

**CITY OF LAKE ELMO
COUNTY OF WASHINGTON
STATE OF MINNESOTA**

RESOLUTION NO. 2018-092

RESOLUTION AUTHORIZING PUBLICATION OF ORDINANCE 08-220

WHEREAS, the City Council of the City of Lake Elmo has adopted Ordinance No. 08-220, an ordinance amending the City's Environmental Performance chapter; and

WHEREAS, the ordinance is lengthy; and

WHEREAS, Minnesota Statutes, section 412.191, subd. 4, allows publication by title and summary in the case of lengthy ordinances or those containing charts or maps; and

WHEREAS, the City Council believes that the following summary would clearly inform the public of the intent and effect of the ordinance.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lake Elmo, that the City Clerk shall cause the following summary of Ordinance No. 08-220 to be published in the official newspaper in lieu of the entire ordinance:

Public Notice

The City Council of the City of Lake Elmo has adopted Ordinance No. 08-220, which amends language within the City's Environmental Performance chapter as it relates to tree preservation and landscape requirements. The amended language was intended to clarify the expectations of the code. The following is a summary of the amendments.

- Box elder and Cottonwood trees will no longer be considered as a common tree.
- The definition for Nuisance Trees now included noxious/invasive trees such as Buck Thorn, Box elder and Cottonwood trees.
- Planting of replacement trees will only be allowed on the parcel associated with the development, unless an exception was determined through variance approval.
- A penalty has been established when a significant tree is removed which was not noted on the landscape plan. The penalty shall be a direct one to one replacement.
- If plantings cannot be met on site, the variance process may allow payment of park dedication funds, plantings on City property, or woodland management practices. The lot size requirement for a variance request has also been removed.
- A definition for ornamental trees has been added and may now count towards landscape planting calculations.

The full text of Ordinance No. 08-220 is available for inspection at Lake Elmo city hall during regular business hours.


BE IT FURTHER RESOLVED by the City Council of the City of Lake Elmo that the City Administrator keep a copy of the ordinance at City Hall for public inspection and that a full copy of the ordinance be placed in a public location within the City.

Dated: September 18, 2018



Mayor Mike Pearson

ATTEST:



Julie Johnson, City Clerk

(SEAL)

The motion for the adoption of the foregoing resolution was duly seconded by member

_____ and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against same:

Whereupon said resolution was declared duly passed and adopted.