

CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97- 96

AN ORDINANCE AMENDING SECTION 210.03 COMPOSITION  
OF THE 1997 LAKE ELMO MUNICIPAL CODE THE PLANNING COMMISSION

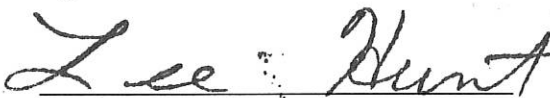
**Section 1. Amendment:** Section 210.03 of the Lake Elmo Municipal Code is hereby amended to read as follows:

**210.03 Composition**

The Planning Commission shall consist of eleven (11) members and two alternate members. Members shall be appointed by the Council for three-year terms so that only one-third (1/3) of the appointments will expire on December 31st of each year. ~~No member may serve more than two consecutive three year terms unless the average years of service for all Commission members is less than four years. A member who has served two terms may be reappointed by the Council after a one year absence.~~ Alternate members shall be appointed to serve until there is a vacancy on the Commission, ~~or until they have served three years.~~ The Council shall designate a first alternate and a second alternate who will become full members in order of appointment and shall complete the unexpired term of the member they succeed. If the office of any alternate becomes vacant, the vacancy shall be filled in the same manner in which the last regular appointment for that office was made.

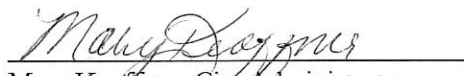
**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

Signed:



Lee Hunt, Mayor

Attest:



Mary Kueffner, City Administrator

Adopted by the Lake Elmo City Council the 15<sup>th</sup> day of January, 2002.

Published in the Stillwater Gazette on the 25<sup>th</sup> day of JAN, 2002.

Handwritten text, possibly a signature or name, located in the lower right quadrant of the page.

**Subd. 9. Commission Expenditures**

The expenditures of the Environmental Management Commission shall be within amounts appropriated for the purpose by the Council, provided, however, that all expenditures are duly authorized through normal administrative purchasing policies.

**Subd. 10. Removal of Commission Members for Nonattendance**

Given that the Council expects diligence in attendance by the members of the Environmental Management Commission at Commission meetings, excessive absences will be considered as grounds for removal from the Commission.

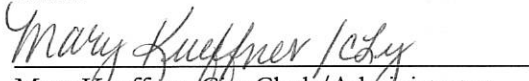
Excessive absences may be considered as absence from more than one-third (1/3) of the meetings, or absence from three (3) or more consecutive meetings.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.



Lee Hunt, Mayor

Attest

  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council the 15<sup>th</sup> day of January, 2002

Published in the Stillwater Gazette on the 25<sup>th</sup> day of Jan., 2002.

Lee Knell



# AFFIDAVIT OF PUBLICATION

## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

2/4/02

State of Minnesota}  
ss.  
County of Washington}

The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

Mary Beth Kramer  
Publisher

Subscribed and sworn to or affirmed to me

on this 5<sup>th</sup> day of February

Notary Public



City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00000685

Terms: Net 30

Inches	Description	Price	Total
5.25	Lake Elmo City of Lake Elmo Ordinance No. 97-96, Published 1/25	\$4.20	\$22.05
			\$22.05
	Sub Total		\$22.05
	Payment		\$0.00
	Balance Due		\$22.05

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column

**CITY OF Lake Elmo**  
Evening Gazette, January 25, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA  
ORDINANCE 97-96  
AN ORDINANCE AMENDING SECTION 210.03  
COMPOSITION OF THE 1997 LAKE ELMO  
MUNICIPAL CODE THE  
PLANNING COMMISSION  
**Section 1. Amendment:** Section 210.03 of the  
Lake Elmo Municipal Code is hereby amended to  
read as follows:  
**210.03 Composition**  
The Planning Commission shall consist of  
eleven (11) members and two alternate mem-  
bers. Members shall be appointed by the  
Council for three-year terms so that only one-  
third (1/3) of the appointments will expire on  
December 31st of each year. ~~No member may~~  
~~serve more than two consecutive three-year~~  
~~terms unless the average years of service for~~  
~~all Commission members is less than four~~  
~~years. A member who has served two terms~~  
~~may be reappointed by the Council after a one-~~  
~~year absence.~~ Alternate members shall be  
appointed to serve until there is a vacancy on  
the Commission, ~~or until they have served~~  
~~three years.~~ The Council shall designate a first  
alternate and a second alternate who will  
become full members in order of appointment  
and shall complete the unexpired term of the  
member they succeed. If the office of any alter-  
nate becomes vacant, the vacancy shall be  
filled in the same manner in which the last reg-  
ular appointment for that office was made.  
**Section 2. Effective Date:** This ordinance shall  
become effective upon its passage and publication  
according to law.  
/s/ Lee Hunt  
Lee Hunt, Mayor  
ATTEST:  
/s/Mary Kueffner  
City Clerk/City Administrator  
Adopted by the Lake Elmo City Council on this  
15th day of January, 2002.



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97-97

AN ORDINANCE ADDING SECTION 800.01 ENVIRONMENTAL MANAGEMENT  
COMMISSION TO THE LAKE ELMO MUNICIPAL CODE

**Section 1. Amendment:** Section 801.01 and its subdivisions are hereby added to the Lake Elmo Municipal Code; to wit:

**Section 801.01 Environmental Management Commission**

**Subd. 1. Commission Established**

An Environmental Management Commission for the City is hereby established.

**Subd. 2. Purpose of the Commission**

The general purpose of the Commission is to assist the City Council in establishing plans, policies, and procedures in matters affecting the environment. This will include, but not be limited to: the orderly disposal of solid waste, recycling, composting, storm water run off, water quality improvements, wetland conservation and management, air quality, ground water (drinking), tree preservation, and quality of the environment and natural resources. Additionally, the Commission may assist in educational tasks and other environmental interests and concerns that Council deems appropriate. All conclusions reached by the Commission shall serve as recommendations and powers of execution shall be vested in the Council.

**Subd. 3. Composition of Commission; Appointment and Terms of Members**

The Environmental Management Commission shall consist of nine five (5) regular members, appointed by the Council for three year (3) terms. The initial term for appointments to the Commission shall be staggered so that only one ( 1) new appointment or re-appointment need to be made in any one year. Commission members must be voting age residents of the City. Vacancies during a term due to resignation or removal from the Commission shall be filled by a Council appointment for the remainder of the unexpired term. Resignation of Environmental Management Commission members shall be submitted in writing to the Council. A majority of the serving members shall constitute a quorum.

At their discretion, the Council may appoint up to two (2) ex officio members and up to two (2) student representatives to serve on the Commission. Such individuals shall serve in an advisory role without voting privileges and do not need to meet the age or residency requirements for a commissioner.

**Subd. 4. Residency Requirement**

No person appointed to represent the residents shall continue to serve on the Commission once that member has taken residence outside of the corporate limits of the City. A resignation shall be submitted to the Council in this instance.



**Subd. 5. Organization of the Commission**

Officers of the Environmental Management Commission shall be the Chair and Vice-Chair. These Officers shall be elected annually by the members of the commission at the first meeting in January. The Environmental Management Commission may elect such other officers as may be necessary and may give the Chair the authority to appoint and change committees if such appointments might become necessary. The Environmental Management Commission shall provide for the date, time and location for meeting.

**Subd. 6. Commission Meetings and Records**

The Environmental Management Commission shall hold regular meetings as established by the Commission and approved by the Council. These meetings shall be open to the public. The Environmental Management Commission shall submit to the Council written minutes of its meetings and actions.

**Subd. 7. Commissioner to Attend Council Meetings**

The Environmental Management Commission shall have one or more of its members present at all pertinent Council meetings.

**Subd. 8. Duties of Commission**

It shall be the duty of the Environmental Management Commission:

1. To assist the Council in developing and reviewing policies, plans, reports, regulations, and other matters affecting solid waste disposal, recycling, composting, storm water run off, water quality improvements, or other areas affecting the environment that may be assigned by the Council.
2. To advise the Council and residents on solid waste disposal, recycling, composting, storm water run off, water quality improvements, or other issues affecting the environment.
3. To assist in the collection of background data to determine goals, policies, and programs that will maintain or improve the environment in the City.
4. To assist in preparing public education materials and methods on solid waste disposal, recycling, composting, storm water run off, water quality improvements, and other issues affecting the environment.
5. To recommend additional methods, policies, or procedures that will reduce the solid waste stream; expand recycling; and/or improve the orderly disposal of solid waste.
6. To hold public meetings.
7. To cooperate with other agencies, Commissions, and volunteer organizations to achieve common goals related to solid waste and the environment.





Stillwater  
\*Please





CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97-98

AN ORDINANCE AMENDING THE LAKE ELMO MUNICIPAL CODE;  
SECTION 400.10 EXCEPTIONS TO PLATTING

**Section 1. Amendment:** Section 400.10 of the Lake Elmo Municipal Code is hereby amended to read as follows:

**400.10 Exceptions to Platting**

**Subd. 1. Minor Subdivision.** A minor subdivision is a division of land which results in no more than 4 parcels wherein each resultant parcel complies with the City's minimum lot dimension and public road frontage requirements for the zoning district in which the land is located.

**Subd. 2 Lot Line Adjustment.** A lot line adjustment is a division of land which results in no more than 4 parcels wherein each resultant parcel does not comply with the City's minimum lot dimension and/or public road frontage requirements for the zoning district in which the land is located. The City Council hereby waives compliance with the City's platting regulations for lot line adjustments which satisfy one of the following conditions:

- A. Each resultant parcel, when combined with an abutting parcel through a Tax Parcel Consolidation Procedure approved by Washington County, equals or exceeds the minimum lot dimension requirements and public road frontage requirements for the zoning district in which the property is located; or
- B. In those cases where the City Administrator determines that it is not reasonably possible for each resultant parcel to comply with the provisions of Section 400.10, Subd. 2A, each resultant parcel, when combined with an abutting parcel through a Tax Parcel Consolidation Procedure approved by Washington County, is less non-conforming after the lot consolidation than it was before the lot consolidation; or
- C. In those cases where, in regard to property which is zoned agricultural or rural residential, the City Administrator determines that each resultant parcel will equal or exceed minimum lot dimensions for the zoning district in which the property is located, but that one of the resultant parcels cannot satisfy the minimum public road frontage requirements for the zoning district in which the property is located, access to the non-complying parcel is protected by a restrictive covenant approved by the City Attorney which includes the City as a beneficiary.

**Subd. 3 Application for Minor Subdivision/Lot Line Adjustment.** An application for a Minor Subdivision or a Lot Line Adjustment shall be submitted on forms provided by the City Administrator. The applicant will be responsible for all expenses incurred in obtaining the required information, which includes the following:

- A. Name, address, and telephone number of the property owner/applicant and evidence of title.



- B. A legal description of the parcel which is being subdivided and legal descriptions for each of the resulting parcels; and, in regard to lot line adjustments, legal descriptions for the consolidated parcels.
- C. A written description stating the reason for the request.
- D. A land survey prepared by and signed by a registered land surveyor describing the minor subdivision and/or lot line adjustment and showing all buildings, driveways, easements, setbacks and other pertinent information including the legal descriptions herein required.

**Subd. 4 Review of Minor Subdivision.** A completed application shall be submitted to the Planning Commission for its review and recommendation to the City Council. The City Council may attach reasonable conditions to its approval and shall require the conveyance of necessary street, utility, and drainage easements on forms approved by the City Attorney; and shall require the payment of a public use dedication fee.

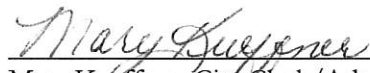
**Subd. 5. Review of Lot Line Adjustment.** A completed application shall be reviewed administratively by the City Administrator who shall make a written finding in regard to the provisions of Section 400.10, Subd. 2(A), (B), or (C). The City Administrator's approval shall be conditioned upon tax parcel consolidation. Prior to the issuance of any development permits, and no later than 60 days after administrative review and approval, the applicant shall provide the City Administrator with the verifications listed below. Failure to provide the required verifications shall invalidate the City Administrator's approval.

- A. Recorded documents or recorded document numbers for the deeds of conveyance which effectuate the lot line adjustment.
- B. Proof that the Washington County Assessor has approved a Tax Parcel Consolidation and has assigned a new tax parcel number for the consolidated parcel or parcels.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

\_\_\_\_\_  
Lee Hunt, Mayor

Attest

  
\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council the 18<sup>th</sup> day of December, 2001

Published in the Stillwater Gazette on the 15<sup>th</sup> day of March, 2001



# AFFIDAVIT OF PUBLICATION

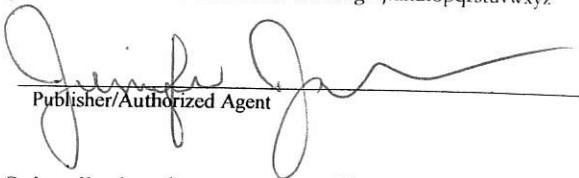
## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

3/19/02

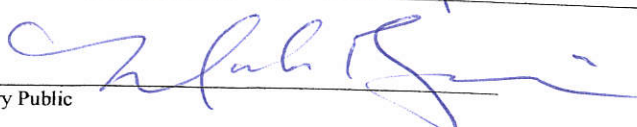
State of Minnesota}  
ss.  
County of Washington}

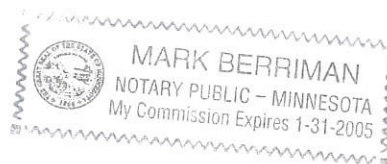
The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

  
\_\_\_\_\_  
Publisher/Authorized Agent

Subscribed and sworn to or affirmed to me

on this 20<sup>th</sup> day of March, 2002.

  
\_\_\_\_\_  
Notary Public



City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00000837

Terms: Net 30

Inches	Description	Price	Total
24	Lake Elmo City of Lake Elmo Ordinance 97-98, Published 3/15	\$4.20	\$100.80

\$100.80

Sub Total \$100.80

Payment \$0.00

Balance Due \$100.80

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column

Stillwater Gazette, March 15, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA  
ORDINANCE 97-98  
AN ORDINANCE AMENDING THE LAKE ELMO MUNICIPAL  
SECTION 400.10 EXCEPTIONS TO PLATTING

Section 1. Amendment: Section 400.10 of the Lake Elmo Municipal Ordinance is amended to read as follows:

**400.10 Exceptions to Platting**

Subd. 2. Lot Line Adjustments.

A lot line adjustment is a division of land which results in no more than 4 parcels wherein each resultant parcel does not comply with the City's minimum lot dimension and public road frontage requirements for the zoning district in which the land is located. A lot line adjustment must satisfy one of the following:

combined with an abutting consolidation Procedure approved exceeds the minimum lot road frontage requirements; or property is located;

Administrator determines that it resultant parcel, when combined with an abutting tax Parcel in Washington County, is more valuable than it was

Property which is zoned residentially which is zoned residentially or exceeds the minimum lot dimension in which there are no other parcels cannot be used for the purposes for the access to the property shall be subject to the City as

shall be subject to the City as

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Bielenberg Dr. & Valley Creek Rd.  
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~ Dinner ~

House Bakery

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pm

at



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

Ordinance No. 9799

**AN ORDINANCE AMENDING SECTION 300.07  
“ZONING DISTRICT MAP”  
OF THE LAKE ELMO MUNICIPAL CODE**

**Section 1. Amendment:** Section 300.07 Subd.3 A 1. of the “Zoning District Map” of the Lake Elmo Municipal Code; is amended to rezone property from RR to AG, based on conformity with the Comprehensive Plan, owned by MFC Properties 94, L.C., legally described as follows:

That part of the Northeast Quarter of the Southeast Quarter of Section 34, Township 29, Range 21, Washington County, Minnesota, lying westerly of Washington County Highway Right of Way Plat No. 48-19B.

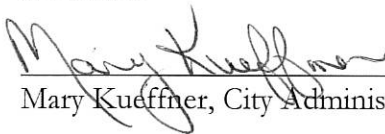
**Section 2. Effective Date:** This ordinance shall become effective upon passage and publication, according to law.

**ADOPTED** by the Lake Elmo City Council on the 5<sup>th</sup> Day of February, 2002.



Lee Hunt, Mayor

ATTEST:



Mary Kueffner, City Administrator

Published in the Stillwater Gazette on the 19<sup>th</sup> day of February, 2002.





# FIDAVIT OF PUBLICATIO

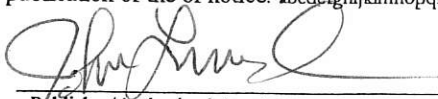
## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

4/2/04

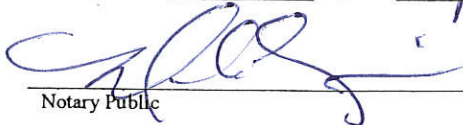
State of Minnesota}  
ss.  
County of Washington}

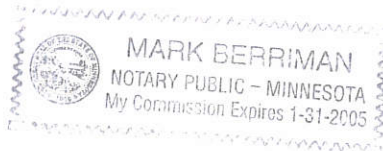
The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

  
\_\_\_\_\_  
Publisher/Authorized Agent

Subscribed and sworn to or affirmed to me

on this 2nd day of April, 2004.

  
\_\_\_\_\_  
Notary Public



City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00003218

Terms: Net 30

Inches	Description	Price	Total
7.5	Lake Elmo City of Lake Elmo Ordinance No. 9799, Published 4/1	\$4.20	\$31.50

\$31.50

Sub Total \$31.50

Payment \$0.00

Balance Due \$31.50

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column

CITY OF  
**LAKE ELMO**

Stillwater Gazette, April 1, 2004  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

Ordinance No. 9799

**AN ORDINANCE AMENDING SECTION 300.07  
"ZONING DISTRICT MAP"  
OF THE LAKE ELMO MUNICIPAL CODE**

**Section 1. Amendment:** Section 300.07 Subd. 3 A 1. of the "Zoning District Map" of the Lake Elmo Municipality Code; is amended to rezone property from RR to AG, based on conformity with the Comprehensive Plan, owned by MFC Properties 94, L.C., legally described as follows:

That part of the Northeast Quarter of the Southeast Quarter of Section 34, Township 29, Range 21, Washington County, Minnesota, lying westerly of Washington County Highway Right of Plat No. 48-19B.

**Section 2. Effective Date:** This ordinance shall become effective upon passage, and publication, according to law.

**ADOPTED** by the Lake Elmo City Council on the 5th Day of February, 2002.

/s/Lee Hunt  
Lee Hunt, Mayor

ATTEST:  
/s/ Mary Kueffner  
Mary Kueffner, City Administrator

CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA


ORDINANCE NO. 9800

AN ORDINANCE AMENDING THE LAKE ELMO MUNICIPAL CODE  
SECTION 505.10  
"POLE CONSTRUCTION BUILDINGS"

**Section 1. Amendment:** Section 505.10 Pole Construction Buildings is hereby amended as follows: to wit:

**Section 505.10 Pole Construction Buildings:** Except as hereinafter provided, pole construction buildings shall be allowed on parcels zoned Agricultural (AG) or Rural Residential (RR) and may be allowed on parcels zoned One Family Residential (R-1) if 75% of the perimeter of the R-1 parcel abuts property zoned Agricultural and if no part of such R-1 parcel abuts property which is subject to a conditional use permit for an open space preservation project.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

  
\_\_\_\_\_  
Lee Hunt, Mayor

ATTEST:

  
\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council the 5<sup>th</sup> day of February, 2002

Published in the Stillwater Gazette on the 13<sup>th</sup> day of Feb., 2002.

Le. Hunt

# A FIDAVIT OF PUBLICATION

## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

2/14/02

State of Minnesota}  
ss.  
County of Washington}

The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

Nancy Beth Kremer  
Publisher

Subscribed and sworn to or affirmed to me

on this 14<sup>th</sup> day of February

Mark Berriman  
Notary Public



City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00000723

Terms: Net 30

Inches	Description	Price	Total
3.5	Lake Elmo City of Lake Elmo Ord. No. 9800, Published 2/13	\$4.20	\$14.70

\$14.70

Sub Total \$14.70

Payment \$0.00

Balance Due \$14.70

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column

Evening Gazette, February 13, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA  
ORDINANCE NO. 9800  
AN ORDINANCE ADDING THE LAKE  
ELMO MUNICIPAL CODE SECTION 505.10  
"POLE CONSTRUCTION BUILDINGS"  
**Section 1. Amendment:** Section 505.10 Pole  
construction buildings is hereby amended as  
follows to wit:  
**Section 505.10 Pole  
Construction Buildings:** Except as here-  
inafter provided, pole construction buildings  
shall be allowed on parcels zoned Agricultural  
(AG) or Rural Residential (RR) and may be  
allowed on parcels zoned One Family  
Residential (R-1) if 75% of the perimeter of the  
R-1 parcel abuts property zoned Agricultural  
and if no open space preservation project.  
**Section 2. Effective Date:** This ordinance  
shall become effective upon its passage and  
publication according to law.  
/s/ Lee Hunt  
Lee Hunt, Mayor  
Attest  
/s/ Mary Kueffner  
Mary Kueffner, City Clerk/ Administrator  
Adopted by the Lake Elmo City Council the 5th  
day of February, 2002.

2/13



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA  
ORDINANCE 97-101

AN ORDINANCE ADDING TO THE LAKE ELMO MUNICIPAL CODE,  
SECTION 1205.16 AND ITS SUBDIVISIONS, RELATING TO THE SALE OF  
NON-INTOXICATING MALT LIQUOR TO MINORS.

**Section 1. Amendment:** Section 1205.16 and its subdivisions are hereby added to the Lake Elmo Municipal Code; to wit:

**Section 1205.16** Administrative Fines, Suspension, Revocation for Sale of Non-Intoxicating Malt Liquor to Minor(s).

**Subd. 1. Non-Intoxicating Malt Liquor.**

Any violation of the City's Regulations relating to the issuance of a non-intoxicating malt liquor license or any conditions/restrictions attached to the issuance of such license shall be cause for the imposition of an administrative fine, the suspension of the license and/or the revocation of the license. A licensee whose license has been revoked shall not be eligible for another non-intoxicating malt liquor license for one year from the date of license revocation.

No suspension or revocation shall take effect until the licensee has been given an opportunity for a hearing pursuant to M.S. 14.57 through 14.69 provided that the City shall not be required to conduct the hearing before an employee of the Office of Administrative Hearings. If the violation relates to the sale of non-intoxicating malt liquor to minors by licensee's employees, the following administrative fines, suspension, or revocations may be imposed:

- ~~A. The first such violation within twelve (12) months shall subject the licensee to the payment of an administrative fine of \$200 if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$400 if no Affidavit of Training is on file for the employee who made the illegal sale;~~
- A. After the first violation, if an Affidavit of Training is on file with the City, for the employee who made the illegal sale, the City Administrator shall provide licensee with a notice that a sale to a minor has been documented and shall include a copy of the City's administrative fine regulations with the City; or, if an Affidavit of Training is not on file, with the City, for the employee who made the illegal sale, the City Administrator shall notify licensee that a sale to a minor has been documented, shall include a copy of the City's administrative fine regulations with the notice, and shall impose an administrative fine of \$200.





~~B. The second violation within twelve (12) months shall subject licensee to the payment of an administrative fine of \$400 if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$800 if no Affidavit of Training is on file for the employee who made the illegal sale;~~

B. The second violation within twelve (12) months shall require the licensee to pay an administrative fine of \$200.00 if an Affidavit of Training is on file, with the city, for the employee who made the illegal sale; or, shall require the licensee to pay an administrative fine of \$400.00 if no Affidavit of Training is on file, with the city, for the employee who made the illegal sale;

~~C. The third violation within twenty-four (24) months shall subject the licensee to the payment of an administrative fine of \$800 and a minimum seven (7) business day suspension of the license if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$1,600 and seven (7) business day suspension of the license if no Affidavit of Training is on file for the employee who made the illegal sale.~~

C. The third violation within twenty-four (24) months shall require the licensee to pay an administrative fine of \$400.00 and shall result in a license suspension of seven (7) business days if an Affidavit of Training is on file, with the city, for the employee who made the illegal sale; or shall require licensee to pay an administrative fine of \$800.00 and shall result in a license suspension for seven (7) business days if an Affidavit of Training is not on file, with the city, for the employee who made the illegal sale.

~~D. The fourth violation within twenty-four (24) months shall subject the licensee to a license revocation.~~

D. The fourth violation within twenty-four (24) months shall result in license revocation.

## **Subd. 2. Compliance Checks**

The City or its law enforcement agencies shall conduct compliance checks at least once each calendar year at each location where a non-intoxicating malt liquor license has been issued to test compliance with the provisions of the City's Regulations. Compliance checks shall utilize minors over the age of 18, but under the age of 21 who attempt to purchase non-intoxicating malt liquor under the direct supervision of a law enforcement officer.



**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

  
\_\_\_\_\_  
Lee Hunt, Mayor

Attest

  
\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Published in the Stillwater Gazette the 25<sup>th</sup> day of Feb, 2002.



# AFFIDAVIT OF PUBLICATION

## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

2/26/02

State of Minnesota}  
ss.  
County of Washington}

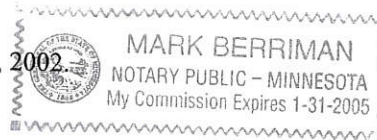
The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

Mary Beth Krumel  
Publisher

Subscribed and sworn to or affirmed to me

on this 27<sup>th</sup> day of February

[Signature]  
Notary Public



City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00000747

Terms: Net 30

Inches	Description	Price	Total
20	Lake Elmo City of Lake Elmo Ordinance 97-101, published 2/25	\$4.20	\$84.00

\$84.00

Sub Total \$84.00

Payment \$0.00

Balance Due \$84.00

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column



CITY OF  
**Lake Elmo**

Evening Gazette, February 25, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA  
ORDINANCE 97-101

**AN ORDINANCE ADDING TO THE LAKE ELMO MUNICIPAL CODE,  
SECTION 1205.16 AND ITS SUBDIVISIONS, RELATING TO THE SALE OF  
NON-INTOXICATING MALT LIQUOR TO MINORS.**

Section 1. Amendment: Section 1205.16 and its subdivisions are hereby added to the Lake Elmo Municipal Code; to wit:

Section 1205.16 Administrative Fines, Suspension, Revocation for Sale of Non-Intoxicating Malt Liquor to Minor(s).

Subd. 1. Non-Intoxicating Malt Liquor.

Any violation of the City's Regulations relating to the issuance of a non-intoxicating malt liquor license or any conditions/restrictions attached to the issuance of such license shall be cause for the imposition of an administrative fine, the suspension of the license and/or the revocation of the license. A licensee whose license has been revoked shall not be eligible for another non-intoxicating malt liquor license for one year from the date of license revocation.

No suspension or revocation shall take effect until the licensee has been given an opportunity for a hearing pursuant to M.S. 14.57 through 14.69 provided that the City shall not be required to conduct the hearing before an employee of the Office of Administrative Hearings. If the violation relates to the sale of non-intoxicating malt liquor to minors by licensee's employees, the following administrative fines, suspension, or revocations may be imposed:

A. The first such violation within twelve (12) months shall subject the licensee to the payment of an administrative fine of \$200 if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$400 if no Affidavit of Training is on file for the employee who made the illegal sale;

A. After the first violation, if an Affidavit of Training is on file with the City for the employee who made the illegal sale, the City Administrator shall provide licensee with a notice that a sale to a minor has been documented and shall include a copy of the City's administrative fine regulations with the City; or, if an Affidavit of Training is not on file with the City for the employee who made the illegal sale, the City Administrator shall notify licensee that a sale to a minor has been documented, shall include a copy of the City's administrative fine regulations with the notice, and shall impose an administrative fine of \$200.

B. The second violation within twelve (12) months shall subject licensee to the payment of an administrative fine of \$400 if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$800 if no Affidavit of Training is on file for the employee who made the illegal sale;

B. The second violation within twelve (12) months shall require the licensee to pay an administrative fine of \$200.00 if an Affidavit of Training is on file with the city for the employee who made the illegal sale; or shall require the licensee to pay an administrative fine of \$400.00 if no Affidavit of Training is on file with the city for the employee who made the illegal sale;

C. The third violation within twenty-four (24) months shall subject the licensee to the payment of an administrative fine of \$800 and a minimum seven (7) business day suspension of the licensee if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$1,600 and seven (7) business day suspension of the licensee if no Affidavit of Training is on file for the employee who made the illegal sale.

C. The third violation within twenty-four (24) months shall require the licensee to pay an administrative fine of \$400.00 and shall result in a license suspension of seven (7) business days if an Affidavit of Training is on file with the city for the employee who made the illegal sale; or she require licensee to pay an administrative fine of \$800.00 and shall result in a license suspension for seven (7) business days if an Affidavit of Training is not on file with the city for the employee who made the illegal sale;

D. The fourth violation within twenty-four (24) months shall subject the licensee to a license revocation.

D. The fourth violation within twenty-four (24) months shall result in license revocation.

Subd. 2. Compliance Checks

The City or its law enforcement agencies shall conduct compliance checks at least each calendar year at each location where a non-intoxicating malt liquor license has been issued to test compliance with the provisions of the City's Regulations. Compliance checks shall utilize minors over the age of 18, but under the age of 21, to attempt to purchase non-intoxicating malt liquor under the direct supervision of a law enforcement officer.

Section 2. Effective Date: This ordinance shall become effective upon its publication according to law.

Lee Hunt, Mayor

Attest

Jeffner, City Clerk/Administrator

**CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA  
ORDINANCE 97-102**

**AN ORDINANCE ADDING TO THE LAKE ELMO MUNICIPAL CODE,  
SECTION 1200.15 AND ITS SUBDIVISIONS, RELATING TO THE SALE OF  
INTOXICATING MALT LIQUOR TO MINORS.**

**Section 1. Amendment:** Section 1200.15 and its subdivisions are hereby added to the Lake Elmo Municipal Code; to wit:

**Section 1200.15 Administrative Fines, Suspension, Revocation for Sale of Intoxicating Liquor to Minor(s).**

**Subd. 1. Administrative Fines, Suspension, Revocation**

Any violation of the City's Regulations relating to the issuance of an intoxicating liquor license or any conditions/restrictions attached to the issuance of such license shall be cause for the imposition of an administrative fine, the suspension of the license and/or the revocation of the license. A licensee whose license has been revoked shall not be eligible for another intoxicating liquor license for one year from the date of license revocation.

No suspension or revocation shall take effect until the licensee has been given an opportunity for a hearing pursuant to M.S. 14.57 through 14.69 provided that the City shall not be required to conduct the hearing before an employee of the Office of Administrative Hearings.

If the violation relates to the sale of intoxicating liquor to minors by licensee's employees, the following administrative fines, suspension, or revocations may be imposed:

- ~~A. The first such violation within twelve (12) months shall subject the licensee to the payment of an administrative fine of \$200 if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$400 if no Affidavit of Training is on file for the employee who made the illegal sale;~~
- A. After the first violation, if an Affidavit of Training is on file with the City, for the employee who made the illegal sale, the City Administrator shall provide licensee with a notice that a sale to a minor has been documented and shall include a copy of the City's administrative fine regulations with the City; or, if an Affidavit of Training is not on file, with the City, for the employee who made the illegal sale, the City Administrator shall notify licensee that a sale to a minor has been documented, shall include a copy of the City's administrative fine regulations with the notice, and shall impose an administrative fine of \$200.





- ~~B. The second violation within twelve (12) months shall subject licensee to the payment of an administrative fine of \$400 if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$800 if no Affidavit of Training is on file for the employee who made the illegal sale;~~
- B. The second violation within twelve (12) months shall require the licensee to pay an administrative fine of \$200.00 if an Affidavit of Training is on file, with the city, for the employee who made the illegal sale; or, shall require the licensee to pay an administrative fine of \$400.00 if no Affidavit of Training is on file, with the city, for the employee who made the illegal sale;
- ~~C. The third violation within twenty-four (24) months shall subject the licensee to the payment of an administrative fine of \$800 and a minimum seven (7) business day suspension of the license if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$1,600 and seven (7) business day suspension of the license if no Affidavit of Training is on file for the employee who made the illegal sale.~~
- C. The third violation within twenty-four (24) months shall require the licensee to pay an administrative fine of \$400.00 and shall result in a license suspension of seven (7) business days if an Affidavit of Training is on file, with the city, for the employee who made the illegal sale; or shall require licensee to pay an administrative fine of \$800.00 and shall result in a license suspension for seven (7) business days if an Affidavit of Training is not on file, with the city, for the employee who made the illegal sale.
- ~~D. The fourth violation within twenty-four (24) months shall subject the licensee to a license revocation.~~
- D. The fourth violation within twenty-four (24) months shall result in license revocation.

### **Subd. 2. Compliance Checks**


The City or its law enforcement agencies shall conduct compliance checks at least once each calendar year at each location where an intoxicating liquor license has been issued to test compliance with the provisions of the City's Regulations. Compliance checks shall utilize minors over the age of 18, but under the age of 21 who attempt to purchase intoxicating liquor under the direct supervision of a law enforcement officer.



**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

  
\_\_\_\_\_  
Lee Hunt, Mayor

Attest

  
\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Published in the Stillwater Gazette the 25<sup>th</sup> day of Feb, 2002.



# AFFIDAVIT OF PUBLICATION

## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

2/26/02

State of Minnesota }  
ss.  
County of Washington }

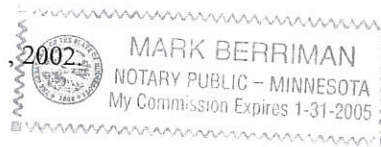
The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

Mary Beth Kremer  
Publisher

Subscribed and sworn to or affirmed to me

on this 27<sup>th</sup> day of February

[Signature]  
Notary Public



City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00000748

Terms: Net 30

Inches	Description	Price	Total
19	Lake Elmo City of Lake Elmo Ordinance No. 97-102, Published 2/25	\$4.20	\$79.80

\$79.80

Sub Total \$79.80

Payment \$0.00

Balance Due \$79.80

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column



CITY OF  
**Lake Elmo**

Evening Gazette, February 25, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA  
ORDINANCE 97-102

**AN ORDINANCE ADDING TO THE LAKE ELMO MUNICIPAL CODE,  
SECTION 1200.15 AND ITS SUBDIVISIONS, RELATING TO THE SALE OF  
INTOXICATING MALT LIQUOR TO MINORS.**

**Section 1. Amendment:** Section 1200.15 and its subdivisions are hereby added to the Lake Elmo Municipal Code; to wit:

Section 1200.15 Administrative Fines, Suspension, Revocation for Sale of Intoxicating Liquor to Minor(s).

Subd. 1. Administrative Fines, Suspension, Revocation

Any violation of the City's Regulations relating to the issuance of an intoxicating liquor license or any conditions/restrictions attached to the issuance of such license shall be cause for the imposition of an administrative fine, the suspension of the license and/or the revocation of the license. A licensee whose license has been revoked shall not be eligible for another intoxicating liquor license for one year from the date of license revocation.

No suspension or revocation shall take effect until the licensee has been given an opportunity for a hearing pursuant to M.S. 14.57 through 14.69 provided that the City shall not be required to conduct the hearing before an employee of the Office of Administrative Hearings.

If the violation relates to the sale of intoxicating liquor to minors by licensee's employees, the following administrative fines, suspension, or revocations may be imposed:

A. ~~The first such violation within twelve (12) months shall subject the licensee to the payment of an administrative fine of \$200 if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$400 if no Affidavit of Training is on file for the employee who made the illegal sale;~~

A. After the first violation, if an Affidavit of Training is on file with the City for the employee who made the illegal sale, the City Administrator shall provide licensee with a notice that a sale to a minor has been documented and shall include a copy of the City's administrative fine regulations with the City; or, if an Affidavit of Training is not on file, with the City, for the employee who made the illegal sale, the City Administrator shall notify licensee that a sale to a minor has been documented, shall include a copy of the City's administrative fine regulations with the notice, and shall impose an administrative fine of \$200.

B. ~~The second violation within twelve (12) months shall subject licensee to the payment of an administrative fine of \$400 if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$800 if no Affidavit of Training is on file for the employee who made the illegal sale;~~

B. The second violation within twelve (12) months shall require the licensee to pay an administrative fine of \$200.00 if an Affidavit of Training is on file with the city, for the employee who made the illegal sale; or, shall require the licensee to pay an administrative fine of \$400.00 if no Affidavit of Training is on file, with the city, for the employee who made the illegal sale;

C. ~~The third violation within twenty-four (24) months shall subject the licensee to the payment of an administrative fine of \$800 and a minimum seven (7) business day suspension of the license if an Affidavit of Training is on file for the employee who made the illegal sale; or to the payment of an administrative fine of \$1,600 and seven (7) business day suspension of the license if no Affidavit of Training is on file for the employee who made the illegal sale.~~

C. The third violation within twenty-four (24) months shall require the licensee to pay an administrative fine of \$400.00 and shall result in a license suspension of seven (7) business days if an Affidavit of Training is on file, with the city, for the employee who made the illegal sale; or shall require licensee to pay an administrative fine of \$800.00 and shall result in a license suspension for seven (7) business days if an Affidavit of Training is not on file, with the city, for the employee who made the illegal sale.

D. ~~The fourth violation within twenty-four (24) months shall subject the licensee to a license revocation.~~

D. The fourth violation within twenty-four (24) months shall result in license revocation.

**Subd. 2. Compliance Checks**

The City or its law enforcement agencies shall conduct compliance checks at least once each calendar year at each location where an intoxicating liquor license has been issued to test compliance with the provisions of the City's Regulations. Compliance checks shall utilize minors over the age of 18, but under the age of 21 who attempt to purchase intoxicating liquor under the direct supervision of a law enforcement officer.

Section 2. Effective Date: This ordinance shall become effective upon its passage and publication according to law.

Lee Hunt, Mayor  
Attest  
Mary Kueffner, City Clerk/Administrator

CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97- 103

AN ORDINANCE AMENDING THE LAKE ELMO MUNICIPAL CODE  
SECTION 150 "DEFINITION OF A HOME OCCUPATION"

**Section 1. Amendment:** Section 150 "Home Occupation" of the Lake Elmo Municipal Code is hereby amended to read as follows:

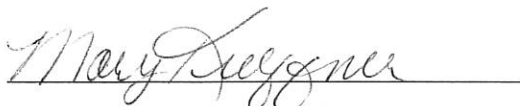
**Home Occupation:** Any gainful occupation or profession engaged in by the occupant, only, of a dwelling when carried on within a dwelling unit or in an accessory building, provided that no signs other than those normally utilized in a residential district are present, no stock in trade is stored on the premises, that no over-the-counter retail sales are involved, and entrance to the home occupation is or can be gained from within the structure. Uses include professional office, hairdressing, or teaching limited to three (3) students at any time, and similar uses. A home occupation shall not be interpreted to include barber shops, beauty shops, tourist homes, restaurants, disorderly house as defined by Minnesota § 609.33 Subdivision 1, or similar uses. No home occupation shall be permitted that creates the need for more than three (3) parking spaces at any given time in addition to the parking spaces required by the occupants. Home occupations shall not be carried on except between the hours of 7 a.m. and 10 p.m.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.



Lee Hunt, Mayor

Attest



Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council the 19<sup>th</sup> day of March, 2002.

Published in the Stillwater Gazette on the 4<sup>th</sup> day of April, 2002.





# A FIDAVIT OF PUBLICATION

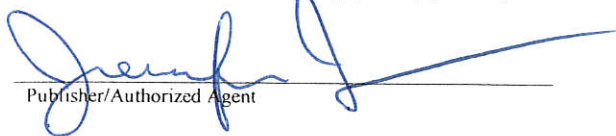
## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

4/4/02

State of Minnesota}  
ss.  
County of Washington}

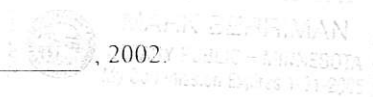
The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

  
\_\_\_\_\_  
Publisher/Authorized Agent

Subscribed and sworn to or affirmed to me

on this 4<sup>th</sup> day of April, 2002.

  
\_\_\_\_\_  
Notary Public



**City of Lake Elmo**  
**3800 Laverne Ave. N.**  
**Lake Elmo, MN 55042**

Invoice #: 00000901

Terms: Net 30

Inches	Description	Price	Total
5	Lake Elmo City of Lake Elmo Definition of Home Occupation - Ordinance No. 97-103, Published 4/4	\$4.20	\$21.00
			\$21.00
	Sub Total		\$21.00
	Payment		\$0.00
	Balance Due		\$21.00

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column

### CITY OF Lake Elmo

Evening Gazette, April 4, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA  
ORDINANCE 97-103  
AN ORDINANCE AMENDING THE LAKE  
ELMO MUNICIPAL CODE SECTION 150  
"DEFINITION OF A HOME OCCUPATION"

Section 1. Amendment: Section 150 "Home Occupation" of the Lake Elmo Municipal Code is hereby amended to read as follows:  
Home Occupation: Any gainful occupation or profession engaged in by the occupant, only, of a dwelling when carried on within a dwelling unit or in an accessory building, provided that no signs other than those normally utilized in a residential district are present, no stock in trade is stored on the premises, that no over-the-counter retail sales are involved, and entrance to the home occupation is or can be gained from within the structure. Uses include professional office, hairdressing or teaching limited to three (3) students at any time, and similar uses. A home occupation shall not be interpreted to include barber shops, beauty shops, tourist homes, restaurants, disorderly houses as defined by Minnesota ss 609.33 Subdivision 1, or similar uses. No home occupation shall be permitted that creates the need for more than three (3) parking spaces at any given time in addition to the parking spaces required by the occupants. Home occupations shall not be carried on except between the hours of 7 a.m. and 10 p.m.

Section 2. Effective Date: This ordinance shall become effective upon its passage and publication according to law.  
/s/ Lee Hunt  
Lee Hunt, Mayor  
Attest  
/s/ Mary Kueffner  
Mary Kueffner, City Clerk/ Administrator  
Adopted by the Lake Elmo City Council the 19th day of April, 2002.



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97- 104

AN ORDINANCE AMENDING SECTION 1350.05 SUBDIVISION 1 and  
SECTION 1350.05 SUBDIVISION 2  
OF THE LAKE ELMO MUNICIPAL CODE

**Section 1. Amendment:** Section 1350.05 Subd. 1. is hereby amending to include the following, to wit:

Illumination may exceed the stated maximums for a radius of 20 feet measured from the center point of the light fixture, but shall not exceed those maximums beyond the exterior property line of the site upon which the fixture is located.

**Section 2. Amendment:** Section 1350.05 Subd. 2. is hereby amending to include the following, to wit:


Illumination may exceed the stated maximums for a radius of 20 feet measured from the center point of the light fixture, but shall not exceed those maximums beyond the exterior property line of the site upon which the fixture is located.

**Section 3. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.



Lee Hunt, Mayor

Attest

  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 19<sup>th</sup> day of March, 2002.

Published in the Stillwater Gazette on the 4<sup>th</sup> day of April, 2002.

Handwritten signature or text, possibly "L. M. ...".

# A FIDAVIT OF PUBLICATION

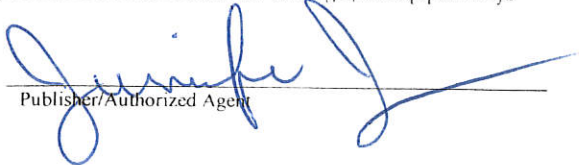
## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

4/4/02

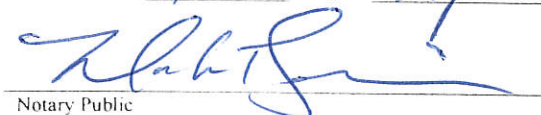
State of Minnesota}  
ss.  
County of Washington}

The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

  
\_\_\_\_\_  
Publisher/Authorized Agent

Subscribed and sworn to or affirmed to me

on this 4<sup>th</sup> day of April, 2002.

  
\_\_\_\_\_  
Notary Public

City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00000902

Terms: Net 30

Inches	Description	Price	Total
4	Lake Elmo City of lake Elmo Ordinance No. 97-104, Published 4/4	\$4.20	\$16.80
Sub Total			\$16.80
Payment			\$0.00
Balance Due			\$16.80

Maximum rate per column inch under  
Minnesota Law \$16.90 per 12-pica column

### CITY OF Lake Elmo

#### AN ORDINANCE AMENDING SECTION 1350.05 SUBDIVISION 1 AND SECTION 1350.05 SUBDIVISION 2 OF THE LAKE ELMO MUNICIPAL CODE

Section 1. Amendment: Section 1350.05  
Subd. 1 is hereby amending to include the following, to wit:

Illumination may exceed the stated maximums for a radius of 20 feet measured from the center point of the light fixture, but shall not exceed those maximums beyond the exterior property line of the site upon which the fixture is located.

Section 2. Amendment: Section 1350.05  
Subd. 2 is hereby amending to include the following, to wit:

Illumination may exceed the stated maximums for a radius of 20 feet measured from the center point of the light fixture, but shall not exceed those maximums beyond the exterior property line of the site upon which the fixture is located.

Section 3. Effective Date: This ordinance shall become effective upon its passage and publication according to law.

/s/ Lee Hunt  
Lee Hunt, Mayor  
Attest

/s/ Mary Kueffner  
Mary Kueffner, City Clerk/ Administrator  
Adopted by the Lake Elmo City Council the  
19th day of April, 2002.



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97-105

AN ORDINANCE AMENDING SECTION 700.04 SUBD. 2 B.2.  
OF THE LAKE ELMO MUNICIPAL CODE

**Section 1. Amendment:** Section 700.04 Subd. 2. B. 2 is hereby amended and shall read as follows:

New connection to a community sewage treatment system will not be permitted for new construction, unless the previous structure on which the new construction occurs was previously connected to the existing community sewage treatment system.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.



Lee Hunt, Mayor

Attest

  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council this 2nd day of April, 2002.

Published in the Stillwater Gazette on the 26<sup>th</sup> day of Apr. 1, 2002.

North 20



# AL IDAVIT OF PUBLICATION

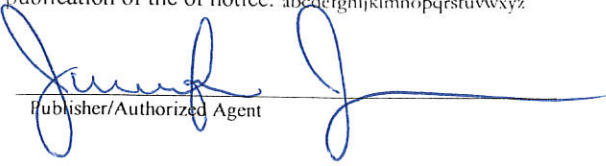
## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

4/29/02

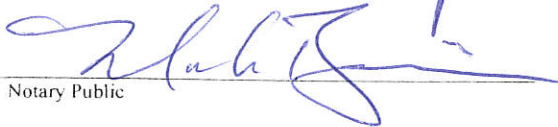
State of Minnesota}  
ss.  
County of Washington}

The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcd efghijklmnopqrstu vwx yz

  
Publisher/Authorized Agent

Subscribed and sworn to or affirmed to me

on this 30<sup>th</sup> day of April, 2002.

  
Notary Public



City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00000974

Terms: Net 30

Inches	Description	Price	Total
4	Lake Elmo City of Lake Elmo Ord. 97-105, Published 4/26	\$4.20	\$16.80

\$16.80

Sub Total \$16.80

Payment \$0.00

Balance Due \$16.80

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column

**CITY OF Lake Elmo**

Evening Gazette, April 26, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA  
ORDINANCE 97-105  
AN ORDINANCE AMENDING  
SECTION 700.04 SUBD. 2B.2.  
OF THE LAKE ELMO  
MUNICIPAL CODE

**Section 1. Amendment:** Section 700.04 Subd. 2. B. 2 is hereby amended and shall read as follows:  
New connection to a community sewage treatment system will not be permitted for new construction, unless the previous structure on which the new construction occurs was previously connected to the existing community sewage treatment system.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

/s/ Lee Hunt  
Lee Hunt, Mayor

Attest  
/s/Mary Kueffner  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council this 2nd day of April, 2002.  
published in the Stillwater Gazette on the 26th day of April, 2002

4/2



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE NO. 97- 106

AN ORDINANCE AMENDING SECTION 300.07 "ZONING DISTRICT MAP"  
OF THE LAKE ELMO MUNICIPAL CODE


Section 1. Amendment: Section 300.07 Subd. 3 (A) of the "Zoning District Map" of the Lake Elmo Municipal Code is amended to rezone the following described property, owned by Dee M. Flatau-Cobb, 9730 Hudson Blvd, Lake Elmo from Highway Business (HB) to Limited Business (LB) to wit:

Pt of SW1/4 of SE1/4 342921 beg at an iron pipe mon set at the intersection of the east line thereof with the north line of Minn Trunk Hwy 12 & run thence north along SD East line 217.8 ft. to an iron pipe mon thence west on a line part to SD north line of SD Hwy 12, 200 ft. to an iron pipe mon thence south on a line par to SD East line of SD tract 217.8 ft. to an iron pipe mon set on SD north line of SD Hwy 12 thence East along SD North line of SD Hwy 12, 200 ft. to the Pt of Beg. Exc. to Hwy. Property ID 34-029-21-43-0002

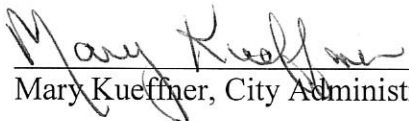
Section 300.07 Subd. 3 (A) of the "Zoning District Map" of the Lake Elmo Municipal Code is amended to rezone the following described property, owned by Dee Flatau from Highway Business (HB) to Limited Business (LB) to wit.

Section 2. Effective Date: This ordinance shall become effective upon its passage and publication according to law.

ADOPTED, by the Lake Elmo City Council on the 2<sup>nd</sup> day of April, 2002.

  
Lee Hunt, Mayor

ATTEST:

  
Mary Kueffner, City Administrator

Published in the Stilwater Gazette on the 8<sup>th</sup> day of MAY 2002.



# AFFIDAVIT OF PUBLICATION

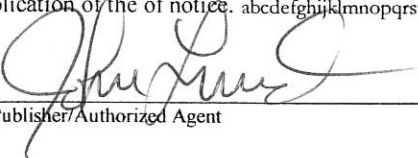
## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

5/10/02

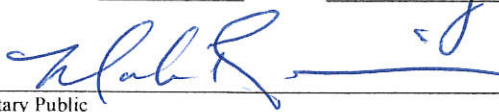
State of Minnesota}  
ss.  
County of Washington}

The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

  
\_\_\_\_\_  
Publisher/Authorized Agent

Subscribed and sworn to or affirmed to me

on this 10<sup>th</sup> day of May

  
\_\_\_\_\_  
Notary Public



City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00001034

Terms: Net 30

Inches	Description	Price	Total
5.5	Lake Elmo City of Lake Elmo Ordinance No. 97-106, Published 5/9	\$4.20	\$23.10

Sub Total \$23.10  
Payment \$0.00

Balance Due \$23.10

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column

### CITY OF Lake Elmo

Evening Gazette, May 9, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA  
ORDINANCE 97-106  
AN ORDINANCE AMENDING  
SECTION 300.07 "ZONING DISTRICT  
MAP: OF THE LAKE ELMO  
MUNICIPAL CODE

Section 1. Amendment: Section 300.07 Subd. 3 (A) of the "Zoning District Map" of the Lake Elmo Municipal Code is amended to rezone the following described property, owned by Dee M. Flatau-Cobb, 9730 Hudson Blvd, Lake Elmo from Highway Business (HB) to Limited Business (LB) to wit:

Pt of SW 1/4 of SE 342921 beg at an iron pipe mon set at the intersection of the east line thereof with the north line of Minn Trunk Hwy 12 & run thence north along SD East line 217.8ft. to an iron pipe mon thence west on a line part to SD north line of SD Hwy 12,200 ft. to an iron pipe mon thence south on a line par to SD East line of SD tract 217.8 ft. to an iron pipe mon set on SD north line of SD Hwy 12 thence East along SD North line of SD Hwy 12,200 ft. to the Pt of Beg. Exc. to Hwy. Property ID 34-029-21-43-0002

Section 300.07 Subd. 3 (A) of the "Zoning District Map" of the Lake Elmo Municipal Code is amended to rezone the following described property, owned by Dee Flatau from Highway Business (HB) to limited Business (LB) to wit.

Section 2. Effective Date: This ordinance shall become effective upon its passage and publication according to law.

/s/ Lee Hunt  
Lee Hunt, Mayor

Attest  
/s/ Mary Kueffner  
Mary Kueffner, City Clerk/ Administrator

5/9



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

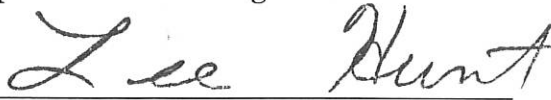
ORDINANCE 97-107

AN ORDINANCE AMENDING SECTION 300.13 SUBD. 31  
OF THE LAKE ELMO MUNICIPAL CODE  
RELATING PLACEMENT OF ACCESSORY STRUCTURES

**Section 1. Amendment:** Section; 300.13, Subd. 31 of the Lake Elmo Municipal Code is hereby amended to read as follows:

No detached garages or other accessory buildings in residential districts shall be located nearer the front lot line than the principal building on that lot, except in AG, RR, and R1 districts where detached garages may be permitted nearer the front lot line than the principal building by resolution of the City Council, except in planned unit developments or cluster developments.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.



Lee Hunt, Mayor

Attest

  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council the 16<sup>th</sup> day of April, 2002

Published in the Stillwater Gazette on the 10<sup>th</sup> day of May, 2002.

Lee Ann



# AFIDAVIT OF PUBLICATION

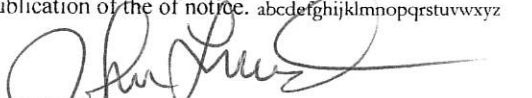
## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

5/14/02


State of Minnesota}  
ss.  
County of Washington}


The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

  
\_\_\_\_\_  
Publisher/Authorized Agent

Subscribed and sworn to or affirmed to me

on this 14<sup>th</sup> day of May, 2002.

  
\_\_\_\_\_  
Notary Public

 MARK BERRIMAN  
NOTARY PUBLIC - MINNESOTA  
My Commission Expires 1-31-2005

City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00001038

Terms: Net 30

Inches	Description	Price	Total
5.5	Lake Elmo City of Lake Elmo Ordinance 97-107, Published 5/10	\$4.20	\$23.10

Sub Total \$23.10

Payment \$0.00

Balance Due \$23.10

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column

### CITY OF Lake Elmo

Stillwater Gazette, May 10, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97-107

AN ORDINANCE AMENDING SECTION  
300.13 SUBD. 31  
OF THE LAKE ELMO MUNICIPAL  
CODE  
RELATING PLACEMENT OF ACCESSORY STRUCTURES

**Section 1. Amendment:** Section; 300.13, Subd. 31 of the Lake Elmo Municipal Code is hereby amended to read as follows:

No detached garages or other accessory buildings in residential districts shall be located nearer the front lot line than the principal building on that lot, except in AG, RR, and R1 districts where detached garages may be permitted nearer the front lot line than the principal building by resolution of the City Council, except in planned unit developments or cluster developments.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

Lee Hunt, Mayor

Attest

Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council  
the 16th day of April, 2002

5/10



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

Summary of Ordinance 97-108  
Relating to Performance Standards in the General Business Zoning District  
Section 300.07 Subd. 4. H. 4.

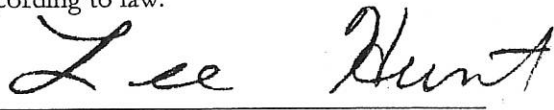
On May 7, 2002, the Lake Elmo City Council adopted Ordinance 97-108 and by 4 affirmative votes, approved the publication of a summary of the ordinance.

A complete copy of Ordinance 97-108 is on file in the office of the City Administrator, and can be viewed by the public during business hours.

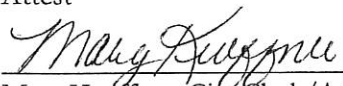
**Section 1. Amendment:** Section 300.07, Subd. 4. H. 4. and its subdivisions are hereby summarized as follows:

4. Performance Standards.
  - a. Purpose and Intent
  - b. Architectural and Site Plan Submittals.
  - c. Applicability – Structure Additions and Renovation
  - d. Performance Standards – Primary Exterior Surfacing
  - e. Performance Standard – Exterior Surfacing Accents
  - f. Performance Standard – Accessory Structures
  - g. Performance Standard – HVAC Units and Exterior Appurtenances
  - h. Performance Standard – Visible Roofing Materials
  - i. Applicability – New Construction

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

  
\_\_\_\_\_  
Lee Hunt, Mayor

Attest

  
\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 7<sup>th</sup> day of May, 2002.

Published in the Stillwater Gazette on the \_\_\_\_\_ day of \_\_\_\_\_, 2002.



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97-108

AN ORDINANCE AMENDING THE LAKE ELMO MUNICIPAL CODE  
SECTION 300.07 SUBD. 4. H. 4 AND ITS SUBDIVISIONS RELATING TO  
ARCHITECTURAL PERFORMANCE STANDARDS IN THE  
GENERAL BUSINESS ZONING DISTRICT

**Section 1. Amendment:** Section 300.07, Subd, 4. H. 4 and its subdivisions are hereby amended to read as follows:

**4. Performance Standards.**

**a. Purpose and Intent**

It is the purpose and intent of the City, by the adoption of the performance standards of this subdivision, to ensure commercial buildings constructed within the City are of a high quality of exterior appearance, consistent with the terms of Non-Residential Development Policy #5 of the 2000-2020 Lake Elmo Comprehensive Plan. It is the Finding of the City that a limited selection of primary exterior surfacing materials meets this standard of quality.

It is the further Finding of the City that several specific exterior surfacing materials are appropriate, and of sufficient quality, to be utilized only as accent materials in varying percentages. The variations of percentage of specific accent materials relates to a Finding by the City as to the relative quality and rural character of those respective accent materials.

**b. Architectural and Site Plan Submittals.**

New building proposals shall include architectural and site plans prepared by registered architect and shall show the following as a minimum:

- i. Elevations of all sides of the buildings,
- ii. Type and color of exterior building materials,
- iii. Typical general floor plans,
- iv. Dimensions of all structures,
- v. Location of trash containers, heating, cooling and ventilation equipment and systems,



**c. Applicability – Structure Additions and Renovation**

Additions to existing structures resulting in an increase of gross floor area of the structure of less than 100%; and/or installation of replacement exterior surfacing of any portion of an existing structure shall be exempt from the standards of this subdivision where it is found that the new or replacement exterior surfacing proposed is identical to that of the existing structure.

Where additions to an existing structure result in an increase in the gross floor area of the existing structure of 100% or greater, the entire structure (existing structure and structure addition) shall be subject to the standards of this subdivision.

**d. Performance Standards – Primary Exterior Surfacing**

The Primary Exterior Surfacing of structures shall be limited to natural brick, stone, or glass. Artificial or veneer brick or stone shall not qualify as complying with this performance standard.

Primary Exterior Surface shall be defined as not less than 70% of the sum of the area of all exterior walls of a structure nominally perpendicular to the ground. All parapet or mansard surfaces extending above the ceiling height of the structure shall be considered exterior surface for the purposes of this subdivision. Windows and glass doors shall be considered a primary surface, but the sum area of such glass shall be deducted from the wall area for purposes of the 70% Primary/30% Accent formulas of this section. Doors of any type or material, except glass, shall not be considered a primary exterior surface.

Each wall of the structure shall be calculated separately; and, individually comply with the 70/30 formula.

**e. Performance Standard – Exterior Surfacing Accents**

Not more than 30% of the exterior wall surfacing, as defined by paragraph D. above, may be of the following listed Accent Materials, but no single Accent Material, except natural wood, may comprise more than 20% of the total of all Accent Materials; and, no combustible materials shall be used:

- i. Wood Siding
- ii. Cement Fiber Board
- iii. Standing Seam Metal
- iv. Architectural Metal
- v. Stucco
- vi. Poured in Place Concrete (Excluding “tilt-up” panels)
- vii. Architect Metal Panels or Sheets
- viii. Porcelain or Ceramic Tile





**f. Performance Standard – Accessory Structures**

All Accessory Structures shall comply with the Exterior Surfacing requirements specified by this subdivision.

**g. Performance Standard – HVAC Units and Exterior Appurtenances**

All exterior equipment, HVAC and trash/recycling and dock areas shall be screened from view of the Public with the primary exterior materials used on the principal structure.


**h. Performance Standard – Visible Roofing Materials**

Any roofing materials that are visible from ground level shall be standing seam metal, fire-treated cedar shakes, ceramic tile, clay tile, concrete or slate.

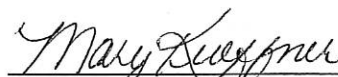
**i. Applicability – New Construction**

The standards of this subdivision shall be applicable to all structures and buildings constructed in the City, on and after the effective date of this subdivision. The performance standards of this subdivision shall not be in any manner minimized by subsequent Planned Unit Development Plans or Agreement.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

  
\_\_\_\_\_  
Lee Hunt, Mayor

Attest

  
\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 7<sup>th</sup> day of May, 2002.

Summary published in the Stillwater Gazette on the \_\_\_\_\_ day of \_\_\_\_\_, 2002.



# Stillwater Gazette

5/14/02

The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice, abcdefghijklmnopqrstuvwxyz

on this 14<sup>th</sup> day of May

, 2002.

Balance Due	\$53.30
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CITY OF  
**Lake Elmo**

Stillwater Gazette, May 10, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

Summary of Ordinance 97-108  
Relating to Performance Standards in the General Business Zoning District  
Section 300.07 Subd. 4. H. 4.

On May 7, 2002, the Lake Elmo City Council adopted Ordinance 97-108 and by 4 affirmative votes, approved the publication of a summary of the ordinance.

A complete copy of Ordinance 97-108 is on file in the office of the City Administrator, and can be viewed by the public during business hours.

**Section 1. Amendment:** Section 300.07, Subd. 4. H. 4. and its subdivisions are hereby summarized as follows:

4. Performance Standards.

- a. Purpose and Intent
- b. Architectural and Site Plan Submittals.
- c. Applicability – Structure Additions and Renovation
- d. Performance Standards – Primary Exterior Surfacing
- e. Performance Standard – Exterior Surfacing Accents
- f. Performance Standard – Accessory Structures
- g. Performance Standard – HVAC Units and Exterior Appurtenances
- h. Performance Standard – Visible Roofing Materials
- i. Applicability – New Construction

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

\_\_\_\_\_  
Lee Hunt, Mayor

Attest

\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 7th day of May, 2002.

CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

**Summary of Ordinance 97-109**  
**Relating to Performance Standards in the Convenience Business Zoning District**  
**Section 300.07 Subd. 4. J. 5.**

On May 7, 2002, the Lake Elmo City Council adopted Ordinance 97-109 and by 4 affirmative votes, approved the publication of a summary of the ordinance.

A complete copy of Ordinance 97-109 is on file in the office of the City Administrator, and can be viewed by the public during business hours.

**Section 1. Amendment:** Section 300.07, Subd. 4. J. 5. and its subdivisions are hereby summarized as follows:

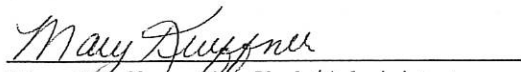
- 4. Performance Standards.
  - a. Purpose and Intent
  - b. Architectural and Site Plan Submittals.
  - c. Applicability – Structure Additions and Renovation
  - d. Performance Standards – Primary Exterior Surfacing
  - e. Performance Standard – Exterior Surfacing Accents
  - f. Performance Standard – Accessory Structures
  - g. Performance Standard – HVAC Units and Exterior Appurtenances
  - h. Performance Standard – Visible Roofing Materials
  - i. Applicability – New Construction

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.



\_\_\_\_\_  
Lee Hunt, Mayor

Attest

  
\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 7<sup>th</sup> day of May, 2002.

Published in the Stillwater Gazette on the \_\_\_\_\_ day of \_\_\_\_\_, 2002.





CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97-109

AN ORDINANCE AMENDING THE LAKE ELMO MUNICIPAL CODE  
SECTION 300.07 SUBD. 4. J. 5. AND ITS SUBDIVISIONS RELATING TO  
ARCHITECTURAL PERFORMANCE STANDARDS IN THE  
CONVENIENCE BUSINESS ZONING DISTRICT

**Section 1. Amendment:** Section 300.07, Subd, 4. J. 5. and its subdivisions are hereby amended to read as follows:

**4. Performance Standards.**

**a. Purpose and Intent**

It is the purpose and intent of the City, by the adoption of the performance standards of this subdivision, to ensure commercial buildings constructed within the City are of a high quality of exterior appearance, consistent with the terms of Non-Residential Development Policy #5 of the 2000-2020 Lake Elmo Comprehensive Plan. It is the Finding of the City that a limited selection of primary exterior surfacing materials meets this standard of quality.

It is the further Finding of the City that several specific exterior surfacing materials are appropriate, and of sufficient quality, to be utilized only as accent materials in varying percentages. The variations of percentage of specific accent materials relates to a Finding by the City as to the relative quality and rural character of those respective accent materials.

**b. Architectural and Site Plan Submittals.**

New building proposals shall include architectural and site plans prepared by registered architect and shall show the following as a minimum:

- i. Elevations of all sides of the buildings,
- ii. Type and color of exterior building materials,
- iii. Typical general floor plans,
- iv. Dimensions of all structures,
- v. Location of trash containers, heating, cooling and ventilation equipment and systems,



**c. Applicability – Structure Additions and Renovation**

Additions to existing structures resulting in an increase of gross floor area of the structure of less than 100%; and/or installation of replacement exterior surfacing of any portion of an existing structure shall be exempt from the standards of this subdivision where it is found that the new or replacement exterior surfacing proposed is identical to that of the existing structure.

Where additions to an existing structure result in an increase in the gross floor area of the existing structure of 100% or greater, the entire structure (existing structure and structure addition) shall be subject to the standards of this subdivision.

**d. Performance Standards – Primary Exterior Surfacing**

The Primary Exterior Surfacing of structures shall be limited to natural brick, stone, or glass. Artificial or veneer brick or stone shall not qualify as complying with this performance standard.

Primary Exterior Surface shall be defined as not less than 70% of the sum of the area of all exterior walls of a structure nominally perpendicular to the ground. All parapet or mansard surfaces extending above the ceiling height of the structure shall be considered exterior surface for the purposes of this subdivision. Windows and glass doors shall be considered a primary surface, but the sum area of such glass shall be deducted from the wall area for purposes of the 70% Primary/30% Accent formulas of this section. Doors of any type or material, except glass, shall not be considered a primary exterior surface.

Each wall of the structure shall be calculated separately; and, individually comply with the 70/30 formula.

**e. Performance Standard – Exterior Surfacing Accents**

Not more than 30% of the exterior wall surfacing, as defined by paragraph D. above, may be of the following listed Accent Materials, but no single Accent Material, except natural wood, may comprise more than 20% of the total of all Accent Materials; and, no combustible materials shall be used:

- i. Wood Siding
- ii. Cement Fiber Board
- iii. Standing Seam Metal
- iv. Architectural Metal
- v. Stucco
- vi. Poured in Place Concrete (Excluding “tilt-up” panels)
- vii. Architect Metal Panels or Sheets
- viii. Porcelain or Ceramic Tile



**f. Performance Standard – Accessory Structures**

All Accessory Structures shall comply with the Exterior Surfacing requirements specified by this subdivision.

**g. Performance Standard – HVAC Units and Exterior Appurtenances**

All exterior equipment, HVAC and trash/recycling and dock areas shall be screened from view of the Public with the primary exterior materials used on the principal structure.

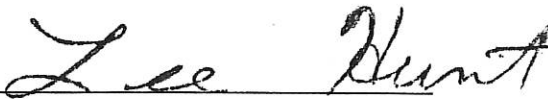
**h. Performance Standard – Visible Roofing Materials**

Any roofing materials that are visible from ground level shall be standing seam metal, fire-treated cedar shakes, ceramic tile, clay tile, concrete or slate.

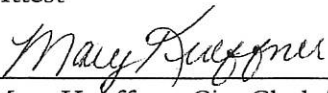
**i. Applicability – New Construction**

The standards of this subdivision shall be applicable to all structures and buildings constructed in the City, on and after the effective date of this subdivision. The performance standards of this subdivision shall not be in any manner minimized by subsequent Planned Unit Development Plans or Agreement.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

  
\_\_\_\_\_  
Lee Hunt, Mayor

Attest

  
\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 7<sup>th</sup> day of May, 2002.

Summary published in the Stillwater Gazette on the \_\_\_\_\_ day of \_\_\_\_\_, 2002.



# AFFIDAVIT OF PUBLICATION

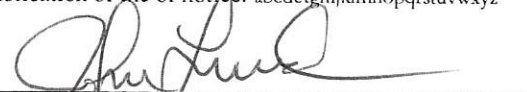
## Stillwater Gazette

1931 Curve Crest Blvd.  
Stillwater, MN 55082  
(651) 439-3130 Fax: (651) 439-4713

5/14/02


State of Minnesota }  
ss.  
County of Washington }

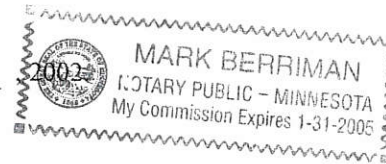
The undersigned, being duly sworn, on oath, says that s/he is the Publisher or authorized agent and employee of the Publisher known as the Stillwater Evening Gazette, and has full knowledge of the facts which are stated. (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota State Statute 331A.02, 331A.07 and other applicable laws as amended. Printed below is a copy of the lowercase Alphabet, from A to Z, both inclusive, which is hereby acknowledged as being the size and kind type used in composition and publication of the of notice. abcdefghijklmnopqrstuvwxyz

  
\_\_\_\_\_  
Publisher/Authorized Agent

Subscribed and sworn to or affirmed to me

on this 14<sup>th</sup> day of May

  
\_\_\_\_\_  
Notary Public



City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00001050

Terms: Net 30

Inches	Description	Price	Total
13	Lake Elmo City of Lake Elmo Ordinance 97-109, Published 5/10	\$4.20	\$54.60

\$54.60

Sub Total \$54.60

Payment \$0.00

Balance Due \$54.60

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column





CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

Summary of Ordinance 97-110  
Relating to Performance Standards in the Limited Business Zoning District  
Section 300.07 Subd. 4. K. 6.

On May 7, 2002, the Lake Elmo City Council adopted Ordinance 97-110 and by 4 affirmative votes, approved the publication of a summary of the ordinance.

A complete copy of Ordinance 97-110 is on file in the office of the City Administrator, and can be viewed by the public during business hours.

**Section 1. Amendment:** Section 300.07, Subd, 4. K. 6. and its subdivisions are hereby summarized as follows:

- 4. Performance Standards.
  - a. Purpose and Intent
  - b. Architectural and Site Plan Submittals.
  - c. Applicability – Structure Additions and Renovation
  - d. Performance Standards – Primary Exterior Surfacing
  - e. Performance Standard – Exterior Surfacing Accents
  - f. Performance Standard – Accessory Structures
  - g. Performance Standard – HVAC Units and Exterior Appurtenances
  - h. Performance Standard – Visible Roofing Materials
  - i. Applicability – New Construction

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.



Lee Hunt, Mayor

Attest

  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 7<sup>th</sup> day of May, 2002.

Published in the Stillwater Gazette on the \_\_\_\_\_ day of \_\_\_\_\_, 2002.



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97-110

AN ORDINANCE AMENDING THE LAKE ELMO MUNICIPAL CODE  
SECTION 300.07 SUBD. 4. K. 6. AND ITS SUBDIVISIONS RELATING TO  
ARCHITECTURAL PERFORMANCE STANDARDS IN THE  
LIMITED BUSINESS ZONING DISTRICT

**Section 1. Amendment:** Section 300.07, Subd, 4. K. 6. and its subdivisions are hereby amended to read as follows:

**4. Performance Standards.**

**a. Purpose and Intent**

It is the purpose and intent of the City, by the adoption of the performance standards of this subdivision, to ensure commercial buildings constructed within the City are of a high quality of exterior appearance, consistent with the terms of Non-Residential Development Policy #5 of the 2000-2020 Lake Elmo Comprehensive Plan. It is the Finding of the City that a limited selection of primary exterior surfacing materials meets this standard of quality.

It is the further Finding of the City that several specific exterior surfacing materials are appropriate, and of sufficient quality, to be utilized only as accent materials in varying percentages. The variations of percentage of specific accent materials relates to a Finding by the City as to the relative quality and rural character of those respective accent materials.

**b. Architectural and Site Plan Submittals.**

New building proposals shall include architectural and site plans prepared by registered architect and shall show the following as a minimum:

- i. Elevations of all sides of the buildings,
- ii. Type and color of exterior building materials,
- iii. Typical general floor plans,
- iv. Dimensions of all structures,
- v. Location of trash containers, heating, cooling and ventilation equipment and systems,



**c. Applicability – Structure Additions and Renovation**

Additions to existing structures resulting in an increase of gross floor area of the structure of less than 100%; and/or installation of replacement exterior surfacing of any portion of an existing structure shall be exempt from the standards of this subdivision where it is found that the new or replacement exterior surfacing proposed is identical to that of the existing structure.

Where additions to an existing structure result in an increase in the gross floor area of the existing structure of 100% or greater, the entire structure (existing structure and structure addition) shall be subject to the standards of this subdivision.

**d. Performance Standards – Primary Exterior Surfacing**

The Primary Exterior Surfacing of structures shall be limited to natural brick, stone, or glass. Artificial or veneer brick or stone shall not qualify as complying with this performance standard.

Primary Exterior Surface shall be defined as not less than 70% of the sum of the area of all exterior walls of a structure nominally perpendicular to the ground. All parapet or mansard surfaces extending above the ceiling height of the structure shall be considered exterior surface for the purposes of this subdivision. Windows and glass doors shall be considered a primary surface, but the sum area of such glass shall be deducted from the wall area for purposes of the 70% Primary/30% Accent formulas of this section. Doors of any type or material, except glass, shall not be considered a primary exterior surface.

Each wall of the structure shall be calculated separately; and, individually comply with the 70/30 formula.

**e. Performance Standard – Exterior Surfacing Accents**

Not more than 30% of the exterior wall surfacing, as defined by paragraph D. above, may be of the following listed Accent Materials, but no single Accent Material, except natural wood, may comprise more than 20% of the total of all Accent Materials; and, no combustible materials shall be used:

- i. Wood Siding
- ii. Cement Fiber Board
- iii. Standing Seam Metal
- iv. Architectural Metal
- v. Stucco
- vi. Poured in Place Concrete (Excluding “tilt-up” panels)
- vii. Architect Metal Panels or Sheets
- viii. Porcelain or Ceramic Tile





f. **Performance Standard – Accessory Structures**

All Accessory Structures shall comply with the Exterior Surfacing requirements specified by this subdivision.

g. **Performance Standard – HVAC Units and Exterior Appurtenances**

All exterior equipment, HVAC and trash/recycling and dock areas shall be screened from view of the Public with the primary exterior materials used on the principal structure.

h. **Performance Standard – Visible Roofing Materials**

Any roofing materials that are visible from ground level shall be standing seam metal, fire-treated cedar shakes, ceramic tile, clay tile, concrete or slate.

i. **Applicability – New Construction**

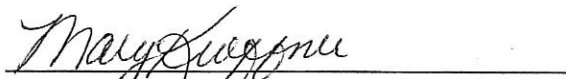
The standards of this subdivision shall be applicable to all structures and buildings constructed in the City, on and after the effective date of this subdivision. The performance standards of this subdivision shall not be in any manner minimized by subsequent Planned Unit Development Plans or Agreement.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.



Lee Hunt, Mayor

Attest



Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 7<sup>th</sup> day of May, 2002.

Summary published in the Stillwater Gazette on the \_\_\_\_\_ day of \_\_\_\_\_, 2002.



# AFFIDAVIT OF PUBLICATION

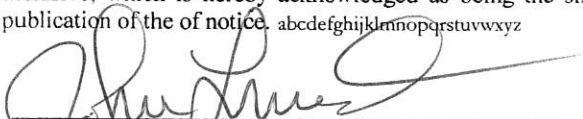
## Stillwater Gazette

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State of Minnesota}  
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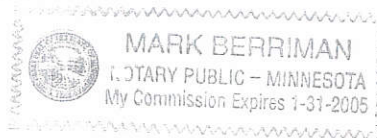
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\_\_\_\_\_  
Publisher/Authorized Agent

Subscribed and sworn to or affirmed to me

on this 14<sup>th</sup> day of May, 2002.

  
\_\_\_\_\_  
Notary Public



City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00001037

Terms: Net 30

Inches	Description	Price	Total
13	Lake Elmo City of Lake Elmo Ordinance No. 97-110, Published 5/10	\$4.20	\$54.60

\$54.60

Sub Total \$54.60

Payment \$0.00

Balance Due \$54.60

Maximum rate per column inch under  
Minnesota Law: \$16.90 per 12-pica column

**CITY OF  
Lake Elmo**

Stillwater Gazette, May 10, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

**Summary of Ordinance 97-110  
Relating to Performance Standards in the Limited Business Zoning District  
Section 300.07 Subd. 4. K. 6.**

On May 7, 2002, the Lake Elmo City Council adopted Ordinance 97-110 and by 4 affirmative votes, approved the publication of a summary of the ordinance.

A complete copy of Ordinance 97-110 is on file in the office of the City Administrator, and can be viewed by the public during business hours.

**Section 1. Amendment:** Section 300.07, Subd. 4. K. 6. and its subdivisions are hereby summarized as follows:

**4. Performance Standards.**

- a. Purpose and Intent
- b. Architectural and Site Plan Submittals.
- c. Applicability – Structure Additions and Renovation
- d. Performance Standards – Primary Exterior Surfacing
- e. Performance Standard – Exterior Surfacing Accents
- f. Performance Standard – Accessory Structures
- g. Performance Standard – HVAC Units and Exterior Appurtenances
- h. Performance Standard – Visible Roofing Materials
- i. Applicability – New Construction

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

\_\_\_\_\_  
Lee Hunt, Mayor

\_\_\_\_\_  
Attest

\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 7th day of May, 2002.

CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

Summary of Ordinance 97-111  
Relating to Performance Standards in the Business Park Zoning District  
Section 300.07 Subd. 4. L. 6.


On May 7, 2002, the Lake Elmo City Council adopted Ordinance 97-111 and by 4 affirmative votes, approved the publication of a summary of the ordinance.

A complete copy of Ordinance 97-111 is on file in the office of the City Administrator, and can be viewed by the public during business hours.

**Section 1. Amendment:** Section 300.07, Subd. 4. L. 6. and its subdivisions are hereby summarized as follows:

4. Performance Standards.
  - a. Purpose and Intent
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Lee Hunt, Mayor

Attest

  
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Mary Kuether, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 7<sup>th</sup> day of May, 2002.

Published in the Stillwater Gazette on the \_\_\_\_\_ day of \_\_\_\_\_, 2002.



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97-111

AN ORDINANCE AMENDING THE LAKE ELMO MUNICIPAL CODE  
SECTION 300.07 SUBD. 4. L. 6. AND ITS SUBDIVISIONS RELATING TO  
ARCHITECTURAL PERFORMANCE STANDARDS IN THE  
BUSINESS PARK ZONING DISTRICT

**Section 1. Amendment:** Section 300.07, Subd, 4. L. 6. and its subdivisions are hereby amended to read as follows:

4. **Performance Standards.**

a. **Purpose and Intent**

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It is the further Finding of the City that several specific exterior surfacing materials are appropriate, and of sufficient quality, to be utilized only as accent materials in varying percentages. The variations of percentage of specific accent materials relates to a Finding by the City as to the relative quality and rural character of those respective accent materials.

b. **Architectural and Site Plan Submittals.**

New building proposals shall include architectural and site plans prepared by registered architect and shall show the following as a minimum:

- i. Elevations of all sides of the buildings,
- ii. Type and color of exterior building materials,
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- iv. Dimensions of all structures,
- v. Location of trash containers, heating, cooling and ventilation equipment and systems,





**c. Applicability – Structure Additions and Renovation**

Additions to existing structures resulting in an increase of gross floor area of the structure of less than 100%; and/or installation of replacement exterior surfacing of any portion of an existing structure shall be exempt from the standards of this subdivision where it is found that the new or replacement exterior surfacing proposed is identical to that of the existing structure.

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**f. Performance Standard – Accessory Structures**

All Accessory Structures shall comply with the Exterior Surfacing requirements specified by this subdivision.

**g. Performance Standard – HVAC Units and Exterior Appurtenances**

All exterior equipment, HVAC and trash/recycling and dock areas shall be screened from view of the Public with the primary exterior materials used on the principal structure.


**h. Performance Standard – Visible Roofing Materials**

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Lee Hunt, Mayor

Attest

  
\_\_\_\_\_  
Mary Kueffner, City Clerk/ Administrator

Adopted by the Lake Elmo City Council on the 7<sup>th</sup> day of May, 2002.

Summary published in the Stillwater Gazette on the \_\_\_\_\_ day of \_\_\_\_\_, 2002.



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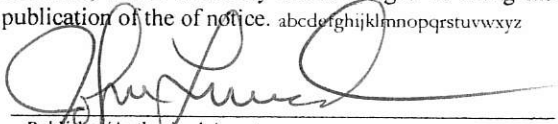
## Stillwater Gazette

1931 Curve Crest Blvd.  
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State of Minnesota }  
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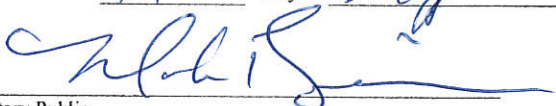
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\_\_\_\_\_  
Publisher/Authorized Agent

Subscribed and sworn to or affirmed to me

on this 14<sup>th</sup> day of May, 2002.



  
\_\_\_\_\_  
Notary Public

City of Lake Elmo  
3800 Laverne Ave. N.  
Lake Elmo, MN 55042

Invoice #: 00001040

Terms: Net 30

Inches	Description	Price	Total
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\$54.60

Sub Total \$54.60

Payment \$0.00

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Minnesota Law: \$16.90 per 12-pica column

**CITY OF  
Lake Elmo**

Stillwater Gazette, May 10, 2002  
CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

**Summary of Ordinance 97-111  
Relating to Performance Standards in the Business Park Zoning District  
Section 300.07 Subd. 4. L. 6.**

On May 7, 2002, the Lake Elmo City Council adopted Ordinance 97-111 and by 4 affirmative votes, approved the publication of a summary of the ordinance.

A complete copy of Ordinance 97-111 is on file in the office of the City Administrator, and can be viewed by the public during business hours.

**Section 1. Amendment:** Section 300.07, Subd. 4. L. 6. and its subdivisions are hereby summarized as follows:

**4. Performance Standards.**

- a. Purpose and Intent
- b. Architectural and Site Plan Submittals.
- c. Applicability – Structure Additions and Renovation
- d. Performance Standards – Primary Exterior Surfacing
- e. Performance Standard – Exterior Surfacing Accents
- f. Performance Standard – Accessory Structures
- g. Performance Standard – HVAC Units and Exterior Appurtenances
- h. Performance Standard – Visible Roofing Materials
- i. Applicability – New Construction

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

Lee Hunt, Mayor

Attest

Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 7th day of May, 2002.

CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE NO. 97- 112

AN ORDINANCE AMENDING SECTION 300.07 SUBD. 4A6d. OF THE  
LAKE ELMO MUNICIPAL CODE

**Section 1. Amendment:** Section 300.07 Subd. 4A6d.

**Section 300.07 – Zoning Districts**

**Subd. 4 Districts**


A. AG-Agricultural

6. Non-Agricultural Low Impact Use Standards:

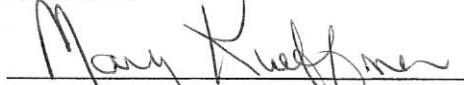
- d. Non-agricultural low impact uses shall not generate more than three trips per day per acre of contiguous agriculturally zoned area, with the exception of land, with sole access to Hudson Boulevard that shall not generate more than six trips per day per acre.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

ADOPTED by the Lake Elmo City Council on the 18<sup>th</sup> of June, 2002.

  
Lee Hunt, Mayor

ATTEST:

  
Mary Kueffner, City Administrator

Published in the Stillwater Gazette on the 23rd day of Aug., 2002



Knoll - 22.5

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

**ORDINANCE 97- 113**

**AN ORDINANCE AMENDING SECTION 307.07 SUBDIVISION 4.K.3 RELATING TO  
CONDITIONAL USES IN THE LIMITED BUSINESS ZONING DISTRICT**

**Section 1. Amendment:** Section 307.07.Subdivision 4.K.3 of the Lake Elmo Municipal Code is hereby amended to read as follows; to wit:

**3. Conditional Uses.**

Limited Business	
Art Sale and Gallery	20,000 Square Feet Maximum Floor Area
Bicycle Sales	20,000 Square Feet Maximum Floor Area
Boats and Fishing Equipment Sales and Service	20,000 Square Feet Maximum Floor Area
Business Services	Uses normally associated with Office Developments (photocopy and printing shops, travel agencies ) and containing limited retail activity. 20,000 square feet maximum floor area.
Furniture, Home Furnishings and Related Equipment	20,000 Square Feet Maximum Floor Area
Greenhouses and Nurseries	20,000 Square Feet Maximum Floor Area
Landscaping Services; flowers and floral accessories.	20,000 Square Feet Maximum Floor Area
Licensed Dependent Care Centers	20,000 Square Feet Maximum Floor Area
▼	▼
Limited Retail Uses clearly accessory to the permitted principal use of the land.	20,000 Square Feet Maximum Floor Area
Medical, Dental and Research Laboratories	20,000 Square Feet Maximum Floor Area
Motorcycle Sales	20,000 Square Feet Maximum Floor Area
Pre- School Facilities	20,000 Square Feet Maximum Floor Area
▼	▼
Skiing Equipment	20,000 Square Feet Maximum Floor Area
Snowmobile Sales and Service	20,000 Square Feet Maximum Floor Area
Sporting Goods	20,000 Square Feet Maximum Floor Area
Transmission Facilities for Teleconferencing	Are not free-standing and do not extend more than 20 feet above the building to which they are attached. 20,000 Square Feet Maximum Floor Area
Veterinary Clinics	No crematorium, outdoor kennels or storage. 20,000 Square Feet Maximum Floor Area
Vineyard and Winery Produce and Sales	20,000 Square Feet Maximum Floor Area
▼	▼

**Deleted:** etc.

**Deleted:** Light Manufacturing in areas bounded by the  
Chicago Northwestern Railroad Tracks to the South,   
Highway 5 to the North, Ideal Avenue to the West   
and Stillwater Boulevard to the East.

**Deleted:** Gross square footage of building area not to exceed ten thousand (10,000) square feet.

**Deleted:** Limited Retail Sales

**Deleted:** The compounding, dispensing or sale of drugs, prescription items, patient or proprietary medicine, sick room supplies, prosthetic devices or items relating to any of the conditionally permitted uses when conducted in the building occupied primarily by medical, dental, osteopathic, chiropractic or optometric offices.

**Deleted:** Restaurants and Cafeterias

**Deleted:** Must be incorporated within a principal structure and oriented predominantly towards serving the needs of employees of the surrounding area, but excluding drive-up and exterior walk-up facilities

**Deleted:** Other Similar to Uses: A Conditional Use Permit  
may be granted for other uses determined to be of  
the same general character as the above permitted  
uses which will not impair the present or potential  
use of adjacent properties. The finding of "same"  
general character" shall be made by the City  
Council.

651-228-1753

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.



Lee Hunt, Mayor

Attest



Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on August 20, 2002

Published in the Stillwater Gazette on the 16<sup>th</sup> day of Sept., 2002.



CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97-114

AN ORDINANCE AMENDING THE LAKE ELMO MUNICIPAL CODE  
SECTION 225.11- QUORUM FOR PARKS COMMISSION MEETINGS

**Section 1. Amendment:** Section 225.11 of the Lake Elmo Municipal Code is hereby amended to read as follows; to wit:

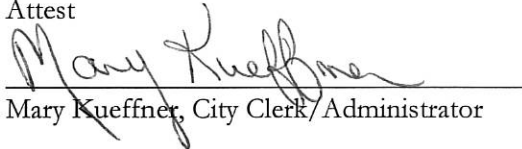
225.11 ~~Quorum~~ Required Number of Members Present to Conduct Meeting  
~~A quorum shall consist of two-thirds (2/3) of the members. A meeting can be conducted if~~  
five (5) members of the Commission are present.

**Section 2. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.



Lee Hunt, Mayor

Attest



Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council the 17<sup>th</sup> day of September, 2002.

Published in the Stillwater Gazette on the 20<sup>th</sup> day of Sept., 2002.



**CITY OF LAKE ELMO**  
**ORDINANCE NO. 97-115**

**AN INTERIM ORDINANCE IMPLEMENTING A DEVELOPMENT MORATORIUM ON  
CERTAIN PROPERTY WITHIN THE CITY OF LAKE ELMO**

**THE LAKE ELMO CITY COUNCIL ORDAINS:**

**1.0    Recitals.**

- A.    The City Of Lake Elmo (**“City”**) has a Comprehensive Land Use Plan (**“Comprehensive Plan”**), which identifies:
1.    The following parcels as being within the “LB – Limited Business” classification:  
  
         Parcel 1: PIN 3302921440003  
         Parcel 2: PIN 3402921330005  
         Parcel 3: PIN 3402921330004  
         Parcel 4: PIN 3402921340004
  2.    And, the following parcel as being within the “RAD – Rural Agricultural” classification:  
  
         Parcel 5: PIN 3602921340006
- B.    All of the above referenced parcels are herein referred to as the “Moratorium Area Parcels.” Buildings have been constructed on Parcel Nos. 1 through 4. Parcel 5 is vacant land.
- C.    The City’s Zoning Map designates all of the Moratorium Area Parcels as “GB – General Business.”
- D.    There is a conflict between the designation of the Moratorium Area Parcels on the City’s Comprehensive Plan and the designation of such parcels on the City’s Zoning Map. The conflict occurs as a result of a change in the City’s Comprehensive Plan.
- E.    The City is in the process of reviewing the manner in which to resolve the conflict which may include a change to its Comprehensive Plan, a change in the zoning districts and/or a change to the text of the City’s zoning regulations.
- F.    In order to protect the integrity of its Comprehensive Plan, the planning process and the health, safety and welfare of the citizens of the City Of Lake Elmo, the City Council has determined that a development moratorium in appropriate.



