



Board of County Commissioners Agenda Request

5A
Agenda Item #

Requested Meeting Date: August 27, 2024

Title of Item: Request approval MOA between Aitkin and Crow Wing Counties

<input checked="" type="checkbox"/> REGULAR AGENDA <input type="checkbox"/> CONSENT AGENDA <input type="checkbox"/> INFORMATION ONLY	Action Requested: <input type="checkbox"/> Approve/Deny Motion <input checked="" type="checkbox"/> Adopt Resolution (attach draft) <i>*provide copy of hearing notice that was published</i>	<input type="checkbox"/> Direction Requested <input type="checkbox"/> Discussion Item <input type="checkbox"/> Hold Public Hearing*
Submitted by: Andrew Carlstrom		Department: Environmental Services/Planning & Zoning
Presenter (Name and Title): Andrew Carlstrom, Director		Estimated Time Needed: 5 Minutes
Summary of Issue: Currently, Aitkin and Crow Wing counties share a north/south boundary at the property address of 19661 Bridge Road, Deerwood, MN 56444. Both counties serve as zoning authority for structures on the property, resulting in difficulties with permit issuance and zoning enforcement due to differing zoning rules. In an effort to solve the challenges of co-managing zoning uses, and the future proposed use of the property, Crow Wing Land Services has offered to act as sole zoning authority for the property. Aitkin and Crow Wing County Attorneys have reviewed and approved the proposed draft Memorandum of Agreement. Please see the attached Resolution and Memorandum of Agreement.		
Alternatives, Options, Effects on Others/Comments: Deny Resolution and Memorandum of Agreement		
Recommended Action/Motion: Approve Resolution and Memorandum of Agreement		
Financial Impact: <i>Is there a cost associated with this request?</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <i>What is the total cost, with tax and shipping? \$</i> <i>Is this budgeted?</i> <input type="checkbox"/> Yes <input type="checkbox"/> No <i>Please Explain:</i>		

Legally binding agreements must have County Attorney approval prior to submission.

CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

ADOPTED August 27, 2024

By Commissioner: xxx

20240827-xxx

Parcel 07-0-066907 Zoning Authority

WHEREAS, Aitkin County and Crow Wing County share a north/south boundary at the property address of 19661 Bridge Road, Deerwood, MN 56444, and

WHEREAS, a Memorandum of Agreement has been developed,

NOW THEREFORE BE IT RESOLVED, Aitkin County Board of Commissioners adopts the attached Memorandum of Agreement

Commissioner xxx seconded the adoption of the resolution and it was declared adopted upon the following vote

xxx MEMBERS PRESENT

All Members Voting xxx

**STATE OF MINNESOTA}
COUNTY OF AITKIN}**

I, Jessica Seibert, County Administrator, Aitkin County, Minnesota do hereby certify that I have compared the foregoing with the original resolution filed in the Administration Office of Aitkin County in Aitkin, Minnesota as stated in the minutes of the proceedings of said Board on the 27th day of August 2024, and that the same is a true and correct copy of the whole thereof.

Witness my hand and seal this 27th day of August 2024

Jessica Seibert
County Administrator

**MEMORANDUM OF AGREEMENT
BETWEEN
AITKIN COUNTY THROUGH ITS PLANNING & ZONING DEPARTMENT
AND
CROW WING COUNTY THROUGH ITS PLANNING & ZONING DEPARTMENT
FOR
ZONING AUTHORITY ON PARCEL 07-0-066907**

WHEREAS, in accordance with provisions of Chapters 103G, 103F, 103B, and 394 of Minnesota Statutes and as amended to promote the health, safety, convenience, and general welfare of the inhabitants by dividing the county into zones and regulating therein the uses of land and the construction of all structures with a view to encourage the most appropriate use of land in the County, and

WHEREAS, Aitkin and Crow Wing counties share a north/south boundary at the property address of 19661 Bridge Road, Deerwood, MN 56444, and

WHEREAS, Currently both Aitkin and Crow Wing counties serve as zoning authority for structures on the property, resulting in difficulties with permit issuance and zoning enforcement due to differing zoning rules, and

WHEREAS, with the new recent ownership of the property, the history of challenges co-managing zoning uses, and the future proposed use of the property, Crow Wing Land Services has offered to act as sole zoning authority for the property, and

WHEREAS, with this new agreement, simplification of permit application and complying with only one county's official controls will be easier for the landowner, as well as for both counties, and

WHEREAS, Aitkin and Crow Wing counties will continue to both receive property tax revenue as appropriate upon the entire parcel.

THEREFORE IT IS AGREED THAT,

1. Crow Wing County shall become the sole zoning authority and will be responsible for issuing and enforcement on all future land use permits.
2. Crow Wing County shall be responsible for all potential land use violations and enforcement according to Crow Wing County ordinances.
3. Crow Wing County shall be responsible to provide public notice and general notification to Aitkin County on future property development.

4. Aitkin County shall provide copies of all past permits and other planning and zoning related documents regarding the property to Crow Wing County.

Terms of Agreement:

This agreement shall commence on the 1st day of September, 2024 and remain in perpetuity unless either party notifies the other in writing of intent to cancel at least sixty (60) days prior to the termination date of said term.

Aitkin County Planning & Zoning Administrator

Date

Chair, Aitkin County Board of Commissioners

Date

Crow Wing County Land Services Manager

Date

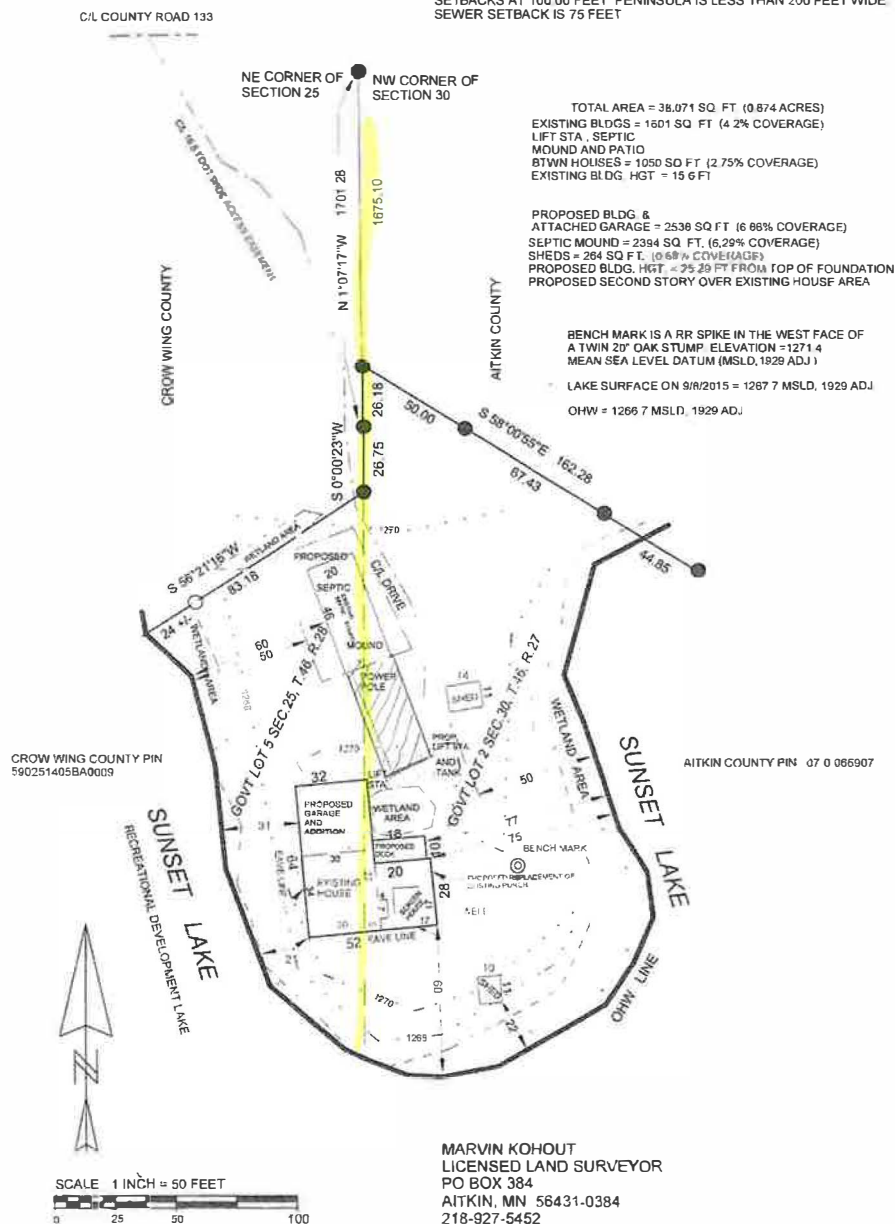
Chair, Crow Wing County Board of Commissioners

Date

CERTIFICATE OF SURVEY

OF PART OF GOVT LOT 2 SEC. 30, TWP. 46, RGE. 27, AITKIN COUNTY
AND PART OF GOVT LOT 5 SEC. 25, TWP. 46, RGE. 28, CROW WING COUNTY
MINNESOTA

CROW WING COUNTY AND AITKIN COUNTY ORDINANCES HAVE BUILDING
SETBACKS AT 100.00 FEET PENINSULA IS LESS THAN 200 FEET WIDE
SEWER SETBACK IS 75 FEET



MARVIN KOHOUT
LICENSED LAND SURVEYOR
PO BOX 384
AITKIN, MN 56431-0384
218-927-5452

I HEREBY CERTIFY THAT THIS SURVEY PLAN OR REPORT WAS
PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND
THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE
LAWS OF THE STATE OF MINNESOTA

Marvin R. Kohout

DATE 23 June 2016 LIC NO 17774

*3/07/2017 corrected NE 1/4 UNE AND
imprerious calculations MRE*