

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

**RESOLUTION NO. 2005-102
A RESOLUTION APPROVING THE AMENDED
OP CONCEPT PLAN OF DEER GLEN**

WHEREAS, on July 25th, 2005, the Lake Elmo Planning Commission reviewed and recommended approval of the amended OP Concept Plan of Deer Glen subject to certain conditions.

WHEREAS, on August 16, 2005, the Lake Elmo City Council reviewed the recommendations of the Lake Elmo Planning Commission, and a Concept Plan revised from that recommended by the Planning Commission that was presented to the Council by the applicant.

WHEREAS, on September 6, 2005, the Lake Elmo City Council reviewed OP Concept Plans for Deer Glen again revised by the applicant from those recommended by the Planning Commission and that which the Council reviewed on August 16.

WHEREAS, on September 6, 2005, the Lake Elmo City Council accepted the applicants' request for a two week extension (September 20th) for submittal requirements on the revised OP Concept Plan for Deer Glen reviewed at this meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Lake Elmo City Council approved the amended OP Concept Plan of Deer Glen, per plans staff-dated September 6, 2005, and subject to the following conditions.

1. Compliance with the recommendations of the City Engineer and City Attorney except with respect to Road B as shown on plans.
2. Compliance with the recommendations and Permit conditions of the Valley Branch Watershed District as found to be applicable and practical by the City Engineer.
3. Development Stage plans shall address the incorporation of single-source water supply and lateral pipe installation for all OP lots.
4. Keats Avenue/State Highway 36 improvements required of the property owners as conditions of prior City Council approvals shall be conditions to this OP project as well.
5. The Development Stage Plan shall demonstrate the year-round effectiveness of screening measures that support the 100 foot OP buffer on the east side of the site.

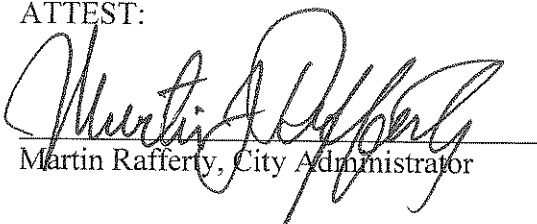
6. Amendment of the Conditional Use Permit previously approved by Council Resolution No. 2005-029 to reflect the amended OP Concept Plan approved hereby.
7. Amendment of Preliminary Plat approved by Resolution No. 2005-030 to reflect the amended OP Concept Plan layout as approved hereby.

ADOPTED by the Lake Elmo City Council on the 20th day of September, 2005.



Dean Johnston, Mayor

ATTEST:



Martin Rafferty, City Administrator