

The Planning Commission is an advisory body to the City Council. One of the Commission's functions is to hold public hearings and make recommendations to the City Council. The City Council makes all final decisions on these matters.

Lake Elmo Ordinances require that certain documents and information be included in applications. The Planning Commission may postpone consideration of an application that is incomplete and may for other reasons postpone final action on an application.

For each item, the Commission will receive reports prepared by the City Staff, open the hearing to the public, and discuss and act on the application. If you are aware of information that hasn't been discussed, please fill out a "Request to Appear Before the Planning Commission" slip; or, if you came late, raise your hand to be recognized. Comments that are pertinent are appreciated.

AGENDA

LAKE ELMO PLANNING COMMISSION

June 9, 1986

7:30 p.m. Meeting Convenes

1. Agenda
2. Minutes: May 27, 1986
3. Comprehensive Plan Update
 - (a) Comment letter from R. Thomas Armstrong on neighborhood convenience centers in residential areas.
 - (b) Proposed change in Table of Contents format
 - (c) 1990 Future Land Use Plan and Map
 - (d) Select review items for 6-23-86 meeting
4. Other
5. Adjourn

APPROVED

LAKE ELMO PLANNING COMMISSION MINUTES

MAY 27, 1986

Chairman Graves called the meeting to order at 7:35 p.m. in the City Council Chambers. Present: Novak, Reuther, Haacke, Bucheck, Williams, Raleigh, Moe (arrived 8:15 p.m.), City Administrator Overby and City Attorney Knaak. Absent: Prince, Schiltz and Martens.

1. Agenda

M/S/P Raleigh/Graves - to approve the agenda as presented. (Motion carried 7-0).

2. a. Minutes: April 28, 1986

M/S/P Novak/Martens - to approve the April 28, 1986 Planning Commission minutes as amended. (Motion carried 7-0).

b. Minutes: May 12, 1986

M/S/P Novak/Raleigh - to approve the May 12, 1986 Planning Commission minutes as presented. (Motion carried 7-0).

3. Charitable Gambling Ordinance

City Attorney Knaak handed out the Oakdale Gambling Ordinance and the State Gambling Regulations. Discussion followed on the proposed Charitable Gambling Ordinance.

Williams - I would suggest a percentage to stay within the community as Afton did. This would cover possible added police protection or traffic problems that might arise. Terry Needham, Lake Elmo Jaycees, stated that it wouldn't generate that amount of customers to warrant additional police protection and he does not want any limits on the Jaycee's money.

Raleigh - Does a temporary liquor license define a property or location. Knaak answered it can and should. Raleigh further added if we are going with this ordinance as written, one change that should be included is to limit the area. This could be tied to year-round liquor licenses.

Bucheck - I would like to see organizations that request a gambling license have at least 50 percent of the citizens in Lake Elmo. Mr. Steinbeck, Lake Elmo VFW, stated that out of their 200 paid-up members only 50 are from Lake Elmo. Also, if Oakdale is only allowing pulltabs, why are we allowing all the permitted gambling devices.

City Attorney Knaak explained that the statute states that an organization may conduct lawful gambling if it has been in existence for at least three years and has at least 15 active

members and has a license to conduct lawful gambling from the Board and complies with this chapter. This was written to prevent the rise of "fly-by-night" groups.

After extensive discussion a motion was made and the following amendments to the motion were stated below:

M/No Second/F - Raleigh/ - to amend the motion to include the examination of enforcement of the ordinance and inspections by a uniformed police officer.

After some discussion it was found that this would be difficult to enforce, but it could be built into the limitations of where the gambling can take place.

Buchek - I would like to amend the motion to eliminate paddlewheels because they are not used now so why open it to other gambling devices. I feel three permitted gambling devices are adequate. If this ordinance runs without problems, we can add another one.

M/S/P Novak/Buchek - to amend the motion to include prohibiting the sale of gambling devices to minors, an accounting to the City, and to eliminate paddlewheels (Motion carried 5-3<Haacke, Graves, Moe>). Moe, Graves and Haacke stated that four gambling devices are permitted so why eliminate only one gambling device.

M/S/P Moe/Haacke - to recommend to the City Council the following amendments to the Lake Elmo charitable Gambling Ordinance. (Motion carried 8-0).

1. Limit charitable gambling to permanent, year-round licensed liquor establishments and to fraternal organizations or churches.
2. Gambling would be restricted to operating inside the building premises (not in the parking lot, etc.)
3. Gambling operations with temporary liquor license holders would not be allowed.
4. At least 20% of the profits from the charitable gambling operations must be spent in the Lake Elmo Community (to be verified by City review of the organization's account books when they apply for their license).
5. Charitable gambling activities would be limited to pulltabs, tipboards and raffles. Paddlewheels would not be allowed.
6. To prohibit the sale of gambling devices to minors.

M/S/P Novak/Buchek - to recommend to the City Council that the ordinance and its official publication be rescinded until it can

be fully considered by the Commission and the City Council; and that this issue is significant enough that it warrants a public hearing at the Council level. (Motion carried 7-1<Moe: It has already been through the Council and why take away what the state already allows>).

4. Comprehensive Plan Update

a. 1979 Goal and Policy Statements

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TRANSPORTATION

Policies

Bucheck suggested that we list the restriction of discouraging private roads. Novak questioned the enforcement of this. Graves added that we have been doing this in all subdivision plat plans. The following statement was approved by the consensus of the commission.

Restrict the development of private roads unless they meet the City engineering requirements.

Commission member Raleigh wanted to see a goal or policy statement restricting outdoor advertising in certain areas and didn't know if it should be put in the Environmental or Commercial Section. The consensus of the commission was to add the following statement under the Environmental Section.

Restrict outdoor advertising signs to commercial zoned area

PUBLIC UTILITIES

~~To date, only a small portion of Lake Elmo is provided with city sanitary sewer service. At the present time, sewer alternatives are being studied for the old village area and eastern parts of the city.~~ Lake Elmo has expressed a great deal of concern over any attempts to provide central sewer service to the rural portions of the city which could bring about premature urban development. The City has adopted the 201 Plan to address any current sewage problems in Lake Elmo.

Goals

~~Provision of~~ To provide public utilities in a manner that reinforces the ~~city's staged growth and redevelopment~~ policies.

Williams suggested starting the goal statement with "to provide" and make it more general.

The following land use categories reflect the intentions and purposes outlined in the goals and policies. These categories delineate the nature of, and location where alternative land uses will be permitted, and indicate the relative density or intensity of land uses proposed for different areas. Although the categories describe a complete range of development alternatives, they are still general in nature to the extent that they do not contain specific standards controlling land use. Their purpose is to guide rather than regulate. This plan as developed, has a time horizon of ~~1990~~ 2000. Lake Elmo fully realizes that unforeseen changes in the trends and assumptions upon which they plan is based may occur during the next ten years. Therefore, a regular review of the plan will be made, with a comprehensive update and evaluation scheduled for ~~1985~~ 1990.

Novak - It is clear that the Metropolitan Framework is addressing through the year 2000 and we are reacting to that document. He recommended changing 1990 to the year 2000.

General Rural Use

Novak - This requires some major restructuring and would be willing to sort out the differences between General Rural Use and Agricultural and present this to the commission at the next meeting. This was approved by the consensus of the commission.

Councilman Mazzara asked how does the City as far as a policy statement encourage Agricultural use. Graves felt there has been applications brought in for development of a rural residential area and the interpretation of what it is permitted there has been foggy. The intent here is to clarify the intention of the comprehensive zoning of the area. Novak added that the Commission will be adopting alternative agricultural uses to encourage farmers to keep their land Ag. Raleigh explained that it is a combination of things such as zoning, future land use and alternative land uses to encourage agricultural land to stay Ag. Moe added that we are giving them a set of option available to the landowner such as tree farms or strawberry fields.

City Administrator Overby stated that he is willing to rewrite any of these sections based on the discussion that the Commission have at the meeting. Graves asked if Bob and Dan would get together and work on this. Dan indicated he preferred to draft it and will consult with Bob.

Sections Residential and Urban Residential will be rewritten and discussed at the next Planning Commission meeting. Raleigh suggested that a statement regarding the 201 Plan should be added.

City Administrator Overby and Commissionmember Novak clarified that the Future Land Use map can reflect potential zoning but it does not reflect current zoning.

5. Mr. R. Thomas Armstrong asked if he could comment at the next meeting on possible neighborhood and convenience centers in Residential Areas. This will be put on the June 9th agenda.

6. Resignation

Commissionmember Novak stated that he is resigning his position as Planning Commission Secretary for the following reason: as Secretary he is required to sign off the final plat of the Lake Elmo Heights Subdivision. This is a cluster development with seven of eleven homes on a cul-de-sac exiting on Stillwater Boulevard at a point he believes is a dangerous blind intersection. It is his understanding that there has been numerous accidents in that area. He added that he feels strongly enough about this that he would be compromising the safety of the prospective homeowners on the cul-de-sac by signing this final plat.

M/S/P Moe/Haacke - to appoint Don Moe (as he volunteered his services) as Secretary to the Planning Commission. (Motion carried 8-0).

M/S/P Moe/Graves - to adjourn the Planning Commission meeting at 10:42 p.m. (Motion carried 8-0).