

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

RESOLUTION NO. 2021-035

*A RESOLUTION APPROVING THE GRADING FOR THE RAPID INFILTRATION BASIN(S) WITHIN
THE CIMARRON MANUFACTURED HOME COMMUNITY*

WHEREAS, Kimley-Horn (“Applicant”) has submitted an application to the City for a grading permit which is under review by the City but has not been approved; and

WHEREAS, the Lake Elmo City Council held a public hearing on April 6, 2021 to consider the request for a grading permit; and

WHEREAS, the Lake Elmo City Staff has recommended approval of the grading permit with conditions; and

WHEREAS, the City Council reviewed the planning report and public comments regarding the proposed grading permit on April 6th, 2021; and

NOW THEREFORE BE IT RESOLVED based upon the testimony elicited and information received, the City Council makes the following:

FINDINGS

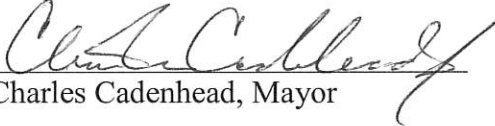
1. That the project is intended to maintain and improve the function of the Rapid Infiltration Basin(s) (RIBS) within the Cimarron Manufactured Home Park.
2. That the project will consist of excavation and grading of 2,655 cubic yards of material specifically to improve water mitigation within the RIBS.
3. That grading will be fully conducted on site with no off site impacts beyond normal maintenance activities.
4. That it is expected that the project will need to remove trees for implementation and completion of the project.
5. That the grading and erosion control plans will be updated and approved by the City Engineer so the operations on the site will comply with the City’s Storm Water, Erosion, and Sediment Control, and Tree Preservation ordinances and design standards.

NOW, THEREFORE, BE IT RESOLVED, that based on the foregoing, the Lake Elmo City Council hereby approves the Applicants request for a grading permit for the RIBS at the Cimarron Manufactured Home Park with the following conditions:

1. That a permit is obtained from the Valley Branch Watershed District. If a permit is not required a statement from the Watershed District stating that it does not meet the threshold to require a permit.
2. That a MPCA NPDES Permit are obtained and that all conditions of the permit(s) are met.
3. That the conditions outlined in the City Engineer’s Memo dated 3-29-2021 be updated or incorporated prior to beginning work.

4. That site access to the property be limited to 10th Street North between Layton Ave. and Leeward Ave.
5. That vegetative and tree protective fencing be installed prior to grading and that the locations be staked and field inspected by the City prior to installation.
6. That construction hours be updated and limited to 7:00 AM to 7:00 PM Monday – Friday and 8:00 AM to 6:00 PM on Saturdays with no construction or grading activity on Sundays.

Passed and duly adopted this 6th day of April 2021, by the City Council of the City of Lake Elmo, Minnesota.


Charles Cadenhead, Mayor

ATTEST:


Julie Johnson, City Clerk