

ORDINANCE NUMBER 258

BENTON COUNTY, MINNESOTA

WHEREAS, the Benton County Planning Commission on its own motion instituted proceedings to amend Ordinance Number 185 (Benton County Development Code), and any other ordinance, if any, amending Ordinance Number 185, and

WHEREAS, on October 24, 1995, Notice of Public Hearings to Consider Amending the Benton County Development Code was published in the official newspaper and mailed to the governing bodies of all towns and municipalities located within Benton County; and

WHEREAS, on November 9, 1995, the planning commission held a public hearing thereon and recommended to the Benton County Board of Commissioners that said amendment be approved; and

WHEREAS, on November 21, 1995, the Board of County Commissioners held a public hearing thereon and approved the proposed amendment,

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

Amend Sections 7.1.23 and 7.2.22 to allow excavation contractors as "conditional uses" in the "A-1" and "A-2" Agriculture Districts and rearrange the existing text of these sections in alphabetical order as follows:

7.1.23

- Advertising signs (billboards).
- Airports or airplane runways, provided such facility has approval of the Minnesota Board of Aeronautics, Department of Transportation.
- Alcohol fuel plants.
- Animal hospitals.
- Bait shops or similar retail sales.

Bulk liquid storage.

Cabinet shops (Ord. #189 adopted 6/20/89).

Commercial livestock feedlots.

Communication towers (Ord. #189 adopted 6/20/89).

Excavation contractors (Ord. #258 adopted 11/21/95).

Farm implement sales.

Fertilizer plants.

Government buildings and structures.

Grain elevators.

Greenhouses.

Historic sites and areas.

Intensive poultry farming.

Kennels.

Land reclamation and mining as regulated by this and other ordinances.

Light manufacturing.

Livestock experimentation.

Livestock sales yards.

*Livestock waste storage facility (see below).

Nurseries.

Public or parochial schools which teach a curriculum similar to public schools, provided the site is not less than five (5) acres and no building shall be located within fifty (50) feet of a lot line.

Recreational facilities.

Repair garages (Ord. #189 adopted 6/20/89).

Slaughterhouses and meat processing plants.

Small animal and restricted livestock farming.

Operating of through trains but not including switching, storage, or other related operations.

Vehicles sales, small scale (Ord. #221 adopted 10/6/92).

Warehousing (Ord. #189 adopted 6/20/89).

*Subject to the following conditions:

- a. It shall not be located within six hundred sixty (660) feet of any residence other than the farmstead residence at which the storage facility is located.
- b. It shall in no way pollute the ground water or surface water.
- c. That the storage facility will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the immediate vicinity.
- d. That adequate measures have been or will be taken to prevent or control offensive odor.
- e. Facility must be at least 200 feet from a road right-of-way.

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OFFICE OF
BENTON COUNTY RECORDER
BENTON COUNTY, MN
CERTIFIED TO BE FILED
AND/OR RECORDED ON

Nov 21 3 29 PM '95

7.2.22

ALICE C. ENGELMEYER
COUNTY RECORDER

- Advertising signs (billboards).
- Airports or airplane runways, provided such facility has approval *ab* of the Minnesota Board of Aeronautics, Department of Transportation.
- Alcohol fuel plants.
- Bait shops or similar retail sales.
- Bulk liquid storage.
- Cabinet shops.
- Communication towers.
- Excavation contractors (Ord. #258 adopted 11/21/95).
- Farm implement sales.
- Fertilizer plants.
- Governmental buildings and structures.
- Grain elevators.
- Historic sites and areas.
- Kennels.
- Land reclamation and mining as regulated by this and other ordinances.
- Light manufacturing.
- Public or parochial schools which teach a curriculum similar to public schools, provided the site is not less than five (5) acres and no building shall be located within fifty (50) feet of a lot line.
- Recreational facilities.
- Repair garages.
- Slaughterhouses and meat processing plants.
- Operating of through trains, but not including switching, storage, or other related operations.
- Vehicle sales, small scale (Ord. #221 adopted 10/6/92).
- Warehousing.

APPROVED AND ADOPTED by the Benton County Board of Commissioners this 21st day of November, 1995.

Duane Walter, Chairman
Benton County Board of Commissioners

ATTEST:

Elmer Nicolini
Clerk,
Benton County Board of Commissioners

