NAME OF PERSON** responsible for completion of this application

APPLICATION DATE

SIGNATURE OF APPLICANT OR REPRESENTATIVE

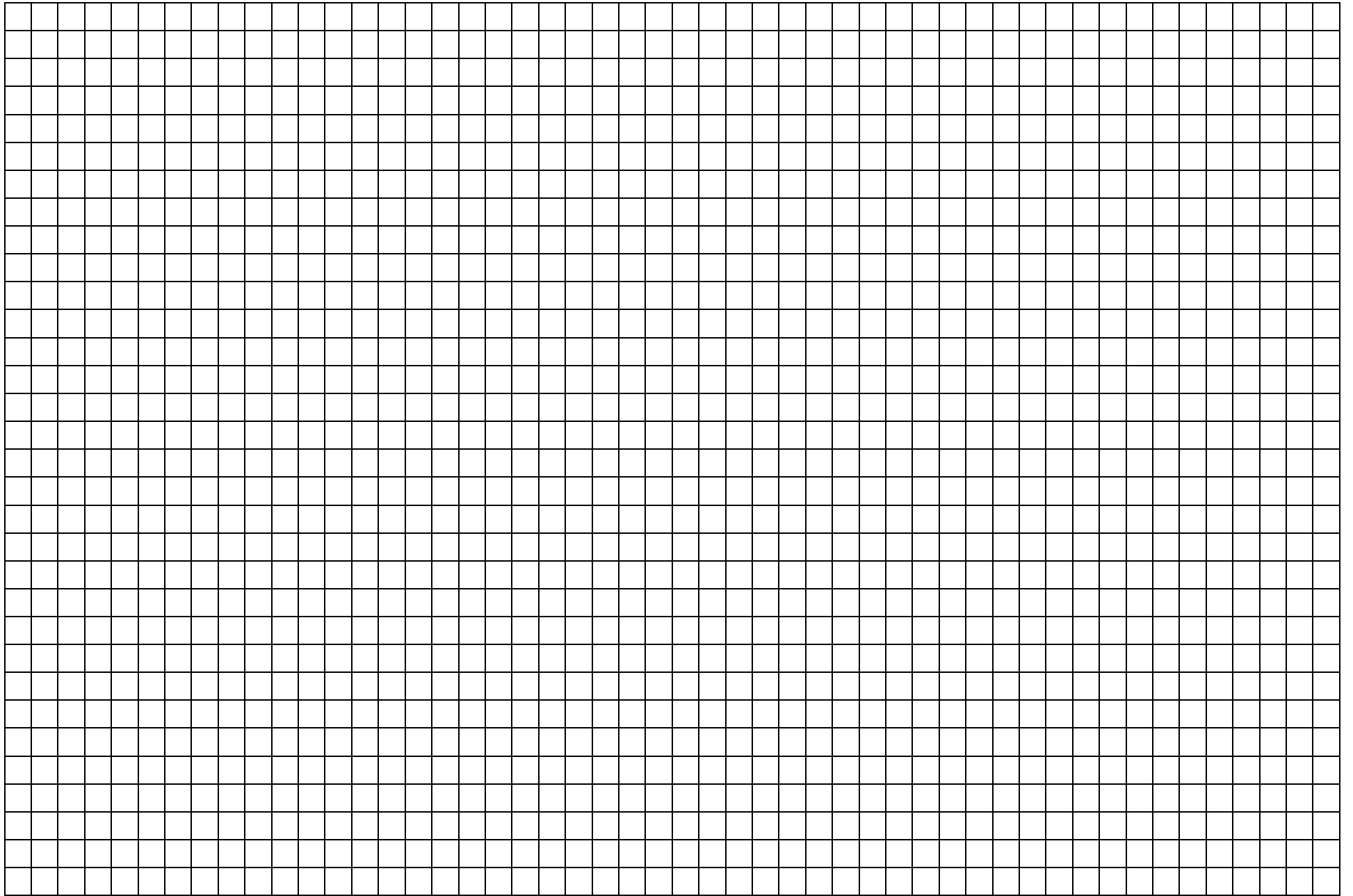
VARIANCE APPLICATION

The Board of Adjustment must make all of the following findings in order to grant a variance. These findings can be found in Section 1 of Carlton County Zoning Ordinance #27-F, an ordinance amending the Carlton County Zoning Ordinance #27, Article 3, Section 6, Subdivision A, 2. It would be beneficial to address these items, as applicable, on a separate piece of paper and include with your application.

- A. The property owner is proposing to use the property in a reasonable manner not permitted by Carlton County Zoning Ordinance #27.
- B. The practical difficulty is unique to the subject property and is not created by the property owner or prior property owners.
- C. The variance, if granted, will not alter the essential character of the locality.
- D. Economic considerations alone do not constitute a practical difficulty if a reasonable use for the property exists under the terms of this Ordinance.
- E. No variance may be granted that would allow any use that is not allowed in the zoning district in which the subject property is located.
- F. The terms of the variance are consistent with the Carlton County Community-Based Comprehensive Plan.
- G. If applicable, variances shall be granted for earth-sheltered construction as defined in Minnesota Statutes 216C.06, Subdivision 14, when in harmony with this Ordinance.
- H. If applicable, the Board of Adjustment may consider the inability to use solar energy systems a practical difficulty in the granting of variances.

If the variance is after-the-fact, the Board of Adjustment should consider the additional following factors:

- I. Why did the applicant fail to obtain a variance, and did the applicant act in good faith;
- J. Did the applicant attempt to comply with the law by obtaining permits;
- K. Did the applicant obtain a permit from another entity that violated the law;
- L. Did the applicant make a substantial improvement in the property;
- M. Did the applicant complete repairs or construction before the applicant was informed of the impropriety;
- N. Is the nature of the property residential/recreational and not commercial;
- O. Are there similar structures in place;
- P. Would the benefits to the public be outweighed by the detriments to the applicant if regulations were enforced?



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FEE SCHEDULE – Effective January 1, 2019

ZONING PERMIT/LAND USE PERMIT

Accessory Structure or Accessory Structure Addition	\$50.00
Dwelling	\$150.00
Dwelling Addition	\$75.00
Dwelling Deck	\$50.00
Commercial/Industrial Building (primary)	\$200.00
Commercial/Industrial Addition (primary)	\$100.00
Commercial/Industrial Accessory Structure (or addition)	\$100.00
Signs: On Site	\$50.00
Signs: Off Site	\$150.00
Handicap Ramp	No fee
Shoreland Alterations – Zoning Permit	\$100.00
Tower (Communications)	\$150.00
Tower Antennas/Antenna Replacement	\$100.00
Borrow Pit	\$100.00
Conditional or Interim Use	\$400.00 + \$46 Recording fee = \$446.00
Variance	\$400.00 + \$46 Recording fee = \$446.00
Appeal of Administrative Decision	\$400.00 + \$46 Recording fee = \$446.00
Rezoning/Zoning Amendment–Residential/Agriculture	\$400.00 + \$46 Recording fee = \$446.00
Rezoning/Zoning Amendment–Commercial/Industrial	\$500.00 + \$46 Recording fee = \$546.00
New E-911 Address Fee	\$50.00
After-the-Fact – 1 st Notice (plus permit fee)	\$100.00 +
After-the-Fact – 2 nd Notice (plus permit fee)	\$300.00 +
After-the-Fact – 3 rd Notice (plus permit fee)	\$600.00 +

SUBDIVISIONS

Administrative Subdivision – Create up to 4 lots	\$150.00
Administrative Subdivision – Lot Line Adjustment	\$150.00
County Surveyor Review Fee – if required	\$75.00+ mileage
Minor Subdivision	\$100.00 per lot
County Surveyor Review Fee – if required	\$75.00+ mileage
Preliminary Plat	\$500.00
Final Plat – plus per lot fee	\$300.00
Per lot fee	\$20.00

SEWER PERMIT

0 - 1,000 GPD – Drainfield/Bed	\$200.00
0 - 1,000 GPD – Mound/At Grade	\$250.00
1,001 - 2,500 GPD – Drainfield/Bed	\$400.00
1,001 - 2,500 GPD – Mound/At Grade	\$500.00
2,501 – 5,000 GPD – Drainfield/Bed	\$600.00
2,501 – 5,000 GPD – Mound/At Grade	\$800.00
5,001 – 10,000 GPD – Drainfield/Bed	\$1,000.00
5,001 – 10,000 GPD – Mound/At Grade	\$1,500.00
Holding Tank	\$150.00
Operating Permit Renewal	\$50.00
Review Revised Design	\$100.00
Re-Inspection	\$100.00
Sewer Compliance only – existing system	\$150.00*

ENVIRONMENTAL ASSESSMENT WORKSHEET (EAW)

EAW Staff Fee	\$500.00
Fee does not include expense for a consultant to prepare EAW	

WETLAND CONSERVATION ACT

Certificate of Exemption or No Loss	\$75.00
Banking Application	\$500.00
Delineation Review	\$100.00
Replacement Plan <10,000 sq. ft.	\$150.00
Replacement Plan 10,000 sq. ft. – 1 acre	\$250.00
Replacement Plan - over 1 acre	\$500.00 per acre
After-the-Fact	Double

WATER TESTING

First Test	\$40.00
Each Additional Test	\$10.00 each
Water Pickup	\$50.00
Water Pickup and Sewer Compliance	\$175.00*
Lead Test	\$40.00

*Septic tanks must be pumped by a licensed septic maintainer at owner’s expense immediately prior to sewer compliance inspection by County staff. This must be coordinated with this office.

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FREQUENTLY REQUESTED INFORMATION

- **Carlton County Zoning and Environmental Services** is the zoning authority for all areas of Carlton County except the following cities: Barnum, Carlton, Cloquet, Cromwell, Kettle River, Moose Lake, Scanlon, Wrenshall, Wright and one township, Thomson. Carlton County also has zoning authority in shoreland areas (property within 1,000 feet of a classified lake or 300 feet of a classified river or stream) in the City of Cromwell and Thomson Township.
- Check with the Zoning and Environmental Services Office to find the **zoning district**. The zoning district will dictate the lot size requirements, setbacks and property use. See attached Table 1 and Table 2.
- **Zoning permits** are required for building or moving any structure, no matter the size, including dwellings, additions, decks, privacy fences, garages, storage containers, outhouses, signs and sheds. Zoning Permits are not required for replacing windows, doors, re-siding or re-roofing (new shingles).
- The **State Building Code** is not enforced by the County in the rural parts of Carlton County.
- The design, location, construction and abandonment of **wells** are regulated by the Minnesota Department of Health 218-302-6166.
- Electrical work is regulated by the Minnesota Department of Labor and Industry 651-284-5026. The **state electrical inspector** for our region is James Killian 218-851-9648 or contact the Minnesota Department of Labor and Industry.
- If a **new driveway** is proposed off a township road, you must contact the specific township to obtain a driveway permit. If the driveway is coming off a county road, you must contact the Carlton County Transportation Department for a driveway permit. If the driveway is coming off a state road, you must contact the Minnesota Department of Transportation.
- A **sewage treatment system** permit is a separate application obtained from the Zoning and Environmental Services Office by you or a licensed designer. Septic systems are required to be designed by a designer with a current license from the Minnesota Pollution Control Agency.
- If a structure has **pressurized water**, the structure must be connected to a compliant septic system.
- A **Certificate of Compliance** on a septic system is required when applying for any permit or at point of sale for structures located within 1,000 feet of a classified lake or 300 feet of a classified river or stream. A Certificate of Compliance on a septic system is required if adding bedrooms.
- The Carlton County Zoning and Environmental Services Office regulates activities in wetlands (**swamps and low areas**) and permits are required. There are many types of wetlands, including shrub and wooded wetlands. Check with the Zoning and Environmental Services Offices for information and maps.
- The Carlton County Zoning and Environmental Services Office regulates activities **in shoreland areas** including excavating, filling and vegetation removal. If your proposed project includes excavating, filling or vegetation removal in a shoreland area (within 300 feet of a classified lake, river or stream), a Shoreland Alterations Zoning Permit or Conditional/Interim Use Permit may be required.
- An E-911 number/address is required for all primary structures in Carlton County. Please obtain and complete an E-911 **New Property Address Assignment** Application if you currently do not have an E-911 number/address for your primary structure.
- If the proposed use is not listed as a permitted use in Carlton County Zoning Ordinance #27, a **Conditional/Interim Use Permit** may be required.
- If the proposed structure or lot does not meet the dimensional requirements or setbacks of the zoning district, a **Variance Application** may be required.

CARLTON COUNTY ZONING ORDINANCE #27 - TABLE 1 Dimensional Standards

Standards	Districts						Overlay Areas									
	A-1	A-2	R-1	C-1	C-2	M-1	RC	CLR	NE	RD	GD	R	F	T	REM	REC
Density ¹	1:20 acre	1:5 acre	1:1 acre	1:1 acre	1:1 acre	1:5 acre	UD ²	UD	UD	UD	UD	UD	UD	UD	UD	UD
Min. Lot Area	20 acres 2 ac. cluster ³	2.5 acres	1 acre - single; 2 acre duplex	1 acre ⁶	1 acre ⁶	10 acres	UD	UD	UD ⁷	UD ⁷	UD ⁷	UD	UD	UD	17 acre	4.5 acre
Min. Buildable Area ⁸	1/2 acre	1/2 acre	1/2 acre	1/2 acre	1/2 acre	1/2 acre	UD	UD	UD	UD	UD	UD	UD	UD	1 acre	1 acre
Min. Lot Width	330' 165' cluster	250' m&b ⁴ 165' plat ⁵	150'	150'	150'	330'	UD	UD	UD ⁹	UD ⁹	UD ⁹	UD	UD	UD	600'	300'
Min. Lot Depth	300'	300'	150'	200'	200'	660'	UD	UD	UD	UD	UD	UD	UD	UD	UD	UD
OHWL ¹⁰ Structure Setback	NA	NA	NA	NA	NA	NA	NA	NA	150'	100'	75'	200'	150'	100'	200'	150'
OHWL SSTS Setback	NA	NA	NA	NA	NA	NA	NA	NA	150'	100'	100'	150'	100'	100'	150'	150'

NA = Not applicable

1 = Density refers to the number of dwelling units permitted within the corresponding acreage or the number of freestanding or detached businesses under single ownership permitted within the corresponding acreage.

2 = UD refers to underlying or primary zoning district standards which apply within the corresponding overlay district. Where a UD standard is different from an overlay standard, the more restrictive standard shall apply, except DNR riparian lot standards always apply. See Art. 4, Sec. 4, Subd. H.7. for additional shoreland standards.

3 = Cluster refers to a subdivision arrangement that preserves agricultural and forest land as provided in Ordinance #27 and Carlton County Subdivision Ordinance.

4 = M & B refers to a parcel of land created by metes and bounds description and includes other non-platted parcel descriptions.

5 = Plat refers to a parcel of land created by the platting procedures of the Carlton County Subdivision Ordinance.

6 = Minimum lot area is 1/2 area with public sewer.

7 = Non-sewered riparian lot areas are: NE:80,000 sq. ft., RD:40,000 sq. ft.; GD:20,000 sq. ft. See Art. 4, Sec. 4, Subd. H.7. for additional dimensional standards.

8 = Buildable area is a contiguous land area which is unencumbered by surface water, wetlands, floodplain, exposed bedrock, or slopes in excess of 12%.

9 = Non-sewered riparian lot widths are: NE:200 ft., RD:150ft.; GD:100 ft. See Art. 4, Sec. 4, Subd. H.7. for additional dimensional standards.

10 = OHWL means the ordinary high water level of the corresponding public water.

A-1 Agriculture/Forest Management

A-2 Agriculture/Rural Residential

R-1 Recreation Residential

C-1 Commercial Recreation

C-2 Highway Commercial

CLR Closed Landfill Restricted Overlay District

M-1 Limited Industrial

RC Red Clay Overlay Area

NE Shoreland - Natural Environment Lake

RD Shoreland - Recreational Development Lake

GD Shoreland - General Development Lake

R Shoreland - Remote River

F Shoreland - Forested River

T Shoreland - Tributary Stream

REM St. Louis River - Remote Area

REC St. Louis River - Recreational Area

CARLTON COUNTY ZONING ORDINANCE #27 - TABLE 2 Height, Setback and Lot Coverage Standards

Standards	Districts						Overlay Area
	A-1	A-2	R-1	C-1	C-2	M-1	
Maximum Building Height¹:							
Agricultural Building	none	none	NA	NA	NA	NA	none
Other	30'	30'	30'	30'	30'	35'	35'
Accessory Building (detached non-pole type)	18'	18'	18'	18'	18'	18'	18'
Structure Setbacks (Principal and Accessory)							
Front yard:							
Principal/Minor Arterial (bldg. line to road centerline)	110'	110'	110'	110'	110'	110'	110'
Major/Minor Collector (bldg. line to road centerline)	85'	85'	85'	85'	85'	85'	85'
Local Road (bldg. line to road centerline)	85'	85'	85'	85'	85'	85'	85'
All Roads (bldg. line to road ROW ²)	35'	35'	35'	35'	35'	35'	35'
Platted Road (bldg. line to road ROW)	35'	35'	35'	35'	35'	35'	35'
Side yard (bldg. line to side yard):							
Principal Structure	20'	20'	10'	10'	20'	20'	UD ³
Accessory Structure	10'	10'	10'	10'	10'	10'	UD
Adjacent to A-2 and/or R-1 District	10'	NA	NA	20'	20'	100'	UD
Side yard corner lot - double frontage	front	front	front	front	front	front	front
Rear yard (bldg. line to rear yard):							
Principal Structure	50'	40'	30'	15'	15'	40'	UD ⁵
Accessory Structure ⁴	10'	10'	10'	10'	10'	10'	UD ⁵
Rear yard (bldg. line to alley ROW):							
All Structures	20'	20'	20'	20'	20'	20'	20'
Maximum Lot Coverage: (building, structures, roads, driveways parking areas, and other impervious surfaces, including gravel surfaces)	NA	NA	35%	50%	50%	50%	25%
Accessory to Accessory:	none	none	none	none	none	none	none
Dwelling (Primary Structure) to Accessory	5'	5'	5'	5'	5'	5'	5'

1 = See other district and performance standard provisions for authorized height exceptions, such as towers.

2 = The distance to road centerline shall apply if it results in a larger setback.

3 = UD refers to underlying or primary zoning district standards which apply within the corresponding overlay district. In any instance where a primary district standard is different from an overlay district standard, the more restrictive standard shall apply.

4 = Animal pens, feedlots, or animal structures shall be a minimum of 35 feet from side or rear property lines.

5 = See Table 1, Dimensional Standards, for OHWL setback requirements.