

ORDINANCE NUMBER 147

BENTON COUNTY, MINNESOTA

WHEREAS, the Benton County Planning Commission on its own motion instituted proceedings to amend Section 7.1.2(a.) of Ordinance Number 141 and Section 7.1.3 of Ordinance Number 127; also to add Section 3.43(1) to Ordinance Number 113, the Benton County Development Code; and

WHEREAS, on September 1, 1982, Notice of Intent to Amend the Benton County Development Code and Notice of Public Hearings thereon was published in the official newspaper; and

WHEREAS, on September 16, 1982, the planning commission held a public hearing thereon and recommended same to the Benton County Board of Commissioners for approval and passage; and

WHEREAS, on September 21, 1982, the Board of County Commissioners held a public hearing thereon and approved the proposed zoning amendments,

NOW, THEREFORE, THE BENTON COUNTY BOARD OF COMMISSIONERS ORDAINS as follows:

ARTICLE I

Add to the Development Code, Ordinance Number 113, the following section to read as follows:

3.43(1) Farmstead: The buildings and adjacent service areas of a farm, including lawns, windbreak and feedlot area.

ARTICLE II

Amend Section 7.1.2(a.) of Ordinance Number 141 and Section 7.1.3 of Ordinance Number 127 to read as follows:

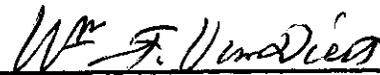
7.1.2

- a. It can be demonstrated that the soil is not "prime" or "good" farmland, but that it is "marginal" as defined in the Benton County Land Use Plan, Appendix I, the Soil Survey of Benton County, Minnesota and Appendix II, Farmland Classification. This requirement may be waived if it is determined by the planning commission, after an on-site inspection, that due to conditions which severely limit the suitability of the designated area for conventional farming and which are not defined in the Benton County Soil Survey, such as an unusual amount of granite outcroppings or other circumstances which make the property virtually impracticable to farm, the land should be classified as "marginal". These circumstances must be identified and made a part of the record.

7.1.3

A second home, which may be a mobile home, in addition to the permitted farmstead dwelling if used to house members of the resident farming family or for help employed full time on the farm and if the need for such an additional unit to support and carry on the principal use has been established. The second home must be placed on the farmstead or directly adjoining said farmstead. If placed elsewhere on the farm, it must comply with Section 7.1.2(a.) of this Ordinance.

ADOPTED by the County Board this 5th day of October, 1982.



Wm. F. Van Diest, Chairman
Benton County Board of Commissioners

ATTEST:



Ray Cariveau, Clerk