

Pt of L1 B2 Hodge Sub.  
74.30.33.073600  
Pt L3-B1 Hodge Sub.  
74.30.33.058098



OFFICE OF COUNTY RECORDER  
Olmsted County, Minnesota

I hereby certify that this document was filed in this office  
on **7/22/2010** at 11:00 AM and was duly  
recorded as document number **A- 1235479**

W MARK KRUPSKI - Co Recorder, by \_\_\_\_\_ Deputy  
Well Certificate: \_\_\_\_\_ Received \_\_\_\_\_ Not Required  
Abstr. - yes \_\_\_\_\_ no \_\_\_\_\_  
Fees: \$46.00

**CASCADE TOWNSHIP  
CONDITIONAL USE RESOLUTION  
NUMBER CUP-10-01**

**WHEREAS**, an application for a Conditional Use Permit on behalf of the Southern Minnesota Municipal Power Agency (SMMPA), to allow a proposed 161 kV transmission line about 3,000 feet in length from its current line located along Highway 14 to the Rochester Public Utilities substation, the line will be constructed across the following parcels of land described as:

That part of the Southwest Quarter of Section 30, Township 107 North,  
Range 14 West, Olmsted County, Minnesota. See attached Appendix A for signed  
easements and legal descriptions.

**WHEREAS**, the applicant(s) are asking the Cascade Township Planning Commission of the County of Olmsted, State of Minnesota, to be granted a Conditional Use Permit per Article IV of the Cascade Township Zoning Ordinance and.

**WHEREAS**, the matter has been reviewed by the Zoning Administrator and he has submitted his report to the Planning Commission concerning the Conditional Use and.

**WHEREAS**, a public hearing on the proposed Conditional Use was duly noticed and held by the Cascade Planning Commission at the Calvary Evangelical Free Church, 5500 25<sup>th</sup> Avenue NW, Rochester, MN after 7:00 pm on Tuesday, June 15, 2010, at which hearing all interested persons were given the opportunity to be heard.

**NOW, THEREFORE**, be it resolved by the Cascade Township Planning Commission as follows:

**FINDING OF FACT AND CONDITIONS:**

The transmission line will be located in both Agricultural and Industrial Zoned Districts. Environmental Assessment Worksheet (EAW) for Southern Minnesota Municipal Power Agency (SMMPA) has been submitted for review through the Environmental Quality Board Monitor. On June 8<sup>th</sup> 2010, the Cascade Town Board passed a resolution with a negative

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declaration on the proposed project; therefore no further environmental assessment will be required.

The applicant meets the "Criteria for Granting Conditional Uses" of the Cascade Township Zoning Ordinance and the applicant, has acknowledged and agreed to the following:

CONDITIONS:

1. Applicant must have permits to work within the road right-of-way from the Minnesota Department of Transportation prior to beginning any construction
2. Applicant must have a permit from the Dakota, Minnesota and Eastern Railroad prior to crossing their right-of-way.
3. Applicant shall provide the appropriate utility work signage along roadway whenever work is being done within any road right of way.
4. Best Management Practices should be utilized during construction to prevent soil movement from site. If "tracking" occurs from trucking going on and off road, the applicant is responsible to remove any debris from the roadway.
5. Applicant is allowed to locate the poles/standards within the floodplain.

CONCLUSION:

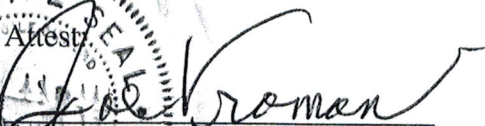
A motion by Joseph Kocer and was seconded by Mike Brown to approve the application with conditions as listed above, the motion carried with all votes in favor of said motion.

The Cascade Township Planning Commission hereby grants a Conditional Use Permit per Article IV of the Cascade Township Zoning Ordinance.

Passed and adopted by the Cascade Township Planning Commission this 15th day of June 2010.

  
Daniel Frissora, Commission Chair

Attest:

  
Joe Vroman, Clerk

DISTRIBUTION:

County Recorder  
Township Clerk  
County Planning  
Zoning Administrator  
Applicant

