

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

ORDINANCE 97- 38

An Ordinance Amending Sections

300.07 Subd. 4. A. 3.	300.07 Subd. 4. B. 2.	300.07 Subd. 4. C. 2.	300.07 Subd. 4. D. 2. b.
300.07 Subd. 4. E. 2. b.	300.07 Subd. 4. F. 2.	300.07 Subd. 4. F.2. a.	300.07 Subd. 4. G. 2. a. i.
300.07 Subd. 4. G. 2. a. ii.	300.07 Subd. 4. G. 2. a. iii.	300.07 Subd. 4. G. 2. a. iv.	300.07 Subd. 4. G.2. a.;
300.07 Subd. 4. H. 2.;	300.07 Subd. 4.H. 2. a.;	300.07 Subd. 4. I. 2 a.;	300.07 Subd. 4. I. 2.;
300.07 Subd. 4. J. 2.;	300.07 Subd. 4. J. 2. a.;	300.07 Subd. 4. M. 3. a.;	300.07 Subd. 4. N. 2.
300.13 Subd 3. A. 4.;	300.13 Subd. 3.A. 3.;	300.13 Subd. 4.;	

**and deleting Section 300.07 Subd. 4. B.2.b.
of the Lake Elmo Municipal Code**

Section 1. Amendment: The following Sections of the Lake Elmo Municipal Code are hereby amended to read as follows:

Section 300.07 Subd. 4 A¹. 3. Accessory Uses and Structures. *(See Section 300.13, Subd. 3 and 4)*

Section 300.07 Subd. 4 B². 2. Accessory Uses and Structures. *(Also see Section 300.13, Subd. 3 and 4.)*

Section 300.07 Subd. 4. C³. 2. Accessory Uses and Structures. *(Also see Section 300.13, Subd. 3 and 4.)*

Section 300.07 Subd. 4. D⁴. 2. b. Private garages, carports, screen houses, conservatories, playhouses, swimming pools, and storage buildings for use by occupants of the principal structure subject to specific standards of Chapter 300.13, Subd. 3 and 4.;

Section 300.07 Subd. 4. E⁵. 2. b.. Private garages, carports, screen houses, conservatories, playhouses, swimming pools, and storage buildings for use by occupants of the principal structure subject to specific standards in Chapter 300.13, Subd. 3 and 4..

Section 300.07 Subd. 4. F⁶. 2. Accessory Uses and Structures.

Section 300.07 Subd. 4. F.2. a. ~~Uses and structures,~~ which are customarily and clearly incidental and subordinate to permitted uses, ~~and structures.~~;

¹ Agricultural Zoning District

² Rural Residential Zoning District

³ R-1 Zoning District

⁴ R-2 Zoning District

⁵ R-3 Zoning District

⁶ R-4 Zoning District

~~Section 300.07 Subd. 4. G⁷. 2. a. i. i. No more than two detached accessory structures with a combined total not to exceed 1,200 square feet.~~

~~Section 300.07 Subd. 4. G. 2. a. ii. i.ii. Accessory structure shall be architecturally compatible with principal structure.~~

~~Section 300.07 Subd. 4. G. 2. a. iii. ii.iii. Accessory structures for the sole use by occupants of the principal structure.~~

~~Section 300.07 Subd. 4. G. 2. A. iv. iii.iv. Home occupations as set forth in Section 300.04, Subd. 65.~~

~~Section 300.07 Subd. 4. G.2. a. Uses and structures which are customarily accessory and clearly incidental and subordinate to permitted uses and structures, see Section 300.13, Subd. 3 and 4; Accessory Uses and Structures.~~

~~Section 300.07 Subd. 4. H.⁸ 2. Accessory Uses and Structures.~~

~~Section 300.07 Subd. 4.H. 2. a. Uses and structures which are clearly incidental and subordinate to the allowed uses, and structures, and which met other code requirements as specified in 300.13, Subd. 3.~~

~~Section 300.07 Subd. 4. I.⁹ 2 a. Uses and structures which are clearly incidental and subordinate to the permitted uses, and structures.~~

~~Section 300.07 Subd. 4. I. 2. Accessory Uses and Structures.~~

~~Section 300.07 Subd. 4. J.¹⁰ 2. Accessory Uses and Structures.~~

~~Section 300.07 Subd. 4. J. 2. a. Accessory uses and structures which are clearly incidental and subordinate to the permitted uses, and structures.~~

~~Section 300.07 Subd. 4. M.¹¹3. a. Uses and structures which are clearly incidental and subordinate to the allowed uses and structures and comply with other standards specified in Chapter 300.13, Subd. 3 and 4.~~

~~Section 300.07 Subd. 4. N.¹² 2. Accessory Uses and Structures.~~

~~Section 300.07 Subd. 4. N. 2. a. Uses and structures, which are clearly incidental and subordinate to the allowed uses, and structures.~~

Section 300.13 Subd 3. A. 4. Detached Domesticated Farm Animal Building. A one story accessory building used or intended for the shelter of domestic farm animals and/or related feed or other farm animal supportive materials. The building shall require a Minnesota Pollution Control Agency feedlot permit and site and building plan approval,

⁷ RE Zoning District

⁸ General Business Zoning District

⁹ Highway Business Zoning District

¹⁰ Convenience Business Zoning District

¹¹ PF Zoning District

¹² P Zoning District

and shall not exceed 2,000 square feet in gross area for a parcel between ten (10) and twenty (20) acres and not more than one thousand (1000) square feet in gross area on a parcel of less than ten (10) acres.

Section 300.13 Subd. 3.A. 3. Detached Rural Storage Building. A one story accessory building used or intended for the storage of hobby tools, garden equipment, workshop equipment, etc. Exterior materials shall match the principal structure in exterior color or be of an earthen tone. ~~The gross area of the building shall not exceed one thousand (1,000) square feet in gross area on a parcel of between two (2) and ten (10) acres and not more than two thousand (2,000) square feet in gross area on a parcel of greater than ten (10) acres.~~

Section 300.13 Subd. 4 The Number and Size of Accessory Buildings.

The number and size of accessory buildings permitted in each zoning district shall be as follows. No accessory building shall be constructed unless there is adequate room for the required secondary drainfield site.

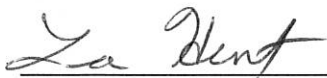
<u>Maximum Number and Size of Accessory Buildings</u>	
Agricultural	There shall be no limit on the size or number of accessory buildings so long as the parcel is greater than a nominal forty (40) acres or more, and buildings are agricultural buildings as defined in 300.13 Subd 3 (A) (5)
Agricultural (Non-conforming)	
* Under ten (10) acres Up to	Two buildings with a total area not to exceed one thousand (1,000) square feet
Over 10 but less than <u>a nominal</u> 40 acres	Two buildings with a total area not to exceed two thousand (2,000) square feet.
Rural Residential	
Up to 10 Acres (Nominal)	<u>One</u> 2000 square feet detached building; <u>in addition</u> to house may have an attached garage.
Over 10.1 Acres to 15 Acres	<u>One</u> 2500 square feet detached building; <u>in addition</u> to house may have an attached garage.
Over 15.1 Acres to 20 Acres	<u>One</u> 3000 square feet detached building, <u>in addition</u> to house may have an attached garage.
Residential - R1, R-2, R-3, RED and OP	
5,000 square feet to 1 Acre	<u>A combined</u> 1200 square feet total for both attached and detached accessory structures or residential garage. The size of the footprint of the detached structure shall not exceed the size of the footprint of the primary structure.
<u>Over</u> 1.1 Acre to 2 Acres	<u>One</u> 1200 square feet detached residential garage or building <u>in addition to</u> may have an attached garage.
<u>Over</u> 2 Acres	One 1300 square feet detached residential garage or building <u>in addition to</u> may have an attached garage.

Section 2. Amendment: The following Section of the Lake Elmo Municipal Code is hereby repealed:

Section 300.07 Subd. 4. B. 2 b.

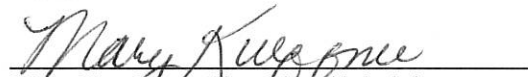
Acreage	Maximum Square Feet Of Accessory Structure
5-10	1,000 square feet
10+	2,000 square feet

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



Lee Hunt, Vice Mayor

Attest



Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on the 17th day of November, 1998.

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

ORDINANCE 97-38

An Ordinance Amending Sections

300.07 Subd 4. A.3.	300.07 Subd 4. B. 2.	300.07 Subd 4. C. 2.	300.07 Subd 4. D. 2. B.
300.07 Subd 4. E. 2. b.	300.07 Subd. 4. F. 2.	300.07 Subd 4. F. 2. A.	300.07 Subd 4. G. 2. A. i.
300.07 Subd. 4 G. 2. A. ii.	300.07 Subd 4. G. 2. A. iii	300.07 Subd 4. G. 2. A. iv.	300.07 Subd 4. G. 2. A
300.07 Subd. 4. H. 2	300.07 Subd 4. H. 2. a.	300.07 Subd 4. I. 2. a.	300.07 Subd 4. 1. 2
300.07 Subd. 4. J. 2	300.07 Subd 4. J. 2. a.	300.07 Subd. 4. M. 3. a.	300.07 Subd 4. N. 2.
300.13 Subd 3. A. 4.	300.13 Subd. 3.A.3.	300.13 Subd. 4	

And deleting Section

300.07 Subd. 4. B. 2. B.

Of the 1997 Lake Elmo Municipal Code

Section 1. Amendment: the following sections of the Lake Elmo Municipal Code are hereby amended to read as follows:

300.07 Subd. 4. A. 3. Accessory Uses and Structures. *(See Section 300.13, Subd. 3 and 4)*

300.07 Subd. 4. C. 2. Accessory Uses and Structures. *(See Section 300.13, Subd. 3 and 4.)*

300.07 Subd. 4. D. 2 b. Private garages, carports, screen houses, conservatories, playhouses, swimming pools, and storage buildings for use by occupants of the principal structure, subject to specific standards of Section 300.13, Subd. 3 and 4.

300.07 Subd. 4. E. 2. b. Private garages, carports, screen houses, conservatories, playhouses, swimming pools, and storage buildings for use by occupants of the principal structure, subject to specific standards in Section 300.13, Subd. 3 and 4.

300.07 Subd. 4. F. 2. Accessory Uses

300.07 Subd. 4. F. 2. a. Uses that are customarily and clearly incidental and subordinate to permitted uses.

300.07 Subd. 4. G. 2. a. Uses and structures, which are customarily accessory and clearly incidental and subordinate to permitted uses and structures, see Section 300.13, Subd. 3 and 4.

300.07 Subd. 4. G. 2. A. i. Repealed

300.07 Subd. 4. G. 2. A. i. Accessory structure shall be architecturally compatible with principal structure.

300.07 Subd. 4. G. 2. A. ii. Accessory structures for the sole use by occupants of the principal structure.

300.07 Subd. 4. G. 2. A. iii. Home occupations as set forth in Section 300.04, Subd. 65.

300.07 Subd. 4. H. 2. Accessory Uses.

300.07 Subd. 4. H. 2. a. Uses which are clearly incidental and subordinate to the allowed uses.

300.07 Subd. 4. I. 2. Accessory Uses.

300.07 Subd. 4. I. 2. a. Uses which are clearly incidental and subordinate to the permitted uses.

300.07 Subd. 4. J. 2. Accessory Uses.

300.07 Subd. 4. J. 2. a. Accessory uses which are clearly incidental and subordinate to the permitted uses.

300.07 Subd. 4. M. 3. a. Uses and structures which are clearly incidental and subordinate to the allowed uses and structures, and comply with other standards specified in Section 300.13, Subd. 3 and 4.

300.07 Subd. 4. N. 2. Accessory Uses.

300.07 Subd. 4. N. 2. a. Uses which are clearly incidental and subordinate to the allowed uses.

300.13 Subd. 3 3. Detached Rural Storage Building A one story accessory building used or intended for the storage of hobby tools, garden equipment, workshop equipment, etc. Exterior materials shall match the principal structure in exterior color or be of an earthen tone.

300.13 Subd. 3. 4. Detached Domesticated Farm Animal Building. A one story accessory building used or intended for the shelter of domestic farm animals and/or related feed or other farm animal supportive materials. The building shall require a Minnesota Pollution Control Agency feedlot permit, and site and building plan approval.

300.13 Subd. 4 The Number and Size of Accessory Buildings. The number and size of accessory buildings permitted in each zoning district shall be as follows. No accessory building shall be constructed unless there is adequate room for the required secondary drainfield site.

Maximum Number and Size of Accessory Buildings	
Agricultural	There shall be no limit on the size or number of accessory buildings so long as the parcel is a nominal forty (40) acres, or more and buildings are agricultural buildings as defined in 300.13 Subd 3 (A) (5)
Agricultural (Non-conforming)	
Up to ten (10) acres	Two buildings with a total area not to exceed one thousand (1,000) square feet
Over 10 but less than a nominal forty (40) acres	Two buildings with a total area not to exceed two thousand (2,000) square feet.
Rural Residential	
Up to 10 Acres (Nominal)	One 2000 square feet detached building in addition to an attached garage.
10 Acres to 15 Acres	One 2500 square feet detached building in addition to an attached garage.
15 Acres to 20 Acres	One 3000 square feet detached building in addition to an attached garage.
Residential - R1, RED and OP	
5,000 square feet to 1 Acre	A combined 1200 square feet total for both attached and detached accessory structures or residential garage; the size of the footprint of the detached structure shall not exceed the size of the footprint of the primary structure.
Over 1 Acre to 2 Acres	One 1200 square feet detached residential garage or building in addition to an attached garage.
Over 2 Acres	One 1300 square feet detached residential garage or building in addition to an attached garage.

Section 2. Amendment: The following Section of the Lake Elmo Municipal Code is hereby repealed.


300.07 Subd. 4. B. 2. b.

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


Lee Hunt, Mayor

Adopted by the Lake Elmo City Council on the 17th day of November, 1998.

Attest:


Mary Kueffner, City Administrator

Published in the Stillwater Gazette

August 6, 1999