

STATE OF MINNESOTA
COUNTY OF WASHINGTON
CITY OF LAKE ELMO

RESOLUTION NO. 2013-52

A RESOLUTION AMENDING A CONDITIONAL USE PERMIT TO FURTHER
CLARIFY THE TYPES OF ACTIVITIES PERMITTED AS PART OF AN
AGRICULTURAL ENTERTAINMENT BUSINESS AT 11211 60TH STREET NORTH

WHEREAS, the City of Lake Elmo is a municipal corporation organized and existing under the laws of the State of Minnesota; and

WHEREAS, Country Sun Farm and Greenhouses (the “Applicant”), 11211 60th Street North, has requested to amend the Conditional Use Permit related to an Agricultural Entertainment Business for the Country Sun Farm and Greenhouse to add children’s inflatable bouncers to the list of permitted activities on the site; and

WHEREAS, Resolution No. 2009-047 related to said Agricultural Entertainment Business was approved by the City Council on December 1, 2009; and

WHEREAS, Resolution No. 2012-038 amended Resolution No. 2009-047 by clarifying the types of activities permitted as part of the Agricultural Entertainment Business; and

WHEREAS, Sections 5 and 10 under the heading of FINDINGS in Resolution No. 2012-047 specifies the types of uses that are permitted and not permitted as part of the Agricultural Entertainment Business; and

WHEREAS, the City Council intends to further clarify the types of uses that are permitted and not permitted as part of the Agricultural Entertainment Business; and

WHEREAS, the City Council considered said matter at its July 2, 2013 meeting.

NOW, THEREFORE, based on the testimony elicited and information received, the City Council makes the following amendments to Resolution No. 2012-038:

FINDINGS

- 5) That the proposed Conditional Use Permit for an Agricultural Entertainment Business would supplant all previous CUP permit for this property and permit the following uses:
 - a. Corn Maze
 - b. Hay Ride
 - c. Petting Zoo / Farm

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- d. Haunted house
- e. Seasonal Sales of related Christmas decorations (such as wreaths or other agricultural-type creations)
- f. Children Activities and Games that are clearly incidental and subordinate to the agricultural activities taking place on the premises. These activities shall include:
 - i. A ticket booth related to the permitted agricultural entertainment activities
 - ii. A Silly String (aerosol string) play area
 - iii. Gem mining activities intended to provide learning opportunities for children regarding historical mining practices in Minnesota
 - iv. Corn Pit
 - v. Children's inflatable bouncers

10) That the following uses on the site are not allowed/permitted, nor conditionally permitted on the site:

- a. Children Activities and Games unless identified under Finding (5.f) above
- ~~b. Inflatable jump/bounce houses~~
- ~~e.b.~~ Seasonal Sales of fresh flower and plant material not allowed as a Wayside Stand or permitted under an Interim Use Permit
- ~~d.c.~~ Seasonal Sales of pumpkins not allowed as a Wayside Stand or permitted under an Interim Use Permit
- ~~e.d.~~ Seasonal Sales of Christmas trees not allowed as a Wayside Stand or permitted under an Interim Use Permit

Passed and duly adopted on this 2nd day of July 2013 by the City Council of the City of Lake Elmo, Minnesota.

Mike Pearson, Mayor

ATTEST:

Adam Bell, City Clerk