

CITY OF LAKE ELMO
WASHINGTON COUNTY, MINNESOTA

RESOLUTION NO. 99- 44

**A RESOLUTION GRANTING A CONDITIONAL USE PERMIT FOR
(4) FOUR SINGLE FAMILY DETACHED UNITS FOR THE PREVIOUSLY APPROVED
SINGLE FAMILY ATTACHED UNITS IN TAMARACK FARM ESTATES**

WHEREAS, the Lake Elmo City Council adopted a Conditional Use Permit for Eight Single Family Attached Units in Tamarack Farm Estates on August 19, 1997,

WHEREAS, the Lake Elmo Planning Commission considered a request by Jon Whitcomb, the developer, to amend the Conditional Use Permit regarding Single Family Attached Units instead to allow Single Family Detached Units.

WHEREAS, the Lake Elmo Planning Commission at a Public Hearing on July 12, 1999 reviewed and recommended approval of an amendment to the Conditional Use Permit/OP Plan to substitute Four Single Family Detached Units, Block 1, Lots 1,2,3,4 on Tamarack Farm Estates Second Plat, based on the following findings:

1. The proposed amendment to the OP Plan and Conditional Use Permit continues to be in compliance with the OP Ordinance and Comprehensive Plan.
2. The proposed amendment to the Preliminary Plat is in compliance with both Chapter 300 (zoning standards), and Chapter 400 (platting standards).

WHEREAS, the Lake Elmo Planning Commission recommended approval of the amendment of the Conditional Use Permit as follows:


1. All applicable conditions of the August 19, 1997 OP Development Plan and Conditional Use Permit approvals are complied with.
2. Ownership of Outlot A shall be the Tamarack Homeowners Association or such other entity as approved by the City Attorney.
3. Outlot A shall be subject to an Open Space Conservation Easement running to the Minnesota Land Trust or the City in a form to be approved by the City Attorney.

NOW, THEREFORE, BE IT RESOLVED, that the Lake Elmo City Council does hereby approve an amendment to the Conditional Use Permit, adopted by the Council on August 19, 1997, to substitute Four Single Family Detached Units for the previously approved Four Single Family Attached Units based on the Planning Commission Findings and Conditions at its July 12, 1999 meeting.

ADOPTED, by the Lake Elmo City Council on July 20, 1999.


Lee Hunt, Mayor

ATTEST:


Mary Kueffner, City Administrator