



STAFF REPORT

DATE: 7/3/18

REGULAR

AGENDA ITEM: #12

TO: Council

FROM: Emily Becker, Planning Director

ITEM: Wyndham Village Preliminary Plat and Zoning Map Amendment

REVIEWED BY: Jack Griffin, City Engineer

BACKGROUND:

The City has received a request from JP Bush Homes for a Preliminary Plat for a ten unit single family detached home development to be called Wyndham Village as well as a Zoning Map Amendment to rezone the property from Rural Single Family Residential to Urban Low Density Residential.

REVIEW/ANALYSIS:

Applicant: JP Bush Homes, 1980 Quasar Ave S, Lakeland, MN 55043

Property Owners: James McLeod, 11580 30th St N, Lake Elmo, MN 55042

Location: Part of the southwest quarter of the southeast quarter of Section 13, Township 29 North, Range 21 West

PID: 13-029-21-43-0001

Request: Preliminary Plat and Zoning Map Amendment

Existing Land Use: Single Family Detached Residential Home

Existing Zoning: RS – Rural Single Family

Surrounding Area: North – Northport (Urban Low Density Residential); East – Northport (Urban Low Density Residential); West – Rural Single Family Residential; South – the Homestead (Open Space Preservation Development)

Comprehensive Plan: Village Urban Low Density Residential (1.5-2.49 units per acre)

Proposed Zoning: V-LDR – Village Urban Low Density Residential (1.5 – 2.49 units per acre)

History: The property has long been used as a single family detached dwelling unit. A Comprehensive Plan Amendment to re-guide the property from Rural Single Family to Village Urban Low Density as well as Sketch Plan Review was approved by the City on February 7, 2018 and by Metropolitan Council on March 14, 2018.

Deadline for Action: Application Complete – 5/7/2018
60 Day Timeline – 7/6/2018
Extension Sent – N/A

Applicable Regulations: Article XII – Urban Residential Districts (LDR)
Chapter 153: Subdivision Regulations

Usable Backyard Issue. The developer has revised the proposed sketch plan that was previously submitted to the city. The initial sketch plan did not provide backyards that the City had felt were usable, as a 66 foot wide Northern Natural Gas Easement ran along the majority of the backyards of the lots to the west of Liberty Court North. The proposed preliminary plat reduces the number of proposed lots from 13 to 10, as approved by Council, reducing the proposed density from 2.17 units per acre to 1.67 units per acre. Additionally, the developer had provided an exhibit which shows proposed building pad locations that show a 20 foot rear yard principal building setback from the Northern Natural Gas Easement. This exhibit shows that a pool and play set could reasonably fit within these backyards. The standard rear yard setback for properties located within the Village Low Density Residential Zoning District is 20 feet, and so Staff believes that so long as the lots in which the Northern Natural Gas Easement is located maintain a 20 foot principal building rear yard setback from the easement that these proposed lots will provide a sufficient rear yard. This has been added as a recommended condition of approval.

Density. The total site acreage is 5.97 acres, and the proposed number of homes is 10. Because none of the area within the proposed preliminary plat can be netted out (i.e. none of it is arterial right-of-way or parkland), the proposed density is 1.67 units per acre. This is within the required density of the Village Urban Low Density (1.5-2.49 units per acre).

Greenbelt Buffer. The updated sketch plan increases the greenbelt buffer to the south of the development. Since the initially-proposed sketch plan, the applicant has increased the buffer to approximately 80 feet, which is approximately equal to the buffer provided by the development to the east, Northport. The lot on to which the single family home shall be relocated (Lot 7) does not match this buffer, as the Outlot A does not buffer it from 30th Street. The Village Low Density Residential zoning district designates that residential lots are not to encroach on the Village Open Space Overlay District unless berming or screening protected by a landscape easement is provided as an alternative approved by Council. It is a recommended condition of approval that the applicant provide a detailed site plan for this lot showing the proposed house location and screening/buffering to be approved by Council and protected by a landscape easement.

Landscape Plans. The City's landscape architect has reviewed the landscape plans, but due to insufficient information provided by the applicant has not yet completed review. Approval is contingent upon approved landscape and tree preservation plans being approved by the City's Landscape Architect.

Park Dedication. The proposed development is to the east of Reid Park. With recording of the Northport plat, the City received approximately an additional 12.5 acres of parkland for an extension of Reid Park. The Neighborhood Park Search Area map of the Comprehensive Plan's Parks and Recreation Plan does not identify this area for a neighborhood park. Therefore, Staff would not recommend that parkland be dedicated within this development and that the City accept fees in lieu of parkland dedication. Per the City's Subdivision Ordinance, 10% of the fair market value of the



Access. Access to the proposed lots will be provided from Lower 31st Street North to the north of the subject property (part of the Northport development). Access to this parcel was pre-planned with the adjacent subdivision in order to preserve the proper access management along 30th Street North. The existing driveway will be eliminated as suggested by Staff. Access to the new Lot 7 is proposed to be provided off the cul-de-sac of Liberty Court North.

Streets. The proposed streets appear to be meeting the City's minimum standards:

- Liberty Court is proposed to be 28-feet wide within a 60-foot right-of-way;
- A 60 foot cul-de-sac right-of-way width is provided with a 45 foot pavement radius;
- The cul-de-sac length is proposed to be 510 feet long;
- There is a proposed sidewalk to the west of this street. The residential maximum longitudinal grade is 6% with a sidewalk which appears to be feasible. Potential connections to this sidewalk should be considered moving forward.
- Surmountable concrete curb and gutter needs to be installed in single family areas with future driveways.

Street Naming. The proposed name of Liberty Court is consistent with the City's Street Naming Policy in that it starts with Li-, which is appropriate within the grid system. There are existing Li-streets both west and far east of this development on the grid pattern, and so it does not necessarily make sense to use an existing street's name, as it is not specifically in line with an existing street on the grid. Additionally, Northport Final Plat has already been recorded providing a street stub in to this development with the name of Liberty Court N.

Utilities – Municipal Water Supply and Municipal Sanitary Sewer. Public water and sanitary sewer service will be extended to the site with the development of Northport. The preliminary plans will need to include detailed utility construction plans that meet City engineering standards.

Environmental Review. The proposed development is within the Village Alternative Urban Area Wide Review (AUAR), which was completed in order to address the expected cumulative environmental impacts associated with the anticipated growth and development within the Village.

City Engineer Review. The City Engineer’s review comments are found as part of the attachments. Items of note are as follows. These are included as recommended conditions of approval.

- Preliminary plat and plans should be revised to dedicate additional right-of-way along 30th Street and/or to expand the storm water to the 100-year High Water Level (HWL) flood area.
- Written easement owner permission must be obtained, and copies provided to the City, for work to be completed within the Northern Natural Gas easement. The City must receive copies of the written permission prior to approval of the final plat.
- Written landowner permission must be submitted as part of the final plat development applications for any off-site grading work and storm water discharges to adjacent properties.
- There were a number of other amendments required to the plan for approval, which can be reviewed in the memo. It is a recommended condition of approval that all of these comments be addressed on the plans prior to submission of final plat for approval.

Fire Chief and Building Official Review. The Fire Chief and Building Official worked with Engineering to address any issues with this plat and provided no further comment.

Airport. The proposed development is not within the Lake Elmo Airport Existing Runway Protection Zones; however, the Metropolitan Airports Commission was given the opportunity to review the proposed development with the Preliminary Plat application and has provided a review memo, attached. From this review memo, it is a recommended condition of approval that the applicant be required to submit a disclosure statement (similar to that required of homes within Easton Village) that alerts prospective buyers about the proximity of the development to the airport and encourages appropriate noise attenuation construct practices for residential structures.

Lot Dimensions and Bulk Requirements. The proposed sketch plan appears to meet the lot dimensions and bulk requirements for the Village Urban Low Density Residential zoning district, except for Lot 1. This is the only lot that does not meet the required lot width at the setback line. It is a recommended condition of approval that this lot width be increased to 70 feet.

Standard	Required	Proposed
Minimum Lot Area	9,000 square feet	9,185 square feet – 41,980 square feet (average of 16,423 square feet)
Minimum Lot Width	70 feet	65-229.30 feet
Maximum Impervious Surface	35%	Unknown
Minimum Front Yard Setback	25 feet	Grading plan indicates this can be met
Minimum Interior Sideyard Setback (principal buildings)	10 feet	Grading plan indicates this can be met

Minimum Interior Sideyard Setback (accessory structures)	5 feet	N/A
Minimum Corner Sideyard Setback	15 feet	N/A
Minimum Rear Yard Setback	20 feet	All required rear yard setbacks appear to be met, including from the Northern Natural Gas Easement

Outlot A. Outlot A will be City-owned for ponding purposes. This development will also utilize Outlot H of Northport, which contains an infiltration basin.

Lot Easements. Lot easements (front, rear and side yard) need to be shown on the plan meeting City requirements.

Zoning Map Amendment. Zoning Map Amendments are typically processed during preliminary plat. As such, the applicant has requested a Zoning Map Amendment to rezone the property from Rural Single Family to Urban Low Density Residential. The properties to the north and east of the subject parcel are guided for Village Urban Low Density (V-LDR) and have been re-zoned to Urban Low Density Residential. This was because when these properties received Preliminary Plat approval, there did not exist a Village Urban Low Density zoning district. The V-LDR ordinance was created on 5/26/17. While it would be preferable that the property be rezoned the Urban Low Density in order to align with the zoning of surrounding parcels, the Zoning Code states that densities within the Urban Low Density Zoning District shall range from two 2 to 4 units per acre. Because the proposed density of the development is not within the 2-4 units per acre range, it is not appropriate to re-zone Urban Low Density Residential as the adjacent parcels are zoned. As such, Staff would recommend that the property be re-zoned V-LDR. This is consistent with the Comprehensive Plan in that the parcel is now guided for Village Urban Low Density Residential, as approved by the City Council on February 7, 2018 and the Metropolitan Council on March 14, 2018.

Planning Commission Review. The Planning Commission held a public hearing and considered the proposed Preliminary Plat and Zoning Map Amendment at its June 4, 2018 meeting. At the public hearing, there was concern brought up about the density and the greenbelt buffer encroaching on Lot 7. It was clarified that the zoning is Village Low Density Residential, which is not the same as Low Density Residential, and that the Village Low Density Residential zoning district requires that buffering/screening be provided on residential lots that encroach the Village Open Space Overlay District. As such, there was an added aforementioned condition of approval that the applicant provide a detailed site plan that showed the proposed house location along with screening and buffering to be approved by Council and protected by a landscape easement. There was also an adjacent property owner who questioned if he would be able to develop similarly to this parcel, as his property also has the Northern Easement running through it. It was clarified that the Draft 2040 Comprehensive Plan also guides his parcel as Village Low Density Residential, and so as long as he came up with a plan that worked and went through the required application processes and the development adhered to all City Code requirements and standards, then the property could develop.

Recommended Findings. Staff recommends the following findings in regards to the proposed Preliminary Plat:

- 1) That the Wyndham Village preliminary plat is consistent with the Lake Elmo Comprehensive Plan and the Future Land Use Map for this area.
- 2) That the Wyndham Village preliminary plat complies with the City's Village Urban Low Density Residential zoning districts with required condition of approval.
- 3) That the Wyndham Village preliminary plat complies with all other applicable zoning requirements, including the City's landscaping, storm water, sediment and erosion control and other ordinances, and is consistent with the City's engineering design standards with corrections as noted by the City Engineer Review Memo dated May 30, 2018.
- 4) That the Wyndham Village preliminary plat complies with the City's subdivision ordinance.

Recommended Conditions of Approval. Staff recommends the following conditions of approval:

1. That the City approve a Zoning Map Amendment to rezone the property from Rural Single Family to Village Low Density Residential
2. Homes within lots in which the Northern Natural Gas Company Easement (Document 384029) ("Northern Easement") is located shall maintain a 20 foot principal building rear yard setback from the Northern Easement.
3. All required modifications to the plans as requested by the City Engineer in a review letter dated May 30, 2018 shall be incorporated into the plans, and plans shall be approved prior to consideration of a final plat.
4. Preliminary plat and plans should be revised to dedicate additional right-of-way along 30th Street and/or to expand the storm water to the 100-year High Water Level (HWL) flood area.
5. Written easement owner permission must be obtained, and copies provided to the City, for work to be completed within the Northern Easement. The City must receive copies of the written permission prior to approval of the final plat.
6. Written landowner permission must be submitted as part of the final plat development applications for any off-site grading work and storm water discharges to adjacent properties.
7. The developer shall pay a cash contribution in lieu of land for park dedication equal to 10% of the fair market value of the entire parcel.
8. The developer shall obtain all required permits from Northern Natural Gas to perform construction work over the gas line that runs from north to south across this site.
9. The preliminary landscape plan shall be approved by the City prior to recording of the final plat.
10. The lot width of Lot 1 shall be increased to 70 feet, and all other lot dimension and bulk requirements of the Village Urban Low Density zoning district must be met.
11. The applicant shall provide a disclosure statement to all first homeowners in the development advising of the airport and associated over-flights as well as its proximity to the railroad and associated noise and vibration.

12. All builders shall be encouraged to incorporate interior noise reduction measures into single family residential structures within the subdivision based on the Metropolitan Council's Builder Guide.
13. All easements as requested by the City Engineer and Public Works Department shall be documented on the Final Plat prior to the execution of the final plat by City Officials.
14. Prior to recording the Final Plat, the Developer shall enter into a Developers Agreement acceptable to the City Attorney that delineates who is responsible for the design, construction, and payment of public improvements.
15. The Applicant shall provide a detailed site plan for Lot 7 showing the proposed house location and screening/buffering to be approved by Council and protected by a landscape easement.

FISCAL IMPACT:

There would be no fiscal impact to the City at this time, as the developer would be required to pay for any amendments needed to accommodate the increase in REC units. When the property develops, it will have urban services and will pay sewer and water connection charges, building permit fees and the like.

OPTIONS:

- Approve the proposed preliminary plat and zoning map amendment with recommended findings and conditions of approval.
- Amend Staff and Planning Commission-recommended findings and conditions of approval and approve the proposed preliminary plat and zoning map amendment.
- Do not approve the proposed preliminary plat and zoning map amendment, directing Staff to draft findings for denial and bring back to a future meeting.

RECOMMENDATION:

Staff and the Planning Commission recommend approval of the Wyndham Village Preliminary Plat and Zoning Map Amendment.

“Move to adopt Ord. 08-212 approving the proposed Zoning Map Amendment to rezone 11580 30th Street North from Rural Single Family to Village Urban Low Density Residential”

“Move to adopt Resolution 2018-066 approving the Wyndham Village Preliminary Plat subject to recommended findings and conditions of approval.”

ATTACHMENTS:

1. Application and Narrative
2. Preliminary Plat
3. Preliminary Landscape Plans
4. Engineer Review Memo
5. Metropolitan Airports Commission Review Memo
6. Resolution 2018-066 approving Preliminary Plat
7. Ord. 08-212 approving the Zoning Map Amendment



J.P. Bush H O M E S

May 4 2018

City of Lake Elmo Zoning Map Amendment and Preliminary Plat Narrative.

Property: 11580 30th Street North Lake Elmo MN 55043
James McLeod Revocable Trust (5.9 Acres)

Usage: Currently a single family ZONED: RURAL RESIDENTIAL
Request to Change to: LOW DENSITY RESIDENTIAL

Proposer: Mr. and Mrs. James McLeod Revocable Trust, Land Owner.
JP Bush Homes, Developer.

The proposed subdivision is called "Wyndham Village". James McLeod and the Developer, JP Bush Homes desires to keep this proposed Development in harmony with the Comprehensive Plan. McLeod's and JP. Bush Homes request Zoning our subdivision to LOW DENSITY RESIDENTIAL. In addition: The developer has followed, organized and done the items listed here within to create a reasonable request for the change of Zoning Map and Preliminary Plat.

1. Completed applications and approvals for the Comprehensive Plan.
2. Completed the required documents for the Zoning map Amendment and Preliminary Plat (attached)

The attached documents are a complete set of the documents required Preliminary Plat and Land Use Zoning Map Amendment. They are listed.

1. Applications and required Fees for Zoning Map Amendment \$1,245.00 Escrow \$2,500.00 Preliminary Plat \$1,850.00 Escrow \$10,000.00.
2. Copies of detailed road designs, Storm Water Management, Grading and site engineering, (Plowe Engineering).
3. Copies of certified Survey (Landmark Survey).
4. Copies of Landscape designs (Calyx Design Group).
5. Mailing labels from Washington County of all Neighbors within 350 feet.

The Landscape plans description.

Sheet L1: Preliminary Tree Inventory Plan:

- This sheet illustrates the locations of both the trees the current owner had planted, locations of some volunteer trees, and anticipated adjacent development new tree & buffering locations. Numbered tree tags were applied to both

Sheet L2: Preliminary Landscape Plan:

- This sheet shows the locations of existing trees to remain, existing trees to be re-located via mechanical spade, and new nursery stock to be planted. A staggered row of evergreen trees is shown along the west and southern edges for screening.

Sheet L3: Field Tree Inventory Log:

- This sheet reflects all tagged trees on the property, including if they were owner-planted or volunteer and which trees will be transplanted. Existing trees to remain and to be relocated are as shown on Plan Sheet L1.

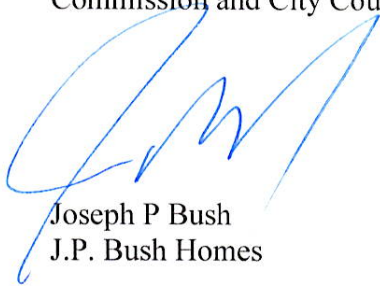
Sheet L4: Landscape Details Sheet:

- This sheet illustrates the new trees to be planted on the proposed lots, the City of Lake Elmo Tree Protection detail and standard notes.

Sheet L5: Landscape Details Sheet:

- This sheet illustrates City of Lake Elmo standard tree planting and irrigation controls details.

The above description along with all the required documents and planning that have been performed allow the Planning Commission and City Council proper information to make decisions on Rezoning Map Amendment and Preliminary Plat approval. Please accept our plan and submissions to the City of lake Elmo Planning Commission and City Council.



Joseph P Bush
J.P. Bush Homes

PRELIMINARY PLAT WYNDHAM VILLAGE

Part of the Southwest Quarter of the Southeast Quarter of Section 13, Township 29 North, Range 21 West,
City of Lake Elmo, Washington County, Minnesota

Property Owner: James R. McLeod Revocable Trust
11580 30th Street North
Lake Elmo, Minnesota 55042

PID: 13.029.21.43.0001

Developer:



J.P. Bush
HOMES
1980 Quasar The South
Lakeland, Minnesota 55043
651-775-4222

TOTAL PARCEL AREA = 5.974 acres ±
(260,206 SQUARE FEET)

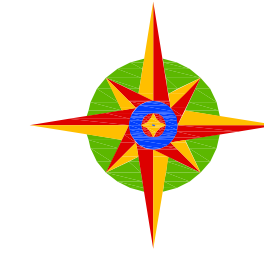
Proposed Lots = 10

Existing Zoning = RS - RURAL SINGLE FAMILY

Proposed Zoning - LDR - URBAN LOW DENSITY RESIDENTIAL

Legend

- Denotes found 1/2 inch iron pipe monument, with a plastic cap, License Number 9232, unless otherwise noted.
 - Denotes existing parcel boundary.
 - - - Denotes proposed parcel boundary.
 - Denotes existing major contour.
 - - - Denotes existing minor contour.
 - Denotes existing building.
 - - - Denotes existing underground utility as labeled.
 - Denotes overhead utility lines.
 - - - Denotes existing easement boundary.
 - - - Denotes edge of bituminous street or trail (may include concrete curb).
 - - - Denotes edge of existing concrete or bituminous surface as labeled.
 - - - Denotes adjoining parcel boundaries per data published by Washington County.
 - Denotes proposed building location.
 - Denotes building setback line.
 - - - Denotes section line.
 - Denotes storm water facility as labeled.
 - Denotes water main as labeled.
 - Denotes sewer main as labeled.
 - - - Denotes dimension or note leader line.
 - - - Denotes deed call dimension line.
 - ⊙ Denotes catch basin.
 - T.N.H. ELEV = ⊕ Denotes existing hydrant and existing top nut elevation.
 - ⊕ Denotes existing water valve.
- Distances are in feet and decimals of a foot.
Distances and dimensions shown to the nearest foot or degree, 10.33, 60, 90°, etc., are exact extrinsic values.
Bearings are based on the Washington County Coordinate System, NAD 83, 1986 Adjustment.
Elevations are based on the North American Vertical Datum of 1988.



Landmark Surveying, Inc.

21070 Olinda Trail North
P.O. Box 65
Scandia, Minnesota 55073

Office number: 651-433-3421
Cell number: 651-755-5760
E-mail: inthefield@frontiernet.net

Property Description:

Quit Claim Deed, Document No. 3102032

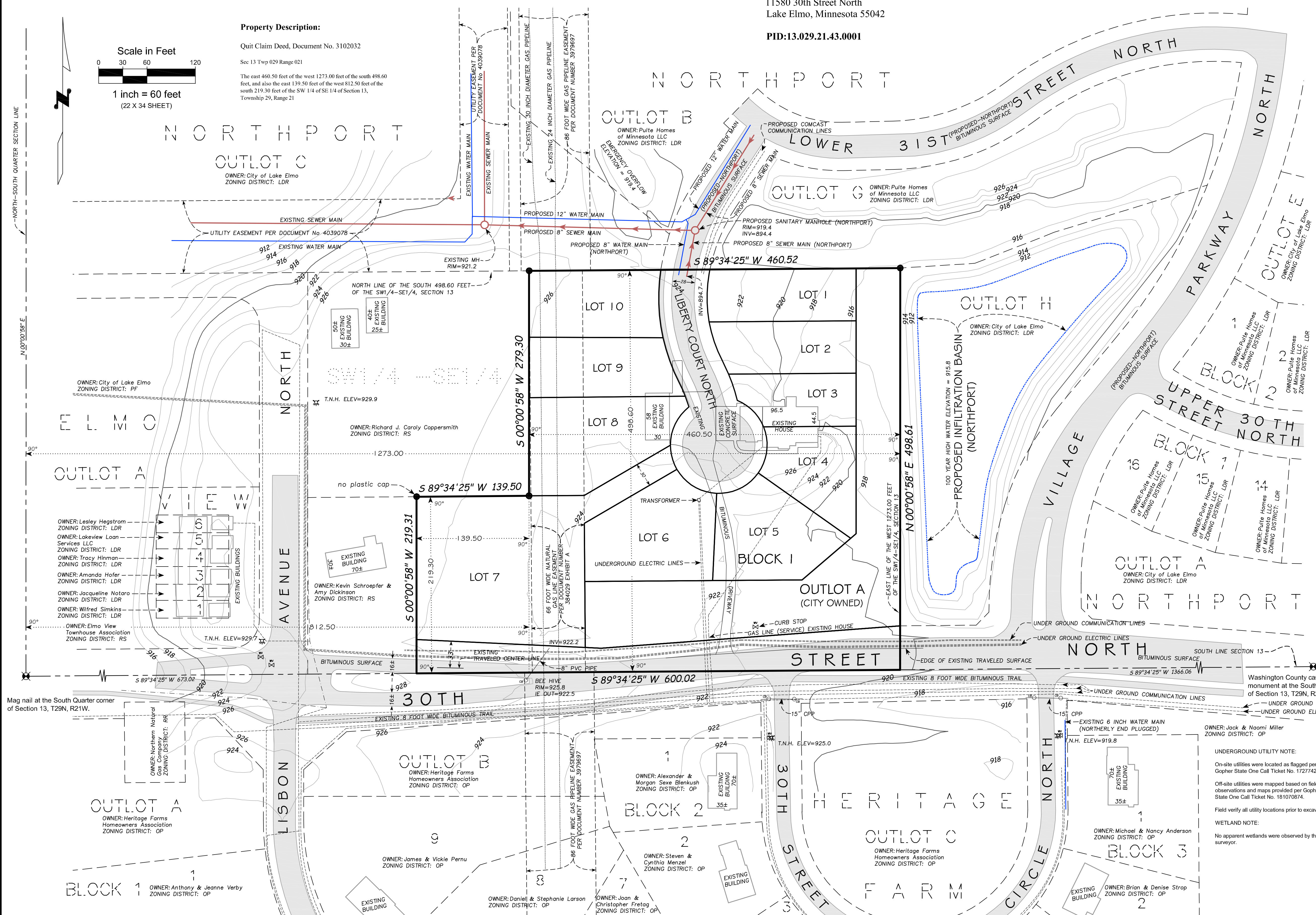
Sec 13 Twp 029 Range 021

The east 460.50 feet of the west 1273.00 feet of the south 498.60 feet, and also the east 139.50 feet of the west 812.50 feet of the south 219.30 feet of the SW 1/4 of SE 1/4 of Section 13, Township 29, Range 21

Scale in Feet



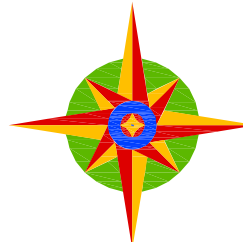
1 inch = 60 feet
(22 X 34 SHEET)



UNDERGROUND UTILITY NOTE:
On-site utilities were located as flagged per Gopher State One Call Ticket No. 172774222.
Off-site utilities were mapped based on field observations and maps provided per Gopher State One Call Ticket No. 151070874.
Field verify all utility locations prior to excavation.

WETLAND NOTE:
No apparent wetlands were observed by the surveyor.

OFFICIAL COPIES OF THIS MAP ARE CRIMP SEALED
I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.
Landmark Surveying, Inc.
Milo B. Horak
Milo B. Horak, Minnesota License No. 52577
Date: MAY 04, 2018



Landmark Surveying, Inc.

21070 Olinda Trail North
P.O. Box 65
Scandia, Minnesota 55073

Office number: 651-433-3421
Cell number: 651-755-5760
E-mail: inthefield@frontiernet.net

PRELIMINARY PLAT WYNDHAM VILLAGE

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City of Lake Elmo, Washington County, Minnesota

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PID:13.029.21.43.0001

Developer:



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TOTAL PARCEL AREA = 5.974 acres ±
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Proposed Lots = 10

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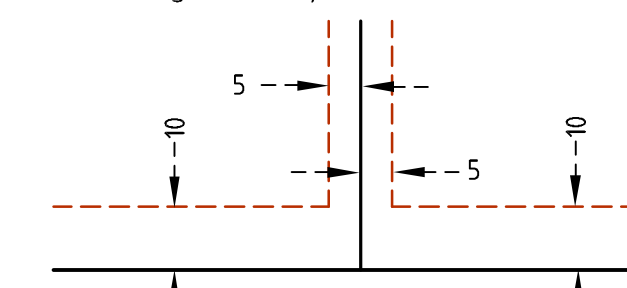
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Legend

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- Denotes existing parcel boundary.
- Denotes proposed parcel boundary.
- Denotes existing major contour.
- Denotes existing minor contour.
- Denotes existing building.
- Denotes existing underground utility as labeled.
- Denotes existing easement boundary.
- Denotes edge of bituminous street or trail (may include concrete curb).
- Denotes edge of existing concrete or bituminous surface as labeled.
- Denotes adjoining parcel boundaries per data published by Washington County.
- Denotes proposed building location.
- Denotes building setback line.
- Denotes proposed drainage and utility boundary line.
- Denotes section line.
- Denotes storm water facility as labeled.
- Denotes water main as labeled.
- Denotes sewer main as labeled.
- Denotes dimension or note leader line.
- Denotes deed call dimension line.
- CB Denotes catch basin.

Distances are in feet and decimals of a foot.
Distances and dimensions shown to the nearest foot or degree, 10, 33, 60, 90°, etc., are exact extrinsic values.
Bearings are based on the Washington County Coordinate System, NAD 83, 1986 Adjustment.
Elevations are based on the North American Vertical Datum of 1988.

Drainage and utility easements are shown thus:



Being five feet in width and adjoining all lot lines and 10 feet in width and adjoining public ways, unless otherwise indicated on this proposed plat.

OFFICIAL COPIES OF THIS MAP ARE CRIMP SEALED

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Landmark Surveying, Inc.

Milo B. Horak
Milo B. Horak, Minnesota License No. 52577

MAY 04 2018
Date

Job No. 2016-70
SHEET 2 OF 2

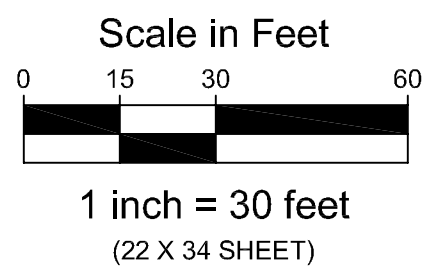
N O R T H P O R T

N O R T H P O R T

N O R T H P O R T

OWNER: Richard J. Caroly Coppersmith
ZONING DISTRICT: RS

PROPOSED BUILDING SETBACKS:
FRONT YARD - 25 FEET
SIDE YARD - 10 FEET (PRINCIPAL STRUCTURE)
SIDE YARD - 5 FEET (ATTACHED GARAGE)
REAR YARD - 20 FEET



no plastic cap

S 89°34'25" W 139.50

S 00°00'58" W 219.31

N 87°18'54" W 229.30

30TH

STREET

S 89°34'25" W 600.02

DEDICATED RIGHT OF WAY
23,797 SQ. FT.

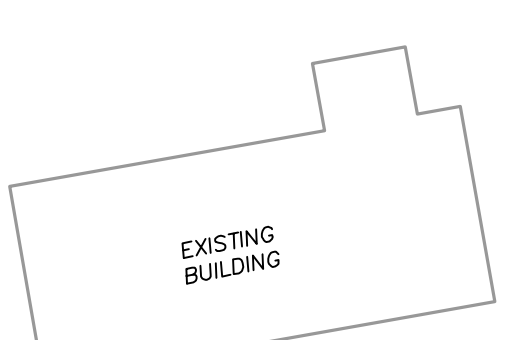
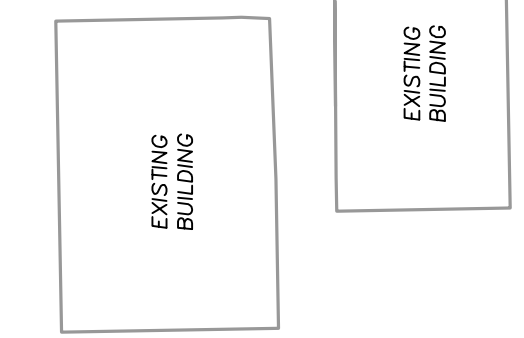
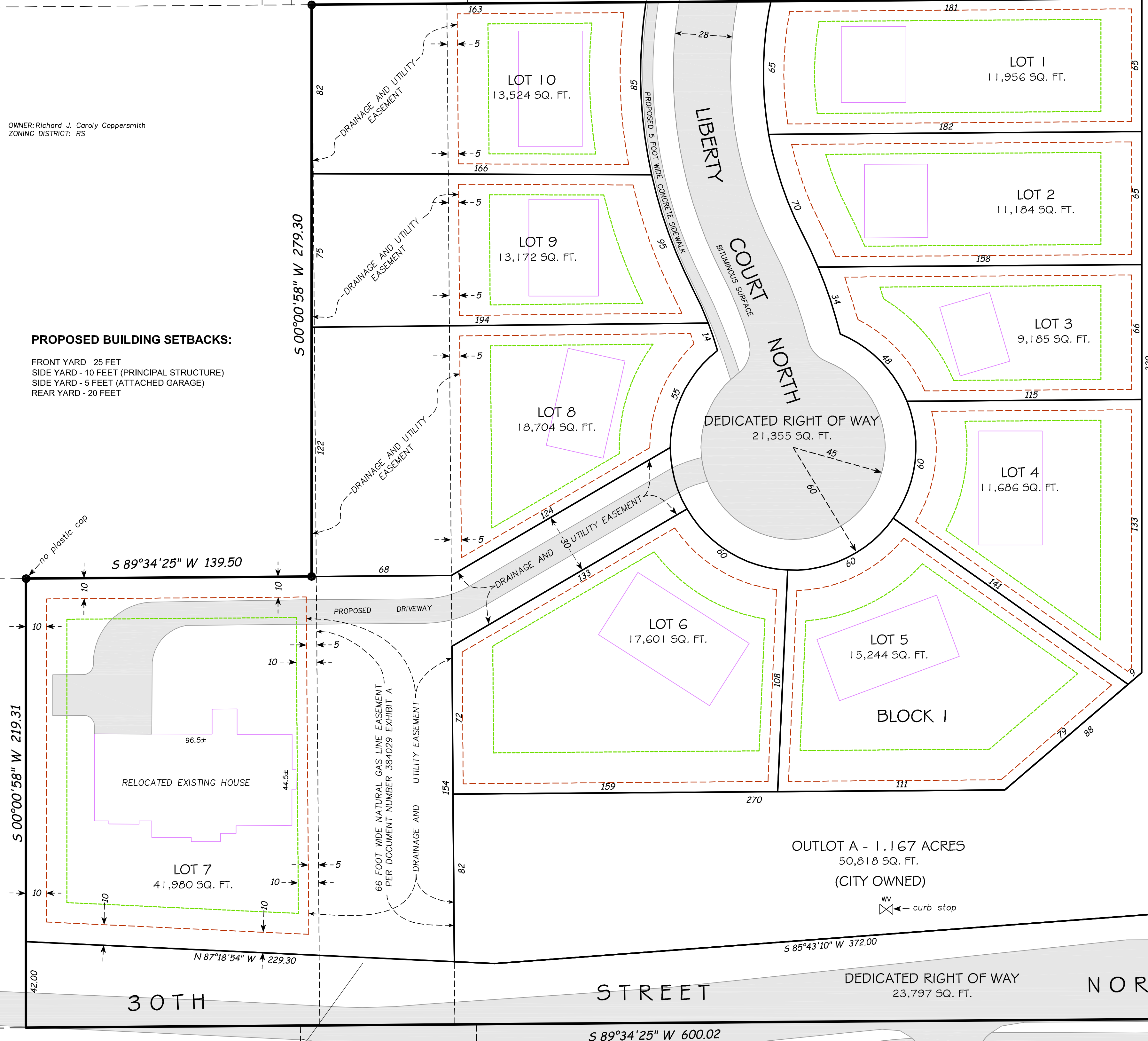
NORTH

N 00°00'58" E 498.61

S 89°34'25" W 460.52

LIBERTY COURT NORTH
BITUMINOUS SURFACE
DEDICATED RIGHT OF WAY
21,355 SQ. FT.

OUTLOT A - 1.167 ACRES
50,818 SQ. FT.
(CITY OWNED)

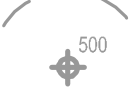





OWNER: Kevin Schroeffer & Amy Dickinson
ZONING DISTRICT: RS

ADJACENT DEVELOPMENT

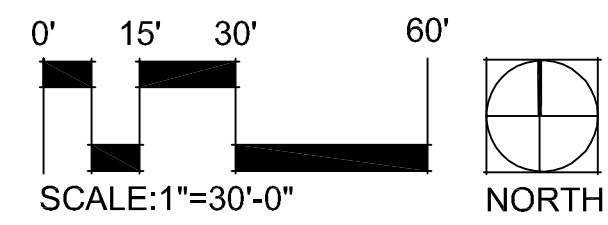
ADJACENT DEVELOPMENT

Landscape Symbols Legend:

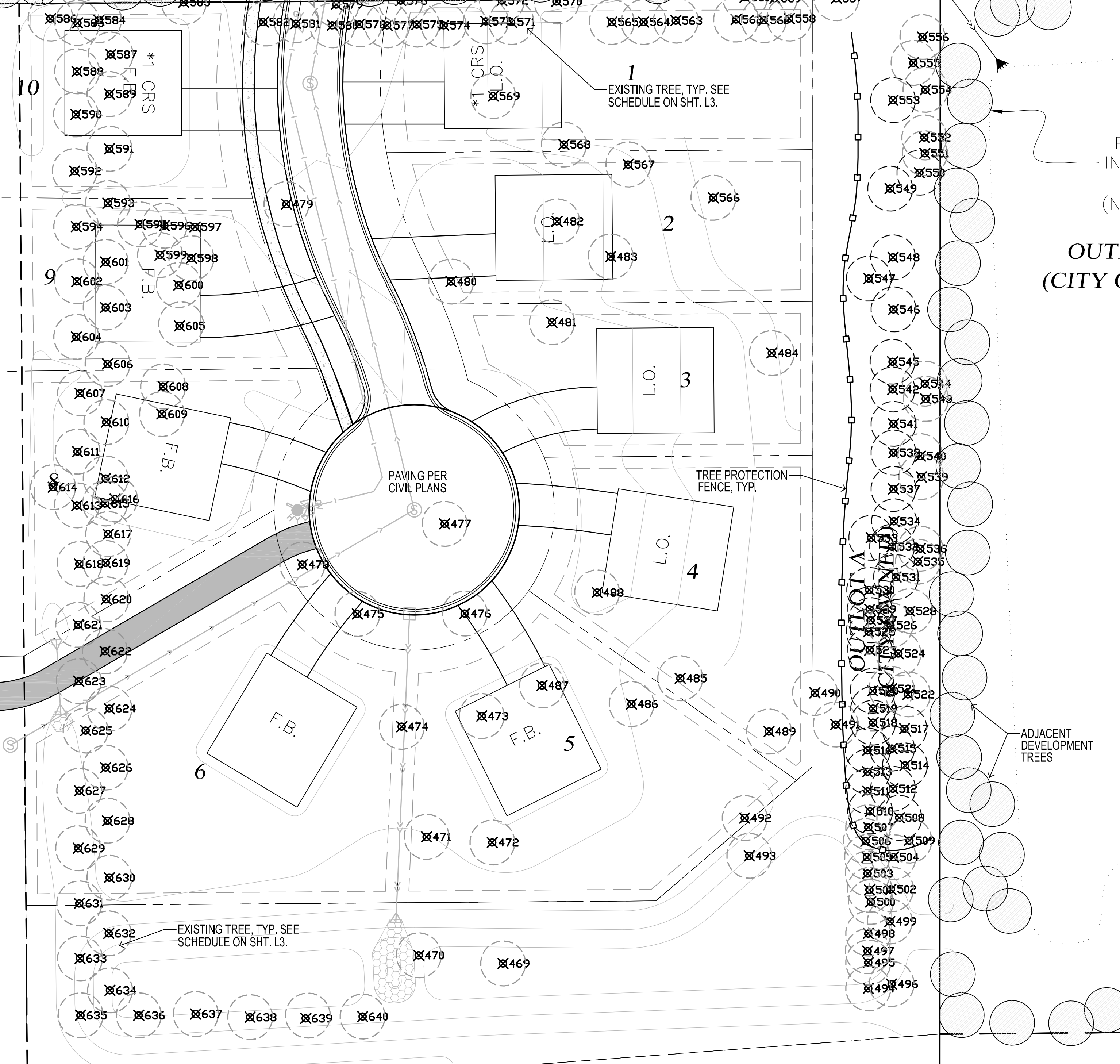
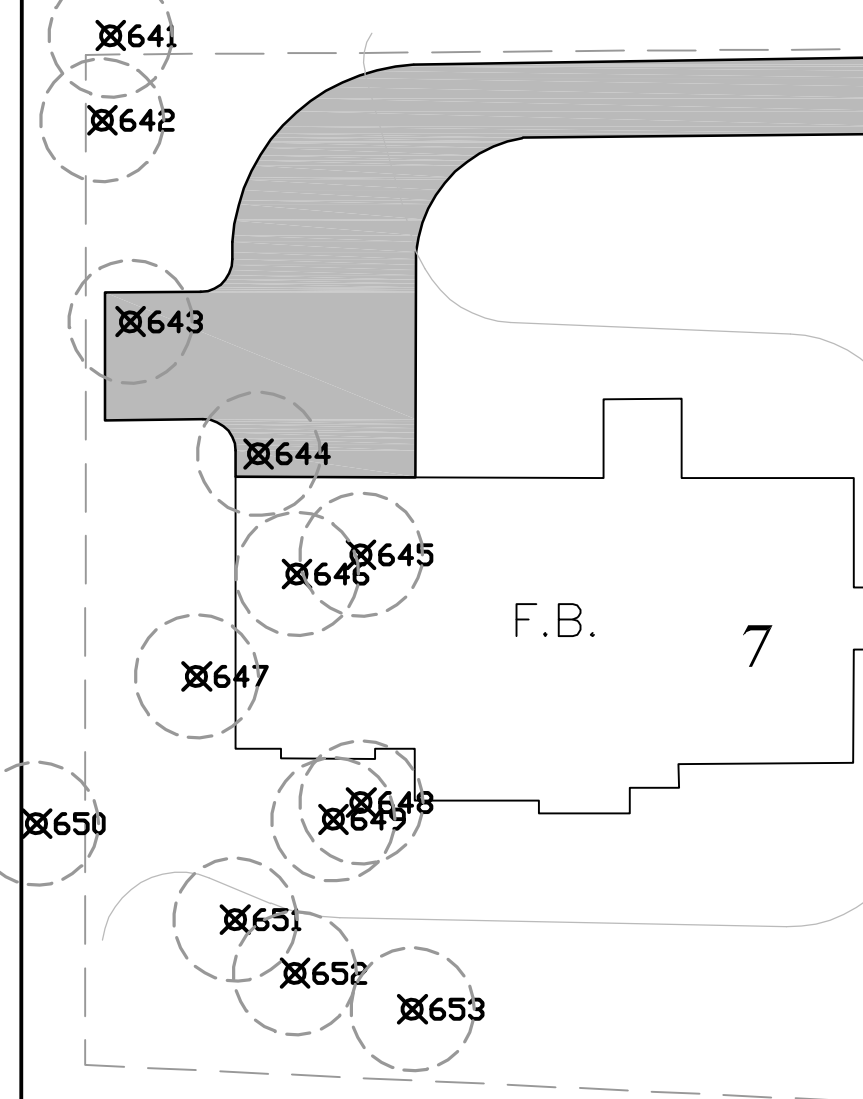
-  Existing Tree to be Removed or Re-Located
-  Existing Tree in New Location (Spaded)
-  Proposed New 2.5" Cal. Tree
-  Existing Tree to Remain

General Notes:

- All disturbed areas to be sodded by developer.
- See Civil Engineer's plans for site plan layout and dimensions.
- Contractor to coordinate all work in the city right-of-way with City of Lake Elmo Public Works Department.
- See adjacent developer's landscape plan for specific plant materials proposed along common property lines.
- Landscape contractor is responsible for watering all trees, shrubs, & turf grass outside the irrigation limits for 30 days after installation or until plant establishment.
- Trees to be relocated shall be moved with a mechanical tree spade by a qualified contractor. Fence-off any spade holes until an earth plug is in place.
- During tree spading, flag the north side of trees before relocation and re-install tree in same direction. Install a 6' diameter tree ring around newly spaded trees.



EXISTING TREE LINE



30TH STREET NORTH

DRAWN BY: M.F. DESIGN BY: B.H.
 CHCKD BY: B.H. PROJ. NO. 18-143
 ORIGINAL DATE: MAY 7, 2018

DATE	REVISION DESCRIPTION

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Landscape Architect under the laws of the State of Minnesota.


PRELIMINARY

BENJAMIN D. HARTBERG, PLA
 LIC. NO. _____
 DATE: _____

WYNDHAM VILLAGE
 LAKE ELMO, MN
 PRELIMINARY LANDSCAPE PLAN

PREPARED FOR:
 J.P. BUSH HOMES

SITE PLANNING & ENGINEERING
PLOWE ENGINEERING, INC.
 6776 LAKE DRIVE
 SUITE 110
 LINO LAKES, MN 55014
 PHONE: (651) 361-8210
 FAX: (651) 361-8701

 **CALYX DESIGN GROUP**
 Landscape Architecture
 Sustainable Design
 Planning
 370 Selby Avenue
 Decatur Building, Suite 301
 Saint Paul, MN 55102
 Telephone: 651.789.9018
 Internet: www.calyxdesigngroup.com



ADJACENT DEVELOPMENT


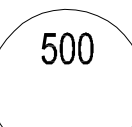
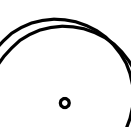

ADJACENT DEVELOPMENT

OUTLOT
(CITY OWNED)

ADJACENT DEVELOPMENT

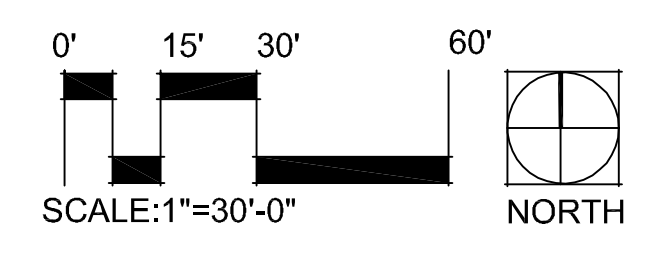
30TH STREET NORTH

Landscape Symbols Legend:

-  Existing Tree
-  Existing Tree in New Location (Spaded)
-  Proposed New 2.5" Cal. Tree
-  Existing Tree to Remain

General Notes:

1. All disturbed areas to be sodded by developer.
2. See Civil Engineer's plans for site plan layout and dimensions.
3. Contractor to coordinate all work in the city right-of-way with City of Lake Elmo Public Works Department.
4. See adjacent developer's landscape plan for specific plant materials proposed along common property lines.
5. Landscape contractor is responsible for watering all trees, shrubs, & turf grass outside the irrigation limits for 30 days after installation or until plant establishment.
6. Trees to be relocated shall be moved with a mechanical tree spade by a qualified contractor. Fence-off any spade holes until an earth plug is in place.
7. During tree spading, flag the north side of trees before relocation and re-install tree in same direction. Install a 6' diameter tree ring around newly spaded trees.



EXISTING TREE LINE

EASEMENT AREA
NO TREES

EASEMENT AREA
NO TREES

PAVING PER
CIVIL PLANS

EXISTING TREES
TO REMAIN

ADJACENT DEVELOPMENT
TREES

POND PER CIVIL PLANS

POND PER CIVIL PLANS

PRELIMINARY LANDSCAPE LAYOUT PLAN:

DRAWN BY: M.F.	DESIGN BY: B.H.
CHKD BY: B.H.	PROJ. NO. 18-143
ORIGINAL DATE: MAY 7, 2018	

DATE	REVISION DESCRIPTION

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PRELIMINARY

BENJAMIN D. HARTBERG, PLA
LIC. NO. _____
DATE: _____

PREPARED FOR:
J.P. BUSH HOMES

SITE PLANNING & ENGINEERING

PLOWE ENGINEERING, INC.

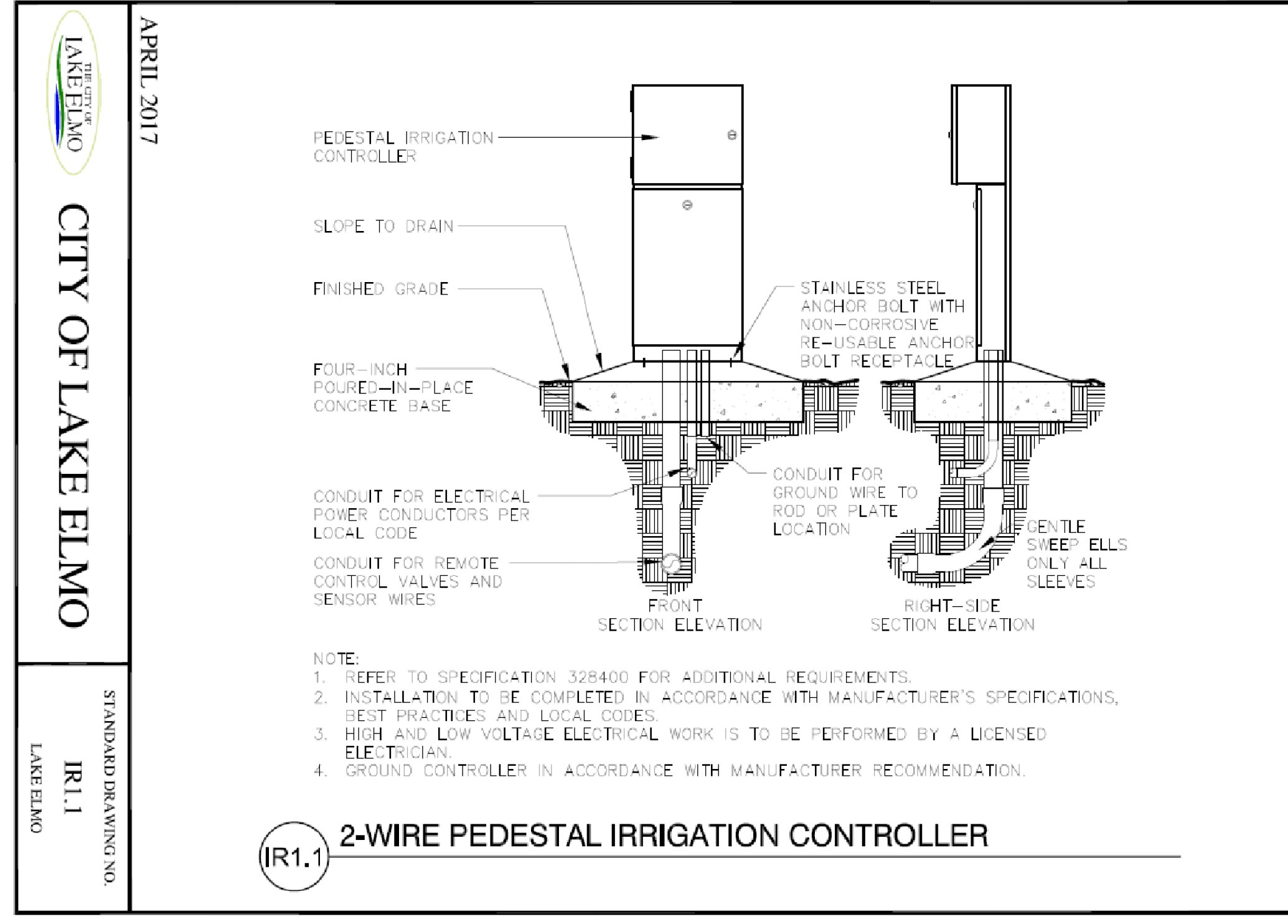
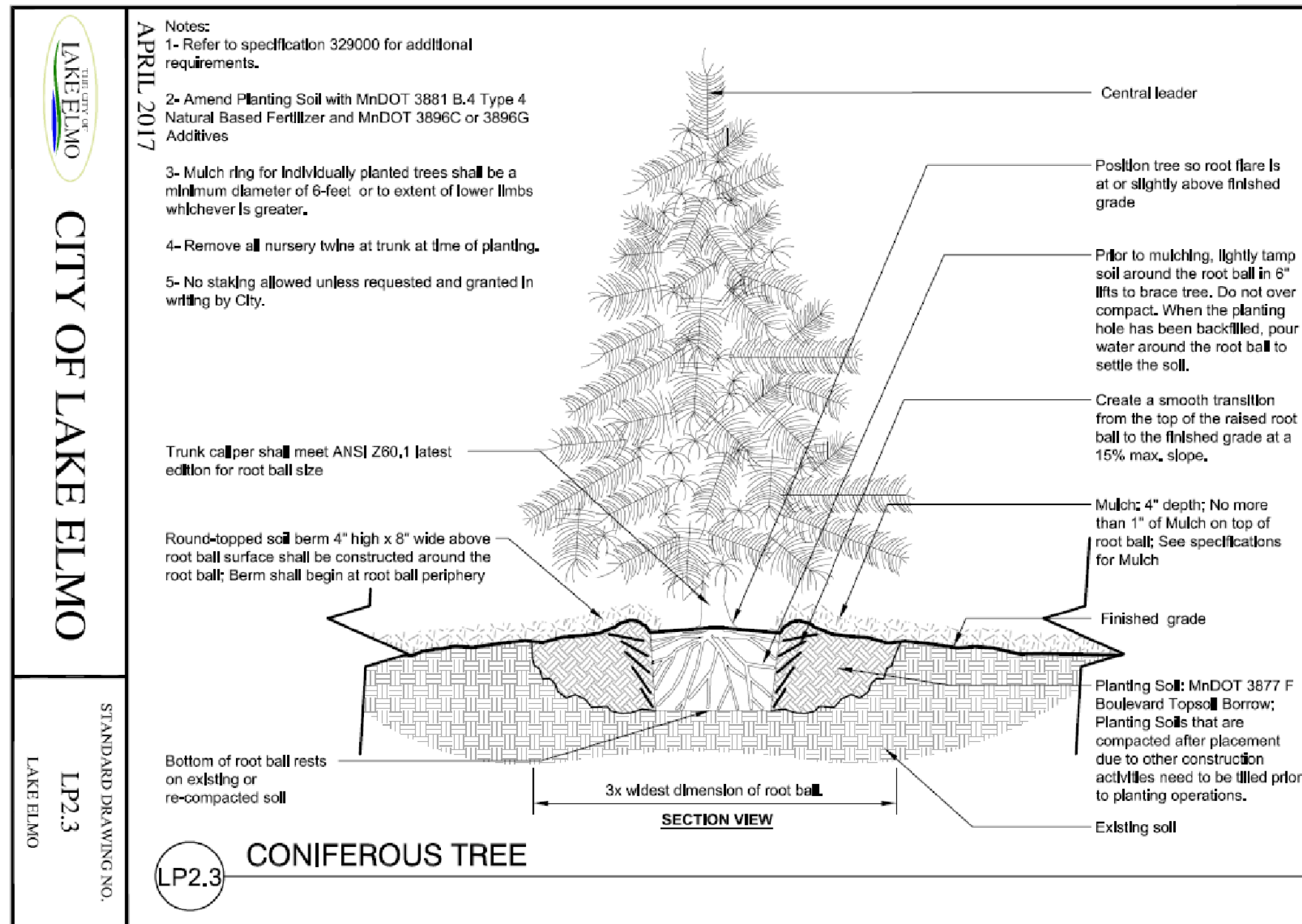
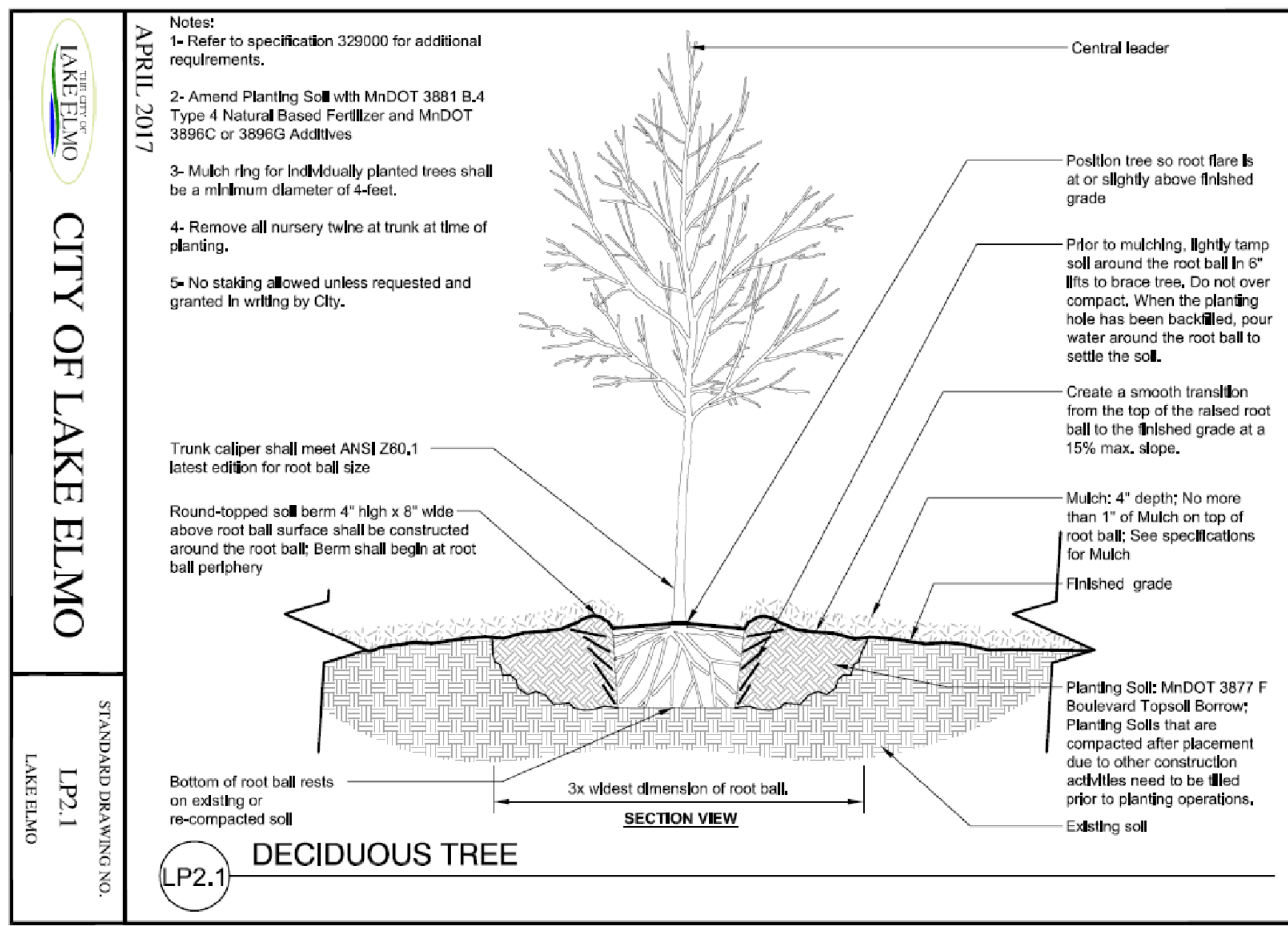
6776 LAKE DRIVE
SUITE 110
LINO LAKES, MN 55014
PHONE: (651) 361-8210
FAX: (651) 361-8701

cdg

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Internet: www.calyxdesigngroup.com

L2



General Notes:

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PRELIMINARY
 BENJAMIN D. HARTBERG, PLA
 LIC. NO.

WYNDHAM VILLAGE
 LAKE ELMO, MN
 LANDSCAPE DETAILS

PREPARED FOR:
 J.P. BUSH HOMES

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MEMORANDUM

FOCUS ENGINEERING, inc.

Cara Geheren, P.E. 651.300.4261
Jack Griffin, P.E. 651.300.4264
Ryan Stempski, P.E. 651.300.4267
Chad Isakson, P.E. 651.300.4283

Date: May 30, 2018

To: Emily Becker, Planning Director
Cc: Rob Weldon, Public Works Director
Chad Isakson, Assistant City Engineer
From: Jack Griffin, P.E., City Engineer

Re: Wyndham Village Preliminary Plan Review

An engineering review has been completed for Wyndham Village. Preliminary Plat/Plans were received on May 8, 2018. The submittal consisted of the following documentation:

- Wyndham Village Preliminary Plat, dated May 4, prepared by Landmark Surveying, Inc.
 - Wyndham Village Preliminary Plans, Sheets C1.1-C5.2, dated May 4, 2018, prepared by Plowe Engineering.
 - Stormwater Management Plan, dated May 8, 2018, prepared by Plowe Engineering.
 - Landscape Plans, Sheets L1-L5, dated May 7, 2018, prepared by CalYX Design Group.
 - Preliminary Plan Narrative, dated May 4, 2018, prepared by J.P.Bush Homes.
-

STATUS/FINDINGS: Engineering has prepared the following review comments:

PRELIMINARY PLAT

- Preliminary plat approval should be contingent upon all public improvements that support the development being designed and constructed in accordance with the City Engineering Design Standards Manual dated March 2017 and as identified within this plan review memorandum.
- Preliminary plat approval should also be contingent upon the preliminary plans being revised and approved by the City prior to the City accepting an application or plans for final plat.
- Right-of-way/Easement Dedication. The Preliminary Plat and all preliminary plan sheets must be revised to dedicate additional right-of-way along 30th Street North to ensure a minimum 30th Street boulevard of 16 ft. along the entire length of the plat. The current plans show a varied boulevard width from 11-25 feet. In addition, a 10 ft. utility corridor must be reserved (at boulevard grades) for small utilities. The proposed storm water facilities (including the 100-year HWL) must be revised further north to prevent encroachment onto the 10 ft. utility corridor.
- Outlot A must be dedicated to the City for storm water maintenance. Outlot A has been shown as City-owned on the preliminary plat and plans as required. Outlot A may need to be revised to accommodate additional right-of-way along 30th Street and/or to expand the storm water 100-year HWL flood area.
- Drainage and utility easements are required over all storm sewer, sanitary sewer and watermain not located on City Outlots and right-of-way, minimum 30-feet in width centered on the pipe/structure. Easements must be shown on the Preliminary Plat, Utility Plans and Grading Plans.
 - Additional easement is required over the storm sewer outfall pipe between Lots 5 and 6.
 - Additional easement is required for the proposed Lot 7 driveway culvert.

- Additional easement is required over Lot 6 for the sanitary sewer pipe from MH-2 to MH-3, or this pipe must be realigned to the center of the Lot 7 driveway.
- All emergency overflow elevations must be fully protected by drainage easement.
- Written easement owner permission must be obtained, and copies provided to the City, for work to be completed within the gas main easement. The City must receive copies of the written permission prior to the approval of final plat.
- Written landowner permission must be submitted as part of the final plat development applications for any off-site grading work and storm water discharges to adjacent properties.
- Access Management. The Preliminary Plans shows access to the plat from the Northport subdivision along Liberty Court. This access was pre-planned with the adjacent subdivision and preserves the proper access management along 30th Street North.

STORMWATER MANAGEMENT

- The site plan is subject to a storm water management plan meeting State, VBWD and City rules. Additional City review is necessary for plan changes made to meet these requirements.
- Storm water facilities proposed as part of the site plan to meet State and VBWD permitting requirements must be constructed in accordance with the City Engineering Design Standards Manual.
- The storm water management must be revised to demonstrate rate control for each discharge location rather than a combined discharge. The model must also be revised to correct the pre and post drainage areas based on existing contours rather than property lines.
- The model must evaluate the HWL changes to the Northport Infiltration basin due to areas of direct discharge and plan revisions must be made to ensure the HWL does not increase.
- The model must be revised to include the 10-day 100-year snowmelt condition.
- The storm water management plan must demonstrate volume control requirements being met.
- The storm water management plan executive summary must identify the rate control for each discharge point and summarize the BMP normal water and resulting high water levels for each basin.

GRADING, DRAINAGE AND EROSION CONTROL

- Add north arrow and plan scale.
- Add Grading and Erosion Control City Standard Plan Notes dated March 2017 (Details 600A, 600B, 600C, and 600D) to the plan.
- Add all lot corner elevations.
- The grading plans must be updated to provide all existing conditions along 30th Street including right-of-way widths, street widths from centerline, lane configurations, signs, and all other physical features.
- The plans must show all existing and proposed normal water level (NWL) and high water level (100-year HWL) for all water bodies within and adjacent to the property, including Northport infiltration basin. Add 100-year HWL contour for all ponds and verify that the 100-year HWL is fully contained within the Outlot. This information is incomplete and must be revised for further review.
- The plans must be updated to show the pond maintenance access roads to the facilities and must be a minimum of 20 ft. wide and at grades that do not exceed 10%.
- The plans must show a 10:1 aquatic bench and 10:1 maintenance bench around the storm water pond.
- The Stormwater Facility Outlots must fully incorporate the 100-year HWL, 10-foot maintenance bench and all maintenance access roads.
- Add Outlet Control structure meeting City standards to replace the 15-ft. wide pond overflow as the primary outlet. The overflow should remain as an emergency overflow.

RESIDENTIAL STREETS

- Public street standards. Liberty Court must be designed to meet the City's Engineering Design Standards. A 60 ft. right-of-way width with 28 ft. wide street has been shown as required; and a 60 ft. cul-de-sac R/W radius with 45 ft. cul-de-sac pavement radius has been shown as required.

- Liberty Court will result in a 510 ft. long cul-de-sac, meeting City standards.
- Surmountable concrete curb and gutter shall be installed in single family residential areas with future driveways.
- Pedestrian facilities: A 6 ft. wide sidewalk has been shown along Liberty Court as required. The City should review any potential connections to this sidewalk.
- Ten (10) foot utility easements are required on either side of all right-of-ways.

STREET AND STORM SEWER PLANS

- Correct plan view scale.
- Label street and right-of-way width, and label cul-de-sac pavement and right-of-way radius.
- Label concrete sidewalk width on the plan.
- Add pedestrian ramp (call-out in plan view) where sidewalk terminates at cul-de-sac.
- Add City standard Typical Section per City detail 805 on the street plans. All information shown in the City details must be shown on the typical section including cross-slopes, boulevard tree setbacks, sidewalk location and 10-ft. small utility corridors on each side of right-of-way.
- Add City standard detail 801 on the street plans to detail the minimum project pavement section.
- Add City Standard Sidewalks and Trails Plan Notes dated March 2017 (Detail 500A).
- Add City Standard Storm Sewer Plan Notes dated March 2017 (Detail 400A).
- Revise street profile to meet City standards for vertical crest curve $K=19$ minimum.
- Label all storm sewer structures including FES.
- The storm sewer system shall be designed to maintain the City standard **minimum** pipe cover of 3.0 feet. Revise storm sewer from CBMH to FES to maintain minimum 3-ft. pipe cover.
- Per City requirements all storm sewer pipe easements must be a minimum 30-feet in width. Additional easement is required over Lots 5 and 6 to provide a minimum 30-ft easement centered over the pipe.
- Add profile for proposed driveway culvert and verify 30 ft. easement over pipe and structures.
- Add storm sewer structure table showing casting type and build.
- Call-out sump manhole in plan view.
- Drain tile is required as part of the City standard street section at all localized low points in the street. Coordinate with Northport to extend drain tile per City standards, minimum 100 ft. on each side of road, from existing catch basins in Northport development, south along Liberty Court. End each drain tile with a clean-out.

MUNICIPAL WATER SUPPLY

- Municipal water supply is available immediately adjacent to the proposed development along Liberty Court. The applicant is responsible to extend the municipal water into the development site at developer's cost.
- No trunk watermain oversizing applies.

MUNICIPAL SANITARY SEWER

- Municipal sanitary sewer is available immediately adjacent to the proposed development along Liberty Court. The applicant is responsible to extend sanitary sewer into the development site at developer's cost.
- No trunk sewer oversizing applies.

SANITARY SEWER AND WATERMAIN PLANS

- Add plan scale and north arrow.
- Add City Standard Watermain Plan Notes dated March 2017 (Detail 200A) to the utility plan.
- Add City Standard Sanitary Sewer Plan Notes dated March 2017 (Detail 300A) to the utility plan.
- Add existing gas main(s) and show pipe size, material and location (dimensions from easement edge). Gas main depths must be field verified and placed on the plans at water/sewer service crossing.
- Add and clearly show gas main easement area and contact information.

- Extend water and sewer service for Lot 7 completely across gas main easement as part of the development improvements. Show extensions on the utility plan.
- Revise 6" PVC sewer pipe with City minimum 8" PVC sewer main.
- Realign the sewer pipe to the centerline of the Lot 7 drainage and utility easement. The pipe requires a minimum 30-ft easement centered over the pipe.
- Relocate MH-3 to remain a minimum 15-ft outside of the gas main easement.
- Add water and sewer service stubs to each lot including sewer stub invert.
 - All water/sewer stubs must be perpendicular to the street. Watermain and sewer main realignment will be necessary in the cul-de-sac to meet this requirement.
 - Sanitary sewer service pipe to be called-out as Schedule 40 and stubbed 10ft. beyond the right-of-way.
 - All curb stops to be located 10 ft. beyond the right-of-way.
 - Water/sewer stubs cannot terminate within a paved driveway surface.
- Add sewer manhole to realign watermain/sewer main to remain under bituminous paved surface.

SIGNING/PAVEMENT MARKING/LIGHTING PLAN

- Add signing, pavement marking and lighting plan per City standard plan format. Update sheet index.
- Add Signing/Pavement Markings/Lighting Plan Notes dated March 2017 (Detail 900A).
- Add one City standard light pole at the end of the cul-de-sac.
- Add Street Light Note to indicate "Residential street lights shall be Xcel Energy 100W HPS California Acorn (Black in Color) with a 15 ft. Aluminum Pole (Black in Color)".
- Add three (3) "No Parking" signs for no parking around cul-de-sac. No parking signs to be MnMUTCD R8-3, 18"x18".

DETAILS

- Sheets C4.1-C4.3. Add City details 210, 419, 420, 507A-E, 508, 511, 514, 805, 901, 902, and 903.

SPECIFICATIONS

- Submit Project Specifications for Wyndham Village for staff review using the City Standard Specifications dated March 2017.
- If supplementary specifications are also submitted, the following statement must be placed as the first clause of the supplementary provisions, *"The City Standard Specifications for Public Infrastructure, dated March 2017, shall apply to the work performed under this contract. Any supplemental specifications are intended to supplement the City Standard Specifications, however they do NOT supersede the City Standard Specifications, Details, Design Standards, or ordinances unless specific written approval has been provided by the City."*

LANDSCAPE PLAN:

- This review does not cover the Landscape Plan or Irrigation Plan. Plan review to be completed by other City representatives.
- The Landscape Plans must be revised to accommodate maintenance access to all storm water BMPs. Grades along pond access cannot exceeded 10% and must be a minimum of 20 feet in width. Maintenance access from public right-of-ways must be shown on the Landscape Plans.



Metropolitan Airports Commission

6040 28th Avenue South, Minneapolis, MN 55450 • 612-726-8100 • metroairports.org

May 14, 2018

Ms. Emily Becker
Planning Director
City of Lake Elmo
3800 Laverne Avenue N
Lake Elmo, Minnesota 55042

Re: Wyndham Village Preliminary Plat Review Comments

SENT VIA EMAIL (ebecker@lakeelmo.org)

Dear Ms. Becker:

As requested in your correspondence dated May 8, 2018, the Metropolitan Airports Commission (MAC) has reviewed the Wyndham Village Preliminary Plat documents. We appreciate the opportunity to review the documents, and offer the following comments.

Land Use and Aircraft Noise

The proposed residential development is located in close proximity to Lake Elmo Airport. This area receives routine aircraft overflight activity (approximately 27,000 annual aircraft operations), both during the day and at night, and will continue to into the future. It is MAC's experience that placing residential areas in such locations around airports results in noise complaints and resident concerns about aircraft noise and overflights.

MAC requests that prospective property buyers be provided information on the properties' locations relative to the Lake Elmo Airport and the related aircraft operations. At a minimum, the Lake Elmo Airport disclosure statement included in Article X, Section 9 of the *Declaration of Easements, Covenants, Conditions and Restrictions* instrument for the adjacent Eason Village development (attached) should be provided in the equivalent instrument prepared for Wyndham Village development. Further, MAC strongly recommends that the City require appropriate noise attenuation construction practices for residential structures within the affected area. Residential structures in the proposed development area will not be eligible for MAC noise mitigation programs.

Airspace

The requirements for filing an aeronautical study with the Federal Aviation Administration (FAA) for proposed structures and/or temporary construction equipment vary based on a number of factors, including the site elevation, structure height, and proximity to an airport. The FAA provides a "Notice Criteria Tool" on its Obstruction Evaluation/Airport Airspace Analysis (OE/AAA) website that can be used to determine if an aeronautical study is warranted. The FAA OE/AAA website can be accessed via the following link: <https://oeaaa.faa.gov/oeaaa/external/portal.jsp>

Ms. Emily Becker
May 14, 2018
Page 2

If use of this tool indicates that any FAA notice criteria are exceeded, MAC requests that the applicant submit an aeronautical study with the FAA for the proposed development (including construction equipment) and provide a copy of the resulting determination letter before construction begins.

Water Quality – Surface Water Runoff

The MAC fully supports the use of infiltration basins in the vicinity of the Lake Elmo Airport, and encourages all ponding areas to be designed as dry ponds that are non-attractive to waterfowl and drain within 48 hours after a 10-year precipitation event.

From the preliminary plat documentation, it appears that storm water runoff will drain to the adjacent infiltration basin being constructed for the neighboring Village Park Preserve development. Please provide additional information about how long it will take standing water in the new Wyndham Village pond to drain and/or infiltrate based on both 10-year and 100-year precipitation events. Also, please identify who will be the responsible party for long-term maintenance of the pond.

We request that the following waterfowl mitigation techniques be incorporated into the final design of the necessary ponding area for the proposed development.

1. Create a physical barrier (i.e., a permanent fence) between the water and manicured lawns.
2. Reduce the overall surface area of the water and encourage emergent vegetation to grow.
3. Eliminate manicured lawn/turf in close proximity to the water source by using a native prairie seed mix.

Implementation of these recommendations does not guarantee that geese or other hazardous wildlife will not be attracted to the permanent water features associated with the proposed development. However, incorporation of these design elements should reduce the likelihood of waterfowl becoming a greater hazard to flying operations at the Lake Elmo Airport. If notified by the MAC that birds and/or waterfowl activity poses a safety hazard to the Airport due to design elements that fail to incorporate the mitigation techniques described above or improper maintenance of the storm water pond, we will expect the City or its designee to take immediate remediation efforts to alleviate the hazards caused by the pond.

Finally, please identify who will be the responsible party for long-term maintenance of the storm water pond

Landscaping

The Preliminary Landscape Plan appears to indicate that many existing trees will be relocated to a new location on the site. MAC requests that, if feasible, any new trees introduced to the site be of a non-fruit bearing species to minimize wildlife attractiveness. The City must also be aware that any trees planted in the vicinity of an approach to a runway may require removal or trimming (at the Owner's expense) at some future date if they grow to become an obstruction to the airspace of the Airport or compromise flight procedures.

Also, due to the close proximity of the proposed development to the runways at the Lake Elmo Airport, we request the street luminaries be down-lighted to avoid confusion by pilots as they approach the airfield at night.


Ms. Emily Becker
May 14, 2018
Page 3

Construction Measures

Please ensure that the contractor is required to develop and implement a dust control plan that will prevent airborne particulates generated during construction from interfering with aircraft operations at the Lake Elmo Airport.

Thank you for the opportunity to comment on this proposed Wyndham Village Preliminary Plat. If you have any questions about these comments, please contact me at 612-726-8129 or via e-mail at neil.ralston@mspmacc.org.

Sincerely,



Neil Ralston, A.A.E.
Airport Planner

cc: Heather Leide, MAC
Joe Harris, MAC
Pat Mosites, MAC
Dana Nelson, MAC

Attachments: Excerpt from Easton Village Declaration Documents

Section 9. Disclosures Required by City of Lake Elmo.

- (a) *Lake Elmo Airport.* The Property is located near the Lake Elmo Airport, a public use airport owned and operated by the Metropolitan Airports Commission. The Airport is open 24 hours a day, year round. The Airport operates with a primary runway on a northwest/southeast orientation and a perpendicular crosswind runway on a northeast/southwest configuration. The primary role of the Lake Elmo Airport is to accommodate personal, recreational, and some business aviation users within Washington County and the eastern portion of the Twin Cities Metropolitan Area. The Airport accommodates aircraft operations from single and multi-engine propeller-driven aircraft; occasional corporate jet aircraft; helicopters; and pilot training facilities; all of which may affect the Property with overflights and aircraft noise during the day and at night. The Airport operates lighting which may be visible from the Property.

The Long-Term Comprehensive Plan for the Lake Elmo Airport contemplates constructing a longer primary runway parallel to but shifted north and east of the existing northwest/southeast runway alignment and an extension to the crosswind runway. The proposed expansion is intended to improve the Airport's ability to fulfill its existing role and to compete more effectively for additional business-related flights that use propeller-driven aircraft.

Further information regarding the Lake Elmo Airport can be obtained from the Metropolitan Airports Commission's Airport Manager, Telephone No.: 651-224-4306.

- (b) *Union Pacific Railroad.* The property is located near an active Union Pacific Rail Line, which at present, carries 4-6 trains per day. The City of Lake Elmo intends to construct a new railroad crossing across the railroad right-of-way that will connect the northernmost extension of Village Parkway as platted within Easton Village to Minnesota State Highway 5.
- (c) *Manning Avenue/County Highway 15.* The access to Manning Avenue from 32nd Street North is temporary in nature and will be eliminated at such time that Village Park Way is connected to 30th Street or five (5) years has passed from the date of final plat approval, whichever is longer.

ARTICLE XI

PROHIBITED ACTIVITIES AND USES

Section 1. Nuisances. No noxious or offensive activities shall be carried upon any Lot, nor shall anything be done thereon which may be or may become an annoyance or nuisance to the neighborhood.

Section 2. Livestock and Poultry; Domesticated Animals. No animals, livestock or poultry of any kind shall be raised, bred or kept on the Property except that dogs, cats or other household domesticated pets may be kept, provided that they are not kept, bred, or maintained for any commercial purpose. All household domesticated pets, most often dogs and cats, shall be restricted from entering onto any Lot other than the Lot of its owner, and the owner of any such household domesticated pet shall be responsible for the immediate cleanup and disposal of pet droppings. Notwithstanding the foregoing, the Association specifically reserves the right to promulgate rules and regulations regarding pets on the Property, including, but not limited to, the size of pets permitted and/or the prohibition of pets on the Property.

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

RESOLUTION NO. 2018-066

*A RESOLUTION APPROVING A PRELIMINARY PLAT FOR
WYNDHAM VILLAGE*

WHEREAS, the City of Lake Elmo is a municipal corporation organized and existing under the laws of the State of Minnesota; and

WHEREAS, the Lake Elmo Planning Commission reviewed a proposed Sketch Plan and Comprehensive Plan Amendment Request for Wyndham Village on November 13, 2017; and

WHEREAS, the Lake Elmo City Council reviewed a proposed Sketch Plan and approved a Comprehensive Plan Amendment Request for Wyndham Village on February 20, 2018; and

WHEREAS, the Metropolitan Council approved a Comprehensive Plan Amendment to re-guide the land use of Wyndham Village from Rural Single Family to Village Low Density Residential on March 14, 2018; and

WHEREAS, JP Bush, 11580 30th St N, Lakeland, MN 55043 has submitted an application to the City of Lake Elmo (City) for a Preliminary Plat for Wyndham Village, a copy of which is on file in the City of Lake Elmo Planning and Zoning Department; and

WHEREAS, the Lake Elmo Planning Commission held public hearing on June 4, 2018 to consider the Preliminary Plat request; and

WHEREAS, the Lake Elmo Planning Commission has submitted its report and recommendation concerning the Preliminary Plat as part of a memorandum to the City Council from for the July 3, 2018 Council Meeting; and

WHEREAS, the Lake Elmo Planning Commission adopted a motion recommending approval of the Preliminary Plat; and

WHEREAS, the City Council reviewed the Preliminary Plat at its meeting held on June 19, 2018 and made the following findings of fact:

- 1) That the Wyndham Village preliminary plat is consistent with the Lake Elmo Comprehensive Plan and the Future Land Use Map for this area.
- 2) That the Wyndham Village preliminary plat complies with the City's Village Urban Low Density Residential zoning districts with required condition of approval.

- 3) That the Wyndham Village preliminary plat complies with all other applicable zoning requirements, including the City's landscaping, storm water, sediment and erosion control and other ordinances, and is consistent with the City's engineering design standards with corrections as noted by the City Engineer Review Memo dated May 30, 2018.
- 4) That the Wyndham Village preliminary plat complies with the City's subdivision ordinance.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council does hereby approve the preliminary plat for Wyndham Village subject to the following conditions:

- 1) That the City approve a Zoning Map Amendment to rezone the property from Rural Single Family to Village Low Density Residential
- 2) Homes within lots in which the Northern Natural Gas Company Easement (Document 384029) ("Northern Easement") is located shall maintain a 20 foot principal building rear yard setback from the Northern Easement.
- 3) All required modifications to the plans as requested by the City Engineer in a review letter dated May 30, 2018 shall be incorporated into the plans, and plans shall be approved prior to consideration of a final plat.
- 4) Preliminary plat and plans should be revised to dedicate additional right-of-way along 30th Street and/or to expand the storm water to the 100-year High Water Level (HWL) flood area.
- 5) Written easement owner permission must be obtained, and copies provided to the City, for work to be completed within the Northern Easement. The City must receive copies of the written permission prior to approval of the final plat.
- 6) Written landowner permission must be submitted as part of the final plat development applications for any off-site grading work and storm water discharges to adjacent properties.
- 7) The developer shall pay a cash contribution in lieu of land for park dedication equal to 10% of the fair market value of the entire parcel.
- 8) The developer shall obtain all required permits from Northern Natural Gas to perform construction work over the gas line that runs from north to south across this site.
- 9) The preliminary landscape plan shall be approved by the City prior to recording of the final plat.
- 10) The lot width of Lot 1 shall be increased to 70 feet, and all other lot dimension and bulk requirements of the Village Urban Low Density zoning district must be met.
- 11) The applicant shall provide a disclosure statement to all first homeowners in the development advising of the airport and associated over-flights as well as its proximity to the railroad and associated noise and vibration.
- 12) All builders shall be encouraged to incorporate interior noise reduction measures into single family residential structures within the subdivision based on the Metropolitan Council's Builder Guide.
- 13) All easements as requested by the City Engineer and Public Works Department shall be documented on the Final Plat prior to the execution of the final plat by City Officials.
- 14) Prior to recording the Final Plat, the Developer shall enter into a Developers Agreement acceptable to the City Attorney that delineates who is responsible for the design, construction, and payment of public improvements.

15) The Applicant shall provide a detailed site plan for Lot 7 showing the proposed house location and screening/buffering to be approved by Council and protected by a landscape easement.

Passed and duly adopted this 3rd day of July 2018 by the City Council of the City of Lake Elmo, Minnesota.

Mike Pearson, Mayor

ATTEST:

Julie Johnson, City Clerk

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

ORDINANCE NO. 08-212

**AN ORDINANCE AMENDING THE LAKE ELMO CITY CODE OF ORDINANCES BY
AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF LAKE ELMO**

SECTION 1. The City Council of the City of Lake Elmo hereby ordains the following properties to be rezoned from RS – Rural Single Family to V-LDR Village Low Density Residential:

Section 13 Twp 029 Range 021. The east 460.50 feet of the west 1273.00 feet of the south 498.60 feet, and also the east 139.50 feet of the west 812.50 feet of the south 219.30 feet of the SW ¼ of Section 13, Township 29, Range 21. PID# 13.029.21.43.0001.

SECTION 2. The City Council of the City of Lake Elmo also hereby ordains that the Zoning Administrator shall make the applicable changes to the official Zoning Map of the City of Lake Elmo.

SECTION 3. Effective Date. This ordinance shall become effective immediately upon adoption and publication in the official newspaper of the City of Lake Elmo.

SECTION 4. Adoption Date. This Ordinance 08-212 was adopted on this ___ day of _____, 2018, by a vote of ___ Ayes and ___ Nays.

LAKE ELMO CITY COUNCIL

Mike Pearson, Mayor

ATTEST:

Julie Johnson, City Clerk

This Ordinance 08- was published on the ___ day of _____, 2018.