

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

**ORDINANCE NO. 08-017**

**AN ORDINANCE TO ADD DEFINITIONS FOR “PORCH” AND “AWNING” TO  
SECTION 11.01, AND TO AMEND SECTION 154.081 FOR PERMITTED  
ENCROACHMENTS ON REQUIRED YARDS**

**Section 1.** The City Council of the City of Lake Elmo hereby ordains that Section 154.081 subd (A) is hereby amended to read as follows:

The following shall be permitted encroachments into setback and height requirements, except as restricted by other sections of this chapter.

(A) *In any yards.* Posts, off-street open parking, flutes, leaders, sills, pilasters, lintels, cornices, eaves (up to 3 feet), gutters, awnings, open terraces, steps, chimneys, flag poles, open fire escapes, sidewalks, fences, essential services exposed ramps (wheelchair), patios; ~~uncovered porches~~, stoops, decks not requiring railings in accordance with State Building Codes, or similar features; provided they do not extend above the height of the ground floor level of the principal structure or to a distance less than 5 feet from any lot line nor less than 1 foot from any existing or proposed driveway; yard lights and nameplate signs; trees, shrubs, plants, floodlights or other sources of light illuminating authorized illuminated signs, or light standards for illuminating parking areas, loading areas, or yards for safety and security reasons; provided the direct source of light is not visible from the public right-of-way or adjacent residential property.

Porches as defined in this ordinance may encroach up to 6 feet into a required front yard setback or side corner yard, but in no case shall be setback less than 10 feet from the front property line. A porch is not allowed in a side or rear yard setback.

**Section 2.** The City Council of the City of Lake Elmo hereby ordains that Section 11.01 is hereby amended to add the following definitions:

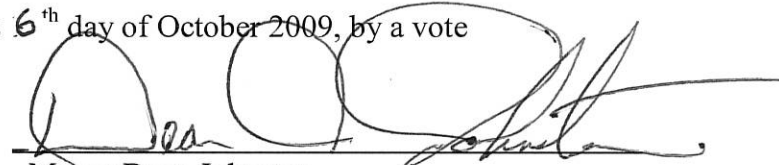
*Porch.* A covered but unenclosed projection from the main wall of a building that may or may not use columns or other ground supports for structural purposes.

*Awning.* A roof-like cover including, but not limited to fabric, metal, or glass designed and intended for protection from the weather or as a decorative embellishment, and which projects from a wall or roof of a structure over a window, walk, door, or the like.

**Section 3. Adoption Date**

This ordinance shall become effective immediately upon adoption and publication in the official newspaper of the City of Lake Elmo.

This Ordinance No. 08-017 was adopted on this 6<sup>th</sup> day of October 2009, by a vote of 5 Ayes and 0 Nay.

  
\_\_\_\_\_  
Mayor Dean Johnston

ATTEST:

  
\_\_\_\_\_  
Bruce Messelt  
Administrator

This Ordinance No. 08-017 was published on the 14<sup>th</sup> day of Oct., 2009.  
Oakdale / Lake Elmo Review