REGULAR MEETING OF THE CITY COUNCIL
CITY OF LAKE ST CROIX BEACH
16455 20th STREET SOUTH
WASHINGTON COUNTY, MINNESOTA

November 16, 2015

AGENDA

7:00 P.M.

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **APPROVE AGENDA**

4. **CONSENT AGENDA** Roll Call Vote. *(Consent Agenda items, listed on the following page, are defined as routine business, not requiring discussion and approved by a roll call vote. Councilmembers may elect to pull a Consent Agenda item(s) for discussion and/or separate action)*

5. **OPEN COMMENTS FROM THE PUBLIC**

   Visitors may share their comments or concerns on **any issue** that is a responsibility or function of the City Council of Lake St. Croix Beach, not an issue as listed on this agenda. Persons who wish to address the City Council must fill out a comment card before the meeting begins and give it to the City Clerk or City staff. The mayor will ask you to come to the podium, state your name and address, and present your comments. Your presentation will be limited to no more than 3 minutes. The mayor reserves the right to limit an individual's presentation if it becomes redundant, repetitive, overly argumentative, or if it is not relevant to an issue that is part of the City Council's responsibilities. The mayor may also limit the number of individual presentations.

   PUBLIC COMMENTS (Agenda Items)

   Visitors may share their comments or concerns on any **agenda item listed** that is a responsibility or function of the City Council of Lake St. Croix Beach. Persons who wish to address the City Council must fill out a comment card before the meeting begins and give it to the City Clerk or City staff. The mayor will ask you to come to the podium, state your name and address, and present your comments. Your presentation will be limited to no more than 3 minutes. The mayor reserves the right to limit an individual's presentation if it becomes redundant, repetitive, overly argumentative, or if it is not relevant to an issue that is part of the City Council's responsibilities. The mayor may also limit the number of individual presentations.

6. **PUBLIC SAFETY REPORTS**
   - A. Law Enforcement
   - B. Animal Control
   - C. Emergency Response and Fire

7. **CITY STAFF REPORTS**
   - A. City Engineer Parotti
   - B. City Attorney Sandstrom
   - C. City Clerk-Administrator Schuler
   - D. Deputy Clerk-Treasurer Truhlar
     1. November Claims

8. **NEW BUSINESS**
   - A. LED Illuminated Sign at Fire Department *(Recommendation from Planning Commission attached)*

B. Annual Renewal of Conditional Use Permits and Certificate of Compliance *(Recommendations from Planning Commission attached)*

Conditional Use Permits

1. 1770 St. Croix Trail South
2. Beach Bar, 2030 St. Croix Trail South
3. Birdseye Properties d/b/a Wood Wonders Supply & Design, Inc., 1925 Quinlan Avenue South
4. City of Lake St. Croix Beach, 16455 20th Street South
5. Duplex (John Bohnhoff), 1936 Racine Avenue South
6. Duplex (Paul Holslin), 16360 – 16370 18th Street South
7. Erickson Oil Products d/b/a Freedom, 2020 St. Croix Trail South
8. Kopp Sign & Design, 16343 19th Street South
9. Lower St. Croix Valley Fire Department, 150 St. Croix Trail South
10. Nails Etc., 1980 Quasar Avenue South
11. Old Fire Barn (Jack Beedle), 2040 St. Croix Trail South
12. Scenic Hills, 1990 Queens Avenue South

Certificates of Compliance

13. St. Francis of Assisi Catholic Church, 16770 13th Street South

C. Pettitt Park Parking Lot Proposal *(Recommendation from Park Commission attached)*

D. Remnant Prairie Burn – Contract With Great River Greening

E. 1300 Riviera Avenue South Accessory Structure Project *(Recommendation from Planning Commission attached)*

9. **UNFINISHED BUSINESS**

A.

10. **OTHER BUSINESS**

A.

11. **COUNCIL/STAFF REPORTS**

A. Councilmember Brown
- Cable Commission

B. Councilmember Kline
- Park Commission

C. Councilmember Reiter
- Middle St. Croix Water Management Organization
- Lower St. Croix Valley Partnership Team
- Planning Commission
- Environmental Advisory Commission

D. Councilmember Unker
- Afton Wastewater Treatment System

E. Mayor McCarthy
- Veterans Memorial
- Sentenced-To-Service (STS)

12. **ADJOURNMENT**

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4. **CONSENT AGENDA ITEMS**

A. Approve the minutes of the Regular City Council Meeting on October 19, 2015 as presented. *(Copy attached)*

B. Approve the minutes of the Special City Council Meeting/Worksession on November 9, 2015 as presented. *(Copy attached)*

C. Accept gambling donation from Bayport American Legion Post 491.

Consent Agenda

CITY OF LAKE ST. CROIX BEACH
16455 20TH STREET SOUTH
WASHINGTON COUNTY, MINNESOTA

CITY COUNCIL MEETING

October 19, 2015

MEMBERS PRESENT:	Tom McCarthy, Charles W. Brown, Michelle Kline, Cindie Reiter, Jim Unker
STAFF PRESENT:	John Parotti, Kevin Sandstrom, Susan Schuler, Amy Truhlar
OTHERS PRESENT:	Jon Place, Dolly Burns, Jim Golden

CALL TO ORDER by Mayor McCarthy at 7:05 p.m.

PLEDGE OF ALLEGIANCE was said.

APPROVE AGENDA Agenda Item 3

MOTION BY COUNCILMEMBER REITER, SECONDED BY COUNCILMEMBER KLINE, TO APPROVE THE AGENDA AS PRESENTED. MOTION PASSED UNANIMOUSLY.

CONSENT AGENDA Agenda Item 4

Councilmember Reiter and Councilmember Unker had questions regarding item B on the Consent Agenda.

MOTION BY COUNCILMEMBER REITER, SECONDED BY COUNCILMEMBER BROWN, TO APPROVE THE CONSENT AGENDA WITH ITEM B REMOVED AND PLACED AS AGENDA ITEM 10A. THE FOLLOWING ROLL CALL VOTE WAS TAKEN: UNKER – AYE, REITER – AYE, KLINE – AYE, BROWN – AYE, MCCARTHY – AYE.

PUBLIC COMMENTS Agenda Item 5

Jim Golden, 1920 Quarry Avenue South, reported that he received a phone call from the Tribal Historic Preservation Officer of the Prairie Island Indian Community. They are very concerned at having not been included in the EAW process for the Afton Wastewater Treatment System, and they are going to request to be a party in the 106 program. Mr. Golden noted that the effigy mound in Afton is one of five sacred sites in Minnesota, making it a significant effigy mound.

Mr. Golden explained that he attended an Afton City Council worksession, and Afton still does not have their permit from the MPCA for the project. The Afton City Council is concerned that so much money has been spent on engineering fees for the project, and ground has not yet been broken on the project. The project cost has grown to $20 million, and is projected to be completed in 2017.

PUBLIC SAFETY REPORTS Agenda Item 6

Deputy Sullivan reported that there were 29 calls for law enforcement services in September. There are no major issues at this time. There were 362 calls for service in quarter three for Lake St. Croix Beach, which is similar to the same period last year.

Councilmember Unker asked why there seem to be many new officers in the area. Sargeant Van Klei reported that the scheduling depends on who is available. There are several new deputies that have started recently. The department is moving them around the county. This way they get to know various communities and can fill in as replacements as needed while already having familiarity with the area. Deputy Sullivan pointed out that there are two full-time deputies and two-part time deputies assigned to the area. After 11:30 p.m., there is no assigned deputy for the area, so available deputies respond to calls. He reported that all deputies for the area have the ordinances they need.

Councilmember Brown reported that the animal control report listed two warning letter sent. Two dogs were reported lost, and one dog was reported found.

Jim Stanley, deputy chief of the Lower St. Croix Valley Fire Department, reported there were 30 calls for the month of September, 7 of which were in Lake St. Croix Beach. Mr. Stanley explained that the fire department issues tickets for illegal burns. The city then pays the city or county attorney to prosecute the ticket, and the judge orders a fine. The city authorized the fire department to bill the residents for these unauthorized burn fees. There is a resident in Lake St. Croix Beach who is not paying the fine. Mr. Stanely asked that he be allowed to turn this over to the city to be assessed to the individual's property taxes. City Attorney Kevin Sandstrom stated this would be acceptable. Councilmember Reiter asked whether the city would then receive a portion of this fee. Mr. Stanley explained that the fees are for services rendered when the call has been received, and the city would not receive any portion of the fine.

Mr. Stanley reported that the fire department had determined that the sign that they wanted was an affordable project. The next step is to have a public hearing to make an amendment to their conditional use permit (CUP) or a variance for the LED sign they would like to have. The public hearing will be held on Wednesday, November 4, 2015 regarding this issue. Information on the sign will be done on a first-come, first-served basis if there is no fire department news. Anything not related to any of the cities would need to first be approved by the Lake St. Croix Beach City Council. The sign will be two-sided and separate messages can be placed on either side. The brightness can be turned down at night so it will be less offensive. Mr. Stanley stated that the sign will be a great piece of equipment and will prove to be very useful to all five cities. Councilmember Reiter stated that she did not feel all cities would be served equally by the sign as most Afton residents, Lakeland residents, and Lakeland Shores residents do not travel past the fire department very often. She expressed concern that it would create visual pollution. She stated she was not in favor of this sign.

CITY STAFF REPORTS Agenda Item 7

CITY ENGINEER PAROTTI (7A)

Site #1 and #2 Bluff Repair

John Parotti, City Engineer with SEH, noted that he only had prepared an update regarding Site #2 Bluff Repair. He reported that the City Council awarded the bid to Zappa Brothers for the work on South Bluff Repair Site #2. Work on the site is

scheduled to begin October 23 or 26 and is expected to take less than two weeks. This will allow the project to be completed in time for the grant deadline in November.

Mayor McCarthy stated he had asked the other items be added under the City Engineer report because he felt that the city had many ongoing projects, but nothing was getting done. He wanted to know what the next steps were on each of the projects.

Riviera Avenue Levee and 21st Street Levee

Mayor McCarthy explained that the Army Corps of Engineers (ACOE) had given the city a list of several things that needed to be done on the levees, including removing trees and stumps, grading the levees, and moving the electrical poles (city street lights). The city was given one year to complete the items. The city requested an extension as the items were expensive. The ACOE said the city needed to make progress on the goals every year. Mayor McCarthy noted that ACOE representatives have checked the levees twice and have been happy with the progress being made. He noted that more trees need to be taken down on the 21st Street Levee, and this work is being held up because the city needs to obtain one more easement. He asked if this is being worked on and stated he would no longer work with Sentenced-To-Service (STS) crews because he was frustrated that the easement had not yet been obtained. City Engineer Parotti noted that SEH is working on the survey. He added that since progress has been made, he was trying to be mindful of the city's engineering budget on non-urgent items. Mayor McCarthy stated he has been working hard to take care of these things, and now he is giving up. He wanted the city and City Engineer Parotti to know where they were on the levee projects. There was discussion regarding the easement needed.

Site #1 Bluff Repair

Mayor McCarthy stated that the grass is growing in well at Site #1. He stated that there is a lot of extra netting which seemed to pose a tripping hazard. City Engineer Parotti advised that the extra netting could be cut away.

Updates

City Engineer Parotti explained that he talks with Miller Excavating every week and asks whether they will be coming to do the cleaning. He is always told the work will be done in the next two weeks. It has still not been done. Mayor McCarthy asked when the street sweeping will be done. City Engineer Parotti reported that it is still early to perform the work as it is usually done after most of the leaves have fallen off the trees. It was suggested that the work be done on November 1. City Engineer Parotti stated he would let the contractor know the city would like the work to be done close to November 1, 2015.

Mayor McCarthy reported that he had talked with Lawn Barbers, the city's mowing contractor. They have never mowed the wetlands near the Villas as Washington County has always mowed that area. However, the county will no longer perform that work because the trees are too big. He has had STS remove trees in the wetland near the city garage. City Engineer Parotti explained that there are wetlands and there are drainage basins, which are two different things. The wetland area near the city garage is adjacent to a wooded wetland. Therefore, some species of trees are desirable in those types of wetlands. A wetlands expert could tell the city which types of trees are desirable and which should be removed. Drainage basins should be kept clear of woody vegetation.

CITY ATTORNEY SANDSTROM (7B)

City Attorney Sandstrom provided an update regarding the person living in an RV on a vacant lot. The RV has been moved off the property and into an RV park. This person's attorney is still asking permission to store items on the property. City ordinances do not allow exterior storage on a vacant lot (property without a principle structure). He is now asking for a variance to store items on the property. A variance can not be granted for something that is not permissible. The city could choose to allow the storage through a conditional use permit (CUP). This would require a two-step process as the city would first need to change the zoning ordinances to allow this type of use under a CUP. Then the property owner would need to apply for the CUP. These two steps would require separate public hearings.

CITY CLERK-ADMINISTRATOR SCHULER (7C)

City Clerk-Administrator Susan Schuler reported that she met with the Sheriff's Department regarding delivering letters to property owners with unknown mailing addresses. They suggested that Washington County could help obtain the correct addresses, but they will help deliver letters if proper addresses can not be obtained. A deputy stops in to City Hall on a weekly basis to check on any issues.

Ms. Schuler has met with Waste Management to discuss ideas for Clean-Up Day. They discussed a system where residents could purchase stickers that they could then stick on any items they wanted picked up. Pick-ups would occur on pre-scheduled days, and stickers would be pre-paid and purchased at City Hall. This could be scheduled as often as the city would like. She is setting up a meeting with Maroney's to discuss options. She will then present all options to the Environmental Advisory Commission (EAC).

Save-A-Tree provided a quote for clearing right-of-ways (ROW) and line-of-sight (LOS) issues. Valley Tree Service declined to make a quote. City Clerk-Administrator Schuler reported that Mayor McCarthy had said Tri-County Services, Inc. would like to provide a quote and he would get the documents to them, but she had not heard back whether this would be done. She did not want to make Save-A-Tree's quote public until Tri-County provided a quote if the city would like another quote. Councilmember Unker asked about whether individual property owners would be assessed for this service as they had discussed in the past. It was noted that the City Council had added a line-item to their budget for this. Ms. Schuler explained that assessments could be done for this service, but the city would need to first pay for the service and then wait for the assessment money to come back. Councilmember Reiter stated that the city could pay for it to all be done correctly once, and then residents would have a starting point to go from. It would be easier to get people to maintain if everything was cut back properly first. The City Council suggested mailing a request for a quote to Tri-County Services, Inc. for the work with a deadline for submission before the November City Council meeting.

City Clerk-Administrator Schuler reported that she had been forwarded an email from a resident who claimed that she had paid for a dog license in April and did not yet have the license. The resident also claimed that she had received several letters from the animal control officer stating that she needed to get a license. Ms. Schuler spoke with Kathi Pelnar, the city's animal control officer, who said she had only sent one letter to this resident, and it was about excessive feces in her yard. No letter was sent regarding

obtaining a dog license. City Clerk-Administrator Schuler explained that the resident has had the dog license since April and was actually only waiting for the dog tag. She also noted that this resident has lived in the city for many years, and this is the first time she has licensed her dog. Ms. Schuler responded to the email and has not heard back from the resident. It was noted that all City Councilmembers had received the email from the resident, and Councilmember Unker thanked City Clerk-Administrator Schuler for responding and addressing the issue.

STS trimmed one corner on the west side of CSAH 18 where there was an accident due to LOS issues. The Planning Commission will be holding a public hearing on November 4, 2015 for the annual renewals of the CUPs and Certificate of Compliance. City Clerk-Administrator Schuler was informed that the city's documents for the community rating system (CRS), which in part determines how much residents will pay for flood insurance, were not submitted by the Interim City Clerk-Administrator. She has been given an extension on submitting these documents until the end of October.

The November Park Commission meeting has been rescheduled for Wednesday, November 18, 2015 in order to have Paul Gladen, the city's loss control representative, give a presentation. Members of the Planning Commission will be looking through past variances to see possible patterns regarding which variances are most often requested. This could result in suggestions for changes on some of the city's ordinances in the Riverway District and floodplains. Councilmember Reiter asked whether the Park Commission meeting could be held before the City Council meeting in November. City Clerk-Administrator Schuler reported that this is the only day Mr. Gladen was available. His presentation will be about environmental safety through ordinances in parks. The Truth-In-Taxation Hearing will be held at the December City Council meeting on Monday, December 21, 2015.

City Clerk-Administrator Schuler reported that she will be out of the office on Friday, October 23, 2015 to attend a presentation at the League of Minnesota Cities (LMC). She will also be attending training on October 28, 2015 through Government Training Services (GTS) regarding the Comprehensive Plan. The training costs $110, and there is money in the city's budget for staff training. The City Council agreed this would be a good training for her to attend.

Councilmember Reiter asked whether the city had received the money from the City of Lakeland for the building permit fees for quarter two. City Clerk-Administrator Schuler noted that she had verbally requested these fees from the Lakeland City Treasurer. The City Council suggested a strongly worded letter requesting these funds.

DEPUTY CLERK-TREASURER TRUHLAR (7D)

Deputy Clerk-Treasurer Amy Truhlar presented the bills for the month of October totaling $35,506.83. This includes nearly $13,000 for fire protection services for the 4th quarter.

MOTION BY COUNCILMEMBER REITER, SECONDED BY COUNCILMEMBER BROWN, TO PAY THE BILLS AS PRESENTED TOTALING $35,506.83. MOTION PASSED UNANIMOUSLY.

City Clerk-Administrator Schuler reported that the city has received the draft plan for the legislative policies from Metro Cities. Each city is allowed one vote. She stated

that any Councilmember interested may pick up a copy of the draft plan and one vote can be submitted. The vote must be submitted by November 18, 2015.

NEW BUSINESS Agenda Item 8

CONTRACT WITH TRI-COUNTY SERVICES, INC. TO BE CITY'S MAINTENANCE PROVIDER (8A)

Mayor McCarthy reported that the City of Lakeland has eliminated its Public Works Department. They are hiring Tri-County Services, Inc. to perform all public works services for Lakeland and Lakeland Shores. The company also performs all these services for the City of Afton. He suggested the City of Lake St. Croix Beach also hire Tri-County Services, Inc. to perform these services. He stated that City Clerk-Administrator Schuler could meet with Tri-County Services, Inc. to create a contract that mimics those that the company has with the neighboring cities.

Councilmember Reiter expressed concern that one company would be providing all services for five cities. She wondered how each city would be serviced especially in the event of a snowfall, for which the city already contracts with Tri-County Services, Inc. Mayor McCarthy stated he had the same concerns, and he was also concerned that Lake St. Croix Beach could lose Tri-County because other cities are larger as they combine for services. That was why he was making this suggestion. Councilmember Kline suggested that Tri-County Services, Inc. should put a proposal together to submit to the city. The proposal should address all concerns that Councilmember Reiter was expressing. She also stated that City Clerk-Administrator Schuler should not have to meet with him for the proposal.

City Attorney Sandstrom explained that a contract can be amended by mutual agreement between the two parties, but the city can hold Tri-County Services, Inc. to the terms in the existing contract for snowplowing. It was suggested that this be a winter project to get the proposal and costs together. It was also suggested that Tri-County Services, Inc. could bid with other companies for these services.

PETTITT PARK SIGN (8B)

The Park Commission would like to order signs for Pettitt Park that state that alcohol is not permitted in the park and all dogs must be on a leash. They would also like to order a dog bag dispenser. There was discussion regarding what kind of signs to order. These would be metal signs, not painted signs like at Riverfront Park.

MOTION BY COUNCILMEMBER REITER, SECONDED BY COUNCILMEMBER BROWN, TO AUTHORIZE THE PURCHASE OF SIGNS FOR PETTITT PARK STATING THAT ALCOHOL IS NOT ALLOWED IN THE PARK AND NO UNLEASHED DOGS AND THE PURCHASE OF ONE DOG BAG DISPENSER.

Councilmember Unker asked what would happen if the city were to allow alcohol in the park on occasion. Councilmember Reiter pointed out that the city would need to change the ordinances if that were to occur. Councilmember Kline asked about the volleyball courts, noting that alcohol is consumed there. It was noted that the volleyball courts are not part of the park. They are on city property, but not on parkland.

MOTION PASSED, 4 AYES, 1 NAY (UNKER).

VETERANS' PARK (8C)

Mayor McCarthy explained that the Yellow Ribbon Alliance, the Afton-Bayport-Lakeland Lions' Club, and the Garden Club would like to help with the Veterans' Memorial, located at the site of the old City Hall (1919 Quebec Avenue South). Kopp Sign has painted signs that they are donating for the space. Two flagpoles are in the City Hall garage, and they will be installed on the site. They will be temporarily located to get the Veterans' Memorial started.

MOTION BY MAYOR MCCARTHY, SECONDED BY COUNCILMEMBER BROWN, TO ACCEPT THE RECOMMENDATION FROM THE PARK COMMISSION TO BE SUPPORTIVE OF THE YELLOW RIBBON ALLIANCE OF THE LOWER ST. CROIX VALLEY, THE AFTON-BAYPORT-LAKELAND LIONS' CLUB, AND THE GARDEN CLUB IN INSTALLING SIGNS, RAISING MONEY, SUBMITTING A PLAN, AND INSTALLING FLAGPOLES AT VETERANS' PARK.

Councilmember Reiter noted that the City Council had previously voted to support this idea. Mayor McCarthy stated this is just reiterating support and accepting help from the outside organizations. Councilmember Reiter noted that this was park use, not a park, and it is a Veterans' Memorial. It was explained that the city will not be raising money for the memorial, outside organizations will be raising funds. Mayor McCarthy stated that a total of six flagpoles are planned. Councilmember Unker stated that he did not think this was the proper place for Memorial. He thought the Veterans' Memorial should be outside City Hall, to the west of the building, near the bike path. He did not think this was the best use for the property.

FRIENDLY AMENDMENT BY MAYOR MCCARTHY, SECONDED BY COUNCILMEMBER BROWN, TO CALL THE SPACE THE VETERANS' MEMORIAL.

MOTION PASSED, 4 AYES, 1 NAY (UNKER).

ANIMAL HUMANE SOCIETY 2016 CONTRACT (8D)

No changes have been made to the contract for 2016.

MOTION BY COUNCILMEMBER REITER, SECONDED BY MAYOR MCCARTHY, TO APPROVE THE RENEWAL OF THE ANIMAL HUMANE SOCIETY CONTRACT FOR IMPOUND AND HOUSING SERVICES FOR 2016 AND LET THE CITY CLERK-ADMINISTRATOR SIGN IT, AND SUBMIT IT. MOTION PASSED UNANIMOUSLY.

CABLE COMMISSION CHECK (8E)

It was noted that the city receives a $300 check each quarter from the Cable Commission and an annual disbursement at the beginning of each year. Another check was sent from the Cable Commission recently for $1,681.64. The memo line on the check stated that this was for the fire sign. Councilmember Reiter noted that the Cable

Commission is only advisory as any other commission/committee. They should have only made a recommendation that this special disbursement of cable funds was to be used as a donation to the fire department for their new sign. Councilmember Brown, City Council liaison to the Cable Commission, reported that the Cable Commission has not had a meeting for several months, and this disbursement, although discussed, had not voted upon. Councilmember Unker wondered if there was a limit to what the Cable Commission could spend on the city's behalf.

Mayor McCarthy pointed out that this issue has been discussed in the past by the Cable Commission. Councilmember Brown acknowledged that the Cable Commission had discussed the fire department sign and asked the five cities to donate money to the fire department for the new sign. However, the Cable Commission had never held a vote to distribute money to the cities for this purpose. There was discussion of what to do with this check. It was suggested that the city could deposit the check and not donate it to the fire department. There was then concern that the Cable Commission would then hold back the city's quarterly or annual disbursements. Councilmember Unker suggested returning the check to the Cable Commission with a letter asking them to resend the money, and the City Council will then discuss what to do with the funds.

MOTION BY COUNCILMEMBER UNKER, SECONDED BY COUNCILMEMBER BROWN, TO RETURN THE CHECK FOR $1,681.64 TO THE CABLE COMMISSION ASKING THEM TO SEND THE CITY THE WHOLE OF ITS MONEY WITHOUT THE NOTE THAT SAYS "FOR FIRE SIGN." MOTION PASSED UNANIMOUSLY.

Councilmember Unker asked that this be added to the November City Council meeting agenda with a copy of the Joint Powers Agreement for the Cable Commission.

UNFINISHED BUSINESS Agenda Item 9

DOG LICENSES (9A)

Deputy Clerk-Treasurer Truhlar reported that the dog tags have been received. Everyone who has purchased a license up to this point has been sent their tags. These tags are good until 2017. A new policy will be developed for lifetime dog licenses, and the new policy will be implemented after these dog tags expire in 2017. It was noted that residents should purchase current licenses. The fee is $10 for a spayed/neutered pet, $25 if it is not spayed/neutered.

OTHER BUSINESS Agenda Item 10

PERSONNEL COMMITTEE APPOINTMENT (10A)

It was noted that Councilmember Unker did not accept the Personnel Committee appointment, so Mayor McCarthy would remain on the committee.

COUNCIL/STAFF REPORTS Agenda Item 11

COUNCILMEMBER BROWN (11A)

Nothing further to report.

COUNCILMEMBER KLINE (11B)

Councilmember Kline reported that the Park Commission would like to do some landscaping in the Pettitt Park parking lot. She presented a plan created by Park Commission Chair Lyle Sorenson, who was unable to attend the City Council meeting. Councilmember Reiter noted that the plan calls for the use of city funds, and requests for funds should be included in the City Council packets so they have time to review and consider the request. She suggested the plan be explained and then added to the November City Council meeting agenda.

Councilmember Kline reported the Park Commission is requesting $2,700 in funds to plant trees and install a split-rail fence. She noted that they are requesting this now because this is the best time to plant the trees. This plan was created because there were several phone calls concerning dangerous driving through the parking lot from the Beach Bar parking lot which is adjacent to the Pettitt Park parking lot. This plan would create a green space barrier to address the safety issue. She noted that a barrier was also suggested by the loss control representative.

Jon Place, owner of the Beach Bar, pointed out that this discussion is taking place without being placed on the agenda. He reminded the City Council that this road was planned by the city when the bar was built as a second entrance/exit. He asked for complaints to be validated and wondered why the police were never called for the dangerous driving. Mr. Place also questioned the budget for the project and whether the trees would block the visibility of his business from the south. Councilmember Reiter stated she could understand Mr. Place's concern regarding the visibility of his business, and she suggested just putting grass in the whole area.

It was noted that the Park Commission did not make a recommendation on this plan. Mayor McCarthy stated he had seen a truck go speeding through the parking lot and squealing his tires out onto CSAH 18. He was questioned as to why he did not call the police after witnessing this incident. Further discussion continued.

City Attorney Sandstrom pointed out that it was difficult to follow the discussion when everyone was talking at once. He suggested the City Council make a motion to take some action or table the issue.

MOTION BY COUNCILMEMBER REITER, SECONDED BY COUNCILMEMBER BROWN, TO TABLE THIS ISSUE UNTIL THE PARK COMMISSION MAKES A RECOMMENDATION. MOTION PASSED UNANIMOUSLY.

COUNCILMEMBER REITER (11C)

Councilmember Reiter reported that the Middle St. Croix Water Management Organization (WMO) discussed MIDS changes among the communities. The LSCV Partnership Team discussed three projects in Lake St. Croix Beach in an unfavorable light. The Planning Commission discussed the Comprehensive Plan and the conditional use permits (CUPs). She asked staff to get a report on the prairie remnant burn since it was added to the budget. She asked for the report to include the reason for the burn, the effects of the burn, and whether it is doing what it is designed to do. City Clerk-Administrator Schuler stated she is waiting for a call back from Wiley Buck regarding the burn. She hoped to have more information at the next City Council meeting.

COUNCILMEMBER UNKER (11D)

Councilmember Unker stated that he had spoken with City Attorney Sandstrom before the last St. Mary's Point City Council meeting, and he found that the costs for the fight against the Afton Wastewater Treatment System had been split quite evenly. Therefore, he had not asked the St. Mary's Point City Council for more funds.

MAYOR MCCARTHY (11E)

Nothing further to report.

ADJOURNMENT Agenda Item 12

MOTION BY COUNCILMEMBER BROWN, SECONDED BY MAYOR MCCARTHY, TO ADJOURN THE CITY COUNCIL MEETING AT 9:22 P.M. MOTION PASSED UNANIMOUSLY.

Thomas McCarthy, Mayor

Susan Schuler, City Clerk-Administrator

CITY OF LAKE ST. CROIX BEACH
16455 20TH STREET SOUTH
WASHINGTON COUNTY, MINNESOTA

SPECIAL CITY COUNCIL MEETING

November 9, 2015

MEMBERS PRESENT: Tom McCarthy, Charles Brown, Michelle Kline, Cindie Reiter, Jim Unker

STAFF PRESENT: Kevin Sandstrom, Susan Schuler, Amy Truhlar

OTHERS PRESENT: Jon Place

CALL TO ORDER by Mayor McCarthy at 4:30 p.m.

VARIOUS CITY COUNCIL GOALS AND PRIORITIES

Mayor McCarthy quickly recounted some things the City Council has accomplished in 2015. The City Council discussed some goals they had for 2016. It was suggested that all forms should be available online and easily available in City Hall as this could help with improved communication. Councilmember Unker stated he would like to update the Complaint Policy. There was discussion regarding large purchases and how they should be made.

HOW TO IMPROVE COUNCIL RELATIONS/FUNCTIONS

City Attorney Kevin Sandstrom noted that more arguments seem to occur between the City Council when items are brought up at the meeting. Documentation and background information for agenda items should be given to city staff by Wednesday prior to the City Council meeting for inclusion in the packets. He noted that staff can help get the background information, but the request for staff help should be made at least two weeks prior to the City Council meeting. Councilmember Unker asked for the agenda to be sent to the City Councilmembers on Friday before the meeting so he can determine when he should pick up the agenda. It was noted that the agenda and packet are on the website as soon as they are ready.

Attorney Sandstrom pointed out that Councilmembers should be allowed to speak without interruptions. After one person is done speaking, another person can speak without being interrupted. The mayor should be the one to run the meeting in this manner.

The suggestion was also made that a motion should be made regarding the topic after an initial report of the issue. A Councilmember's name should follow the discussion item if they have asked for the item to be placed on the agenda. Discussion can follow after the motion has been made and seconded. Public comments should only be made at the beginning of the meeting during the public comments section unless a particular topic pertains directly to a person and their property.

PERSONNEL TO INCLUDE JOHN BUCKLEY

Mayor McCarthy stated that he was told that Building Inspector John Buckley will be retiring at the end of the year and joining MNSPECT, the company used by Lakeland and Lakeland Shores as their building inspectors. He asked whether the city should also consider going with MNSPECT. Staff noted that they had spoken with Mr. Buckley, and he has no plans to retire. The City Council asked that Mr. Buckley's hours be placed in the posting board outside the front door of City Hall.

AGENDAS

It was noted that Council reports should not be used to bring up action items. Councilmember Unker also asked that Councilmembers not give their opinions on action taken earlier.

EASEMENTS

City Attorney Sandstrom explained that an easement a right to use another person's property for a specific use. There are many types of easements, and the easement can not be rescinded unless agreed upon by both parties. The property owner can still use their land as they want and are allowed provided it does not interfere with the easement. For instance, if there is a utility easement on your property, you can not build a structure on the easement. The easement will typically include a portion on either side of the utility. Power lines in the air also have easements, so power companies can trim the trees around the lines. A right-of-way (ROW) is another type of easement.

CITY SERVICES PROPOSAL

Mayor McCarthy suggested this be added to the agenda for the November City Council meeting on Monday, November 16, 2015

ADJOURNMENT

MOTION BY COUNCILMEMBER BROWN, SECONDED BY MAYOR MCCARTHY, TO ADJOURN THE SPECIAL CITY COUNCIL MEETING AT 6:00 P.M. MOTION PASSED UNANIMOUSLY.

_____

Thomas McCarthy, Mayor

_____

Susan Schuler, City Clerk-Administrator

CITY OF LAKE ST. CROIX BEACH
Washington County, Minnesota

LAWFUL GAMBLING QUARTERLY REPORT
(City Ordinance No. 2014-166)

Organization Name BAYPORT AMERICAN LEGION POST 491
BOX 187
BAYPORT, MN 55003

Gambling Site BEACH BAR
2071 ST. CROIX TRAIL SOUTH
LAKE ST. CROIX BEACH, MN 55043

Organization's State Lawful Gambling License No. 00467-004

This Quarterly Report Form must be filed with the City no later than the 20th of the month following the end of each quarter.

	Jul-15 (Month)	Aug-15 (Month)	Sep-15 (Month)	Quart Totals
A. Gross Profit (Line 10C)	$ 5,516.90	$ 7,376.70	$ 5,247.65	$ 18,14
B. Less Gambling Taxes Paid	$ 2,067.60	$ 665.07	$ 719.64	$ 3,45
C. Less Allowable Expenses	$ 2,864.81	$ 2,922.50	$ 3,431.17	$ 9,21
D. Net Profit *(Line A minus Lines B & C)*	$ 584.49	$ 3,789.13	$ 1,096.84	$ 5,47

Quarterly installment to 10% city fund $ 54

The undersigned hereby certifies that the above information is true, correct and complete.

Date: _____

_____
Signature

_____
Print Name and Title

Public Safety Reports

PRT CONTRACT ICR REPORT QIJS Page 1
11/01/15 5:33:41

Washington County Sheriff's Office
CONTRACT ICR's
Contract Report for LAKE ST CROIX BEACH
For the Period 10/01/15 To 10/31/15

Date	Time	ICR #	ID#	Street Name	Complaint
10/01/15	6:22:05	115032718	0130	SAINT CROIX TR	FLAT TIRE
10/01/15	19:39:48	115032815	0093	19TH ST	CIVIL ISSUES
10/02/15	13:09:44	115032903		UPPER 22ND ST	RECEIPT# 150002768
10/02/15	18:25:18	115032967	0093	QUANT AV	SUSPICOUS ACTIVITY-COMP NOT ON
10/03/15	8:07:49	115033011	0063	SAINT CROIX TR	HARASSMENT
10/03/15	21:26:08	115033092	0120	QUINLAN AV CT	JUVENILE COMPLAINT
10/05/15	10:14:33	115033223	0160	13TH ST	FIRE ALARM
10/05/15	11:47:47	115033232	0160	13TH ST	FIRE ALARM
10/05/15	12:50:41	115033247		QUANT AV	RECEIPT# 150002789
10/05/15	19:44:22	115033318	0176	QUENTIN AV	THREATS REPORT **RESTACK CA
10/06/15	14:32:02	115033431	0176	QUASAR CT	VACATION INFORMATION
10/07/15	7:55:11	115033501	0160	QUINLAN AV	SCAM REPORT
10/07/15	12:58:04	115033550	0081	RACINE AV	SEARCH WARRANT
10/07/15	14:09:04	115033562	0063	RAMADA AV	SUSPICIOUS ACTIVITY
10/08/15	18:04:52	115033719	0170	QUENTIN AV	PROPERTY DAMAGE REPORT
10/09/15	14:52:27	115033823	0081	19TH ST	CIVIL ISSUE 21 COMP
10/11/15	14:50:07	115034036	0176	19TH ST	TRAFFIC
10/11/15	16:07:21	115034044	0170	QUANT AV	UNKNOWN FIRE SITUATION
10/11/15	18:33:34	115034065	0176	RACINE AV	ORD VIOL
10/12/15	11:57:29	115034141	0075	QUASAR AV	CK WELFARE
10/17/15	14:16:43	115034793	0081	QUENTIN AV	ORDINANCE VIOLATION
10/17/15	14:18:11	115034794	0081	QUENTIN AV	ORD/VEHICLE VIOLATION
10/17/15	20:15:23	115034824	0094	SAINT CROIX TR	CHECK THE AREA
10/17/15	21:20:09	115034826	0170	QUENTIN AV	MEDICAL LEVEL 1
10/19/15	18:46:51	115035010	0176	20TH ST	SCB COUNCIL MEETING
10/26/15	8:13:22	115035731	1291	SAINT CROIX TR	RENEWAL OF LIQUOR LICENSE
10/27/15	10:10:37	115035874	0160	QUENTIN AV	ORDINANCE VIOLATION
10/27/15	19:01:52	115035946	0139	SAINT CROIX TR	CAR VS. DEER
10/29/15	16:58:46	115036184	0176	RACINE AV	DUMPING COMPLAINT
10/29/15	19:58:29	115036194	0129	18TH ST	MEDICAL LEVEL 1
10/30/15	11:38:45	115036263	0100	20TH ST	SUSP MALE
10/30/15	19:58:53	115036340	0061	RIVIERA AV	DOMESTIC

Total ICRs Processed: 32

** END OF REPORT **

Washington County Sheriff's Office
CITATIONS BY CITY REPORT

City Selected: LAKE ST CROIX BEACH

From Date: 10/01/2015 To: 10/31/2015

** END OF REPORT **

ANIMAL CONTROL REPORT
Humane Animal Control Service
Kathi Pelnar CVT, ACO
Wildlife - Domestics - Exotics

Month/Year October 2015
City Lake St. Croix Beach

Date	Time	Caller	Location	Description of Animal	Collar / Tag	Dry Run	Overnight	Fee	Milage	Total
10/1/15		No Calls Out This Month								
										-
										-
		No Warning Letters Sent This Month								-
										-
										-
		Lost Reports 4Dogs/1Cat	Found Reports 1Dog/1Cat							-
										-
										-
										-
										-
Total								-	-	Ø -

Date	Time	Caller	Location	Description of Animal	Collar / Tag	Dry Run	Overnight	Fee	Milage	Total
										-
										-
										-

Kathi Pelnar
634-6th St. N
Hudson, WI 54016

Lower St Croix Valley Fire Protection District

September 9, 2015

Next Meeting Dates: *Committees* – Sept. 28, 2015; *Board* – Oct. 14, 2015.
Present: Dick Bend, Joe Freesmeier, Dick Glasgow, Peter Granat, Don James, Jim Stanton, Sally Thompson, Gary Williams.

Also present: Tom Niedzwiecki, Kris Peterson, Tom McCarthy.

1. **Call to Order**. Chair Jim Stanton called meeting to order.
2. **Agenda Approval**. Chair Stanton approved Agenda as presented.
3. **Meeting Minutes Approval**. Motion by Gary Williams, seconded by Jim Stanton to approve Minutes of August 12, 2015 as presented. M/C by unanimous vote.
4. **Treasure/Accountant Report** – Tom Niedzwiecki. *Monthly Financials*. Accountant Tom Niedzwiecki reviewed Financial Reports August 2015 with Board. Tom McCarthy purchased our old truck for the blue book value of $1,500. He will use it for Lake St Croix Beach projects. The 2014 Audit has been completed and should be on next months Agenda. Chair Stanton approved Financial Reports August 2015 as presented. *Monthly Bills*. Add checks #12873 Century Link $146.57, #12874 WEX $120.03, #12875 Verizon $272.66. Motion by Gary Williams, seconded by Don James to approve Checks #12850-12875 and auto-payments #201509001-20159014 totaling $20,090.62. M/C by unanimous vote.
5. **Finance Committee** – Tom Wilson. No report.
6. **Operations Committee –** Don James. There was much discussion about truck #4158 – whether we should purchase a new one now or push it out a year at a higher cost. It was decided that it would be best to do it now.
7. **Ambulance Committee** – Sally Thompson. Jim Stanley to set up a meeting.
8. **Fire Department Report** – Kris Peterson. *Monthly Run Report*. 44 Runs. Afton (22), Bayport (2), I94 (3), Lakeland (6), Lakeland Shores (1), Lake St Croix Beach (9), St Mary's Point (1). *District Concerns*.
9. **Old Business**. *I94 Legislation*. Gary Williams to contact our Representative to get current information. *Exterior Sign*. Dick Glasgow signed release for checks to Cities from Cable Commission. There was much discussion on annual audits. It was the consensus of the Board that this was a good thing as our Citizens Committee had little expertise in audits.
10. **New Business**. *Lower St Croix Valley Alliance Meeting Approval 4:30-6:00pm October 26, 2015*. Motion by Dick Glasgow, seconded by Sally Thompson to

approve LSCVA meeting for 4:30-6:00pm on October 26, 2015 at the Fire Department. M/C by unanimous vote.

11. **Adjourn**. Motion by Gary Williams, seconded by Don James to adjourn. M/C by unanimous vote.

Respectfully yours,

Sally Thompson
Secretary

Lower St. Croix Valley Community Foundation, an affiliate of
ST. CROIX VALLEY
FOUNDATION
516 Second Street, Suite 214
Hudson, WI 54016
www.scvfoundation.org

Local
Postal Customer

PRSRT STD
ECRWSS
U.S. POSTAGE
PAID
EDDM Retail

SAVE THE DATE:
Thursday December 3, 2015

Shiner's Bar and Grill • 157 St Croix Trail, Lakeland, MN 55043

6:30 pm

The Lower St. Croix Valley Community Foundation

is dedicating our efforts to rebuild the Lower St. Croix Valley Trail
We want to share our progess - Please join us for beverages & appetizers!

Visit our website at **www.lsccf.com** to learn more and to support our efforts

We serve the five communities of Lakeland, Lakeland Shores, Lake St. Croix Beach, St. Mary's Point and Afton.

The Lower St. Croix Valley Community Foundation
715.386.9490
www.lsccf.com
info@scvfoundation.org

Date range: 10/20/2015 to 11/13/2015

Date	Vendor	Description	Claim #	Total	Account #	Detail
11/13/2015	ECKBERG LAMMERS BRIGGS	City Attorney Fees	9805	$2,042.75		
					100-41600-310	$2,042.75
11/13/2015	WASTE MANAGEMENT OF MINNESOTA	Monthly Recycling Bill	9806	$1,963.90		
					100-43245-310	$1,963.90
11/13/2015	Washington Conservation District	Recording Fees	9807	$368.00		
					100-41570-200	$368.00
11/13/2015	Madison National Life Ins Co, Inc	Disability Insurance	9808	$106.81		
					100-41900-131	$106.81
11/13/2015	LOFFLER COMPANIES	Contract Copier Rate - metered	9809	$233.14		
					100-41570-200	$233.14
11/13/2015	XCEL ENERGY	Street Lights & City Hall Electric	9810	$737.86		
					100-43160-380	$737.86
11/13/2015	MARONEYS SANITATION INC	Sanitation Services	9811	$27.96		
					100-41940-380	$27.96
11/13/2015	River Valley Printing	Newsletter- November	9812	$248.00		
					100-41920-350	$248.00
11/13/2015	LAWN BARBERS LAWN CARE	Lawn Care	9813	$1,271.25		
					100-45206-310	$1,271.25
11/13/2015	PUBLIC EMPLOYEES INSURANCE PROGRAM	Staff Insurance Premium	9814	$645.93		
					100-41400-104	$85.46
					100-41400-131	$560.47
11/13/2015	Mike McPhillips, Inc.	fall street sweeping 2015	9815	$3,200.00		
					100-43120-310	$3,200.00
11/13/2015	Century Link	Phone Lines	9816	$289.44		
					100-41940-380	$19.53
					100-41940-380	$90.03
					100-41940-380	$179.88
11/13/2015	Frontier Ag and Turf	John Deere Gator Inspection/Repair	9817	$278.25		
					100-45201-210	$278.25
11/13/2015	FIXMER, DON	Video Taping Services	9818	$90.00		
					100-41575-300	$90.00
11/13/2015	RAVEN LEONA	Cleaning - October	9819	$60.00		
					100-41940-310	$60.00
11/13/2015	LAKELAND WATER UTILITY	Water Service	9820	$134.73		
					100-41940-380	$134.73
11/13/2015	ECM Publishers, Inc.	Public Hearing Notice - CUP Reviews	9821	$142.20		
					100-41930-351	$142.20
11/13/2015	CENTERPOINT	Monthly Service - Acct 7711653-1&7711657-2 & 7711657-0	9822	$26.70		
					100-41940-380	$0.91
					100-41940-380	$0.91
					100-41940-380	$24.88
11/13/2015	QUILL OFFICE SUPPLIES	Office Supplies	9823	$184.70		
					100-41570-200	$44.78
					100-41570-200	$139.92
11/13/2015	HIGHLAND SANITATION	City Garage Trash	9824	$82.20		

LAKE ST CROIX BEACH

Claims List for Approval

11/13/2015

Date	Vendor	Description	Claim #	Total	Account #	Detail
11/13/2015	US Postal Service	Bulk Mail Permit Fee	9825	$225.00	100-45201-310	$82.20
11/13/2015	SHORT ELLIOTT HENDRICKSON	City Engineer Services	9826	$1,372.30	100-41570-200	$225.00
11/13/2015	MENARDS	office supplies	9827	$25.51	100-43122-300	$1,372.30
					100-41570-200	$25.51
Total For Selected Claims				**$13,756.63**		**$13,756.63**

Approved _____ **Date** _____

LAKE ST CROIX BEACH

Disbursements List

11/13/2015

Date range: 10/20/2015 to 11/13/2015

Vendor	Date	Check #	Total	Description	Void	Account #	Detail
GTS	10/22/2015	16971	$110.00	Land Use Planning Workshop - Sue Schuler	No	100-41911-430	$110.00
PUBLIC EMPLOYEES RETIREMENT ASSOCIA	10/22/2015	PERA102215	$533.91	Staff Retirement - PPE 9/30/2015	No	100-41400-105 100-41400-121	$248.33 $285.58
Schuler, Susan	10/30/2015	DD25581	$1,556.80	Payroll - PPE 10/15/2015	No	100-41400-100	$1,556.80
TRUHLAR, AMY	10/30/2015	DD25582	$1,213.62	Payroll - PPE 10/15/2015	No	100-41400-100	$1,213.62
SHEARER ROBERT	10/30/2015	DD25583	$186.07	Payroll - PPE 9/30/2015	No	100-45203-100	$186.07
COMMISSIONER OF REVENUE	10/30/2015	FED101515	$1,024.04	Staff Fed & Fica W/H PPE 10/15/15	No	100-49200-106 100-49200-107 100-49200-109 100-49200-122 100-49200-123	$252.56 $59.07 $400.78 $252.56 $59.07
MINNESOTA DEPARTMENT OF REVENUE	10/30/2015	MN101515	$152.95	Staff WH PPE 10/15/2015	No	100-49200-108	$152.95
Rosenmeier, Stephen	11/09/2015	16972	$375.00	Reimmbursement - half of ROW tree removal	No	100-43270-310	$375.00
PUBLIC EMPLOYEES RETIREMENT ASSOCIA	11/09/2015	PERA11915	$542.00	Staff Retirement - PPE 10/15/2015	No	100-41400-105 100-41400-121	$251.64 $290.36
Schuler, Susan	11/13/2015	DD25584	$1,556.79	Payroll - PPE 10/31/2015	No	100-41400-100	$1,556.79
TRUHLAR, AMY	11/13/2015	DD25585	$1,113.63	Payroll - PPE 10/31/2015	No	100-41400-100	$1,113.63
Brown, Charles	11/13/2015	DD25586	$110.95	City Council Wages - October 2015	No	100-41110-100	$110.95
Kline, Michelle	11/13/2015	DD25587	$115.43	CIty Council Wages - October 2015	No	100-41110-100	$115.43
REITER CINDIE	11/13/2015	DD25588	$109.18	City Council Wages - October 2015	No	100-41110-100	$109.18
Unker, Jim	11/13/2015	DD25589	$115.43	City Council Wages - October 2015	No	100-41110-100	$115.43
COMMISSIONER OF REVENUE	11/13/2015	FED103115	$1,004.49	Staff Fed & Fica W/H PPE 10/31/15	No		

Vendor	Date	Check #	Total	Description	Void	Account #	Detail
						100-49200-106	$268.28
						100-49200-107	$62.77
						100-49200-109	$342.43
						100-49200-122	$268.27
						100-49200-123	$62.74
MINNESOTA DEPARTMENT OF REVENUE	11/13/2015	MN103115	$145.60	Staff WH PPE 10/31/2015	No		
						100-49200-108	$145.60
McCARTHY, THOMAS	11/13/2015	RCX00458	$138.53	City Council Wages - October 2015	No		
						100-41110-100	$138.53
Total For Selected Checks			**$10,104.42**				**$10,104.42**

Excerpt from the unapproved minutes of the 11/4/2015 Planning Commission meeting

PUBLIC HEARING ON ANNUAL REVIEW AND AMENDMENT TO THE LOWER ST. CROIX VALLEY FIRE PROTECTION DISTRICT TO INCLUDE AN LED ILLUMINATED SIGN REPLACING THE EXISTING SIGN

OPEN PUBLIC HEARING by Commissioner O'Donnell at 7:03 p.m.

City Clerk-Administrator Schuler explained that the Fire Department has been raising funds to replace the sign outside the building with an illuminated LED sign. Ordinances require a conditional use permit (CUP) for this type of sign. Kris Peterson, Chief of the Lower St. Croix Valley Fire Department, reported that the Fire Department has been investigating replacement of their existing sign since 2001. They have been looking at digital scrolling signs. The signs can be programmed to display any information. He noted that their plan would be to use the sign to display public service announcements, educational announcements, and community events for the five cities (Afton, Lake St. Croix Beach, Lakeland, Lakeland Shores, and St. Mary's Point).

City Clerk-Administrator Schuler noted that a condition for consideration would be the illumination of the sign, especially since it is on a major roadway. She noted that this sign allows for the brightness of the sign to be adjusted and programmed based on the need. The brightness could be decreased at night to eliminate the distraction for drivers. The new sign will be approximately the same size as the existing sign, and the type of messages could also be described as a condition of the approval.

HEAR PUBLIC COMMENTS/READ WRITTEN COMMENTS

There were no written or oral comments.

NEW BUSINESS Agenda Item 9

RECOMMENDATION TO THE CITY COUNCIL ON AMENDMENT OF CONDITIONAL USE PERMIT FOR LOWER ST. CROIX VALLEY FIRE PROTECTION DISTRICT (9A)

Commissioner Yanchar asked why the fire department felt this type of sign was needed and what size the letters would be on the sign. Chief Peterson stated that this sign was desired because it can be programmed and easily changed and different messages could be put on the two sides. It was noted that the letters were 5-10 inches tall. Mr. Peterson added that the fire department serves five cities, and this sign will serve five cities as well. The brightness of the lighting can be adjusted as well as turned off at certain times. There is an ordinance in place that regulates what kind of messages can be put on the sign. Fire Department information as well as community events will be put on the sign. Commissioner Yanchar asked if this would be a revenue generator by allowing outside groups to put information on the sign. Chief Peterson stated this would not be allowed. City Clerk-Administrator Schuler pointed out the sections of the City Codes that applied to illuminated signs. It was noted that the cost for the sign is being funded mostly through donations.

MOTION BY COMMISSIONER ZIGAN, SECONDED BY COMMISSIONER WOOD, TO RECOMMEND TO THE CITY COUNCIL TO AMEND THE LOWER ST. CROIX VALLEY FIRE PROTECTION DISTRICT CONDITIONAL USE PERMIT TO ALLOW AN ILLUMINATED SIGN WITH THE

CONDITIONS THAT THE SIGN BRIGHTNESS BE CONTROLLABLE, THAT THE NEW SIGN BE THE SAME OR SIMILAR IN SIZE TO THE CURRENT SIGN, AND THAT THE SIGN ONLY BE USED FOR PUBLIC SERVICE ANNOUNCEMENTS. MOTION PASSED, 4 AYES, 1 NAY (YANCHAR).

Commissioner Yanchar asked if additional conditions for the fire department sign should be discussed now or during the CUP discussion. City Attorney Sandstrom stated that the CUP discussion should focus on whether the fire department was in compliance with its existing CUP. Additional conditions for allowing the sign should be determined before that. He suggested that some matters of concern would be the size of the sign. There was discussion of the size of the existing sign and the size of the new sign. It was noted that the new sign will be location in the space between the two brick columns where the current sign is located.

Attorney Sandstrom pointed out that the recommendation the Planning Commission approved required the ability to dim the sign at night, but did not require the fire department to do so. Mr. Sievert explained that there is a difference between lumens, which is the brightness of the individual bulb, and lux, which is the amount of light spread by square area. City Clerk-Administrator Schuler noted that there is an ordinance that addresses lumens. City Attorney Sandstrom suggested that the City should retain the right to monitor the brightness of the sign. This should be added to the CUP. Commissioner O'Donnell suggested that the City Councilmember in charge of public safety could be the person tasked with informing the fire department if the sign is too bright. She also suggested that a condition of the approval of the sign could be that the illumination is controlled with the city retaining the right to determine the brightness and state that the size could be no larger than ten feet by five feet.

There was discussion regarding whether the sign would be elevated or a ground sign. It was noted that ordinance 727.11 requires that flashing signs are allowed if they are providing public service information. The ordinance also requires illuminated signs to be at least 25 feet from the roadway and 10 feet from the right-of-way or property line. City Clerk-Administrator Schuler noted that the City Council can impose further conditions on the sign if they would like, and stated that staff would look into the issues before the November City Council meeting.

CONDITIONAL USE PERMIT
REPORT
LOWER ST. CROIX VALLEY FIRE PROTECTION DISTRICT

Date Issued: November 20, 1989
Legal Description: PID 11.028.20.31.0026
Lot 1 Block 1
Woodlands of Lake St. Croix Beach
Owner: Lower St. Croix Valley Fire Protection District
Address: P. O. Box 234
Lakeland, MN 55043
Present Zoning District: R-1
Permitted uses set forth in Ordinance 85 Section 5

I. CONDITIONAL USE PERMIT FOR:

Fire Hall (Essential Services - Government Uses, Building & Storage)
All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. Operation of the Lower St. Croix Valley Fire Department and Emergency Medical Services; including being the base for operation during local emergencies as required, operation during emergencies in nearby localities under Mutual Aid Contract, training exercises, education and meetings.
2. Office facilities for department officers, district representatives, and Sheriff's department personnel. All firearms are secured in a professional gun safe with combination lock securing. Gun is stored in the office which is locked at all times when deputies are off premises
3. Occasional use for fund raising activities such as Pancake Breakfast, Turkey Bingo, Department dance and public meetings.
4. Occasional use as training area for Sheriff's K-9 Unit. (Amended 1997)

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: One behind main building to serve as storage of one vehicle during winter, and for general miscellaneous items.

B. Fencing: N/A

C. Exterior Storage: Training vehicle needs to be moved within 72 hours after their final training use.

D. Chemical/Pollutant Storage and Disposal: N/A

E. Screening: The front and/or any future side accesses to be station and adjacent parking will have minimal screening as high visibility is required for safety reasons.

F. Landscaping: Minimal.

G. Lighting: Back lot light reflects in Woodlands Development only on in necessity.

H. Parking: A paved parking lot is provided north of the fire station for the use of emergency personnel. A paved lot is located south of the building for non-emergency use. One vehicle unit parked in outside lot. Allow up to five (5) WSCO Deputies' vehicles, to be parked in south parking lot, on an as needed basis.

I. Hours of Operation: The station is used intermittently as required for emergency operation. Meetings and training are generally scheduled for evenings during the week, or Saturday mornings. Other public meeting times vary.

J. Advertising/Signage: A sign, about 4 ft X 6 ft, front lighted at night, was located in front of the station, visible in both directions from Highway 95 but was removed in 2012. Its purpose was one of identification and had space for 2 or 3 lines of "bulletin board" information. New sign will be installed in 2012.

K. Drainage: N/A

L. Other:

1. 1991: Connected to municipal water system for fast filling of water tanker.
2. 1992: Changed configuration of access by adding one driveway in back of fire station from new Quasar Court and removing one driveway from CSAH 18.
3. 2003 CUP amended to allow renovations and improvements to the fire hall.
4. 2003 Changed configuration of access: Close west driveway. Construct new driveway on north side at 15th street per plans. (New Quasar Court was constructed with a center island that prohibits fire truck from entering the fire hall from the west driveway.)
5. 2003 Variance approved to construct septic system within 150 ft. of the centerline of CSAH 18.

727.37. Sign Permit Chart.

	Agricultural Dist.	Residential Dist.	Commercial Dist.	Industrial Dist.	Planned Unit Dev.
Advertising Sign	N	N	C	SP	C
Business Sign	C	C	SP	SP	C
Flashing Sign	N	N	N	N	N
Ground Sign	P	P	SP	SP	C
Illuminated Sign	N	N	SP	SP	C
Identification Sign	P	P	P	P	C
Motion Sign	N	N	SP	SP	C
Nameplate Sign	SP	SP	SP	SP	C
Pedestal Sign	P	P	SP	SP	C
Real Estate Sign	P	P	P	P	C
Roof Sign	N	N	N	N	N
Shopping Center Sign	N	N	SP	SP	C
Temporary or Seasonal Sign	P	P	P	P	C
Wall Sign	SP	SP	SP	SP	C
Warning Sign	P	P	P	P	P
Political Sign	P	P	P	P	C
Displays	C	N	C	C	C
See These Sub-Sections for Further Detail	727.27	727.28	727.29	727.30	727.31

SP = Sign Permit
C = Conditional Use Permit With Public Hearing
P = Permitted Use
N = Not Allowed

Memo: To:
Planning Commission members
Members of the public
Reference:
Application for CUP for an Illuminated
Sign replacing the existing at:
1560 St Croix Trail
Lake St Croix Beach
Applicant: Lower St Croix Valley Fire Protection District

The lower St Croix Fire Protection District (Fire department) wishes to replace their existing sign with a 9'8"X 4'8" LED Illuminated sign. The Fire district is in the R- 1 District, which does not allow such signs. Section 727.02 requires a permit, Section 727.03 definitions numbers 1, 2, 4, 5, 7, 8, 9, 10, in which this signs fall into all of that criteria. Section 727.08 allows Illuminated signs with conditions Section 727.10 Allows this type of display signs by CUP only,

Sections 727.08, 727.10, 727.11, 727.19, 727.23, 727.26, are areas of reference when making your determination to the CUP specifics for council recommendations

- The fire department is proposing to replace their current sign as reflected in their original CUP before you. Section II letter J., states that they were to replace the sign in 2012, which all of you know did not happen. The fire department is now proposing to replace the sign with a 9'8" X4'8' LED Illuminated sign staying within the current existing site. The fire department is in the R-1 residential building District, in which if you refer to page 118 of your zoning ordinances, it is all over the board as to what is and what is not permitted, and a lot is left to interruption. It is my interpretation of ordinance 727.08 that this would be a sign permitted due to the fact that it does fall under, in my opinion, the public service informational section as worded in the code. Ordinance 727.01 states it shall require a conditional use permit. The fire department is a safety oriented division of public service, and has researched the capabilities of the sign they are requesting to replace their old one with the understanding that it possibly could interfere with safety in regards to traffic, they (the fire department) have researched and found a sign that they can manually control the brightness of and how it relates to oncoming traffic. The fire department have researched this for several years and gone outside the box to raise the funds necessary to purchase this outside of tax payer dollars, and will be offering the sign to non-profits and cities to advertise important information on. I support granting this permit conditionally, for if something isn't working right it can be revisited and corrected.

Susan Schuler
Susan Schuler
Zoning Administrator

727.02. Permit Required. Except as otherwise provided in this Ordinance, no sign shall be erected, constructed, altered, rebuilt or relocated until a sign permit or conditional use permit for the sign has been issued according to the chart in Section 727.37. However, no permit will be required under this Ordinance for the following signs:

(1) All signs under ten (10) square feet in area, except those that require a conditional use permit.

EXCEPT PERMIT REQ'D IN RES. DISTRICT 301.020.D.19 SEE P 118

(2) Real estate sale signs under nine (9) square feet in area.

(3) Political signs.

(4) Warning signs which do not exceed nine (9) square feet in area.

727.03. Definitions. As used in this section, the following words and phrases shall have the meaning indicated:

(1) Sign. A display, illustration, structure or device which directs attention to an object, product, place, activity, person, institution, organization or business.

(2) Sign, Advertising. A sign that directs attention to a business or profession or to a commodity, service or entertainment not sold or offered upon the premises where such sign is located or to which it is attached.

(3) Sign Area. The entire area within a continuous perimeter enclosing the extreme limits of such sign. However, such perimeter shall not include any structural elements lying outside of such sign and not forming an integral part or border of the sign. The maximum square footage of multi-faced signs shall not exceed two (2) times the allowed square footage of a single-faced sign.

(4) Sign, Business. A sign that directs attention to a business or profession or to the commodity, service or entertainment sold or offered upon the premises where such sign is located or to which it is attached.

(5) Sign, Flashing. An illuminated sign which has a light source not constant in intensity or color at all times while such sign is in use.

(6) Sign, Ground. A sign which is supported by one (1) or more uprights, poles or braces in or upon the ground.

(7) Sign, Illuminated. A sign which is lighted with an artificial light source.

(8) Sign, Identification. A sign which identifies the inhabitant of the dwelling, not to exceed two (2) square feet in size.

(9) Sign, Motion. A sign that has revolving parts or signs which produce moving effects through the use of illumination.

(10) Sign, Nameplate. A sign which states the name and/or address of the business, industry or occupant of the site and is attached to said building or site.

(11) Sign, Pedestal. A ground sign usually erected on one (1) central shaft or post which is solidly affixed to the ground.

(12) Sign, Real Estate. A sign offering property (land and/or buildings) for sale, lease or rent.

(13) Sign, Roof. A sign erected upon or above a roof or parapet of a building.

(14) Sign, Shopping Center or Industrial Park. A business sign designating a group of shops or offices (more than three (3)).

(15) Sign, Structure. The supports, uprights, braces and framework of the sign.

(16) Sign, Temporary or Seasonal. A sign placed on a lot or parcel of land for a period not to exceed ninety (90) days out of any twelve (12) month period. No sign permit fee is required. 11-17-03 - Per MN. Not for Business Signs

(17) Sign, Wall. A sign attached to or erected against the wall of a building with the exposed face of the sign a plane parallel to the plane of said wall.

(18) Sign, Warning. A sign which warns the public of a danger or hazard in the immediate vicinity and is obviously not intended for advertising purposes.

727.04. No sign shall be allowed that prevents egress from any door, window or fire escape; that tends to accumulate debris as a fire hazard, or that is attached to a standpipe or fire escape, or in any other way constitutes a hazard of health, safety or general welfare of the public.

727.05. No sign may be erected that, by reason of position, shape, movement, color or any other characteristic, interferes with the proper functioning of a traffic sign or signal or otherwise constitutes a traffic hazard; nor shall signs be permitted which would otherwise interfere with traffic control.

727.06. Private traffic circulation signs and traffic warning signs in alleys, parking lots or in other hazardous situations may be allowed on private property provided that such signs do not exceed three (3) square feet and are used exclusively for traffic control purposes.

727.07. Private signs, other than public utility warning signs, are prohibited within the public right-of-way of any street or way or other public property.

727.08. Illuminated signs may be permitted, but flashing signs, except ones giving time, date, temperature, weather or similar public service information, shall be prohibited. Signs giving off intermittent, rotating or directional light which may be confused with traffic, aviation or emergency signalling are prohibited.

REVISED 301.020.D.15

727.09. Political Signs. Political signs are allowed in any district, on private property, with the consent of the owner of the property. Such signs must be removed within seven (7) days following the date of the election or elections to which they apply. [PRIVATE PROP, CONSENT, 20X40IN., REMOVED 7 DAYS] 301.020.D.15

727.10. Displays. In any district, animal displays, lights directed skyward, pieces of sculpture, fountains or other displays or features which do not clearly fall within the definition of a sign, but which direct attention to an object, product, place, activity, person, institution, organization or business, shall require a conditional use permit. Mobile signs on wheels or otherwise capable of being moved from place to place shall conform to the provisions of this Ordinance just as permanently affixed signs.

727.11. Illuminated signs shall be diffused or indirect so as not to direct rays of light into adjacent property or onto any public street or way. No illuminated signs or their support structure shall be located closer than twenty-five (25) feet to a roadway surface or closer than ten (10) feet to a road right-of-way line or property line, notwithstanding more restrictive portions of this section.

727.12. Real estate sales signs may be placed in any yard providing such signs are not closer than ten (10) feet to any property line.

727.13. Real estate development project sales signs may be erected for the purpose of selling or promoting a single family or multiple family residential project of ten (10) or more dwelling units, provided:

(1) Such signs shall not exceed one hundred (100) square feet in area.

(2) Only one (1) such sign shall be erected on each road frontage with a maximum of three (3) such signs per project.

(3) Such signs shall be removed when the project is eighty percent (80%) completed, sold or leased.

(4) Such signs shall not be located closer than one hundred (100) feet to any existing residence.

(5) Such signs over thirty-two (32) square feet shall only be permitted by a sign permit.

727.14. Multiple family dwelling project identification signs may be erected for the purpose of identifying a multiple family dwelling project of three (3) or more dwellings. Such sign shall not exceed seventy (70) square feet and only one (1) such sign shall be erected at each entrance to the project, but in no case shall there be more than four (4) such signs for any one (1) project.

727.15. Construction signs not exceeding thirty-two (32) square feet in area shall be allowed in all zoning districts during construction. Such signs shall be removed when the project is substantially completed.

727.16. Signs shall not be painted directly on the outside wall of a building. Signs shall not be painted on a fence, tree, stone or other similar objects in any district.

727.17. Roof signs are prohibited in all districts.

727.18. Signs on benches, newsstands, car stands, bus stop shelters and similar places shall require a sign permit as provided in this section.

727.19. Electrical Signs. All signs and displays using electric power shall have a cut-off switch on the outside of the sign and on the outside of the building or structure to which the sign is attached. No electrically illuminated signs shall be permitted in a residential or agricultural district.

727.20. Inside Signs. The regulations contained herein do not apply to signs painted, attached by adhesive or otherwise attached directly to or visible through windows and glass portions of doors.

727.21. Offensive Signs. No signs shall contain any indecent or offensive picture or written matter.

727.22. Required Signs. In all zoning districts one (1) identification sign shall be required per building, except accessory structures and residential buildings which shall be required only to display the street address or property number.

727.23. Advertising signs shall not be located closer than three thousand (3,000) feet to any other sign on the same side of a street or highway.

727.24. Multi-faced signs shall not exceed two (2) times the allowed square footage of a single-faced sign.

727.25. Except for more restrictive sub-sections of this Sign Section, no sign that exceeds one hundred (100) square feet in area shall be erected or maintained:

(1) Which would prevent any traveler on any street from obtaining a clear view of approaching vehicles on the same street for a distance of five hundred (500) feet.

(2) Which would be closer than one thousand three hundred fifty (1,350) feet to a national, state or local park, historic site, picnic or rest area, church or school.

(3) Which would be closer than one hundred (100) feet to residential structures.

(4) Which would partly or totally obstruct the view of a lake, river, rocks, wooded area, stream or other point of natural and scenic beauty.

727.26. Signs by Conditional Use Permit. Where a use is permitted in a zoning district by conditional use permit, the sign for that use shall require a conditional use permit unless the sign is otherwise provided for in this Ordinance.

727.27. Signs in Agricultural Districts. No signs shall be permitted in an agricultural district except the following enumerated signs if authorized by a sign permit or other permit as provided in this Ordinance:

(1) Type of Signs Allowed. Nameplate, real estate sales, ground, political, temporary, wall, identification and business.

(2) No sign shall be so constructed as to have more than two (2) surfaces.

(3) Number of each type of sign allowed per lot frontage. One (1) of each of the permitted type signs except temporary signs where two (2) will be permitted and political signs where one (1) for each candidate will be permitted.

(4) Size. Not more than a total of thirty-two (32) square feet with an eight (8) foot maximum for any dimension except as otherwise restricted in this section. Total square feet of permitted signs per lot or parcel shall not exceed one hundred (100) square feet.

(5) Height. The top of the display shall not exceed ten (10) feet above grade.

(6) Setback. Any sign over two (2) square feet shall be setback at least ten (10) feet from any lot line.

727.28. Permitted Signs in Residential Districts:

(1) Types of Signs Allowed. Nameplate, real estate sales, political, ground, temporary, wall and identification.

(2) No sign shall be so constructed as to have more than two (2) surfaces.

(3) Number of each type of sign allowed per lot frontage. One (1) of each of the permitted type signs, except temporary signs where two (2) will be permitted and political signs where one (1) for each candidate will be permitted. No more than thirty-two (32) square feet of total display area will be permitted at any one time in developed areas.

(4) Size. Not more than a total of sixteen (16) square feet with a four (4) foot maximum for any dimension except as otherwise restricted in this section. Total square feet of all signs shall not exceed thirty-two (32) square feet per lot.

(5) Height. The top of the display shall not exceed eight (8) feet above grade.

ADD 301.020.D.16

(6) Setback. Any sign over one and one-half ($1\frac{1}{2}$) square feet shall be setback at least ten (10) feet from any lot line.

(7) WALL SIGNS [HEIGHT LIMIT, NO ILLUMINATION] 301.020.D.16

301.020.D.17

727.29. Permitted Signs in Commercial Districts.

(1) Type of Signs Allowed. Business, nameplate, identification, illuminated, ground, pedestal, motion, political, real estate sales, shopping center where there are three (3) or more businesses, temporary and wall. ~~Advertising by conditional use permit only~~.

DELETED 301.020.D.20

(2) Number of each type of sign allowed per lot frontage. ~~One (1) advertising sign on any lot having a frontage of one hundred fifty (150) feet or more~~. One (1) real estate sales sign, two (2) temporary signs, one (1) nameplate sign, one (1) political sign for each candidate and one (1) business sign or one (1) shopping center sign.

DELETED 301.020.D.21

(3) Size.

(a) Except as provided herein, the total square footage of sign area for each lot shall not exceed two (2) square feet of sign area for each lineal foot of lot frontage, except where a location is a corner lot, the amount may be increased by one (1) square foot of sign area per front foot of public right-of-way along a side lot line.

(b) No sign shall exceed two hundred (200) square feet in area.

(c) Each real estate sales sign, temporary sign and political sign shall not exceed thirty-five (35) square feet in area.

(d) Each nameplate sign shall not exceed one hundred (100) square feet in area.

(4) Height. The top of the display shall not exceed thirty-five (35) feet above the average grade.

(5) Setback. Any sign over six (6) square feet shall be setback at least ten (10) feet from any lot line. In no case shall any part of a sign be closer than two (2) feet to a vertical line drawn at the property line. All signs over one hundred (100) square feet shall be setback at least fifty (50) feet from any residential or agricultural district.

ADD (6), REDUNDANT WITH (7). 301.020.D.18

ADD (7) 301.020.D.18

(7) WALL SIGNS. [COMM'L DISTRICT, HEIGHT LIMIT] 301.020.D.18

727.30. Permitted Signs in Industrial Districts.

(1) Type of Signs Allowed. Advertising, business, nameplate, illuminated, ground, pedestal, political, real estate sales, temporary, identification, wall and motion.

LOWER ST. CROIX VALLEY FIRE DEPARTMENT
1560 St. Croix Trail South
Mailing Address: P.O. Box 234 - Lakeland, MN 55043
(651) 436-7033 • FAX (651) 436-1682

October 6, 2015

City of Lake St Croix Beach
16455 20th Street South
Lake St Croix Beach, MN 55043

The Lower St Croix Valley Fire Department is in the process of replacing the front monument sign at the station at 1560 St Croix Trail South. We have received some preliminary drawings and specifications recently and are near completion on the funding drive.

The new sign would be back lit on top and scrolling LED on bottom. The scrolling LED would have ability to adjust brightness according to ambient lighting. The brightness would be cut down at night. The messages would be fire department announcements and safety message, including burning restrictions when warranted. The ability to post city announcements would also be considered where appropriate. We are aware that some organization such as Yellow Ribbon and Bloodmobile may be permitted but would need city approval prior.

Please contact me on my cell, 651-248-5103, and advise on proper procedures to get this passed through appropriate City channels. I look forward to hearing from you soon!

Regards,

Jim Stanley
Deputy Fire Chief

Washington County

Hosted by Vanguard Appraisals, Inc

Parcel Number: 11.028.20.31.0026
Property Address: 1560 ST CROIX TRL S
LAKE ST CROIX BEACH, MN 55043 MAPS
Class: EXEMPT
Legal Description:
SUBDIVISIONNAME WOODLANDS OF LAKE ST CROIX BEACH LOT 1 BLOCK 1 SUBDIVISIONCD 00727

Prior Year Value Information

Year	Land Value	Dwelling Value	Improvement Value	Total Value
2015	$276,000	$0	$904,600	$1,180,600
2014	$276,000	$0	$904,600	$1,180,600

More Years...

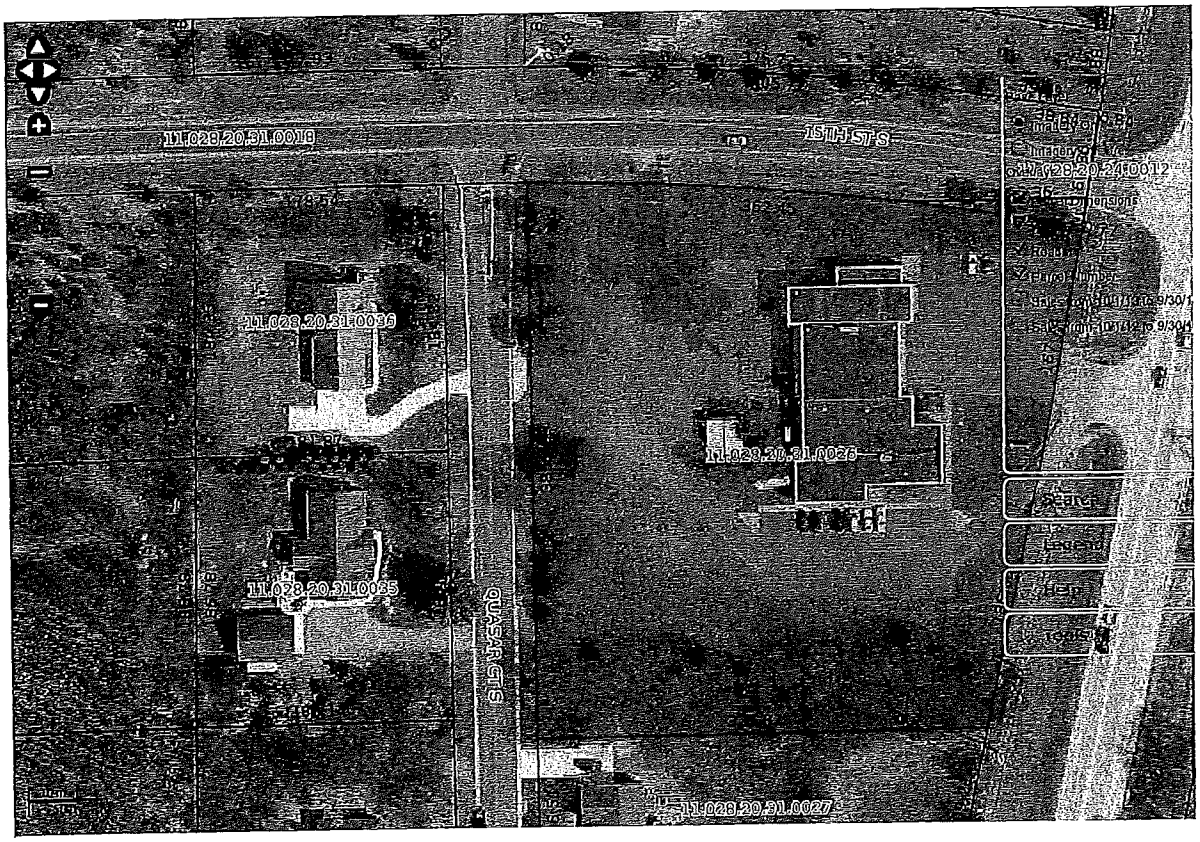
Land Information

Lot Type	Square Feet	Acres
Lump Sum	135,782	3.117

Building Permit Information

Date	Number	Tag Descr	Tag Date	Amount	Reason
04/17/2003	152	No	01/01/2004	676,000	Addition

GIS Map Information



Project No. _____

City of Lake St. Croix Beach
Washington County, Minnesota

APPLICATION FORM Amendment

_____ Comprehensive Plan Amendment

_____ Zoning District Amendment

_____ Text Amendment

_____ Variance

_____ Certificate of Compliance

_____ Other

_X_ Conditional Use Permit

_____ Special Use Permit

_____ Subdivision

_____ Planned Unit Development

_____ Vacation of Street

_____ Preliminary/Final Plat

Applicant: Lower St Croix Valley Fire Protection District
(Name) (Phone)

1560 St Croix Trail S
(Address)

Fee Owner of Affected Property _____
(Name)

_____
(Address)

Property Location: (Legal Description)

See Attached

Description and/or Reason for Request:

Change exsisting sign to back lite + scrolling LED

In signing this application, I hereby acknowledge that I have read and fully understand the applicable provisions of the Ordinances of the City of Lake St. Croix Beach. I understand that this application shall not be received or accepted by the City until all data and information required by Resolution of the City Council or Ordinance has been provided to the City.

I understand that I am responsible for and hereby agree to pay all statements received from the City of Lake St. Croix Beach pertaining to administrative or processing expenses with regard to this application. Further, I agree to pay to the City Clerk at the time of filing this application, a deposit to be specified by the City Clerk for the purpose of paying all administrative expenses incurred by the City in this matter.

I understand that upon completion of the City action on this request, the City Clerk shall forward a statement of fees incurred remitting any excess from the deposit held by the City or billing for additional fees incurred over and above the deposit.

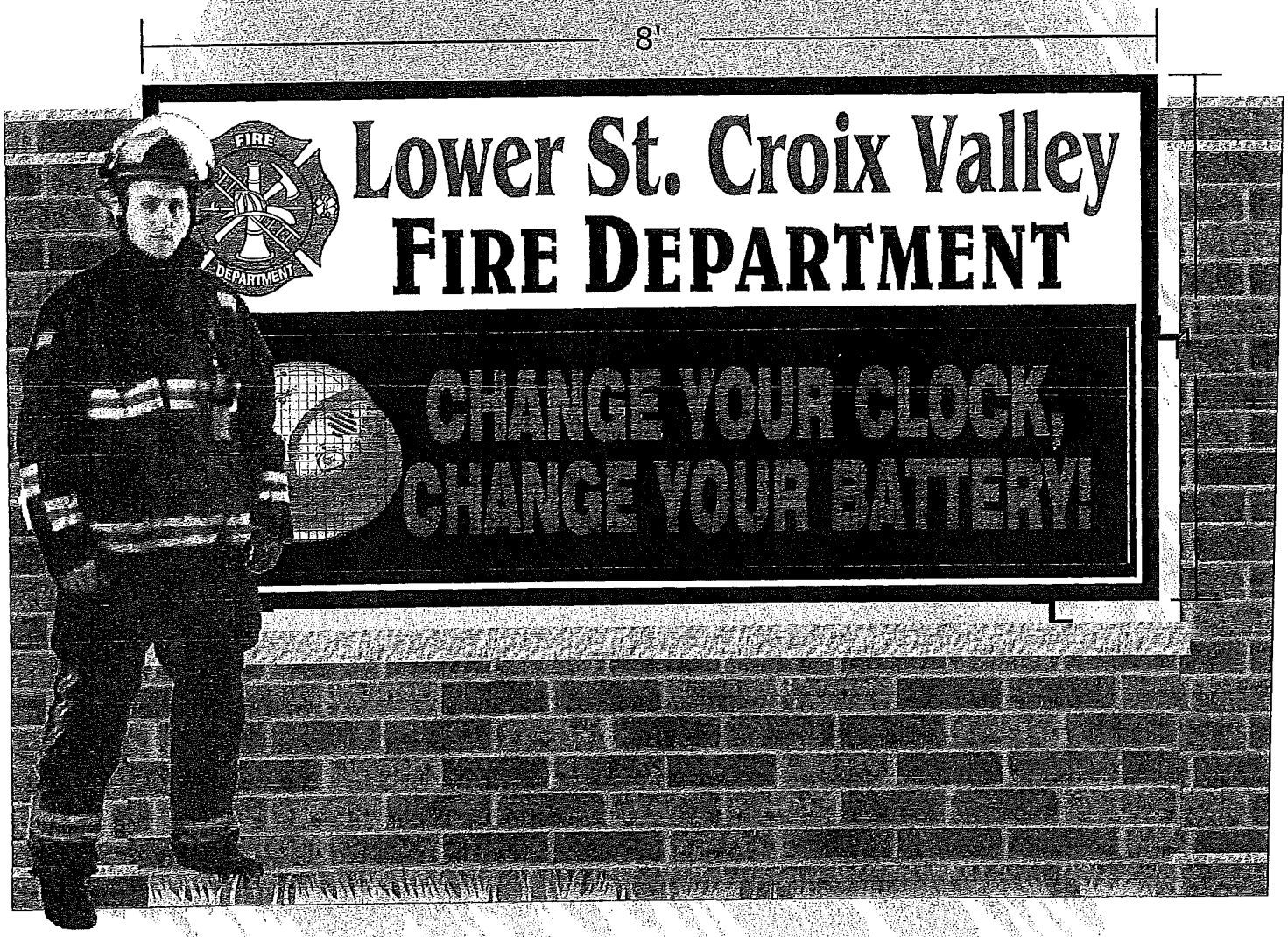
Dated this 15th day of October, 2015

Jim Stanley
Applicant

I hereby certify that all data required under the Ordinances of the City of Lake St. Croix Beach pertaining to this application has been provided by the applicant and that the above application is hereby received and accepted by the City of Lake St. Croix Beach, this 16th day of October, 2015.

Sue Schuler
City Clerk/administrator

45 YEARS of Excellence



TekStar 20mm 24x112 4'x8'

Cabinet: 4' x 8'
Mount: 4

Cabinet Color: Black
Face Color: White
Line Colors: Dark Red, Black

Fonts: Benguiat(b), Belwe(b)
Logos: Mn2154, fireled, fireman

stewartsigns
America's Premier Sign Company
1-800-237-3928 WWW.STEWARTSIGNS.COM

ORIGINAL DESIGN DO NOT DUPLICATE

DUE TO THE PHYSICAL LIMITATIONS OF THE PAPER AND INK-BASED PRINTING PROCESS THIS CUSTOM ARTWORK IS NOT INTENDED TO PROVIDE AN EXACT MATCH BETWEEN INK, VINYL, PAINT, OR LED COLOR. ARTIST'S RENDITION OF BRICKWORK, MASONRY AND LANDSCAPING IS NOT INCLUDED IN THE PROPOSAL ALL MEASUREMENTS SHOWN ARE APPROXIMATIONS; DIMENSIONS OF FINAL PRODUCT MAY VARY.

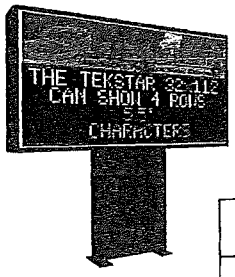
APPROVED AS SHOWN.

X _____ DATE _____ 1. _____

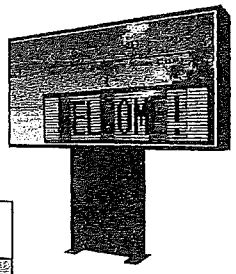
APPROVED WITH LISTED CHANGES. 2. _____

X _____ DATE _____ 3. _____

Sketch #143628 Customer #3038214
8/06/2013 Brian Underwood -PROPOSAL-



TekStar Data Sheet



TekStar LED Specifications		
	Monochrome (256 shades)	Color (16 million colors)
LED Specifications		
LED Type	Oval	
Horizontal Viewing Cone	140 degrees	
Vertical Viewing Cone	70 degrees	
LED Brightness	3000 mcd	
# of Red LEDs per pixel	2	1
# of Green LEDs per pixel	—	1
# of Blue LEDs per pixel	—	1
LED Life	100,000 hours	
Display Specifications		
Actual Pixel Pitch	.787"	
	20mm	
Available Matrices	16x80, 16x112, 24x80, 24x112, 32x80, 32x112	
Module Height	6.3" or 12.6"	6.3" or 12.6"
Module Width	12.6"	12.6"
Module Matrix Height	8 and/or 16 pixel depending on matrix height	
Module Matrix Width	16 pixel	
Max. Line of Text	2 lines for 16 pixel high, 3 lines for 24 pixel high, 4 lines for 32 pixel high	
Active Display Area	16x80 24x80 32x80 16x112 24x112 32x112	12 5/8" x 63" 18 7/8" x 63" 25 1/4" x 63" 12 5/8" x 88 1/4" 18 7/8" x 88 1/4" 25 1/4" x 88 1/4"
Character Height		
Programming Option	Network Cable, Network via Fiber Optic Cable Laptop Connection, Data Cable/USB, Short Range Wireless, Long Range Wireless, Customer Provided Wireless Network	
Scheduled Events	Date and time scheduling	

TekStar 16 High LED Text Capabilities

Rows	Character Size
1	10.2"
1	9.4"
1	7.1"
2	5.5"

TekStar 24 High LED Text Capabilities

Rows	Character Size
1	16.5"
1	9.4" + 5.5"
2	7.1"
3	5.5"

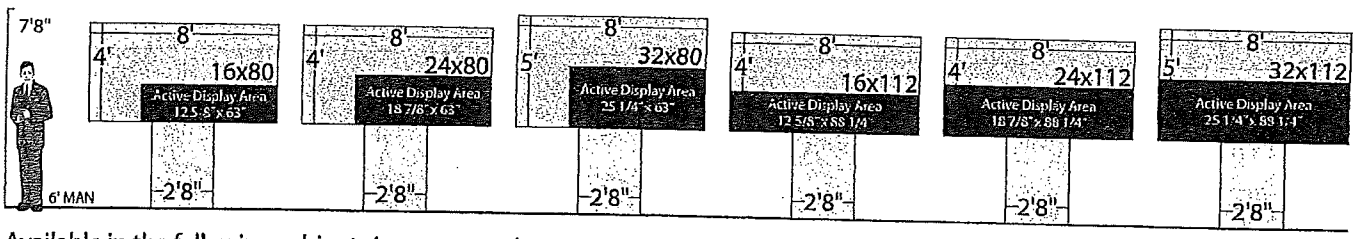
TekStar 32 High LED Text Capabilities

Rows	Character Size
1	22.8"
2	9.4"
2	7.1" + 5.5"
4	5.5"

Stewart

America's Premier Sign Company

TekStar LED Specifications		
	Monochrome	Color
CPU Specifications		
Preprogrammed Graphics	In Software and on Website	
Font Types	Pixel and Windows fonts	
Transition Effects	12	
Time Display Function	YES	
Temp Display Function	YES	
Temp Sensor Included	YES	
Password Protection	YES	
Brightness Sensor	YES	
Brightness Settings	10 levels of Brightness	
Warranty	Lifetime Warranty against breakage of sign face caused by vandalism, excluding gunshots. Lifetime Warranty against defects in workmanship and materials. Three year parts Warranty on LED components	
Cabinet Temperature Control	Fans	
Side Control	Parent/Child	
Image Capabilities	BMP, JPG, PNG, TIF	
Video Capabilities	ASF, AVI, GIF, MOV, Mp4, MPG, RMVB, SWF, VOB, WMV	
Electrical Specifications		
Power Input	120v	
Power Supply Max. Wattage	320w	
Power Supply Manufacturer	Meanwell	
Certification UL	UL Listed	
Power Supply Protection	Power supply has short circuit/Over load/Over voltage/Over temperature protection built in Active AC surge current limiting.	



Available in the following cabinet sizes except where noted:

2'6"x 8 3x6* 3x8 3x10 3'9"x8' 4x6* 4x8 4x10 4x12 5x8† 5x10† 5x12† 6x8† 6x10† 6x12†

**Not available in the 16x112 or 24x112 matrix sizes.*

†Available in the 32x80 or 32x112 matrix sizes.

Stewart

Excerpt from the unapproved minutes of the 11/4/2015 Planning Commission meeting

PUBLIC HEARING ON ANNUAL REVIEW OF CONDITIONAL USE PERMITS AND CERTIFICATE OF COMPLIANCE

OPEN PUBLIC HEARING by Commissioner O'Donnell at 7:07 p.m.

HEAR PUBLIC COMMENTS/READ WRITTEN COMMENTS

1770 St. Croix Trail South

City Clerk-Administrator Schuler read a written comment from Ron Carlson, 1251 Quinlan Avenue South. Mr. Carlson suggested that the CUP for this property only be renewed upon three conditions: that they replace the vegetative screening, that vehicles are prohibited from being displayed in the highway right-of-way (ROW), and that the display of any signs be prohibited in the ROW. He also stated that the property is in a residential zone, which will continue to be a residential zone, and this property generates less tax revenue than if it were divided into residential properties. He added that it was not reasonable to allow the site to continue operations without rigorous annual review of compliance of the CUP.

Beach Bar

City Clerk-Administrator Schuler explained that Jon Place, owner of the Beach Bar, wanted a description of the premises added to his CUP. The description of the premises would include a portion of the exterior of the building. City Attorney Kevin Sandstrom clarified that Mr. Place is requesting to define the exterior of his building as the interior so that he can use portions of the outside area as part of his restaurant. Mr. Place stated that he has always been allowed to use the front area and the back deck as part of his premises and is just asking for this to be added to his CUP, in effect putting in writing what has always been allowed. Commissioner Zigan asked about setbacks, and Commissioner O'Donnell noted that this was just defining the premise and the area where the Beach Bar conducts its activities. City Attorney Sandstrom explained that Mr. Place needs to define the premises because that is the area where the sale and consumption of liquor and food can occur.

John Sievert, Riviera Avenue South, stated that the premises should not include a 12 foot perimeter around the entire building, only the front of the building and the rear of the building. He reported that he had been harassed while riding past the property on his bicycle by patrons in the front of the building. Mr. Place stated that he recently put a fence around the area in the front where customers must stay while consuming alcohol. He asked to be informed of these types of incidents so he can address them.

CLOSE PUBLIC HEARING at 7:28 p.m.

RECOMMENDATION TO THE CITY COUNCIL ON ANNUAL RENEWAL OF CONDITIONAL USE PERMITS AND CERTIFICATE OF COMPLIANCE (9B)

1770 St. Croix Trail South

There was discussion regarding the vegetation that was used for screening for the property south of the entrance. It was noted that the trees were cut to stumps by Xcel Energy. The city asked the property owner to remove the stumps in 2014. This has been done. It was noted that the property owner was going to make a landscaping plan. Commissioner O'Donnell

stated she would call the property owner to see if he has a landscaping plan.

It was noted that signs are prohibited on fences. The signage section (IIJ) was changed to just "one on site," the use permitted was changed to "Auto Sales," and a new section I1 was added for "Motor Vehicle Reduction Yard 1984 – 2001."

MOTION BY COMMISSIONER YANCHAR, SECONDED BY COMMISSIONER ZIGAN, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT AS AMENDED FOR 1770 ST. CROIX TRAIL SOUTH WITH THE CONDITION THAT THEY PROPERTY OWNER PROVIDES THE CITY WITH A LANDSCAPING PLAN.

City Attorney Sandstrom clarified that the landscaping plan should be for both the south and north of the entrance.

MOTION PASSED UNANIMOUSLY.

Beach Bar

Commissioner O'Donnell reminded the Planning Commission that Mr. Place has asked for a change to his CUP describing the premises. Commissioner Ashby, who was unable to attend the meeting, inspected the property and provided a written report. She noted the change to the CUP as a point of clarification and stated that the property was clean and orderly. There was discussion regarding location of lighting. Mr. Place explained that currently there are two lights on the back of the building facing the west, one light to the south, and one light to the north. There are also six small lights across the front of the building. He is planning to change some of the lighting to LED lighting, which will save him money and minimize disturbance to neighbors from the lighting. City Attorney Sandstrom suggested he provide a written description of his planned changes to lighting so that the lighting section on the CUP can be updated.

John Sievert asked to make a statement because he understood the previous public comment period was only for the premises description. Tom McCarthy stated that there are some signs allowed under the CUP, but the signs are in the county right-of-way (ROW). He asked how a CUP could be issued when the signs are not even on Mr. Place's property. Mr. Sievert asked whether the septic system has been inspected and is up to code. He then noted that the volleyball courts are on city property and wondered if there was a rental agreement for that area. He stated he was concerned about city liability with these two issues, and there should be a formal agreement for the use of the volleyball courts. He then stated that the parking lots of the Beach Bar and Pettitt Park should be separated. Commissioner O'Donnell pointed out that the Park Commission is looking at the parking lot issue. Mr. Seivert suggested reviewing all agreements to ensure compliance.

MOTION BY COMMISSIONER TRUAX, SECONDED BY COMMISSIONER O'DONNELL, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR THE BEACH BAR AS AMENDED. MOTION PASSED UNANIMOUSLY.

Birdseye Properties d/b/a Wood Wonders

MOTION BY COMMISSIONER YANCHAR, SECONDED BY COMMISSIONER ZIGAN, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR BIRDSEYE PROPERTIES D/B/A WOOD WONDERS. MOTION PASSED UNANIMOUSLY.

City of Lake St. Croix Beach

City Clerk-Administrator Schuler noted that work is being done on the bluffs to repair

damages from the last flood. She will update the CUP to reflect this work before the City Council meeting.

MOTION BY COMMISSIONER WOOD, SECONDED BY COMMISSIONER O'DONNELL, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR THE CITY OF LAKE ST. CROIX BEACH. MOTION PASSED UNANIMOUSLY.

Duplex, 1936 Racine Avenue South

City Clerk-Administrator Schuler reported that she had not received the paperwork for this CUP.

MOTION BY COMMISSIONER O'DONNELL, SECONDED BY COMMISSIONER YANCHAR, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR THE DUPLEX LOCATED AT 1936 RACINE AVENUE SOUTH CONTINGENT UPON RECEIVING ALL THE PAPERWORK. MOTION PASSED UNANIMOUSLY.

Duplex, 16360-16370 18th Street South

MOTION BY COMMISSIONER TRUAX, SECONDED BY COMMISSIONER YANCHAR, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR THE DUPLEX LOCATED AT 16360-16370 18TH STREET SOUTH. MOTION PASSED UNANIMOUSLY.

Erickson Oil Products d/b/a Freedom

MOTION BY COMMISSIONER YANCHAR, SECONDED BY COMMISSIONER ZIGAN, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR ERICKSON OIL PRODUCTS D/B/A FREEDOM. MOTION PASSED UNANIMOUSLY.

Kopp Sign & Design

MOTION BY COMMISSIONER ZIGAN, SECONDED BY COMMISSIONER TRUAX, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR KOPP SIGN AND DESIGN. MOTION PASSED UNANIMOUSLY.

Lower St. Croix Valley Fire Department

MOTION BY COMMISSIONER YANCHAR, SECONDED BY COMMISSIONER ZIGAN, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR THE LOWER ST. CROIX VALLEY FIRE DEPARTMENT. MOTION PASSED UNANIMOUSLY.

Nails, Etc.

City Clerk-Administrator Schuler reported that she had not received the paperwork for this CUP. Commissioner Ashby visited the property and reported that it appears that the business is no longer in operation. The property appears to be used for storing vehicles and materials inside the buildings.

MOTION BY COMMISSIONER O'DONNELL, SECONDED BY COMMISSIONER ZIGAN, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR NAILS, ETC. CONTINGENT UPON RECEIVING ALL THE PAPERWORK.

City Attorney Sandstrom recommended that the appearance of the empty buildings be noted on the CUP for history.

MOTION PASSED UNANIMOUSLY.

Old Fire Barn

MOTION BY COMMISSIONER YANCHAR, SECONDED BY COMMISSIONER ZIGAN, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR THE OLD FIRE BARN. MOTION PASSED UNANIMOUSLY.

Scenic Hills

MOTION BY COMMISSIONER TRUAX, SECONDED BY COMMISSIONER ZIGAN, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CONDITIONAL USE PERMIT FOR SCENIC HILLS.

Commissioner Yanchar asked whether the city had been contacted regarding current licenses and whether there had been any violations. City Clerk-Administrator Schuler answered that the city had not received any of this information, but she would check with Washington County.

MOTION PASSED UNANIMOUSLY.

Boat Art

City Clerk-Administrator Schuler reported that this CUP, which was formerly for LPD Electric, had never been updated to reflect the change in operation or the Interim Use Permit (IUP). She will make the changes and present it to the Planning Commission at the next meeting.

MOTION BY COMMISSIONER O'DONNELL, SECONDED BY COMMISSIONER YANCHAR, TO TABLE THIS CONDITIONAL USE PERMIT UNTIL THE FORMS HAVE BEEN UPDATED. MOTION PASSED UNANIMOUSLY.

St. Francis of Assisi Catholic Church

Commissioner Truax noted that the addition of the shed, as approved by a variance, should be added to the Certificate of Compliance.

MOTION BY COMMISSIONER TRUAX, SECONDED BY COMMISSIONER ZIGAN, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE THE ANNUAL RENEWAL OF THE CERTIFICATE OF COMPLIANCE FOR ST. FRANCIS OF ASSISI CATHOLIC CHURCH AS AMENDED. MOTION PASSED UNANIMOUSLY.

CONDITIONAL USE PERMIT
REPORT
1770 St. Croix Trail South

Date Issued: September 12, 1984
Legal Description: Washington County PID 11.028.20.31.0007 & 11.028.20.31.0009

Owner: John Buzick
14359 Isanti St. NE
Ham Lake, MN 55304
Phone: 612-743-9586 (John Buzick Sr.)
763-350-1574

Address: 1770 South St. Croix Trail
Lake St. Croix Beach, MN 55043

Present Zoning District: R-1
Permitted uses set forth in Ordinance 85 Section 5

I. CONDITIONAL USE PERMIT FOR: Auto Sales

All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. **Motor Vehicle Reduction Yard**
2. Auto & auto repair – incidental repair and/or replacement of auto parts. Auto part sales. Some casual sales of autos and parts. Operation mostly wholesale. Storage of salvageable cars. Present buildings to remain the same with plans paint and siding in 2010. Cleanup to start at once. Towing service until 9:00 p.m. 7 days/week. **From 1984-2001**
3. (2001) Portion of building leased out for transmission re-building service. No longer leased in 2006. Owner oversees compliance with pollutant storage and disposal requirements. Washington County removed from list of hazardous materials producer.
4. 2013 – Use changed to auto sales only.

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: Repair and general maintenance to be done within a year.

B. Fencing: Chain link fencing with woven privacy strips at least 6 feet high to be installed. No barbed wire to be used.

C. Exterior Storage: West side of existing building: some auto parts, 10 ft. door storage racks along side of building, some salvage cars.

D. Chemical/Pollutant Storage and Disposal: Receptacles - pod absorption pads, holding tanks to contain anti-freeze, oil, tires. All to be recycled and removed from premises.

E. Screening: Pine trees and shrubs to be planted in conjunction with fences along property line and at an earthen berm along CSAH 18. One pine cut & other trimmed as they were causing a line of sight issue for vehicles entering/exiting. Need more green screen, as seen from the south.

F. 2015 Because of the loss of trees provide the City of Lake St Croix Beach with a landscaping plan to be completed in 2016

G. Landscaping: Same as above to insure concealment of operation to surrounding area.

H. Lighting: Four existing lights - no additional lighting.

I. Parking: All off street parking according to plan submitted.

J. Hours of Operation:

Monday - Friday 8:00 a.m. to 6:00 p.m.
Saturday 8:00 a.m. to 3:00 p.m.
Sunday Closed (Except on rare occasions)

No equipment noise after 6:00 p.m. – tow truck operation until 9:00 p.m. 7 days/week.

K Advertising/Signage: City newsletter, on sight and one in ROW.

L. Drainage: Graded to provide level surface. and to retain surface water on site.

M. Other:

1. Upgrade septic system to city code if necessary.
2. Crushed cars to be removed within 2 days. Request to change to "within a reasonable amount of time (up to 2 weeks) due to mill hours limited.
3. November, 1987: City requested owner to schedule removal of old tires more frequently than every six months.
4. February, 1989: City requested installation of signs instructing drivers to pull into yard - not to back up on County Road 18 (St. Croix Trail)

5. October 19, 1993: Owner requested and received Zoning approval of Application For Motor Vehicle License (Dealer) as license had inadvertently been allowed to expire.
6. April 15, 1996: Permitted to alter building - change garage into office.
7. October 2006 – Soil bore tests done and comply with MPCA. Hazardous waste is removed from vehicles immediately. Vehicles do not sit on ground, but elevated on blocks. Business is a recycle entity, not just a salvage yard. (2008 working on getting all vehicles up off of ground & on to "wheel stands" – vehicles at front of yard are on them at this time.)
8. 2007 – Business up for sale, phone disconnected. Operations management now handled by property owner.
9. 2008- New manager, Mike Wigton with change in name of business.
   Local Ph#651-998-0400. Business operations same as prior operations.
10. 2013 – Business at location has been changed to car sales. Salvage yard not operating at this time. Use approved by City Council.
11. **Auto Sales updated in the title of permit in 2015 for 2016**

File: N:CUP 1770 St. Croix Trail South 2015

CONDITIONAL USE PERMIT
REPORT
RIVER VALLEY CATERING D/B/A BEACH BAR

Legal Description: (Washington County Plat-Parcel No. 44810-3310
PT OR PLAT OF LAKE ST CRX BCH SEC 5 SHOWN AS RECREATION FIELD DESC AS FOLLOWS COM AT SW COR OF LOT 4139 THN S ALONG E LINE OF

Owner: Jon Place
16428 7th Street Lane South
Lakeland, MN 55043

Address: 2030 South St. Croix Trail
Lake St. Croix Beach, MN 55043

Phone: 651-436-5065

Present Zoning District: RB (Retail Business)

Description of Premise: Per ordinance 1200, Section 1201.080
Interior of said building described above and a 12 (twelve) foot perimeter surrounding the building, sidewalk area, the front patio, and the back deck.

Permitted Uses set forth in Ordinance 85 Section 5.

I. CONDITIONAL USE PERMIT FOR: Drinking Establishment/Liquor Store

General Description:

1. Sale and consumption of liquor on premises, full food license and cigarette sales.
2. Retail sale of liquor (On-sale, Off-sale, On-sale Sunday)
3. Sale of food items for consumption on/off premises and catering business.

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: Shed –Size: 8' X 8' .
2012: Additional out building 8 x 12 enclosed smoking area. Must be "fire safe", and similar in color and appearance to the main building. Must also meet setback requirements.

B. Fencing: N/A

C. Exterior Storage: 16'X 16' fenced area near building for storage/screening of air conditioner and supplies. 12-foot trailer stored on property.

D. Chemical/Pollutant storage and disposal: N/A

E. Screening: See Item C.

F. Landscaping: Front of building.

G. Lighting: Two flood lamps for identification and security purposes - one in front of building, one on south side.

H. Parking: Approximately 30 paved spaces.

I. Hours of Operation: Monday thru Friday, 10:30 a.m. - 1:00 a.m.
Saturday, 8:00 a.m. - 1:00 a.m.
Sunday, Noon - 1:00 a.m.
2:00 a.m. closing permitted.

J. Advertising/Signage: Two signs and temporary banners.
2008: Replace 4' X 8' signs with new sign with a new logo on a new post.

K. Drainage: N/A

L. Other:

1. 1994: hooked up to municipal water.
2. 1998: acquired portion of vacated Wood Street.
3. 1999: acquired additional portion of vacated Wood Street for future septic system, if needed. Received approval for addition to structure.
4. 2003: 2:00 a.m. closing permitted.
5. 2006: Sold business to Jon Place from Dan Hackl
6. 2006: Kitchen remodel all passed inspection with Washington County Public Health.
7. 2006: Building remodel – front entry and windows & door.
8. 2006: Septic Test required by Washington County not done as of 11/1/06. Completed 3/15/2007
9. 2007: Nibbler – ISTS installed 7/07
10. 2007: Alcohol & Tobacco compliance check and passed done by WCSO.
    2008: Alcohol compliance check and passed done by WCSO.
    2009:
    2010:
    2011: Alcohol & Tobacco compliance check and passed done by WCSO.
    2012: Alcohol & Tobacco compliance check and passed done by WCSO.
    2013: Alcohol & Tobacco compliance check and passed done by WCSO.
    2014: Alcohol & Tobacco compliance check and passed done by WCSO.
    2015: Added extra security camera's around the building
    2015: Added waist high fenced in area to the entrance of the building for smokers

Please list large scale events to be held (name and month) to be held at St. Croix Beach Club during year:

- Casino Bus Runs (Dates N/A)
- Bus/Boat Tours (Dates N/A)
- Others: Unknown at this time

CONDITIONAL USE PERMIT
REPORT
WOOD WONDERS SUPPLY AND DESIGN, INC.

Date Issued: November 17, 2003

Legal Description: Washington County Geo. Code 11 028 20 43 0108

Lots 1254 thru 1258 and Lots 1261 thru 1263

Amended May 17, 2004 to remove Lots 1264 thru 1269 allowing them to be subdivided off and made into a residential lot. Variance granted to allow construction of a single family residence on lots 1264 thru 1269 subject to the following conditions:

A. Lots 1264 thru Lot 1271 shall be merged into one residential parcel and shall be the lot upon which a single family residence shall be constructed and shall otherwise be released from the provisions of this conditional use permit.

Owner: Birdseye Properties LLC Scott Ferguson

Address: 1925 Quinlan Avenue South
Lake St. Croix Beach, MN 55043

Present Zoning District: RBT Lots 1254 through 1263
R-3 Lots 1264 through 1271

Permitted uses set forth in Ordinance 301 Section 602

I. CONDITIONAL USE PERMIT FOR: Light Wood Manufacturing

All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. Light wood manufacturing/custom wood making business. No outside operations or storage. No employees other than the two owners. Limited finishing work would be done on site. Most finishing and all staining and chemical applications being performed on the job site or job sites.

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: None.

B. Fencing: Existing on site.

C. Exterior Storage: Boat and trailer stored behind fence and building where they are screened.

D. Chemical/Pollutant Storage and Disposal: None allowed.

E. Screening: Established by current fencing and landscaping on site.

F. Landscaping: Existing on site.

G. Lighting: All outside lighting to be hooded and limited to security needs.

H. Parking: To be confined to designated parking pads as per site plan

I. Hours of Operation:

Monday - Friday 8:00 a.m. to 6:00 p.m.
Saturday, Sunday Only occasionally

J. Advertising/Signage: Existing signage on site to remain.

K. Drainage: Existing site landscaping and improvements to remain with no alteration of existing drainage patterns allowed.

L. Other:

1. All building colors to be in earth tones.
2. Noise: All doors and windows to be closed during machinery operations on site.
3. Application: The provisions of this permit contained in Paragraph II. subparagraphs A through L hereof only apply to the commercial business located on Lots 1254 thru 1258 Lots 1261 thru 1263, Lake St. Croix Beach Section No. 1.
4. 2005: Lots 1264 thru 1271 sold to resident.

CONDITIONAL USE PERMIT
REPORT
CITY OF LAKE ST CROIX BEACH
ESSENTIAL SERVICES & PARKS

Date Issued: October, 1991 *(Last updated 2013)*
Legal Description: (Washington County Plat-Parcel No. See attached Map
Owner: City of Lake St. Croix Beach
Address: 16455 20th Street South
Present Zoning District: Located in both "Residential," "Retail Business," and "General Business" districts.
Permitted uses set forth in Ordinance 85 Section 5
I.CONDITIONAL USE PERMIT FOR: Use as Lake St. Croix Beach City Parks and Facilities.
General Description:

1. Pettitt Park

Used as city park since 1976. Existing facilities include ballfield, horseshoe pit, playground equipment, storage building (old pit toilets), and off-street parking lot. Chair link fencing is installed along the perimeter of a large portion of this park. One score-board sign is located in the ballfield area. Ballfield is use for league practices and games during the summer season. SCVAA uses portion of field for soccer skills classes during fall season. Other public use of park by small groups as available.

1992: Score board removed.
1993: Pit toilet structure reroofed, painted and concrete apron added.
1995: Installed municipal water and drinking fountain, added new play surface under equipment and added spring rides. Dedicated this park to the memory of W. R. Pettitt, the City's first Mayor.
2002: Pit toilets altered to storage facility. Rental toilets used in Pettitt & Riverfront Park.
2004 St. Croix Valley Traveling Baseball League handles scheduling of ballfield with the baseball league given 1st preference. The baseball league arranged to make improvements to the field and fencing.
2005 Council approved playground improvement proposal from Community Playground Group.
2005: Community Playground Group removed old playground equipment and installed new structure (via donations).
2006 City received CDBG grant funds for handicapped accessible parking pad and walkway installation.
2007: City received funds from Lakeland Shores to paint and stripe ADA parking pads. (Completed spring 2007)
Accepted $500 City received from Bayport VFW gaming funds to be used for ADA pathway from ADA parking to play area.
2007: City Council approved batting cage built by LSCVAA baseball team.
2008: City Council accepted donation from a local business (Subway) to re-paint scoreboard placed in 1997. Pettitt Park sign refurbished.
2012: City received variance approval to install signs along outfield fence supporting local businesses, who pay an annual fee. Proceeds to newly created Pettitt Park Improvement Fund.
2012: New playground slide installed. Purchased using grant funds. 50% St. Croix Valley Foundation, 50% Community Playground Project Fund.
2013: City received variance approval to increase number of signs along outfield fence to 29.

2013: Storage facility (old pit toilet structure) damaged and removed.
2014: Construction of new storage space.
2014: Construction of new pavilion.

2. Bike/Walk Trail

Established by Joint Powers Agreement among the five cities in 1977. Each City controls routine maintenance along their portion of the trail. Major repairs are a coordinated effort.

1993: Installed recycled plastic park bench along path near 13th Street.
1995: Planted approximately 200 trees and shrubs adjacent to the trail in a partnership program with MnDOT.
2004: Agreement with other Trail Joint Powers Agreement Cities for Mn DNR Trail Grant to repair and seal coat the trail. That portion of the trail between 19 and 20 street required complete reconstruction when it was discovered that there was no proper base to this portion of the trail. Completion of this project at 2007, when the County resurfaced CSAH 18 (19th St. and 20th St. trail section).

3. St. Croix River Bluffland/Shoreland Park

Deeded to St. Croix Beach Homeowners Association property owners before City incorporated. City manages bluffland/shoreland/levee maintenance and use; manages the docking and mooring structures for resident's recreational boats; and manages a summer swimming beach operation. Signs relating to beach regulations are located near the swimming beach. Seasonal beach management (signage, lighting, phones, barriers, law enforcement patrols, staffing, hours of operation, parking, parking fees, etc) is determined on an annual basis by the City Council and/or Councilmember responsible for its operation. Washington County Sheriff's Department Water Patrol provides law enforcement on the river within the city limits.

1993/4: Flood damage to Reach 1 of levee repaired. Access upgraded by constructing two sets of steps on the river side of the levee, bituminous ramp constructed on south end of levee, and gravel walking path added on the top of the levee.
1997: Flood damage to Reach 1 of levee repaired.
1998: City applied for and received commitment from Minnesota Flood Recovers Task Force for up to $350,000 for erosion protection for the City's levee system. This project is expected to take place in 1999. Project underway in 2003 and 2004.
2003/4: Repairs to top of Reach 1 of levee completed. Levee was elevated and new walking trail and vegetation was reestablished.
2006: Completed erosion control protection (riprap project) along Bluffland. All grant dollars expended.
2007: North end (1300 block of Riviera) bluff slumped. City authorized former councilmember to seek possible grant funding for further riprap at base of bluff. Split rail fence placed at location of slump.
2009: Bluff Restoration Matching Grant approved by WCD for re-vegetation to native species at Shoreland Park bluff located between 20th and 21st Streets South. As of October 2009 project is in planning stages. Project completed in 2012; city must maintain and groom for minimum 10 years a part of grant agreement.
2014: Flood damage to south end of bluff between Reach 1 and Reach 2.

4. Riverfront Park

Used as a park since 1976. Includes playground equipment, drinking fountain, and pump house.

1997: Awarded Local Grants Program funds for improvements to the park.

Components include; removing pit toilet structure and constructing a screened shelter for rental toilets; seal well, hook up to city water and install a handicapped accessed drinking fountain; constructing a picnic shelter and path; and adding picnic tables, grills, park benches, flagpole and park sign. Project completion was expected by December, 1998.

2003: Butterfly garden constructed by local garden club.

2004: Wooden deck viewing platform constructed at accessible parking area.

2007: Riviera roadway repainted and striped temporary speed bumps installed. Traffic slowed and one-way flow encouraged by use of striping, bumps, and planters.

5. Beach Parking Lot

Acquired as tax forfeited lands in 1973. Currently used as off-street parking lot for swimming beach users. Lighting is provided in the lot for security purposes. Signs relating to swimming beach regulations are located in the lot. Chain link fencing has been installed on the north end.

1995: Trees planted as a natural screen between the parking lot and the properties to the north.

2002: Donated gazebo moved to southwest corner of parking lot and used by attendants as parking permit sales booth.

2014: Installed electronic parking meter in the gazebo.

6. City Garage

Acquired as tax forfeited lands in 1971. Currently used for storage of City lawn maintenance equipment, supplies, and central location for park staff during summer season.

7. Tax Forfeited Parcels (Undeveloped)

There are several undeveloped parcels throughout the City dedicated for public purposes. At appropriate locations, the City may develop small neighborhood playground parks.

1998: City determined that it no longer had a public purpose to retain an 80 ft X 100 ft parcel of tax forfeited lands adjacent to the bike trail and, at the request of adjacent property owner, returned this property to the State of Minnesota for auction.

8. Levee (Reach 2)

A portion of this undeveloped platted street was constructed as a temporary earthen dike in 1969. It is occasionally used as an east/west route for bikers and walkers.

1997: Levee leaked during the Spring flooding. All trees and shrubs are being removed, and the levee will be planted with ground cover and will be monitored and maintained as recommended by the U. S. Army Corps of Engineers recommendations for earthen levees. Upgrading of this levee to meet non-federal levee standards has been funded by the Minnesota Flood Recovers Task Force and was expected to take place in 1999.

9. Old City Hall Property 1919 Quebec Ave South

Building was used as City Hall from 1971 until February 2009. Activities included: operation of local government and storage of municipal records, office facilities for City staff and elected and appointed officials, election voting place relocated in 2004 to Fire Hall for HAVA accessibility reasons, meeting room for City Council, Commissions and Committees, occasional use for meetings of non-project groups, and gathering site for annual City Tree City U. S. A. activity when scheduled.

2004: Accessible restroom constructed on main level.

2005: City Hall Task Force begun to review need for replacement or repair of City Hall building.

2007: City Council and staff seek information for public sector financing of City Hall Building repair or replacement. City looks at possible purchase of

Deluxe Decorator building (old Afton Plastics building, 16455 20th street).

2009: City moves its City Hall operations out of the building and into new location (16455 20th street). Building becomes vacant.

2011: City demolishes the Old City Hall and preserved the city water service and septic system for future use. Property is vacant.

2012, December: City Council authorizes the Old City Hall property to be used and developed as a Veteran's Memorial Park or similar use. Said designated use is NOT intended to cause a public dedication of the property as park land, and the City reserves the right to amend the use of the property in the future to a non-park use.

City Hall 16455 20th Street South

2008/2009: City purchased building and property at 16455 20th St South. Facility approximately 5,500 square feet – houses city offices, meeting facility and warehouse storage. Provides occasional use to civic groups &/or resident groups. Moved into building in February 2009, use continues as listed at former city hall. Elections return to LSCB City Hall in 2010. In October, 2013, CUP amended to allow relocation of Washington County Lower St. Croix Valley Sheriff's Department Substation to warehouse/storage area in back of City Hall.

2009: Constructed ADA exterior ramp.

2010: Purchased and installed city's first computer server and network.

2012: Installed all new fluorescent lighting- more energy efficient. Also equipped garage with forced air heating.

2013: Repaired roof due to water damage and replaced carpet in City Council chambers.

Open Space/Wetland from Hazard Mitigation Grant Program

2003 – 2004: City completed acquisition and demolition of four homes in the special flood hazard area (100 yr floodplain). The property south of 20th Street between Redwing and Ramada has been developed as a wetland reserve. The vacant lot at Upper 18th Street has been leveled and seeded.

2005: Acquired property at 16840 19th with HMGP funds. Site to be leveled and seeded.

2007: Council action to not amend CUP in regards to 19th Street lot for "park/public use." 19th Street lot to remain on City's CUP as Open Space/Wetland.

2009: Final Wetland Review (year 5) by engineer noted wetland area very well established with better than projected outcome.

2009: City Council approved matching fund (50%) grant received from WCD for a raingarden project placed at City Hall to allow drainage off the southwest corner of City Hall parking lot.

2009: Installed raingarden at southwest corner of City Hall front parking lot.

10. Other:

CONDITIONAL USE PERMIT
REPORT
DUPLEX
1936 RACINE AVENUE SOUTH

Date Issued: January, 1984
Legal Description: (Washington County Plat-Parcel No.44795-4880)
Lots 1253, 1284 through 1290 inclusive
Lake St. Croix Beach Sec No 1
Owner: John Bohnhoff (2009: in Military. Please allow deferment until return)
Address: 1936 South Racine Avenue
Lake St. Croix Beach, MN 55043
Present Zoning District: R-3
Permitted uses set forth in Ordinance 85 Section 5

I. CONDITIONAL USE PERMIT FOR:

Duplex

All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. Duplex. (Dwelling unit on main level and on basement level.)

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: Shed
B. Fencing: Split-Rail Fence
C. Exterior Storage: None
D. Chemical/Pollutant Storage and Disposal: N/A
E. Screening: N/A
F. Landscaping: N/A
G. Lighting: None
H. Parking: Off-street parking for each unit.
I. Hours of Operation: N/A
J. Advertising/Signage: N/A
K. Drainage: N/A
L. Other:

1. Smoke detector each unit.
2. New owner: John Bonhoff, 1993.
3. See State Fire Marshal recommendations May, 1995.
4. No renter in lower level until fire code issues addressed. – Building Inspector confirmed with property owner that egress issues have been addressed.
5. 2006: Rental Ordinance Registration fee paid.
6. 2007: Rental Registration Ordinance repealed by City Council action.
7. 2007: Has not rented for the past year.
8. 2012: Did not pay fee or contact city to renew – attorney advised the city cannot relinquish the CUP – Bohnhoff came in and paid fee in January 2013 and was told to schedule a fire inspection immediately.

CONDITIONAL USE PERMIT
REPORT
DUPLEX
16360 & 16370 18TH STREET SOUTH

Date Issued: November, 1984
Legal Description: (Washington County Plat-Parcel No.44795-2092)
Lots 21 - 34
Lake St. Croix Beach Sec No 1
Owner: Paul Holslin 651-436-8234
Address: 16370 South 18th Street
Lake St. Croix Beach, MN 55043
Present Zoning District: R-3
Permitted uses set forth in Ordinance 85 Section 5

I. CONDITIONAL USE PERMIT FOR:

Duplex

All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. Side-by-side duplex.

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: None
B. Fencing: None
C. Exterior Storage: None
D. Chemical/Pollutant Storage and Disposal: N/A
E. Screening: N/A
F. Landscaping: Completed.
G. Lighting: None
H. Parking: Garage with each unit.
I. Hours of Operation: N/A
J. Advertising/Signage: N/A
K. Drainage: N/A
L. Other:

1. Smoke detector (electric) each unit. Fire proof walls between units.
2. 1991: New owner, Paul Holslin.
3. 2006: City required Rental Registration compliance. Fee paid.
4. 2007: Rental Registration Ordinance repealed by City Council action.
5. 2009: January – carbon monoxide detector in each unit

CONDITIONAL USE PERMIT
REPORT
FREEDOM VALU CENTER

Date Issued: January 11, 2005
Legal Description: Washington County Geo. Code 14.028.20.21.0026 and 0027
Lots 4124 thru 4128 and 4129 thru 4132
Lake St. Croix Beach Section No. 5
Owner: Erickson Oil Products Inc.
Address: 1231 Industrial St.
Hudson, WI 54016
Site Address: 2020 St. Croix Trail South 436-1543
Lake St. Croix Beach, MN 55043
Present Zoning District: RB
Permitted uses set forth in Ordinance 301 Section 602

I. CONDITIONAL USE PERMIT FOR: Gas Station/Convenience Store

All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. Operation of a gas station and convenience store on the existing site. Applicant has acquired the existing gas station and convenience store from the former operator.

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: See exterior storage.

B. Fencing: Existing on site.

C. Exterior Storage: None allowed except in existing block structure in back of building. 2006: Painted structure.

D. Chemical/Pollutant Storage and Disposal: None allowed. Gasoline and petroleum products to be stored and dispensed compliant with existing Fire Code and MPCA regulations.

E. Screening: Established by current fencing and landscaping on site.

F. Landscaping: Existing on site.

G. Lighting: All outside lighting now existing to be in the future shall be hooded and limited to security needs.

H. Parking: To be confined to designated parking pads located on existing site.

I. Hours of Operation: 6:00 am to 11:00 pm seven days a week.

J. Advertising/Signage: Existing signage on site to remain (Text changes allowed).

K. Drainage: Existing site landscaping and improvements to remain with no alteration of existing drainage patterns allowed.

L. Other:

1. No changes are to be made to the septic system last installed in 1993.
2. No structural changes to be made to the existing building and canopy.
3. 2006: Alcohol and tobacco – passed compliance checks done by Washington County Sheriff's Office.
4. 2007: Tobacco – passed compliance check done by Washington County Sheriff's Office.

CONDITIONAL USE PERMIT
REPORT
KOPP SIGN SERVICE

Date Issued: November 29, 1982
Legal Description: (Washington County Plat-Parcel No. 44795-2640)

Lots	276	280	284
	277	281	285
	278	282	286
	279	283	287

Lake St. Croix Beach Sec No 1

Owner: Lyman Kopp
Address: 16343 South 19th Street
Lake St. Croix Beach, MN 55043
Present Zoning District: R-3
Permitted uses set forth in Ordinance 85 Section 5

I. CONDITIONAL USE PERMIT FOR:

Sign Painting Shop

All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. Sign painting

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: Workshop
B. Fencing: None
C. Exterior Storage: Ladders, planking and plywood.
D. Chemical/Pollutant Storage and Disposal: Disposal in Hudson, Wisconsin.
E. Screening: Well screened by trees.
F. Landscaping: Residential.
G. Lighting: None
H. Parking: Off street parking.
I. Hours of Operation: Noise: 8:00 a.m. - 5:00 p.m. Quiet: 5:00 p.m. - 9:00 p.m. Sometimes weekends.
J. Advertising/Signage: Small decorative sign.
K. Drainage: N/A
L. Other:

CONDITIONAL USE PERMIT
REPORT
LOWER ST. CROIX VALLEY FIRE PROTECTION DISTRICT

Date Issued: November 20, 1989
Legal Description: PID 11.028.20.31.0026
Lot 1 Block 1
Woodlands of Lake St. Croix Beach
Owner: Lower St. Croix Valley Fire Protection District
Address: P. O. Box 234
Lakeland, MN 55043
Present Zoning District: R-1
Permitted uses set forth in Ordinance 85 Section 5

I. CONDITIONAL USE PERMIT FOR:

Fire Hall (Essential Services - Government Uses, Building & Storage)
All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. Operation of the Lower St. Croix Valley Fire Department and Emergency Medical Services; including being the base for operation during local emergencies as required, operation during emergencies in nearby localities under Mutual Aid Contract, training exercises, education and meetings.
2. Office facilities for department officers, district representatives, and Sheriff's department personnel. All firearms are secured in a professional gun safe with combination lock securing. Gun is stored in the office which is locked at all times when deputies are off premises
3. Occasional use for fund raising activities such as Pancake Breakfast, Turkey Bingo, Department dance and public meetings.
4. Occasional use as training area for Sheriff's K-9 Unit. (Amended 1997)

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: One behind main building to serve as storage of one vehicle during winter, and for general miscellaneous items.

B. Fencing: N/A

C. Exterior Storage: Training vehicle needs to be moved within 72 hours after their final training use.

D. Chemical/Pollutant Storage and Disposal: N/A

E. Screening: The front and/or any future side accesses to be station and adjacent parking will have minimal screening as high visibility is required for safety reasons.

F. Landscaping: Minimal.

G. Lighting: Back lot light reflects in Woodlands Development only on in necessity.

H. Parking: A paved parking lot is provided north of the fire station for the use of emergency personnel. A paved lot is located south of the building for non-emergency use. One vehicle unit parked in outside lot. Allow up to five (5) WSCO Deputies' vehicles, to be parked in south parking lot, on an as needed basis.

I. Hours of Operation: The station is used intermittently as required for emergency operation. Meetings and training are generally scheduled for evenings during the week, or Saturday mornings. Other public meeting times vary.

J. Advertising/Signage: A sign, 10 ft wide X 4 ft high, front lighted at night, was located in front of the station, visible in both directions from Highway 95 but was removed in 2012. Its purpose was one of identification and had space for 2 or 3 lines of "bulletin board" information. New sign will be installed in 2012.

K. Drainage: N/A

L. Other:

1. 1991: Connected to municipal water system for fast filling of water tanker.
2. 1992: Changed configuration of access by adding one driveway in back of fire station from new Quasar Court and removing one driveway from CSAH 18.
3. 2003 CUP amended to allow renovations and improvements to the fire hall.
4. 2003 Changed configuration of access: Close west driveway. Construct new driveway on north side at 15th street per plans. (New Quasar Court was constructed with a center island that prohibits fire truck from entering the fire hall from the west driveway.)
5. 2003 Variance approved to construct septic system within 150 ft. of the centerline of CSAH 18.

CONDITIONAL USE PERMIT
REPORT
NAILS ETC.

Legal Description: PID # 1102820340075 Lots 370 thru 379
Lake St. Croix Beach

Owner: Michael T. Edgell

Address: 1980 Quasar Avenue South
Lake St. Croix Beach, MN 55043

Present Zoning District: RB (Retail Business)

Permitted Uses set forth in Ordinance 85 Section 5.

I. CONDITIONAL USE PERMIT FOR:

General Description:

1. Construction Supplies
2. Retail Sales

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

A. Accessory Buildings: 24ft X 30 ft. storage shed. 2006: Added 30 x 48 shed, 2nd floor storage space only. No office or livable space allowed (zoning and structure issues – this would require egress and outside exit from the 2nd story).
B. Fencing: Fence yard behind building. Secured cattle gates – lockable.
C. Exterior Storage: Approximately three trailers used to transport supplies and equipment.
D. Exterior Usage: Display products.
E. Screening: See Item B.
F. Landscaping: Shrubs and landscape improvements on east side of lot. Clearing of trees in back yard area.
G. Lighting: Two flood lamps for identification and security purposes.
H... Parking: Parking for approximately eight employees. Parking area for customers. Parked truck removed from City ROW to corner of 20th Street & Quartz Ave. presents a line of sight issue. (Owner commented to City Staff it would be removed 10/07)
I. Hours of Operation:
Monday the Friday 7:00 a.m. to 6:00 p.m.
Saturday: 10:00 a.m. to 3:00 p.m.
Sunday: Noon to 3:00 p.m.
J. Advertising/Signage: One permanent sign., temporary signs

(next page)

K. Drainage:

2006: Required to have raingarden installed and maintained after storage building added. Raingarden plans on file.

2007: Several attempts made by staff (City Engineer & Zoning Administrator) to encourage placement of required rain garden. No response received from property owner regarding rain garden installation.

2007: Approved contingent upon a $5,000 escrow given to the City by January 1, 2008 for a 1700 square foot raingarden that must be installed by June 1, 2008 or the City of Lake St. Croix will hire someone to install it with escrow funds.

2008: Rain garden in progress just prior to June 2008 as required. Local excavator (Chavez) working with lawn care service to install the rain garden. City Engineer & city Clerk viewed excavation with rain garden installer. It was noted that further excavation was needed as well as swaling. Death in family caused delay by excavator. No progress up through Sept. 2008 – Owner Mike Edgell has called 2-3 times to say the excavator has not come as promised. October 2008 – confirmed to owner city still in receipt of $5,000 security deposit. City Engineer confirmed he spoke with excavator and that he intended to finish excavation of rain garden – excavator to contact City Engineeer when completed as of this date (11/10/08) no contact/call.

L. Other:

1. Connected to municipal water.

CONDITIONAL USE PERMIT
REPORT
"OLD FIRE HALL"

Date Issued: November, 1992.
Legal Description: Washington County Plat-Parcel No. 1402820210028
Lots 4134 to 4139 Inc Sec. 5
Lake St. Croix Beach
Owner: John P. & Kathleen Beedle 651-439-9321
Address: 907 Sunrise Avenue
Stillwater, MN 55082
Site Address: 2040 St. Croix Trail South
Lake St. Croix Beach, MN 55043
Present Zoning District: RB (Retail Business)
Permitted uses set forth in Ordinance 85 Section 5

I. CONDITIONAL USE PERMIT FOR: Storage and sales (family-type)

All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. Interior storage of personal items. Sales of items by periodically using building for garage sale type activity.

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: N/A

B. Fencing: Only the 16 x 32 wooden fenced area off the west side of the building will be allowed for the use of fencing. The finished side of the fencing shall face the adjoining properties. Fence style shall be with staggered boards ("Friendly Neighbor style") to allow light and air to pass through.

C. Exterior Storage: None except in the 16 x 32 fenced storage area.

D. Chemical/Pollutant Storage and Disposal: None allowed.

E. Screening: Wooden fencing to be used to screen the storage of items in the 16 x 32 exterior storage area.

F. Landscaping: N/A

G. Lighting: 2005 exterior lighting shall be used.

H. Parking: Unpaved area in front of building.

I. Hours of Operation: As needed basis.

J. Advertising/Signage: Temporary signs to advertise sales. Signs to be removed after each sale – not permanent. Owner added signs "No Parking Anytime" at front of building.

K. Drainage: Existing drainage patterns are not to be altered.

L. Other:

1. December, 1992: City requested signage to eliminate overnight truck parking and vehicles "For Sale" by others. Owner posted two "No Overnight Parking" signs on building.
2. 1993: Completed repairs to building per fire and building inspection recommendations.
3. July 19, 2005: The City Council allowed an amendment to the permit allowing the addition of a 16 x 32 space along the west side of the building for storage purposes.
4. 2006: Owner added signs "No Parking Anytime" at front of building.

CONDITIONAL USE PERMIT
REPORT
SCENIC HILLS ALTERNATIVE CARE, 1990 QUEENS AVENUE

Date Issued: May 21, 2012

Legal Description:
Sec. No. 1 0001-2007, 2044- Lot 546 Subdivision cd 44795 Lots 546T

Owner:	Cathy and Rock Gjermo	Tony Ehrhriter
Address:	4421 Oxbow Circle South Afton, MN 55001	Scenic Hills 6230 10th Street N., Ste. 330 Oakdale, MN 55128

Present Zoning District: R-3
Permitted uses set forth in Section 301 of City Ordinances

I. CONDITIONAL USE PERMIT FOR: Institutional Housing as defined by Section 301(80) is allowed under contract with Washington County and operated by Esslings Homes Plus Inc., DBA "Scenic Hills Alternative Care-Queen's House"

All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. 24 hour care for disabled and/or elderly persons age 55+.
   Services include 24 hour supervision, transportation assistance, assistance with personal care, and socialization. It is a six-bed facility; no more than six clients will be allowed.

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Conditional Use Permit to be issued herein affecting the following matters shall be:

A. Accessory Buildings: None.

B. Fencing: None.

C. Exterior Storage: No exterior storage allowed.

D. Chemical/Pollutant Storage and Disposal: The storage and disposal of all chemicals, pollutants, medications, and hazardous waste is to be conducted in accordance with federal, state, and local laws.

E. Screening: None.

F. Landscaping: Existing on site.

G. Lighting: Existing on site. No additional lighting allowed.

H. Parking: Transportation buses are not allowed to be parked on the property, or anywhere in the city unless picking up or dropping off clients. On-street parking only allowed in accordance with city ordinances. Usage of the pad located off of 20th Street for overflow parking is permitted.

I. Hours of Operation: Clients will reside at the facility 24 hours per day, 7 days a week (24/7). There will be staff working at the facility 24/7, but staff may not reside at the facility.

Visitor hours:

Monday - Friday	Close at 10:00pm
Saturday, Sunday	Close at 10:00pm

J. Advertising/Signage: No signage allowed.

K. Drainage: Existing site landscaping and improvements to remain with no alteration of existing drainage patterns allowed.

L. Deliveries: Only allowed between 9:00am-5:00pm Monday-Sunday and no more than three deliveries per day.

M. Other:

1. City must receive a copy of all current contracts and licenses with Washington County and the State of Minnesota as they are renewed, terminated, or amended in any way.
2. City must be notified of any local, state, or federal license violations.
3. Permit holder must follow all applicable federal, state, and local laws and administrative rules and regulations related to their business.
4. Permit holder must arrange for and pass annual fire inspections.
5. Provision of services will be restricted to the permit holder's current licensure, and any change in licensure or expansion of scope of services is a violation of the CUP and subject to city review.

CERTIFICATE OF COMPLIANCE
REPORT
CHURCH OF ST. FRANCIS OF ASSISI

Date Issued: March 21, 1988
Amended June 18, 1990
Amended February 19, 1993
Amended September, 1998
Amended July, 2002
Legal Description: (Washington County Plat-Parcel No.(See Exhibit A attached hereto)
Owner: Church of St. Francis of Assisi
Address: 16770 S. 13th Street 651-436-7817
Present Zoning District: R-2
Permitted uses set forth in Ordinance 85 Section 5

I. CERTIFICATE OF COMPLIANCE FOR:

Church: including social/meeting rooms and residence.

All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Lake St. Croix Beach.

General Description:

1. One church built in 1936 with attached residence.
2. One new (1988) larger church and social, religious education and administrative addition.

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

The following additional restrictions and provisions being part of the Certificate of Compliance to be issued herein affecting the following matters shall be:

A. Accessory Buildings: One single stall garage used for general and yard maintenance equipment storage.

B. Fencing: Landscape fence installed around drain field in 2008.

C. Exterior Storage: Covered wooden refuse bin, approved 2005.

D. Chemical/Pollutant Storage and Disposal:

E. Screening: See landscaping plan.

F. Landscaping: See landscaping plan.

G. Lighting: Floodlights, landscaping lights, and wall mounted lights for illuminating the buildings. Security lighting in parking lot, as indicated in initial plan was installed in 1993. In July, 2002, the "globe" type light fixtures in the parking lot were changed to a "hooded" style which directs light downward.

H. Parking: Six handicapped stalls. Paved parking for 130 vehicles. Overflow parking at unpaved area at Quinlan Avenue for heavy use events.

I. Hours of Operation: Regular religious service: Saturday and Sunday. Other religious and educational and social activities scheduled as necessary.

J. Advertising/Signage: March 21, 1988 variance granted for sign on dock. June 18, 1990 amendment to Certificate of Compliance and variance granted for sign at Northeast corner of 13th Street and Quinlan Avenue. February 19, 1993 amendment to Certificate of Compliance granted to implement signage plan on Out lot E, Alton Estates, so as to allow placement of two-sided sign in the Northwest corner of Out lot E to allow visibility of the sign from Minnesota Trunk Highway 95 affecting both North and South traffic. Placement of sign limited to site depicted within annexed site plan and sign materials, lettering and construction limited to sketch annexed hereto and incorporated by reference herein by Exhibit. Signage not to be lighted either internally or externally. Screening to be supplied by shrubbery and trees to be negotiated between Church of St. Francis of Assisi and council representative.

K. Drainage: See Drainage plan. March 21, 1988 variance granted to impervious surface requirement of Bluffland/Shoreland Ordinance.

L. Other: 1997 - Steps to beach removed.
1997 - Rectory remodeled.
1997 - Hooked up to City Water
1998 - Received city approval for minor subdivision to sell lots 3130 through 3134 to neighbor.
2006 – Landscape hedge removed along southeast portion of ROW replaced with smaller plants.
2004 – Updated Hard Wire Fire Alarm/Security System (Ban-Koe) monitored by ADT

File: CofC SFA 2015

2015—Added red tiles on roof of the church and storage shed added completed to conform with the current Bluffland/Shoreland ordinance.

Excerpt from the unapproved minutes of the Park Commission meeting on 11/10/2015

PETTITT PARK PARKING LOT PROPOSAL

A parking lot proposal as discussed at the October Park Commission meeting went to the City Council. Some suggestions were made, and the City Council sent the issue back to the Park Commission for further discussion, costs for the proposal, a description of the plan, and a recommendation. The City Council also wished to hear directly from the parents who had seen the reckless driving and reported it.

Park Commission Chair Sorenson reported that he had spoken to Mr. Buell about some options addressing Mr. Place's concern that tall vegetation would block the view of his establishment from the south, but would still allow parking on the south side of the area in the Pettitt Park parking lot. Commission Chair Sorenson explained that he had a quote from Mr. Buell which included cutting the asphalt up, removing the old base, adding compost, planting junipers, and adding mulch for $4,800. This price did not include the split-rail fence that was suggested. Chair Sorenson also suggested some reflector signs to be seen at night, which was not included in the quote.

MOTION BY COMMISSIONER RILEY, SECONDED BY COMMISSIONER GLAMPE, TO RECOMMEND TO THE CITY COUNCIL TO MOVE FORWARD WITH THE RECOMMENDATION BY THE LEAGUE OF MINNESOTA CITIES IN THE LETTER DATED AUGUST 5, 2015 TO CREATE ONLY ONE ENTRANCE INTO PETTITT PARK FOR SAFETY REASONS AND OBTAIN TWO QUOTES FOR THE WORK. MOTION PASSED UNANIMOUSLY.

November 11, 2015

Dear Mayor McCarthy, Council Member Reiter, Council Member Brown, Council Member Unker, and Council Member Kline,

As a business owner in the City of Lake St. Croix Beach for ten years, I am writing to address some questions and concerns regarding the landscape project at Pettitt Park proposed by the Parks Committee.

During this past Summer I was notified by Mayor McCarthy that there were some complaints about my customers from park patrons. I asked specific questions so I could properly investigate these allegations. What were the complaints, who were they from, what were the dates and times, and how many were validated? I never received a response.

We have a very good camera system at the Beach Bar and are happy to investigate legitimate problems. We have tried to follow up, however there has been a lack of communication and cooperation. When complaints are not validated, it is easy for people to assume that all problems are from the Beach Bar.

The Beach Bar already has liability insurance as required. At the request of the City Clerk, we recently added the city as an additional insured on our policy.

The following are some questions that I have:

1. Has a professional landscape company been contacted to look at the feasibility of planting trees in an area surrounded by asphalt? (see attachment)
2. How much area is needed to successfully grow trees in order to maintain proper root growth?
3. How would the landscape and trees be maintained and watered and who would do this?
4. Would the City of LSCB install an irrigation system, and if so, how much would this cost?
5. Who would do the planting and have there been any bids for the project?
6. If this project has been precipitated due to safety concerns, could you please provide a list of all the complaints?
7. Is this project an effort to segregate park patrons from Beach Bar customers? If so, this would be hard due to the fact that many park patrons are Beach Bar customers.
8. How much parking would be eliminated for this project in an area that already lacks adequate parking?
9. How many parking stalls does the park provide and is there enough parking to accommodate an average ball game or other event?
10. Where would overflow parking be provided? In the ditch? Along County 18? Across County 18 near the city hall building? We have provided overflow parking at Pettitt Park for the past ten years on our property.

11. Would people be allowed to park on Quarry Ave. and if so, would the city change the current parking ordinance to allow parking on city streets?
12. Would the park cut down other trees to provide additional parking in the grass?
13. How are you going to prevent park patrons from parking at the Beach Bar?
14. Would the City of LSCB provide signs for the Beach Bar indicating park patrons are not allowed to park there?
15. How would this be monitored and policed?
16. Has anyone considered how many park patrons may be upset with this plan especially if parking citations were issued or vehicles towed?
17. How would this affect the bi-annual flea market at Pettitt Park, which earns money for the park fund? Would there be enough parking for this event?
18. During the past ten years since we have owned the Beach Bar, how many documented incidences have there been involving safety where we have been negligent? Answer is none.
19. Has anyone considered that this will block the current Beach Bar signage when approaching from the South?

Park patrons have been parking at the Beach Bar for many, many years without incident, as well as using our indoor and outdoor restrooms, our water and hoses, in addition to electrical power and a long cord we provide for the use of the batting cage. We have never had a problem with this and have been happy to contribute to the City of LSCB for the patrons at Pettitt Park.

As owner of the Beach Bar, safety has always been a priority. After buying the bar I implemented major changes to make it safer for everyone. I installed windows on the West and East sides of the building for visibility, repaved the asphalt parking lot to eliminate pot hole problems, and have installed a great camera system that has been updated on a regular basis. In addition, the last food safety inspection at the Beach Bar by the Washington County Dept. of Health was a perfect score.

In conclusion, I believe the proposed landscape segregation project at Pettit Park will create more problems than it will solve.

Respectfully Submitted,

Jon Place

Paved Areas Pose Challenges

Many of the urban challenges that trees face begin with the construction process. At the beginning of parking lot construction, topsoil is generally removed. The subgrade is then compacted, followed by layers of crush and run stone, and asphalt or concrete that are spread and also compacted. If municipal compaction specifications are adhered to, the resulting soil mix under the pavement is generally impenetrable to roots due to mechanical impediment. It also limits root growth due to low available oxygen.

Trees planted near pavement often suffer due to root damage and soil volume restriction. The lateral growth of shallow tree roots causes sidewalks to crack and heave, creating "lips" or "stub-toe" spots because of uneven displacement of adjoining sections of concrete. This root vs. pavement conflict is one of the most pervasive problems in urban forestry. Removal and/or replacement of trees and repair of paved surfaces can strain limited municipal funds. In addition, city governments may be found liable in damage suits where injuries occur as a result of pavement hazards.

Selecting appropriate trees for parking lots and other paved areas is challenging. Paved surfaces are engineered to quickly shed water, often in directions that either deprive trees of adequate soil moisture or leave their roots submerged in excess water. Heat from parking lots and other pavement is exacerbated by the solar heat sink of the pavement, with adjacent buildings and cars adding to the stress. Limited soil volumes confine roots, restricting root growth, reducing anchorage, and often supplying inadequate moisture and nutrients. The stress of compaction and low soil fertility, coupled with other physical, environmental and human forces acting against trees makes parking lots and paved areas unfriendly to trees. These factors combined make 7 - 10 years the average life expectancy of most urban trees.

Selection and Planting

CONTRACT

Great River Greening
35 West Water Street, Suite 201
Saint Paul, MN 55107-2016

651-665-9500
651-665-9409 FAX

Contracting Agent City of Lake St. Croix Beach		**Phone** 651-436-7031	**Date** 9 November 2015
Street Address 16455 20th Street South		**Project Name** Prescribed Burn, St. Croix Recreation Trail	
City, State, Zip Code Lake St. Croix Beach, MN 55043		**Project Location** East Side of CTH 18, from 13th to 18th Streets	
Authorized Representative Mayor Tom McCarthy		**Phone** 651-436-7031	
GRG Contact Wiley Buck	**Date of Bid** 9 November 2015	**Project Number** LLAK07	**GRG Contact Phone** 651-665-9500 x15

I. **Parties.** This contract governs the rights and responsibilities of Great River Greening (hereafter referred to as Greening), and City of Lake St. Croix Beach (hereafter referred to as City), where Greening has been retained to perform services for the contracting party.

II. **Scope of Services**. Greening and City agree to partner together to accomplish their respective obligations for natural areas management over approximately 2-3 acres of prairie in the area shown on Figure 1.

Greening agrees to provide the following list of services for City:

1. Securing DNR and local burn permits, including required plan writing.
2. Completion of prescribed burn, spring 2016.

City agrees to provide the following:

1. Notify adjacent landowners of burn (template available from Greening).
2. Secure commitment from County highway department for traffic control during burn.

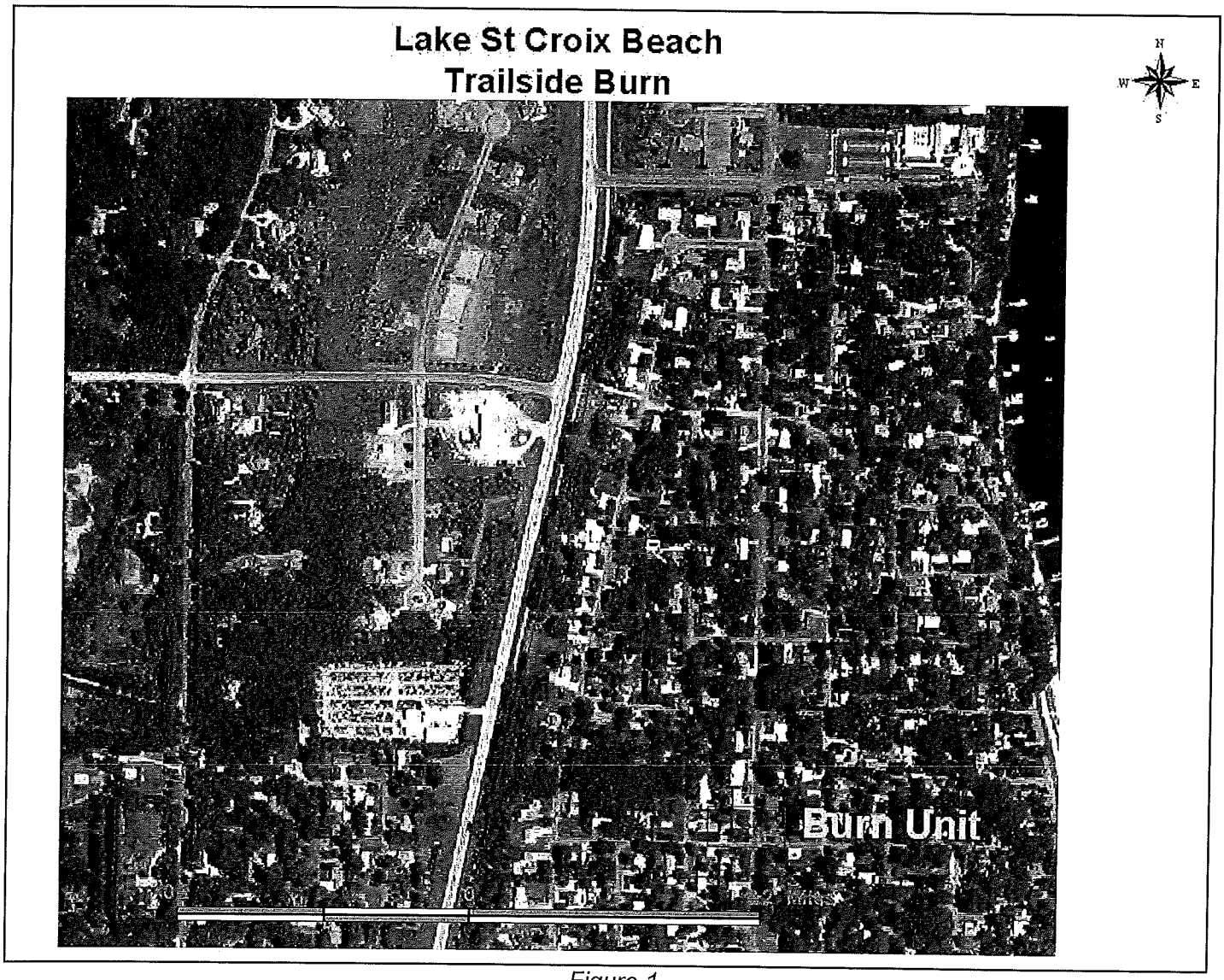


Figure 1

III. **Schedule of Payments.** City will make payment totaling $1500 upon the following schedule:

- 30 days upon receipt of invoices for work completed

IV. **Limitation of Liability.** City shall indemnify Greening and hold it harmless from and against any loss, claims, liabilities, damages and costs, including reasonable attorney's fees, related to the Project or the performance of their services pursuant to this Agreement, unless caused by the negligence of Greening, its agents or employees.

V. **Amendment.** This Agreement may be amended only in a written document signed by both parties.

VI. **Independent Contractors.** Each party, its officers, agents and employees are at all times an independent contractor to the other party. Nothing in this Agreement shall be

construed to make or render either party or any of its officers, agents, or employees an agent, servant, or employee of, or joint venture of or with, the other.

VII. **Entire Agreement.** This Agreement represents the entire agreement and understanding of the parties hereto with respect to the subject matter of this Agreement, and it supercedes all prior and concurrent agreements, understandings, promises or representations, whether written or oral, made by either party to the other concerning such subject matter.

VIII. **Insurance.** Greening agrees to maintain during the term of this contract the following insurance: Workers Compensation Insurance, Commercial General Liability (with coverage no more restrictive that that provided for by standard ISO Form CG 00 01 11 88 or CG 00 01 10 93 with standard exclusions "a" through "n") with a minimum limit of $1,000,000.00 per occurrence and $2,000,000.00 in the aggregate for bodily injury and property damages, the limit specified may be satisfied with a combination of primary and Umbrella/Excess Insurance.

IX. **Waiver.** The failure of either party to insist in any one or more instances upon strict performance of any of the provisions of this Agreement shall not be construed as a waiver or relinquishment of the right to enforce or require compliance with such provision.

X. **Applicable Law.** This Agreement shall be governed by and construed in accordance with the laws of the state of Minnesota.

XI. **Completion.** All parties agree the work for this Project will be performed by June 5, 2012 unless circumstances beyond Greening's control prevent Greening from completing the Project.

XII. **Termination.** Either party may terminate the contract without cause with 10 days written notice. Greening, contractors and subcontractors, will be entitled to compensation for all work completed to date within 30 days of submission of all work products to Landowner whether or not they are complete.

XIII. Authorized Contact Persons.

The authorized contact person for Great River Greening is:
Wiley Buck, Restoration Ecologist
Great River Greening
35 W. Water St., Ste. 201
St. Paul, MN 55107
o: 651-665-9500 x15
m: 651-775-8759
f: 651-665-9409
wbuck@greatrivergreening.org

The authorized contact person for City is:
Bruce Albrecht, Parks Commissioner
1819 Quarry Ave S
Lake St. Croix Beach, MN 55043-9433
651-436-7777

Great River Greening

Signature: _____

Name: Deborah Karasov

Title: Executive Director

Date: _____

Director of Finance: _____

Landowner

Signature: _____

Name: Tom McCarthy

Title: Mayor

Date: _____

Excerpt from the unapproved minutes of the 11/4/2015 Planning Commission meeting

OTHER BUSINESS Agenda Item 11

RILEY ACCESSORY STRUCTURE PROJECT (11A)

Commissioner O'Donnell explained that there is a utility easement through the property located at 1300 Riviera Avenue South. The site plan for the garage will need to be modified to account for this easement. The Rileys are asking for a one-year extension for the project to make the necessary modifications. City Attorney Sandstrom recommended that a new variance application should be submitted with a new site plan as required when a change to the approved site plan is made. He stated an extension for this purpose is warranted. Commissioner O'Donnell noted that the extension would allow the time for the review and to make the revisions.

MOTION BY COMMISSIONER O'DONNELL, SECONDED BY COMMISSIONER ZIGAN, TO RECOMMEND TO THE CITY COUNCIL TO APPROVE A ONE-YEAR EXTENSION FOR THE RILEYS FOR THE ACCESSORY STRUCTURE AT 1300 RIVIERA AVENUE SOUTH. MOTION PASSED UNANIMOUSLY.

State of Minnesota
County of Washington
City of Lake St. Croix Beach
Resolution No. 2015 -22

RESOLUTION GRANTING EXTENSION, TO VARIANCE 2015-06, TO BUILD A NEW GARAGE AND ALLOWING FOR A SECONDDRIVEWAY ACCESS AT **1300 RIVIERA AVENUE SOUTH**

Councilmember _____offered the following Resolution, Seconded by Councilmember _____ _____, and moved its adoption:

WHEREAS, the City of Lake St. Croix Beach received a request from Joe and Karen Riley ("Applicants") for variance from the provisions of Sections 402.01(1), 402.01(2), 402.01(9), 602.01, and 712.05, of the Lake St. Croix Beach Code of Ordinances, to build a new detached accessory garage structure and allow for a second driveway access at 1300 Riviera Street South, said property being located within the R-3 District and Lower St. Croix River Bluffland/Shoreland Management District of the City of Lake St. Croix Beach; and

WHEREAS, the real property impacted by the application is located at 1300 Riviera Street South, Lake St. Croix Beach, MN 55043 and is legally described as:

LOTS 3208-3211 & LOTS 3260-3263 LAKE ST CROIX BEACH SEC NO 3 Lot 3208
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3209
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3210
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3211
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3260
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3261
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3262
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3263
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3

WHEREAS, on January 20, 2015, the City of Lake St. Croix Beach granted a variance to Applicants via Resolution # 2015-06 in order for them to build the new detached garage and second driveway access at their property; and

WHEREAS, Variance Resolution 2015-06 required the Applicants to complete their improvement project within one (1) year of the granting of the Variance.

WHEREAS, the Applicants have later learned after the granting of Variance 2015-06 that a utility easement on the property may prevent them from building their new detached garage as originally proposed; and

WHEREAS, the Applicants, due to extenuating circumstances, now propose the need to extend the time condition by 1 (one) year to original variances in order to research easements, and verify setbacks as submitted in the original application to build a new detached accessory garage structure and second driveway access; and

WHEREAS, if the Applicants find that any substantive changes need to be made to Variance 2015-06 (other than the 1 (one) year extension) to complete the project, then Applicants will be required to resubmit either an application for formal amendment to their Variance 2015-06, or an entirely new application for a variance, but in either event, Applicants will be required to prepare and submit all standard applications, plans, surveys and other documentation for the review of a proposed variance, shall be required to undergo a new public hearing, planning commission review, and council approval prior to the granting of a new or revised variance, and shall pay all fees and costs incurred in the review of said new application; and

WHEREAS, the Applicants will abide by all other conditions as set forth in and approved by resolution 2015-06; and

WHEREAS, the Planning Commission for the City of Lake St. Croix Beach, met on November 4, 2015 and heard the request and comments from the Applicants and, considered the extension of the additional 1 (one) year during its regular meeting, and with five members present, the Planning Commission voted and approved a recommendation to the City Council to approve the request of adding a 1 (one) year extension to resolution 2015-06 due to extenuating circumstances, and if upon any findings there are changes to be proposed that the Applicants will resubmit all documents as new and must meet all public hearing requirements as set forth by the City of Lake St Beach Code of Ordinances.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CITY OF LAKE ST. CROIX BEACH, MINNESOTA, AS FOLLOWS:

Based upon the above findings, which are incorporated herein by reference, the Applicants are hereby granted a one-year extension on the completion of construction as set forth in Variance 2015-06, such that construction pursuant to Variance 2015-06 shall be completed no later than January 20, 2017; and

Based upon the above findings, if Applicants determine that substantive revisions to Variance 2015-06 are necessary, then Applicants shall be required to submit a new application for an amendment to Variance 2015-06 or an entirely new variance, but in either event, Applicants will be required to prepare and submit all standard applications, plans, surveys and other documentation for the review of a proposed variance, shall be required to undergo a new public hearing, planning commission review, and council approval prior to the granting of a new or revised variance, and shall pay all fees and costs incurred in the review of said new application.

Adopted by the City Council on this **16th** day of **November, 2015** by the following vote:

Brown: _____
Unker: _____
Reiter: _____
Kline: _____
McCarthy: _____

Approved:

_____
Thomas McCarthy, Mayor

Attested:

_____
Susan Schuler, City Clerk/Administrator