

**City of Moorhead
Oakport Joint Powers Board
Meeting Minutes
May 23, 2012 at 7:30 AM
1st Floor Board Room, Moorhead City Hall**

Pursuant to due call and notice thereof, a regular meeting of the Oakport Joint Powers Board was held in the 1st Floor Board Room, Moorhead City Hall, on May 23, 2012, at 7:30 AM.

Roll call of the members was made as follows:

Board Member:	Jeff Schaumann	Present
Board Member:	Kevin Campbell	Present
Board Member:	Carolyn Kastella	Present
1st Ward Council Member:	Nancy Otto	Present
1st Ward Council Member:	Luther Stueland	Absent
Board Member:	Grant Weyland	Present

Others Present:

Kristie Leshovsky, City Planner
Mary Schmitt, Office Specialist
David Ebinger, Moorhead Police Chief
Shannon Monroe, Moorhead Deputy Chief of Police
Richard Watkins, Applicant

1. [Call meeting to Order/Roll Call](#)

2. [Approval of Minutes](#)

A [April 25, 2012](#)

Motion to Approve made by Jeff Schaumann and seconded by Nancy Otto

Motion Passed: For: 5; Against: 0; Abstain: 0; Absent: 1

3. Citizens To Be Heard

4. Agenda Amendments

5. [Public Hearing](#)

A [Request of Carolyn Watkins for a Conditional Use Permit to exceed the limit on accessory structure square footage established in Section 10-18-3-B2 of the Moorhead City Code to allow for the construction of a 32x40 foot accessory building at 5512 20th Street N](#)

Motion to Open Public Hearing made by Jeff Schaumann and seconded by Nancy Otto

Motion Passed: For: 5; Against: 0; Abstain: 0; Absent: 1

Minutes: Applicant wishes to construct garage that exceeds the limit of accessory buildings to house square footage footprint. Proposed garage exceeds footprint by 1,136 square feet.

Motion to Close Public Hearing made by Carolyn Kastella and seconded by Nancy Otto

Motion Passed: For: 5; Against: 0; Abstain: 0; Absent: 1

Motion to Approve made by Nancy Otto and seconded by Jeff Schaumann

Motion to Approve Resolution 2012-5: Request of Carolyn Watkins for a Conditional Use Permit to exceed the limit on accessory structure square footage established in Section 10-18-3-B2 of the Moorhead City Code to allow for the construction of a 32x40 foot accessory building at 5512 20th Street N with the following conditions:

1. Maximum accessory structure size shall be 32 feet by 40 feet.
2. No business shall be conducted in the accessory structure, the structure shall not be rented to non-residents of the dwelling, and the structure shall not be used for living purposes.
3. Accessory structure shall be no taller than the house.
4. The exterior of the accessory structure shall be of materials similar to those on the house and attached garage.
5. Parking and storage of commercial vehicles and equipment and recreational vehicles and equipment shall be limited by Section 9-8-3 – Motor Vehicles and Recreational Vehicles – of the Moorhead City Code.
6. All required permits must be obtained.

Motion Passed: For: 5; Against: 0; Abstain: 0; Absent: 1

6. Other Business

A [City Code Discussion](#)

Minutes: Deputy Chief Shannon Monroe provided an overview of draft revisions to ATV/snowmobile regulations in the Moorhead City Code and existing State regulations.

- The intended use for arterial routes is for the use of property owners to get from their properties to outlying rural areas, using their snowmobiles or other all-terrain vehicles.
- There will be exceptions built into the ordinance, i.e., if there is a flood, etc.
- Residents will want the same ordinance enforcement that is currently in place within current city limits.
- ATV's are a different entity and will be addressed differently than the snowmobile issue.
- Drop zones could be established, not unlike public access on a lake.
- Cities cannot supersede state law, so the ordinance will be developed to be consistent with state laws.
- An education plan will put in place so that by 2015, residents will know and understand the laws regarding the use of these types of vehicles.

Board members discussed ATV usage in the area.

Chief Ebinger suggested educational discussions regarding ordinance issues. Chair Campbell suggested having a town hall type meeting with residents, to go over the changes they can expect to take effect. Meeting should include off-road vehicles and PD/Fire issues. Target should be winter 2012/2013 to hold first Town Hall meeting.

Discussion of accessory buildings will be postponed to a future meeting.

7. Adjournment

The proceedings of this meeting are digitally recorded and are available for public review.

Respectfully submitted by:
Mary L. Schmitt, Community Services