

## BENTON COUNTY ORDINANCE NO. 361

WHEREAS, the Benton County Department of Development instituted proceedings to amend the Benton County Ordinance 185; and,

WHEREAS, on May 20, 2003 Notice of Public Hearing and intent to amend Benton County Ordinance was published in the official newspaper of the county; and,

WHEREAS, on June 5, 2003, the Benton County Planning Commission held a public hearing thereon and recommended same to the Benton County Board of Commissioners for approval and passage; and,

WHEREAS, on June 17, 2003, the Benton County Board of Commissioners held a public hearing and approved the proposed ordinance amendment; and,

NOW PURSUANT TO THE AUTHORITY VESTED BY MINNESOTA STATUTES SECTION 394.25, THE BENTON COUNTY BOARD OF COMMISSIONERS ORDAINS: that Sections of the Benton County Ordinance 185 be amended as follows:

-Amend Sections 7.1.23, 7.2.20, and 7.2A.20 to allow Seasonal Worker Housing as a conditional use according to Section 9.17

- Add Section 9.17 Seasonal Worker Housing Seasonal worker housing may be allowed as a conditional use in the Agricultural zoning districts subject to the following:

- A) Seasonal worker housing shall be located on the property where the migrant and/or seasonal worker is employed.
- B) Housing shall only be occupied during the time of employment.
- C) Seasonal worker housing shall be occupied by workers only and the applicant shall provide written notice to the Department two weeks before the housing will be occupied.
- D) Submitted site plan showing the following:
  - a. Location of the housing unit on the subject property
  - b. Location of the access to the housing unit
  - c. Location of the sewage treatment system
  - d. Setbacks based upon the zoning district
  - e. Adjacent land uses
- E) Occupancy is based upon the amount of habitable space calculated at 80 square feet per occupant. Habitable space is the square footage of the bedroom(s), living room(s) and kitchen areas, excluding bathrooms, corridors and/or hallway areas.
- F) Severe weather plan shall be provided.
- G) Site and structural improvements (parking, recreation space, site layout, etc.) as applicable, shall be determined by the Planning Commission.
- H) Seasonal worker housing shall not be considered in the calculation of any residential density determination as set forth in this Ordinance.

This ordinance shall be effective upon publication.

*DOD.*

MARILYN J. NOVAK  
COUNTY RECORDER

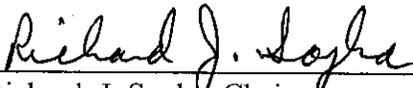
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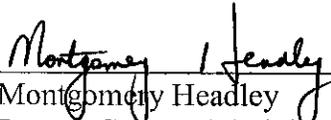
OFFICE OF  
BENTON COUNTY RECORDER  
BENTON COUNTY, MN  
CERTIFIED TO BE FILED  
AND/OR RECORDED ON

2003 JUN 18 P 1:56

Approved and adopted by the Benton County Board of Commissioners this 17<sup>th</sup> day of June in the year of 2003.

  
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Richard J. Soyka, Chair  
Benton County Board of Commissioners

ATTEST:

  
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Montgomery Headley  
Benton County Administrator