

**Affidavit of Publication**  
**STILLWATER EVENING GAZETTE**

STATE OF MINNESOTA )  
COUNTY OF WASHINGTON ) ss.

Mike Mahoney, being duly sworn, on oath says that he is the publisher or authorized agent and employee of the publisher of the newspaper known as Stillwater Evening Gazette, and has full knowledge of the facts which are stated below.

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) The printed Ordinance No. 80-84

which is attached was cut from the columns of said newspaper, and was printed and published once each week, for 1 successive days/weeks; it was first published on Wed. the 24th day of February, 1993, and was thereafter printed and published on every Wed. to and including the 24th day of February, 1993 and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size

kind of type used in the composition and publication of the notice:

abcdefghijklmnopqrstuvwxyz

BY: *Mike Mahoney*  
TITLE: Publisher

Subscribed and sworn to before me on this

24th day of February, 1993

*Eleanor E. Moh*

Notary Public



**RATE INFORMATION**

- |  |   |
|--|---|
| (1) Lowest classified rate paid by commercial users for comparable space | \$ <u>36.00</u><br>(Line, word, or inch rate) |
| (2) Maximum rate allowed by law for the above matter                     | \$ <u>    </u><br>(Line, word, or inch rate)  |
| (3) Rate actually charged for the above matter                           | \$ <u>36.00</u><br>(Line, word, or inch rate) |

Received Payment \_\_\_\_\_, 19\_\_

**STILLWATER EVENING GAZETTE**

By \_\_\_\_\_

Ordinance No. 80-84  
The City Council of the City of Lake Elmo, Minnesota, do hereby enact the following Ordinance:  
SECTION 1. AMENDMENT: Section 303.050 C.3. and Section 303.100 B. are hereby added to the 1979 Municipal Code of the City of Lake Elmo and Section 303.050 E.2. and Section 303.080 C. hereby amended the 1979 Municipal Code of the City of Lake Elmo all relating to Floodplain Regulations, and will read as follows: Section 303.050 C.3. Permitted and conditional uses allowed in the floodplain shall be limited to those only listed in Section 303.050, and only under the standards and conditions which are also stated herein. Where it is alleged that there is an appeal in any order requirement decision or determination made by the Zoning Administrator, an appeal may be made to the Board of Adjustment and Appeals who shall follow the rules and provisions of Section 303.080 in making their final decision.  
Section 303.050 E.2. Commercial Uses - necessary land uses, such as yards, railroad tracks, and parking lots may be at elevations lower than the Regulatory Flood Protection Elevation. However, a permit for such facilities to be used by the ambulance or the general public shall not be granted in the absence of a flood warning system that provides adequate time for evacuation if the area would be inundated to a depth greater than four feet per second upon occurrence of the regional flood.  
Section 303.080 C. Decisions: A Board decision and their findings shall be made according to Section 301.080 C.4. and 5. In granting a Variance the Board may prescribe appropriate conditions and safeguards which are in conformity with the purposes of the Floodplain Regulation. Violations of such conditions and safeguards, when made part of the terms under which the Variance is granted, shall be deemed a violation of the Floodplain Regulation punishable under Section 303.110. No Variance shall allow in any district a use prohibited in that district or permit a higher degree of flood protection than the Regulatory Flood Protection Elevation. Variances may be used to modify permissible methods of flood mitigation.  
Section 303.100 A. The cost of all structural alterations or additions both inside and outside of a structure shall be proportional to the cost of the structure and shall not exceed 50 percent of the market value of the structure unless the conditions of this Section are satisfied. The cost of all structural alterations and additions shall be proportional to the cost of the adoption of Lake Elmo's initial floodplain controls must be calculated into today's current cost which will include all costs such as construction materials and a reasonable cost for labor, if the current cost of previous and proposed alterations and additions exceeds 50 percent of the current market value of the structure, then the structure must meet the standards of Section 303.050.  
SECTION 2. EFFECTIVE DATE: This ordinance shall become effective the day following its publication.  
Adopted by the City Council of the City of Lake Elmo this 18th day of February, 1993.  
Attest:  
Mary Kueffner, City Administrator