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Emeritus

September 17, 2014

Ms. Kerri Hauser
126 Main Street
Hokah, MN 55941

RE: City of Hokah

Dear Ms. Hauser:

The undersigned serves as City Attorney for the City of Hokah, Minnesota. Thank you for your July 23, 2014 correspondence. Your correspondence has been referred to my office. At this time, I have not been provided with information which would justify the repeal of Ordinance No. 125. Ordinance No. 125 was adopted by the City of Hokah on September 4, 1990, and has been in effect since that time.

Minnesota Statute § 459.20 permits a statutory city to regulate the use of bodies of water within the City's jurisdiction. In addition, Minnesota Statute § 412.221, Subd. 32, authorizes the City Council to promote health, safety and general welfare within the City.

If you should have any additional information to share with the City to support your request, please feel free to forward directly to my office.

Very truly yours,

WIESER LAW OFFICE, P.C.

Skip Wieser
SW/ml

cc: Mr. Rodney Blank, City Administrator (via e-mail)
Mr. Bob Schuldt, City Police Chief (via e-mail)

City of Hokah Conditional Use Order

Following a public hearing conducted by the City of Hokah Planning Commission in the Hokah City Hall on September 2, 2014, the Hokah City Council approved a Conditional Use Permit on behalf of Daniel Walcker and Tammy Walcker (hereinafter "Applicants") in accordance with the provisions of Section D. VI (F) of the Hokah City Ordinance and pursuant to the requirements of Minn. Stat. § 462.3595.

The approved Conditional Use Permit authorizes the above named to permit a residential apartment on the lower/street level of the real property described on Exhibit "A".

The Conditional Use Permit is authorized on the land described above.

The Conditional Use Permit is subject to the following conditions:

1. That applicants comply with all federal, state and local regulations.
2. That applicants provide additional parking on the _____ side of the property to accommodate the apartment.
3. That the west half of the building located on the above-described property will remain commercial; and residential uses will not be permitted.

Violations of any regulations or the conditions above will result in revocation of this Conditional Use Order.

The City of Hokah Zoning Administrator is hereby directed to issue the appropriate permits pursuant to the Conditional Use Order.

