

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

RESOLUTION NO. 2016- 32

*A RESOLUTION APPROVING AN AMENDMENT TO THE CITY OF LAKE ELMO
COMPREHENSIVE PLAN MAP, AMENDING THE OLD VILLAGE MUSA IN THE
WASTEWATER FACILITES PLAN.*

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

WHEREAS, The City of Lake Elmo has established a Comprehensive Plan that provides complication of background data, policy statements, standards, and maps, which help to guide the future physical, social, and economic development of the City; and

WHEREAS, three residents have petitioned the city to be added to the Old Village MUSA, PID#s 24.029.21.22.0019, 24.029.21.22.0020 and 24.029.21.22.0021, a copy of which is on file in the City Planning Department; and

WHEREAS, the City is presently planning for the Old Village Phase 2 Street and Utility Improvement Project of which the three properties will be included within the project with little to no additional expense to the City;

WHEREAS, the City a map of the proposed MUSA expansion was prepared indicating the affected properties to be added to the MUSA of the City; and

WHEREAS, the notice has been published, mailed and posted pursuant to the Lake Elmo Zoning Ordinance, Section 154.109, and MN State Statute 473.858; and

WHEREAS, the Lake Elmo Planning Commission held a public hearing on the matter on April 11, 2016; and

WHEREAS, the Lake Elmo Planning Commission has submitted its recommendation of approval to the City Council; and

WHEREAS, the City Council considered the said matter at its April 19, 2016 meeting; and

NOW, THEREFORE, based on the testimony elicited and the information received, the City makes the following:

Findings

1. The expansion of the MUSA and the addition of the three parcels will not add significant additional cost to the City's Old Village Phase 2 Street and Utility Improvement Project.
2. The property owners have petitioned the City to join the MUSA and the City's Old Village Phase 2 Street and Utility Improvement Project.
3. The Metropolitan Council has administratively reviewed the amendment has appeared to have no objection and had waived adjacent jurisdictional review.
4. The expansion of the MUSA is consistent with improving the health, safety and welfare of the City of Lake Elmo residents.
5. The said petitioners have waived their rights to appeal the future assessments related to the City's Old Village Phase 2 Street and Utility Improvement Project.

NOW, THEREFORE, BE IT RESOLVED that based on the foregoing, the Lake Elmo City Council does hereby approve the Lake Elmo Comprehensive Map Amendment, expanding the Old Village MUSA, subject to and contingent upon the following:

1. The Metropolitan Council's approval of the Comprehensive Plan Map Amendment.

This resolution was adopted by the City Council of the City of Lake Elmo on this 19 day of April, 2016.

Mike Pearson, Mayor

ATTEST:

Julie Johnson, City Clerk