

CITY OF LAKE ELMO
WASHINGTON COUNTY, MINNESOTA

RESOLUTION NO. 2006-092

A RESOLUTION APPROVING A ZONING VARIANCE FOR
RICHARD AND EILEEN BERGMAN LOCATED AT 11459 60TH STREET NORTH

WHEREAS, Richard and Eileen Bergman, 11459 60th Street North, has made application for a zoning variance to allow a second accessory structure on an RR zoned parcel.

WHEREAS, at its August 28, 2006 meeting, the Planning Commission reviewed and recommended approval of a variance to allow two existing accessory structures on an RR zoned parcel based on the following findings:


1. The property can not be put to a reasonable use without the granting of the variance requested.
2. The variance requested relates to divisions of lands undertaken three decades ago, by parties than the applicants responsive to zoning standards that differ from those of 2006. In addition, the 1970's land division actions illegally created a non-conformity (accessory structure on a parcel without a principal structure) that will be mitigated by the proposed variance, and therefore the circumstances are unique to these properties.
3. Granting of the variances will not change the essential character of the neighborhood. The two accessory structures already exist.

WHEREAS, at its September 6th meeting, the Lake Elmo City Council reviewed the zoning variance to permit Richard and Eileen Bergman to locate two accessory buildings on an RR zoned parcel.

NOW, THEREFORE, BE IT RESOLVED, that the Lake Elmo City Council approves the zoning variance for Richard and Eileen Bergman, 11459 60th Street N., to allow two existing accessory structures on an RR zoned parcel based on the Findings and subject to the following condition specified by the August 24, 2006 Planning Staff Report.


1. Approval of a Minor Subdivision, or a waiver of platting by the City Council, to create the new parcel that would contain the house and the two accessory structures.

ADOPTED BY THE Lake Elmo City Council the 6th day of September, 2006.



Dean A. Johnston, Mayor

ATTEST:



Martin J. Rafferty, City Administrator

Bergman Variance