

## **SUBDIVISION 6. PERFORMANCE STANDARDS**

1. Relationship to Other Laws. Regardless of any other provision of this Ordinance, no land shall be used and no structure erected or maintained in violation of any state or federal pollution control or environmental protection law or regulation.
2. Noise. Noise shall be measured on any property line of the tract on which the operation is located. Noise shall be muffled so as not to become objectionable due to intermittence, beat frequency, shrillness or intensity, except for noise from agricultural sources. Noise generated by agricultural use shall be exempt.
3. Vibration. Any use creating periodic earth-shaking vibrations shall be prohibited if such vibrations are perceptible beyond the lot line of the site on which the use is located. The standard shall not apply to vibrations created during the process of construction.
4. Glare and Heat. Any use producing intense heat or light transmission shall be performed with the necessary shielding to prevent such heat or light from being detectable at the lot line of the site on which the use is located.
5. Smoke and Particulate Matter. Any use established, enlarged or remodeled after the effective date of this Ordinance shall be so operated as to meet the minimum requirements of the Minnesota Pollution Control Agency for the emission of smoke or particulate matter.
6. Odors. Any use established, enlarged, or remodeled shall be so operated as to prevent the emission of odorous matter of such quantity as to be readily detectable at any point beyond the lot line of the site on which such use is located. Detailed plans for the prevention of odors crossing property lines may be required before the issuance of a building permit, except odors from agricultural sources.
7. Exterior Lighting. Any lights used for exterior illumination shall direct light away from adjoining properties.
8. Toxic or Noxious Matter. Any use established shall be so operated as not to discharge across the boundaries of the lot or through percolation into the subsoil beyond the boundaries of the lot wherein such use is located, toxic or noxious matter in such concentration as to be detrimental to or endanger the public health, safety, comfort or welfare, or cause injury or damage to property or business.

**Effective after 12:01 a.m. November 13, 2002.**

9. Explosives. Any use requiring the storage, utilization or manufacturing of products, which could decompose by detonation, shall be located not less than four hundred (400) feet from any residence. This section shall not apply to the storage or usage of liquefied petroleum or natural gas for normal residential or business purposes.
10. Radiation Emission. All activities that emit radioactivity shall comply with the minimum requirements of the Minnesota Pollution Control Agency.
11. Electrical Emission. All activities, which create electrical emissions, shall comply with the minimum requirements of the Federal Communications Commission.
12. Toxic or Noxious Matter. Any use shall not discharge into the atmosphere, water or subsoil, any toxic or noxious matter.
13. Exterior Storage. All materials and equipment shall be stored within a building or fully screened so as not to be visible from the adjoining properties, except for the following: construction on the premises, agricultural equipment and materials if these are used or intended for use on the premises, off-street parking except as otherwise regulated herein. Boats and recreation vehicles, less than twenty (20) feet in length, are permissible if stored in the rear yard not less than ten (10) feet distant from any property line.
14. Uncovered Manure Storage Structure. Any uncovered manure storage structure, which is unused or abandoned for three (3) years or more, must be filled in level.
15. Compliance. In order to insure compliance with the performance standards set forth above, the County Board of Commissioners may require the owner or operator of any Conditional Use to have made such investigations and tests as may be required to show adherence to the performance standards. Such investigation and tests as are required to be made shall be carried out by an independent testing organization as may be selected by the county, at the applicant's expense.