

ORDINANCE NUMBER 125

BENTON COUNTY, MINNESOTA

WHEREAS, the County is empowered to enact and revise zoning ordinances in order to protect the public health, safety and welfare; and

WHEREAS, a Notice of Intent to amend Ordinance 113 (Benton County Development Code) and a Notice of Public Hearings was published in the official newspaper on April 2, 1980; and

WHEREAS, pursuant to said notice a public hearing was held by the Planning Commission on April 17, 1980; and

WHEREAS, the Planning Commission recommended the following amendments for enactment by the County Board of Commissioners; and

WHEREAS, pursuant to said notice a public hearing was held by the County Board of Commissioners on May 6, 1980,

NOW, THEREFORE, BE IT ORDAINED by the Benton County Board of Commissioners that Ordinance 113 (Benton County Development Code) be amended as follows:

I

That Section 3.0 Definitions be amended by adding Section 3.164 to read as follows:

3.164 Communication Towers: radio and television broadcasting, transmission and/or receiving towers and antennas which are subject to licensing requirements of the Federal Communications Commission. This does not include residential radio and television reception antennas and amateur radio station antennas, all of which are deemed to be incidental to residential use.

II

That Sections 7.1, 7.2, 7.6 and 7.7 "Conditional Uses" be amended to include the following as a conditional use:

"Communication Towers."

III

That Section 9.10.3 be repealed.

IV

That Section 11.6 "Conditional Use Permits" be amended

to read as follows:

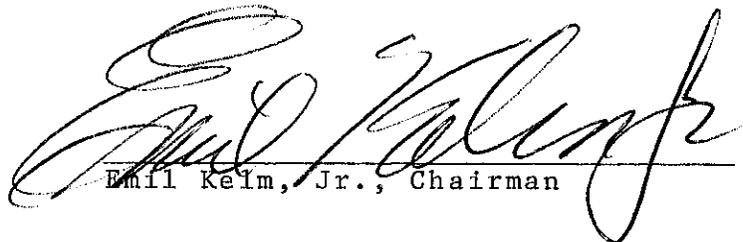
11.6.3 Temporary conditional use permits may be allowed in any district when, in the opinion of the Planning Commission, this use will not violate the spirit or intent of this ordinance. Renewal shall be at the discretion of the Planning Commission, and shall not be renewed after the special conditions under which they were issued no longer exist. Such permits may be issued for the following:

- (a) Sub-standard size mobile homes for temporary use.
- (b) Any mobile home located on land not owned by the owner of the mobile home outside of a State Licensed Mobile Home Park.
- (c) Temporary open storage, parking, office facilities and construction staging areas.

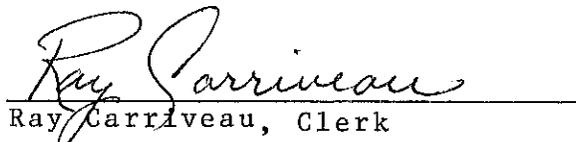
V

This ordinance shall take effect upon passage and publication.

Adopted by the Board of County Commissioners this 6th day of May, 1980.


Emil Keim, Jr., Chairman

ATTEST:


Ray Carriveau, Clerk