

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

RESOLUTION NO. 2005-078

**A RESOLUTION APPROVING THE OPEN SPACE PRESERVATION
DEVELOPMENT CONCEPT PLAN BY LAKE ELMO DEVELOPMENT**

WHEREAS, on the 7th day of June, 2005, the Lake Elmo Development Company, ("Applicant") submitted a completed application requesting that the City of Lake Elmo approve an Open Space Preservation Development Concept Plan; and

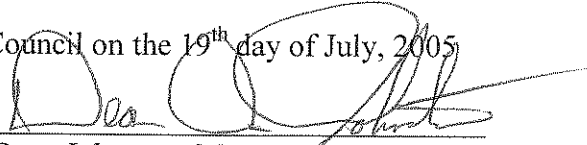
WHEREAS, on the 27th day of June, 2005, at a public hearing, the Lake Elmo Planning Commission reviewed the Development Application, the City Planner's reports and comments, the comments of the Applicant and the Applicant's representatives, and recommended approval of the Development Application with conditions.

NOW, THEREFORE, BE IT RESOLVED that the Lake Elmo City Council hereby:

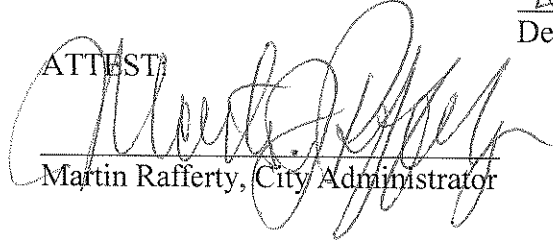
Approves the Open Space Concept Plan for the application by Lake Elmo Development Company as illustrated on an MFRA Concept Plan, staff dated June 7, 2005 with the following conditions:

1. Compliance with recommendations for a neighborhood park as determined by the Lake Elmo Parks Commission,
2. Compliance with recommendations of the city engineer,
3. Compliance with the city trail system plan, and
4. Compliance with VBWD recommendations that the city engineer finds to be practical or applicable.
5. The applicant shall provide written documentation from the Minnesota Land Trust evidencing its review of and comments regarding the location, design and quality of the proposed Preserved Open Space concurrent with the Development Stage application.
6. The applicant shall be required to comply with the provisions of Section 400.07, Subd. 6E of the City Code regarding submission with the Preliminary Plat of a "sketch plan" depicting future uses and layout of the 23 acres owned by the applicant but excluded from the OP Plan. Approval by the City of the OP Development Stage Plan and Preliminary Plat shall be, in part, based on City Council satisfaction with the content and design of the sketch plan.

ADOPTED, by the Lake Elmo City Council on the 19th day of July, 2005



Dean Johnston, Mayor

ATTEST


Martin Rafferty, City Administrator