Commissioners: Julie Kimble Michelle Kruzel Tammy McGehee Michelle Pribyl Karen Schaffhausen Erik Bjorum Emily Leutgeb	City of Planning Commission Agenda Mednesday, July 7, 2021 6:30pm Members of the public who wish to speak during public comment or on an agenda item may do so in person during this meeting or virtually by registering at www.cityofroseville.com/attendmeeting.	Address: 2660 Civic Center Dr. Roseville, MN 55113 Phone: 651-792-7080 Website: www.cityofroseville.com/pc
 Call To Order Roll Call 		

- 3. Approval Of Agenda
- 4. Review Of Minutes

Documents:

JUNE 2, 2021 MINUTES.PDF JUNE 10, 2021 MINUTES.PDF

- 5. Communications And Recognitions
- 5.A. From The Public: Public comment pertaining to general land use issues not on this agenda.
- 5.B. From The Commission Or Staff: Information about assorted business not already on this agenda.
- 6. Other Business
- 6.A. Review Recommended Zoning Map Changes Related To Compliance With The City's 2040 Comprehensive Plan

Documents:

6A REPORT AND ATTACHMENTS.PDF

7. Adjourn



Planning Commission Regular Meeting City Council Chambers, 2660 Civic Center Drive Draft Minutes – Wednesday, June 2, 2021 – 6:30 p.m.

Pursuant to Minn. Stat. 13.D.021, Planning Commission members, City Staff, and members of the public participated in this meeting electronically due to the COVID-19 pandemic.

1	1.	Call to Order		
2		Chair Kimble called to order the regular meeting of the Planning Commission meeting at		
3		approximately 6:50 p	p.m. and reviewed the role and purpose of the Planning Commission.	
4 5	2.	Roll Call		
6	4.		air Kimble, City Planner Thomas Paschke called the Roll.	
7		in the request of em		
8		Members Present :	Chair Kimble; Vice Chair Michelle Pribyl, and Commissioners	
9			Michelle Kruzel, Tammy McGehee, Karen Schaffhausen, Erik	
10			Bjorum and Emily Leutgeb.	
11				
12		Members Absent:	None	
13				
14		Staff Present:	City Planner Thomas Paschke, Senior Planner Bryan Lloyd,	
15			Community Development Director Janice Gundlach and	
16			Department Assistant Staci Johnson.	
17				
18	3.	Approve Agenda		
19				
20		MOTION		
21		•	ved, seconded by Member Kruzel, to approve the agenda as	
22		presented.		
23				
24		Ayes: 7		
25		Nays: 0		
26		Motion carried.		
27				
28	4.	Review of Minutes		
29		M 5 2021 DI		
30		a. May 5, 2021 Pla	nning Commission Regular Meeting	
31		MOTION		
32		MOTION	a second a second a diversity of the factor of the Mars 5	
33			nee moved, seconded by Member Leutgeb, to approve the May 5,	
34		2021 meeting m	inutes.	
35		Awas 7		
36		Ayes: 7 Nays: 0		
37		Motion carried.		
38		within carried.		

39			
40		b.	May 13, 2021 Planning Commission Special Meeting
41			MOTION
42			MOTION
43			Member McGehee moved, seconded by Member Kruzel, to approve the May 13,
44			2021 meeting minutes.
45			
46			Ayes: 7
47			Nays: 0 Motion carried.
48			Motion carrieu.
49 50	5.	Co	ommunications and Recognitions:
51 52 53 54		a.	From the Public: <i>Public comment pertaining to general land use issues <u>not</u> on this agenda, including the 2040 Comprehensive Plan Update.</i>
55			None.
56			
57		b.	From the Commission or Staff: Information about assorted business not already on
58		~	this agenda, including a brief update on the 2040 Comprehensive Plan Update
59			process.
60			1
61			Chair Kimble asked if staff has had any updated regarding meeting in person or
62			hybrid meetings.
63			
64			Ms. Gundlach believed he City Council is talking about in person meetings in July
65			and maybe even their second meeting in June. She thought a lot of it depended on if
66			the Governor is going to extend the emergency and she thought there was some
67			discussion about extending it an additional thirty days. She thought the Planning
68			Commission should prepare to return in person as early as the July meeting.
69 70	6.	Pu	blic Hearing
71			
72		a.	Consideration of a Request for a Conditional Use to Allow an Outdoor Pet
73			Exercise Area in Conjunction with a Dog Daycare at 2216 County Road D
74			(Tower Glen) (PF21-005)
75			Chair Kimble opened the public hearing for PF21-005 at approximately 6:40 p.m. and
76 77			reported on the purpose and process of a public hearing. She advised this item will be before the City Council on June 21, 2021.
78			
79			City Planner Paschke summarized the request as detailed in the staff report dated June
80			2, 2021.
81			
82			Chair Kimble asked if there were any tenants of the development of the retail center
83			that had any comments or questions.
84			

	Page 3
85	Mr. Paschke indicated he was not aware of any. Staff has not received any letters,
86	phone calls or emails.
87	
88	Public Comment
89	
90	No one came forward to speak for or against this request.
91	Chair Kimble closed the public hearing at 6:49 p.m.
92 93	Chair Kinole closed the public hearing at 0.49 p.m.
94	Commission Deliberation
95	
96	None.
97	
98	MOTION
99	Member Pribyl moved, seconded by Member McGehee, to recommend to the
100	City Council approval of a Conditional Use to allow an Outdoor Pet Exercise Area in Conjunction with a Dog Daycare at 2216 County Road D (Tower Glen),
101 102	based on comments, findings, and the condition provided as part of the RPCA
103	dated June 2, 2021 (PF21-005).
104	
105	Ayes: 7
106	Nays: 0
107	Motion carried.
108	
	Consider a Request for a Conditional Use to Allow a Drive-Through for a
110 111	Proposed Panda Express at 2030 Twin Lakes Parkway (PF21-004) Chair Kimble opened the public hearing for PF21-004 at approximately 6:50 p.m. and
112	reported on the purpose and process of a public hearing.
113	reponde on the purpose and process of a public homeng.
114	City Planner Paschke summarized the request as detailed in the staff report dated June
115	2, 2021.
116	
117	Mr. Eric Abeln, Heights Venture Architects, addressed the Commission regarding the
118	proposed drive-through for Panda Express.
119 120	Chair Kimble thanked Mr. Abeln for the renderings and thought it looked like a really
121	nice Panda Express. She asked if the Commission had any questions for the
122	applicant.
123	
124	Member Leutgeb asked for clarification on the circulation plan. It looked like the
125	only designated pedestrian crossings are only accessible by stair.
126	
127	Mr. Abeln indicated the path coming from Twin Lakes Parkway and also from the Walmart, which connects to the right-of-way are ADA accessible sidewalks and will
128 129	have railings, if needed on the sides and these are not by stairs. The level area to the
130	parking lot and the crossings of the drive-through are regular and accessible.
131	

135

136

137 138

139

140 141

142 143

145

147

149

150 151

152

153

154

155

156

157 158

159

160

161 162

163

170 171

174

Member Pribyl indicated if there was any consideration for having outdoor seating in 132 the lawn area between the building and the trash area. 133

Mr. Abeln explained there was talk about putting a patio out front but felt that the proximity to the road and the elevation might not work to be a really enjoyable experience. If this were a level site to the road with the urban fabric where there could be a sidewalk cafe that might be a different story but given that it is elevated, it may not get as much use. Typically the seating areas are not put in the back by the trash areas and no visual connection to the dining area.

Public Comment

- No one came forward to speak for or against this request. 144
- Chair Kimble closed the public hearing at 7:17 p.m. 146
- **Commission Deliberation** 148
 - None.

MOTION

Member Pribyl moved, seconded by Member Schaffhausen, to recommend to the City Council approval of a Conditional Use to allow a drive-through for a proposed Panda Express at 2030 Twin Lakes Parkway, based on the submitted site and development plans, subject to the condition in the RPCA dated June 2, 2021 (PF21-004).

- Aves: 7 Navs: 0 Motion carried.
- c. Request for Preliminary Approval of a Major Plat to Subdivide the Development Site into 11 Lots for Single-Family, Detached Homes at 2395
- 164 County Road B and 2224 Eustis Street (PF21-003) 165 Chair Kimble opened the public hearing for PF21-003 at approximately 7:19 p.m. and 166
- reported on the purpose and process of a public hearing. 167 168 Senior Planner Lloyd summarized the request as detailed in the staff report dated June 169

 - 2, 2021.
- Member Schaffhausen noted even though there is an area of wetland it appears to be 172 the owners' property, she wondered if that was correct. 173
- Mr. Lloyd explained that was correct, up to a point. There are provisions intended to 175 protect wetlands. Even though the wetland is a part of the private property, there are 176 restrictions on what is allowed, in terms of use or development of that property. 177 There are provisions in the shoreland and wetland section of the Zoning Code as well. 178

The wetland does not occupy that much of the existing parcel or any of the proposed lots so the lot sizes in the staff report are really just the lot sizes and are not affected at all by the presence of that wetland.

182

189

201

204

205

206

207

208

209 210

211

- 183 Member Schaffhausen indicated the long road that is considered the driveway, that 184 was shown in the original proposal, was supposed to be worked on to negate that so 185 people would not have a driveway right behind them. She asked if they were looking 186 at the potential of actually having to have a road in some way, shape or form behind 187 the residents, which is counter to what she thought was already discussed in the City 188 Council meeting.
- Mr. Lloyd explained this is a matter of semantics to some extent. It is worth pointing 190 out that the existing residential driveway is, at least, partially in the same location. 191 There is nothing about the City Council's Ordinance from last fall that was meant to 192 prohibit a residential driveway from being in a location that the current one is or even 193 one that is proposed. Because there is nothing in the Zoning Code or in the recently 194 adopted Ordinance about where streets can be located as well as there being nothing 195 in the Subdivision Code that identifies for them when is something a street and when 196 is it not, that is why over the winter, primarily, staff from various departments 197 formulated a definition for themselves. Staff's policy on this is that a shared 198 driveway is an acceptable thing if it is not more than one fifty feet in length and does 199 not serve more than three lots for single family detached homes. 200
- 202 Member Leutgeb wondered regarding realignment of Eustace and County Road B, if 203 that is already in City plans or was that only wrapped up in that proposal.
 - Mr. Lloyd did not believe that would have been a project taken on by the City in a Capital Improvement Plan or something like that. Because the roadway does not need to be aligned in that fashion, the City can consider the proposal that this applicant has made to realign them in a way that conforms in all ways to any public street. That provides some additional area for the applicant to develop into these lots and frankly the park land and facilitates a development here.
- 212 Member McGehee asked what triggers the Planning Staff in bringing these items to 213 the Commission and then what triggers the sixty and one hundred and twenty days.
- Mr. Lloyd explained the submittal of a complete application for something like this 215 plat proposal is a thing that initiates the statutory timeline of one hundred twenty days 216 to review, an action timeline in the case of a subdivision like this. It is the thing that 217 obligates staff to be working toward a resolution to that application approval or denial 218 of it in the end. He noted this applicant has been working with the City Staff for 219 some time now, not only on the previous application in 2020 but also on refinements 220 and iterations of this one. Staff has provided quite a bit of feedback along the way. If 221 staff had more discretion about when or what to bring forward to the Planning 222 223 Commission, staff may well have had the leverage or authority to require some of these changes that staff is suggesting before coming to a public hearing, but staff is 224 obligated to respond to the application that is submitted. 225

Member McGehee asked why is it that impervious coverage is not a part of the plat 227 review. 228 229 Mr. Lloyd explained the plat itself is only about the property boundaries, easements 230 and rights-of -way. Certainly the impervious coverage, the intended development 231 pattern is all important information for the review of this. The building pads are not 232 platted and are not on the legal document that was filed with Ramsey County to 233 establish property boundaries. This is unlike a planned unit development where it is 234 an all-encompassing development review and setback, and impervious surfaces could 235 be regulated. This is a plat that is being designed to conform to the existing zoning 236 standards. 237 238 Member McGehee asked at what point and is there such as thing as a site review 239 anymore in this process. 240 241 Mr. Lloyd explained that has been happening with the Engineering and Public Works 242 Departments, reviewing the storm water management plans, the street design. It is 243 also happening with the Community Development staff when it comes to the setbacks 244 and impervious coverage. 245 246 Member McGehee indicated the Planning Commission is getting things before 247 permits are signed off on, before the tree preservation specialists come, etc., and 248 sometimes that is not even complete when it moves forward to the City Council. She 249 wondered at what point, is it that the City is working on this, when in fact the City 250 does not have much of this information. She asked if staff had any further 251 information about the wetland, which seems to have been subject to reduction and 252 filling and so on. 253 254 Mr. Lloyd indicated it is outside of his expertise to know much about wetlands, but he 255 was under the impression from his colleagues in the Public Works and Engineering 256 Department that the wetlands boundary represented on this plan, he believed, is 257 identical to the wetland boundary that has been accepted an approved by the 258 Watershed District. Any proposed filling or adjustments to the wetland boundaries 259 would be done in accordance with the legal procedures that relate to those. In spite of 260 what the historical circumstances of this wetland might be, the wetlands today is 261 delineated on these plans and is what is regulated by the wetland protection 262 regulations. 263 264 Mr. Lloyd explained the Planning Commission and City Council do not have a role in 265 formally reviewing the engineering plans, the development plans of each parcel. The 266

266formally reviewing the engineering plans, the development plans of each parcel. The267role of the Planning Commission and City Council with a preliminary plat application268is to review the boundaries to ensure that the project is continuing along lines that are269consistent with code requirements, but it is up to staff to ensure that the tree270preservation details are correct and tree preservation plans are being properly271implemented to ensure that storm water management plans and erosion control and272everything else is properly done and executed. It is not that a formal review is not

being done, it is just that it is not the role of the Planning Commission and CityCouncil to do that formal review.

275

291

311

312

313

314

315 316

276 Member McGehee explained the Planning Commission had a fairly clear idea that they did not think it was appropriate, along with staff, to have an extensive shared 277 278 driveway and staff has come up with some solution in the absence of a more clear 279 definition by the City Council but it seems that staff has spent a tremendous amount of time with this particular developer and it does not seem to her that many of the 280 suggestions and problems that were identified initially have really been taken into 281 282 account by this developer. It seems that staff has worked really hard, and the developer seems to persist in wanting to put more on this land than it really can hold. 283 If the developer were to put the road down further so that there was back yard to back 284 yard there, there would not be this problem, but the developer also would not be able 285 to squeeze as many lots in there. She wondered at what point, does staff indicate 286 tabling this or have the developer start over and deny this because so far she did not 287 288 see any indication that this developer has taken into account the several things' staff identified such as the road, the cul-de-sac, road length, irregular lot sizes that poke 289 into the existing wetlands. She asked for some background on this. 290

Mr. Lloyd explained in fairness to the applicant, he is clearly designing a shared 292 driveway, accessing the eastern side of the site and there is nothing codified that says 293 what is a street and what is a driveway. This applicant knows what staff's 294 recommendation is and what staff's policy is on this. Staff kept the applicant 295 apprised of the process of arriving at those metrics, but this is a staff effort to 296 understand what the difference is between a street and a driveway and that has not yet 297 been tested by the Planning Commission or City Council. Similarly, there is the 298 provision about similar regular lot shapes that are appropriate and suitable for 299 residential development that is amorphous provision in the Subdivision Code that 300 301 does not have a lot of tests. Staff can say that this does not meet the spirit of those requirements, but it is not for staff to approve or deny anything. Staff is obligated to 302 facilitate the review and resolution of a land use application, such as been submitted, 303 304 and staff cannot tell the applicant to change these things, or it will not more forward. This is the proposal that this applicant is bringing forward and this is the one the City 305 has to respond to and in the process probably arrive at some institutional certainty 306 about what is the limit of a shared driveway, what are acceptably irregular lot shapes, 307 and the provision also acknowledges that if you are not starting with a clean, 308 regularly shaped parcel of land, it is very difficult to get regular, simple, lot shapes 309 out of it. 310

Member Pribyl asked if the Commission tables this and the applicant addresses staff's concerns and it comes back with another laundry list of items that need to be addressed, how would the Commission move this forward. She wondered what the process is.

Mr. Lloyd explained the process and indicated if the Commission sees that progress has been made towards something that looks like it could be approved, perhaps at that time a recommendation to approve it with some conditions could be appropriate or it

321

322

323 324

325

326 327

328 329

330

331

332

333

334 335

336

337

338

339

340

341

342

343

344

345

346

347

348

349

350

351

352

353

354

355

356

357

358

359

360

361

362

363

could be tabled again identify new issues the Commission would like to see changed or if the proposal comes back and does not look anymore promising, it can be denied. He noted the Commission does not need to table this, it could be moved forward to the City Council for either approval or denial as well.

Mr. Todd Ganz, Integrity Land, addressed the Commission on recommended changes.

Public Comment

Mr. Cal Ross, 2118 St. Croix Street, indicated he has listened with absolute fascination over the gymnastics that have been done verbally requesting a rezoning, which the neighbors were told by the developer back than that this was the most efficient way and if he had to come back and had to go with single family the development would have more than that and he guessed the developer did not lie. What he is seeing is some of the most incredible language he has ever seen. Words like problematic, requires more detail, conceptually acceptable, a lot of discretion. He indicated he still does not know what happened with requesting the rezoning that now it is not applicable and now the developer is going to go with eleven lots with future detached property and then future lots even after that. When this was started, it went to the Parks Commission, Planning Commission and to the City Council and he thought he could speak for everyone in his neighborhood that not a single person is in favor of this project. The City Code was sited for starters, under the Title 10, which talked about developing in a neighborhood and what to anticipate from it. Title 10 states they are supposed to protect the public health, safety, peace, comfort and convenience, prosperity, and general welfare. It also states they are supposed to protect and enhance the character, stability, and vitality of the residential neighborhoods, as well as the commercial. They are also supposed to promote orderly development and redevelopment and assist implementation of the Comprehensive Plan. The Comprehensive Plan talks about how the City looks to develop and protect all of the property and natural resources the City has. What he has seen in here so far is the verbal gymnastics that is being spoken. There are not longer roads but driveways, private drives. All of the residents on St. Croix still have a road on the back of their lots. No matter what it is called, it is still a road. What he just gleaned, information he did not have, is when the developer stated they are going to leave four feet for a water drain on the east side of that driveway, which means all of that surface and everything else is going to drain toward existing lots. There is no drainage plan in place for that. He stated as he goes down the list of the things that were talked about, first and foremost, this is a delineated wetland. He cannot figure out why no one in the Planning Department has required that an environmental impact study be done. He wondered how the wetland is going to be affected. He noted that is the only wetland on this end of Roseville. This is not something that was put in for water storage, this wetland has been there for a long time. He explained another thing he would like to address is the diminishing of property values and the safety. He urged the Commission to vote this project down.

Regular Planning Commission Meeting Minutes – Wednesday, June 2, 2021 Page 9

366 Mr. Tom Dunwell, 2253 St. Croix Street, stated looking at the big picture, he did not 367 see the developer mentioning anything about satisfying the neighbors who have to live with this aftermath, and this is a disaster of a plan. He wondered about the 368 369 private driveway on the east side of the lot which is serving four or five houses and how is it being maintained He wondered if it is paved and has curb and gutter. The 370 same thing goes for the wetland. The primary goal is to preserve the wetland and 371 major trees on that property. He did not see how the property can be graded for 372 houses and not knock them all down. The developer talks about preserving trees 373 along the east side of the private road which are not worth savings. There are a lot of 374 375 huge, beautiful trees on the property, and they are not going to be saved. He indicated tree preservation is important to them and should be important to everyone. 376 He also wondered if this would have a homeowner's association and is it a 377 requirement. He asked if the property along Eustis the owners of the wetland. He 378 also asked who will maintain all of the wetland and how will they prevent all of the 379 runoff from the yards going into the wetlands. He stated there are too many houses 380 with screwing property lines. He recommended the Commission deny this plan and 381 be done with it. This property can be developed with three to five lots, maximum. 382

383

404

Ms. Nancy Nelson, 2151 Fulham Street, explained she is a block away from this 384 property. She was looking at one of the pictures staff put up showing a rendering 385 where some of the houses will be and her map from the open house shows a fifty-foot 386 encroachment in which some of the homes look like they will be encroaching on that. 387 She assumed there has to be some sort of border from the setback to the actual 388 building for wetlands. She assumed there is a border between the wetlands and where 389 a building can be actually built. This is an association of all the houses and most 390 associations hire companies to spray their lawns with chemicals and cut the grass and 391 she did not see any plans for the runoff not going into the wetlands and killing what 392 wildlife there is there. She wondered if the City has to change Eustis Street to be 393 straight rather than the little curve it has right now, how much money will it cost the 394 City to straighten out that road so there is a perpendicular corner between Eustis and 395 County Road B and there are still semi-trucks coming down County Road B and she 396 did not know if they could turn around in that area. She thought in order to settle this 397 and other issues the Planning Commission needs to go to the City Council and have 398 them do a definition of what is a driveway, a road, and a private road so that there is a 399 clear definition that the City Staff can go by to make the recommendations or denials 400 of different things. She thought there needed to be a definition to start with. There 401 are a lot of things unknown with this development and the first step is to get some 402 definitions made and go from there. 403

Mr. Tim Lundin, 2151 Fairways Lane, stated he has a corner lot, so he sees all of the 405 traffic that comes down. He thought Ms. Nelson covered a lot of his concerns and 406 everyone is concerned about preserving this area as a natural area. This is a unique 407 pocket of wildlife with deer and turkey and coyotes and a lot of other mammals. One 408 of his biggest concerns is with multiple semi-trucks coming down the road or cars 409 that are lost and not being able to turn around. He wondered how a turn around could 410 be removed and he thought there needed to be some clarification in the plan after the 411 turn around is taken out. 412

414

415 416

440

447

450

451

452

453

454

455 456 Chair Kimble noted in the staff report there is a homeowners association requirement for this development.

Mr. Lloyd explained there is not anything in City Code that spells out what a street is, 417 what is a driveway, where is the transition from one to the other which is why staff 418 has created sort of a policy on that with a finite length and a number of lots being 419 served. It is for the Planning Commission and City Council to make some 420 recommendations and decisions that might be in line with staff's policy or might be 421 different in some way, more restrictive or less restrictive, that is something that still 422 needs to play out whether that is something that goes through a Code amendment 423 process to define that or simply done in practice just by the decisions that are made. 424 With respect to the streets, the developer would be doing the reconstruction, 425 removing the existing street segments, grading things appropriately, installing new 426 street segments according to the City's specifications for these public streets. He 427 indicated he did not know the answer or the resolution to the question of where 428 people will turn around. He knew that was one of the considerations in this whole 429 project and one the Public Works and Engineering staff is more intune with than he 430 was. With respect to the wetland setback, some of the shapes on the site plan, parts of 431 those polygons that represent home development are actual building footprints and 432 some of them are patio areas. Both of those kinds of improvements have different 433 setback requirements. Structures themselves, do need to be fifty feet from the 434 delineated boundary of the wetland. Paved surfaces, like patio, can be as close as 435 thirty feet from the delineated boundary of the wetland. There are some parts of those 436 represented building areas, represented improvement areas that are not actually 437 structures but surfaces like patios that can be within fifty feet of that wetland 438 boundary. 439

Mr. Ganz reviewed how the association will be managed. He noted they have designed are little catch ponds that are on the west side of lots two, three, four, five and six that has been shown to the Rice Creek Watershed District. These will catch the flow coming off of the lots and will be part of the maintenance done by the association. He indicated there is no ground water in the area, all of the water that is in the wetland is coming from the street and from the ground when it rains.

448 Chair Kimble asked if this project is at the scale to require and Environmental Impact 449 Statement (EIS).

Mr. Lloyd explained that was correct, an EIS is not simply careful analysis of what impacts might be to natural features like a wetland. Careful attention is being paid by multiple jurisdictions and levels of Government to those impacts. The EIS is a very particular review that is reserved for the most intensive projects and this project would be far below the thresholds for anything like that.

457 Mr. Tom Collins, Design Engineer for the project, indicated regarding the private 458 driveway length, if in fact the Council is going to put a maximum length on a private 459 driveway, he would request that it be considered to be lengthened from the 150 feet.

- The minimum front yard width of a lot is 85 feet. Two times 85 feet is 170 feet so there is not way three lots would be allowed to use a shared driveway. The Code requires a turn-around on a cul-de-sac whenever the length of a street is 200 feet so he would request, if in fact, there is going to be a maximum length that it be revised to 200 feet versus 150 feet, which would allow at least for the three driveways that the staff has reported to be allowed for a shared driveway.
- 467 Mr. Paul Nockleby asked for an explanation how a 1937 photograph of this area 468 comports with the State. This is a stormwater, not a natural watershed.
- Mr. Lloyd explained if he understood Mr. Ganz comments correctly, his statement is 470 that there is not any ground water creating any wetland at other times of year than 471 when rainwater might flow from the surrounding land to this low area of elevation. 472 He indicated he did not know anything about the climate of weather in 1937, prior to 473 those photographs but it seems entirely likely under that scenario that there may have 474 been a lot of snow that winter, depending on what time of year the photographs were 475 taken, and or rain in the weeks or months leading up to the time that the photographs 476 were taken that could well have led to the accumulation of the wetland that is visible 477 there. 478
- Mr. Nockleby indicated 1936 and 1937 were some of the driest years ever in 480 American history, resulting in the Grapes of Wrath story that John Steinbeck wrote. 481 482 This was a very dry year without any rain to speak of in the Midwest, just a dustbowl. If there is a photograph from July 1, 1937 that shows wetland, that is very likely not 483 stormwater. He indicated he was going to dispute the assertions by nonprofessionals 484 and anyone who has not studied the climate science from that period who will assert 485 that this is not a natural groundwater area. Mr. Ganz is trying to build homes that will 486 impact everyone in the area, and he is telling the Commission that it is something it is 487 not. He asked the Commission to deny this. 488
- 490 Chair Kimble closed the public hearing at 9:00 p.m.
 - Commission Deliberation

469

479

489

491

492 493

Member McGehee indicated given the hour she would like to make a motion because 494 she reviewed all of the materials and options before the meeting and listened rather 495 carefully and she thought she would agree with some of the initial questions raised by 496 Member Pribyl and also she was unimpressed with the ease at which the developer 497 believes that he can make the corrections and adjustments and as an environmentalist 498 and someone that knows a great deal about tree and tree preservation, she was 499 unimpressed with his address on that particular topic and she also felt very strongly 500 about the fact that he never addressed the question raised by another individual about 501 runoff of fertilizers and pesticides from lawns into the wetland. She thought that City 502 Staff has spent a tremendous amount of time and she thought the outstanding issues, 503 504 including turnarounds including parks with now streets through them to accommodate emergency vehicles are just too many things to keep kicking the can down the road. 505 506 She would move to deny based on the list provided by staff of outstanding things and

Minutes – Wednesday, June 2, 2021

Page 12

add to that the issue of the turnaround, the road through the park, the protection of the 507 trees, runoff of pesticides into the wetland, the odd shaped lots, etc. 508 509 **MOTION** 510 Member McGehee moved, seconded by Leutgeb, to deny the preliminary plat 511 based on the following findings: 512 The list of Staff-recommended conditions related to needed plat revisions 513 is too vast, such that full compliance cannot be envisioned. 514 Testimony by the developer, and his representative, suggests he is 515 unwilling to resolve outstanding compliance issues related to the private 516 driveway and emergency access. 517 The proposal would cause the removal of too many trees. ٠ 518 The realignment of County Road B and Eustis, and elimination of the 519 existing turnaround, has the potential to create unnecessary traffic in 520 nearby neighborhoods. 521 Development discussions of the subject property have been ongoing for • 522 nearly 20 months with no clear resolution to-date. 523 The stormwater plans appear insufficient to mitigate the negative 524 impacts of runoff containing household herbicides, pesticides, and 525 fertilizers into the nearby wetland. 526 527 Mr. Lloyd noted there is not a road proposed through the park parcel. The existing 528 driveway runs in that location but there is no proposal to continue a driveway or any 529 kind of road through the park parcel. 530 531 Member McGehee explained she referred to Mr. Ganz' remark for emergency 532 vehicles and that he would put some special materials in there so the vehicles could 533 drive through there. 534 535 Mr. Ganz explained the fertilizer and runoff goes into a catch pond; it does not go 536 directly into the storm pond that is there. 537 538 Member McGehee indicated the water that runs through rocks is not going to filter 539 out pesticides and fertilizers and the way Mr. Ganz described the catch basin, it is not 540 an infiltration basin, it is a silt basin and those are two very different things. 541 542 Mr. Ganz explained it is a silt basin with a silt fabric inside the rock and then 543 currently what is there right now is sending all of the garbage off the street directly 544 out into the wetland. The way he is designing it changes how the water is going to go 545 into that wetland. He noted he has been asked to make this better, so the wetland 546 survives, looks better and lasts another hundred years. He indicated that is the way 547 the watershed has asked him to do this, and he was not trying to do it in a bad way. 548 549 Member McGehee agreed to disagree with Mr. Ganz because the silt basin is not 550 going to do that. She understood how the road runoff works in the City of Roseville 551 and she also understood the distance of that wetland from the road and the infiltration 552 possibilities on the way there and she thought there were ways to improve it, but she 553

554 thought the plan Mr. Ganz' has added fertilizer and pesticides in an area where it does 555 not exist now and does not have easy access to that wetland and whether there is a silt 556 screen or not, it is not going to change whether those pesticides and chemicals get 557 into the wetland.

558

567

570

578

584

590

- Mr. Ganz indicated he did sixteen soil borings out there and two of them were up 559 against the wetland and they went down fifteen feet and there is no water in the 560 ground out there and because of the soil that is there they cannot do an infiltration 561 there right now. The only way they can do an infiltration in that area, because of the 562 soil that is there is if you dig down ten feet, fill it with rocks and put sand on top of it 563 with grass on top of that so water can flow through the grass, down through the rocks 564 and down through the ground. The soil that is there is not an infiltration, it is a point 565 zero two type of infiltration soil. 566
- 568 Chair Kimble appreciated Mr. Ganz' comments but would like to go just to 569 discussion by the Planning Commission going forward.
- 571Member Pribyl indicated one of her biggest concerns is if this is tabled it will end up572in a slightly different place in another month and partly based on some of the big573concerns, including the biggest one for her is defining this road versus shared574driveway that seems to be a pretty wide difference of opinion on what that is and she575was not sure how the current staff position, definition would be enforced or576enforceable going through the Planning Commission and City Council moving577forward.
- 579 Mr. Lloyd indicated there are a couple of avenues for an answer, one is if the 580 Commission recommends approval of the subdivision proposal, such as this, with a 581 condition and then the City Council takes action on that. Ultimately the City Council 582 is the arbitrator in the end. He noted personally he did not feel like there is difficulty 583 in enforcing any standard.
- 585 Member Kruzel thought there seemed to be multiple issues with this plat, one being 586 the driveway road, the wetlands seem to be very controversial and wondered if there 587 was a way to get an in depth, independent study done on what would happen and 588 what is going on with that and she also thought the Commission needed to listen to 589 the neighbors.
- 591 Chair Kimble indicated whether the wetland is created naturally or stormwater, it is 592 governed the same by the City and the Watershed. She explained she was not 593 negating the concerns about the wetland but there are definitions and controls and not 594 staff just deciding on its own whether it is.
- 596Member Bjorum indicated regarding the motion, he knew there has been some history597with this area and a little bit of back and forth and that this is the second time around.598He was willing to say there is a benefit of the doubt and willing to push the599recommendations that staff has put forth and beholden the developer to the required600setbacks, lot requests, this street length. He thought the wetland was a big deal and

Regular Planning Commission Meeting Minutes – Wednesday, June 2, 2021 Page 14

what is being proposed now is pretty over developed for an area this large with the 601 geographical issues it has. He thought with regulating some of these areas and 602 adjusting the street to meet the requirements that the City has set forth, he thought 603 there was the ability to achieve some developments here without destroying the 604 neighboring properties. He was sure if he were willing to fully deny this right off the 605 bat and would like to give some of the benefit of the doubt to the developer who 606 seems to have some thought put into how this wetland is handled and has done some 607 research. He would agree with Commission McGehee that pesticides and things like 608 that is going to be caught all together in a silt basin, but he appreciated that there is 609 some research put into that by the developer. He was willing to give the benefit of 610 the doubt and push back for the developer to fix this stuff and come back. He noted 611 the 150-foot road for him is not a driveway and frustrates him when he sees that on 612 there. If the developer is willing to go back and review the requirements the City has 613 set forth and the City establishes the driveway standard going forward and the 614 developer can meet that then he would be willing to review this again. 615

Chair Kimble indicated she would support the motion of denial. The fact that this is 617 not an enormous piece of land and the fact that discussions have gone on for twenty 618 months without a resolution is concerning to her. There are plenty of issues that staff 619 has identified that she thought are issues that could have been resolved before now 620 and are not. She did think there is a way to deal with runoff, there are all kinds of 621 mechanisms and controls and is not the first time there has been development next to 622 a wetland and there are ways to deal with that. The other thing of transparency that 623 she would like to say is there are always two sides to this. As a neighbor, she could 624 understand the concerns an if she lived there it would be really hard but on the flip 625 side, somebody owns this land, it is zoned and is developable and they have a right to 626 develop it. At some point, she thought there is going to come before everyone a 627 proposal that makes sense that might not be three single family homes. She did not 628 think this particular preliminary plat is one that she can support. 629

Ayes: 7 Nays: 0 Motion carried.

635 **7.** Adjourn

- MOTION
- Member Kruzel, seconded by Member Schaffhausen, to adjourn the meeting at 9:29 p.m.
- 640 641 **Ayes: 7**
- 642Nays: 0643Motion carried.
- 644
- 645

616

630

631

632

633 634

636

637

638



Planning Commission Special Meeting City Council Chambers, 2660 Civic Center Drive Draft Minutes – Thursday, June 10, 2021 – 7:00 p.m.

Pursuant to Minn. Stat. 13.D.021, Planning Commission members, City Staff, and members of the public participated in this meeting electronically due to the COVID-19 pandemic.

1	1.	Call to Order		
2		Chair Kimble called to order the regular meeting of the Planning Commission meeting at		
3		approximately /:00 p	o.m. and reviewed the role and purpose of the Planning Commission.	
4 5	2.	Roll Call		
6	4.		air Kimble, City Planner Thomas Paschke called the Roll.	
7		The the request of the		
8		Members Present:	Chair Kimble; Vice Chair Michell Pribyl, and Commissioners	
9			Michelle Kruzel, Tammy McGehee, Karen Schaffhausen, Erik	
10			Bjorum and Emily Leutgeb.	
11				
12		Members Absent:	None.	
13				
14		Staff Present:	City Planner Thomas Paschke, Community Development Director	
15			Janice Gundlach, Senior Planner Bryan Lloyd, and Department	
16			Assistant Staci Johnson.	
17	2	Annuara Aganda		
18	3.	Approve Agenda		
19 20		MOTION		
20			moved, seconded by Member Kruzel, to approve the agenda as	
22		presented.	moved, seconded by member related, to approve the agenda as	
23		Prosting		
24		Ayes: 7		
25		Nays: 0		
26		Motion carried.		
27				
28	4.	Communications ar	nd Recognitions:	
29				
30			Public comment pertaining to general land use issues <u>not</u> on this	
31		agenda, including	g the 2040 Comprehensive Plan Update.	
32		NT		
33		None.		
34		h From the Comm	ission or Staffi Information about apported business not already on	
35 36			nission or Staff: Information about assorted business not already on uding a brief update on the 2040 Comprehensive Plan Update	
37		process.	nums a oriej apadie on the 2040 Comprehensive I fan Opdale	
38		Process.		

Special Planning Commission Meeting Minutes – Thursday, June 10, 2021 Page 2

39		No	one.
40 41	5.	Other	Business
42	01	00000	
43		a.	Review and Provide Feedback on Zoning Code Update
44			Community Development Director Gundlach indicated this item has been
45			reviewed previously by the Planning Commission. She turned the item over to
46			city consultants, Mr. Jeff Miller, and Ms. Rita Trapp.
47			
48			Mr. Jeff Miller started the Zoning Code Update presentation with text
49			amendments. He indicated the intent is to try to go over the highlights and
50			summarize what is in the text amendments. He indicated this has been reviewed a
51			couple of times at the high level, the recommendation level and now at the
52			recommendation level. He noted the intent is to have this go to a public hearing
53			at the Planning Commission and then to City Council adoption in August.
54			
55			Residential Districts' Amendments were reviewed by Mr. Miller.
56			
57			Member Leutgeb indicated there was a distinction in the table between the
58			multifamily dwellings of five to eight units and then eight or more. She asked for
59			clarification on eight-unit dwellings because it seemed like it was a grey area and
60			could be confusion there.
61 62			Mr. Miller explained that has been and issue and thought it was corrected. He
63			indicated it should be five to eight and more than eight. There are instances in
64			today's code where there is an overlap. He noted he will look at that to make sure
65			it has been caught but the intent is that it is five to eight and then more than eight,
66			rather than eight or more.
67			
68			Member McGehee explained on page four of the packet, the Statement of
69			Purpose, when it is talking about the statement or purpose, she thought it would
70			be helpful to everybody reading the Code to see what the relevant goals are and
71			have them listed.
72			
73			Mr. Miller noted that comment and continued with his review of the Residential
74			Districts' Amendments.
75			
76			Member McGehee indicated relating to the lot depth, she agreed with the area and
77			the frontage but some of the issues that she thought staff has been struggling with
78			are the irregularity of some of the lots being proposed and that maybe something
79			staff wants to think about whether that helps them to define the lots and the kinds
80			of shapes they like.
81			
82			Ms. Gundlach explained the Subdivision Code has a provision about irregular
83			shaped lots and she thought that provision was sufficient to address the issue
84			being mentioned.
85			

Mr. Miller continued with his presentation.

86

87

88 89

90

91

92

93

94

95

96

97 98

101

102

103

104

105 106

111

112

113

114

115 116

124

Member McGehee regarding the setback, in some of the residential parts there is indication about the first story being eighteen feet. Then the second story, the direction was that the setback that is near a residential area begins after the third story and she wondered if one would want to consider that being after the second story, if in fact that first story is already eighteen feet high. Also, it seems, just from an aesthetic point of view, if up against a residential side, if the idea is a combination of aesthetics and gradual building up, when talking about something that may be up to a hundred feet, to simply step back after the third story and then just go on up at least seems to her neither aesthetic nor really doing what they would hope up against a residential area.

99 Mr. Miller believed the reason they are above the third story is because that is in 100 line with what the current CMU District allows.

Mr. Paschke indicated he would have to look in the City Code but believed along the greenway frontage there is a provision about stepping back residential buildings. The main level is at grade for one level and then it steps back a certain distance for the remainder of the building.

107Mr. Miller explained the other comment regarding one hundred feet, he thought108the other tool the City has is in HDR, anything higher than fifty-five feet requires109a CUP so the City would still have the opportunity there to require another step110back.

Member McGehee thought they seem to be big on articulation and where there are doors and windows and everything else and if they are trying to make this more palatable up against residential areas it seems the more articulation they have on that facing side, the more palatable it is.

Mr. Miller indicated step backs can cause challenges for the developer because
they are losing development capacity. He explained this was looked into and one
of the things they discussed, either/or, and the way it is in the update is if a
developer decided they would rather not do the step act, they would rather move
the whole building back that eight feet, then this is saying the developer would
not have to do an additional step back if the whole building is moved back.
Developers do not always prefer to do that step back.

Member McGehee explained the question she had throughout the review is if the 125 City was looking to make this the best, most cost effective, and easiest thing for 126 the developer or is the City trying to come up with some sort of a balance between 127 the residents who live in the area and already have an investment and what is next 128 to them. It maybe a little more of a challenge but at the same time there are 129 existing residents in Roseville for whom, whether it is eight feet back or not, 130 looking at a fifty-five-foot solid wall, which is definitely not as attractive than if 131 driving around other communities where there are step backs. She indicated this 132

100	is a desirable place, so the City did not have to continually bend over backwards
133	
134	to make it easy and cheap for people to develop in the City.
135	
136	Mr. Miller understood Member McGehee was asking that they maybe think about
137	it being above the second story instead of the third story.
138	
139	Member McGehee noted that is only if the first story is eighteen feet high because
140	eighteen feet is more than a standard story.
141	
142	Mr. Miller asked if Member McGehee was proposing another step back if
143	buildings were higher than three stories.
144	
145	Member McGehee indicated that was correct if next to a residential area.
146	
147	Chair Kimble thought there were other ways to deal with this other than step
148	backs and designing the building ahead of time might, rather than some flexibility
149	and other controls might make it more challenging for everybody.
150	and other controls might make it more chancing for everyoody.
151	Commissioner Pribyl agreed regarding having so many definitions of exactly
152	what needs to be done with the building design to meet the goals. Multiple steps
153	are expensive and depending on the type of construction can get quite expensive
154	to do multiple step backs and that might limit the ability of the developer to do
155	other things that could enhance the building such as adding more landscaping,
156	better materials, other things that can make it aesthetically pleasing without the
157	structural complexity. She also wondered where the eighteen feet came from and
158	noted she could not find where in the document it is at because she saw a
159	reference to eighteen inches but not to eighteen feet.
160	
161	Member McGehee indicated she could have missed seeing it correctly, but she
162	thought it was on something where the first floor was commercial.
163	
164	Mr. Paschke believed the reference was eighteen inches in the Code as it relates to
165	the first floor. He also stated what the requirement is currently in the Community
166	Mixed Use District under the greenway frontage.
167	
168	Ms. Trapp reviewed the Mixed-Use Districts' Amendments and the Employment
169	Districts' Amendments with the Commission.
170	Districts Amendments with the commission.
	Mr. Miller reviewed the new BRT Overlay District and the definitions and
171	amendments with the Commission.
172	amendments with the Commission.
173	Chain Kimhla indicated there is hath datashed and attend at 1 to make the dataset
174	Chair Kimble indicated there is both detached and attached townhome and she
175	wondered if the detached was considered a twin home.
176	
177	Mr. Miller explained they are trying to clarify that the detached duplex is on one
178	lot versus the twin home would be on two lots. That is the situation currently and
179	they are clarifying that.

Ms. Trapp reviewed some of the next step's staff and the consultants will be working on.

180

181

182 183

184

185 186

187

188

189

190

191

192

193

194

195

196

197

198

199 200

205

206 207 Member Leutgeb was curious how they are planning on notifying property owners and residents about the new updated web page for this project.

Ms. Gundlach explained at this point a lot of the engagement has been electronically, but staff has sent postcards to property addresses that have been directly impacted and then properties that lie within five hundred feet of directly impacted properties. That is where staff is steering them to the story map and the webpage. There were some links on the home page of the City website for several months. This has been put in the City newsletter and staff has been doing outreach through the email updates and posting on NextDoor as well as the City's Facebook page. Staff has tried to use a lot of different engagement methods to make people aware of what is going on. As it relates to equity, are they using the right tools, she was not one hundred percent positive that they are, but they are trying to do what they have experienced works and using those tools. She indicated staff would be happy to take the Commission's feedback on what else can be done.

201 Member Kruzel thought there was discussion at another meeting to reach out to 202 the different areas, perhaps block captains, tap into those. She knew with Park 203 and Rec doing different park events there might be a way to have some type of 204 engagement there as well.

Ms. Gundlach thanked Member Kruzel for her feedback.

208 Member McGehee thought there was a lot of mention of changing parking lots, and she did not think there was a good definition in this and wanted to suggest 209 that staff look at the St. Louis Park project where they have incorporated a nice 210 211 change for their parking lots. In terms of the plantings, she suggested they now have a tree company that is their consultant and maybe when they are talking 212 about these plantings the consultant should be contacted to talk about the plants 213 that are going to be the most successful and how to water them. She noted there 214 is a specialist in house but not much and the expertise the City has is used 215 elsewhere. She found that the Council may want to go over the table of uses but 216 as they have changed all of these districts, some of the tables of uses do not seem 217 right anymore, particularly as they mix residential in. Some of the clear places 218 are places where they have excluded childcare, when in fact, they are talking 219 about employment districts in residential areas where childcare might be really 220 important. She indicated she was still really in favor of a seventy-five percent 221 improvement area overall. She noted they put this in most places, but it was not 222 put in all places and since they are unifying, it would be nice to have it all over. 223 She thought as part of the planning of this whole thing, there is a whole section of 224 Roseville that is being talked about between Rosedale and the industrial area and 225 the commercial area at Har Mar and she thought someone, the Council, staff for 226

Special Planning Commission Meeting Minutes – Thursday, June 10, 2021

Page 6

007		the Dianning Commission might trute some up with a vision for how they want to
227		the Planning Commission might try to come up with a vision for how they want to
228		look when they are done, and she did not see that vision. She indicated these
229		were some of the bigger questions that she thought about as she read through all
230		of the materials over the last several months.
231		
232		Chair Kimble thought that was a lot of different thoughts and wondered if Ms.
233		Gundlach had any feedback.
234		
235		Ms. Gundlach indicated Member McGehee and she had a conversation over the
236		phone about this and she indicated she had concerns about broaden the scope of
237		the work and keeping them on track and Member McGehee understood that. She
238		thought it was good that Member McGehee brought the list of issues up and
239		indicated the list could be sent to her email. She noted she will keep notes on
240		additional items that will be brought forward to the City Council for them to
241		decide if they want to have the consultants tackle them.
242		
243	6.	Adjourn
244		
245		MOTION
246		Member McGehee, seconded by Member Pribyl, to adjourn the meeting at 8:19
247		p.m.
248		
249		Ayes: 7
250		Nays: 0
251		Motion carried.
252		
253		

Request for planning commission action

	Date: Item No.:	July 7, 2021 6A	
Department Approval	Agenda Section		
Janucé Gundrach	Othe	r Business	

Item Description: Review recommended Zoning Map changes related to compliance with the City's 2040 Comprehensive Plan

1 **BACKGROUND**

The Planning Commission has been working with the City's planning consultant, HKGi, since January 2 regarding required and optional updates to the City's Zoning Code. The required updates aim to ensure 3 compliance and consistency with the City's 2040 Comprehensive Plan. The optional updates aim to Δ address a variety of issues that have been identified by staff and the City Council, technical revisions, 5 and items that could create a more equitable, inclusive, resilient, and sustainable built environment. 6 The required updates are scheduled to occur first, with the optional updates scheduled later in 2021. 7 While required and optional updates are on a different timeline, the community engagement that has 8 occurred thus far in the process covered all topics. 9

The purpose of the Commission's July 7th discussion is to review the Zoning Map changes. To reiterate what has been discussed at previous Commission meetings, the recommended Zoning Map changes consist only of revisions necessary to meet the statutory requriement that the City's Zoning Map is consistent with the Future Land Use Map contained within the 2040 Comprehensive Plan. Before the public is present for a formal public hearing on August 4, 2021, staff wanted to ensure the Commission had ample time to ask questions and provide feedback.

In an effort to try and simplify the proposed changes, both for the Commission and public's consumption, City staff and HKGi have created an online map that highlights the parcels proposed for revision and the reasons behind such changes. This map can be accessed through the project website at <u>www.cityofroseville.com/zoningupdate</u> and has been provided previously to the Commission for review in advance of the July 7th discussion. Staff would offer the following summary information regarding the Zoning Map changes:

- Attachments A D map out the proposed Zoning Map changes based on type. Not every parcel represented on these maps is an official rezoning. Rather, some districts are just being consolidated and/or renamed. A summary of those maps are as follows:
- 25 26
- Attachment A: Renamed Residential Districts. This map illustrates the former LDR-2 district is being renamed to LMDR. Additionally, the HDR-2 district is being

27 28	consolated with the HDR-1 district, to a singular HDR district. Be advised only one parcel is impacted by the HDR-2 to HDR consolidation.
20	Attachment R: Renamed Non Residential Districts. This man illustrates the renaming
29 30	• Attachment B: Renamed Non-Residential Districts. This map illustrates the renaming of several commercial districts and the consolidation of the existing CMU-2, 3 & 4
31	districts into one and the consolidation of the Regional Business-1 & 2 districts into
32	one. More specifically:
33	 NB renamed to MU-1
34	 CMU-1 renamed to MU-2A
35	 CMU-2, 3, & 4 consolidated and renamed to MU-2B
36	 CB renamed to MU-3
37	 RB-1 & 2 consolidated and renamed to MU-4
38	 O/BP renamed to E-1
39	 O/BP-1 renamed to E-2
40	• Attachment C: BRT Overlay. The map highlights which parcels are impacted by the
41	BRT overlay requirement that establishes a minimum density of 15 units per acre.
42	These parcels are also subject to the Pedestrian and Bicycle Facilities Plan requirement
43	that creates the nexus between walkability and transit stations. Be advised the parcels
44	that can take advantage of the BRT overlay already allow, based on underlying zoning,
45	maximum densities higher than 15 units per acre.
46	• Attachment D: Site-Specific rezonings. This map highlights parcels proposed to be
47	rezoned that don't otherwise classify as a renamed or consolidated district. This map
48	includes the list of parcels that were highlighed in the Scope of Work for the overall
49	Zoning Code Update project.
50	• A public hearing notice for the Zoning Map changes will be published in the Pioneer Press
51	(official City newspaper) at least 10 days in advance of the Commission's August 4 th meeting.
52	• Postcards will be mailed to properties proposed for rezoning, and properties within 500' of the
53	proposed rezoning, at least 10 days in advance of the Commisson's August 4 th meeting. These
54	postcards will outline the property address proposed for rezoning, as well as the existing and
55	proposed rezoning. Approximately 2,100 postcards inviting the public to a public hearing will
56	be included in this mailed notification.
57	• Properties impacted by district renaming and/or consolidation are not being notified. This is
58	because the actual impact of the proposed changes is negligable and would only cause
59	confusion.
60	• There are many properties near 35W that are currently zoned Office/Business Park and are
61	proposed to be rezoned to E-2, Employment Center. These properties did not receive an
62	official rezoning notice because this change results in zoning district regulations that reflect

existing conditions. Further, the only difference between the two Employement districts is the

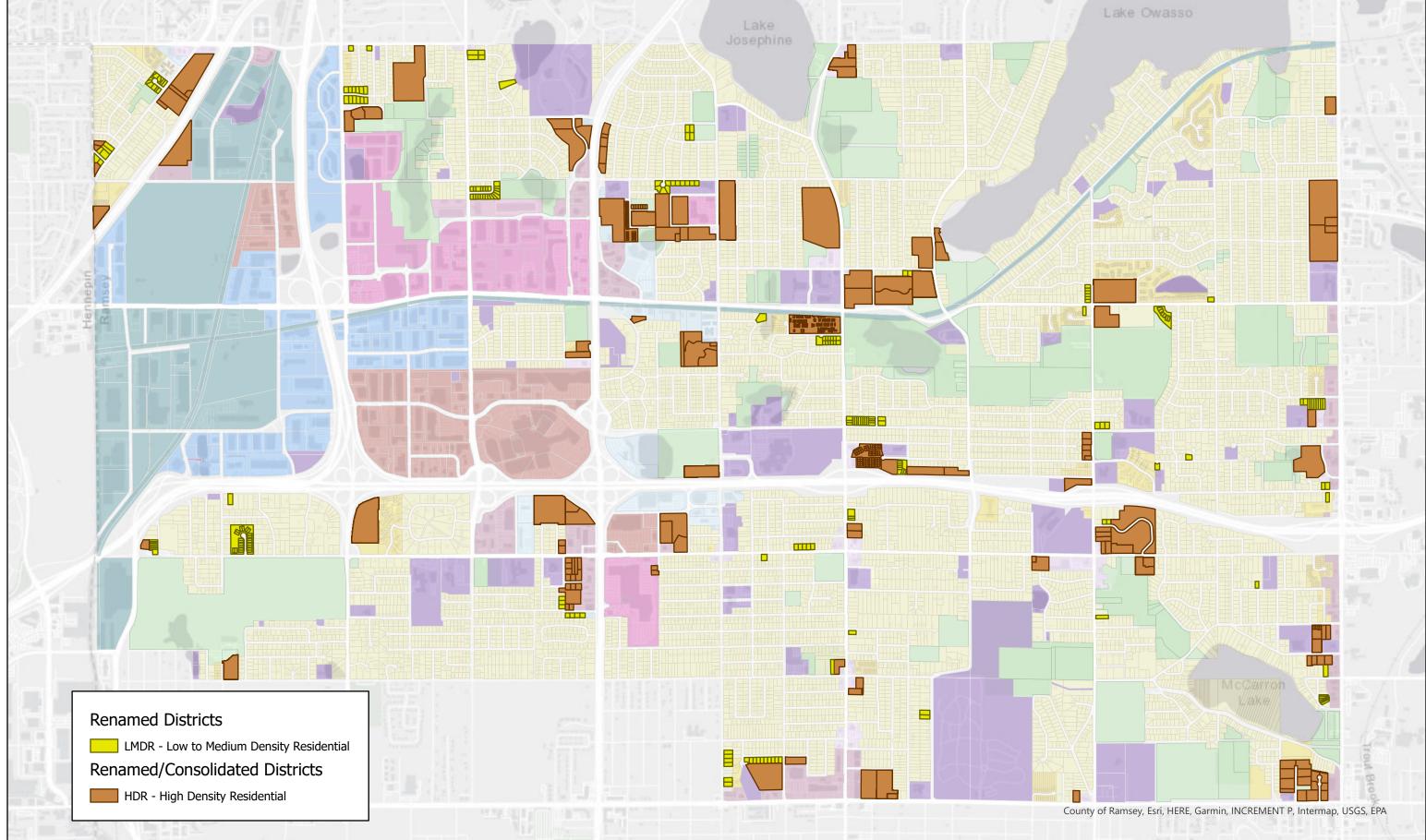
"warehouse" use and the improvement area threshold of 75% verses 85%. Properties going
from O/BP to E-2 are permitted the "warehouse" use and the 85% improvement area threshold.
Statutorily, notifying these properties is not required because, in aggregate, the district
boundary change is greater than five acres. Had the City provided notice, it would only cause
confusion, and practically speaking, nothing is changing. The City Attorney has been
consulted on this and agrees mailed notice is not required in this instance.

70 STAFF RECOMMENDATION

- ⁷¹ Staff recommends the Commission discuss the recommended Zoning Map changes in preparation for
- ⁷² the August 4, 2021 public hearing.

Prepared by: Janice Gundlach, Community Development Director

- Attachments: A. Renamed Residential Districts map
 - B. Renamed Non-Residential Districts map
 - C. BRT Overlay map
 - D. Site-Specific rezonings map

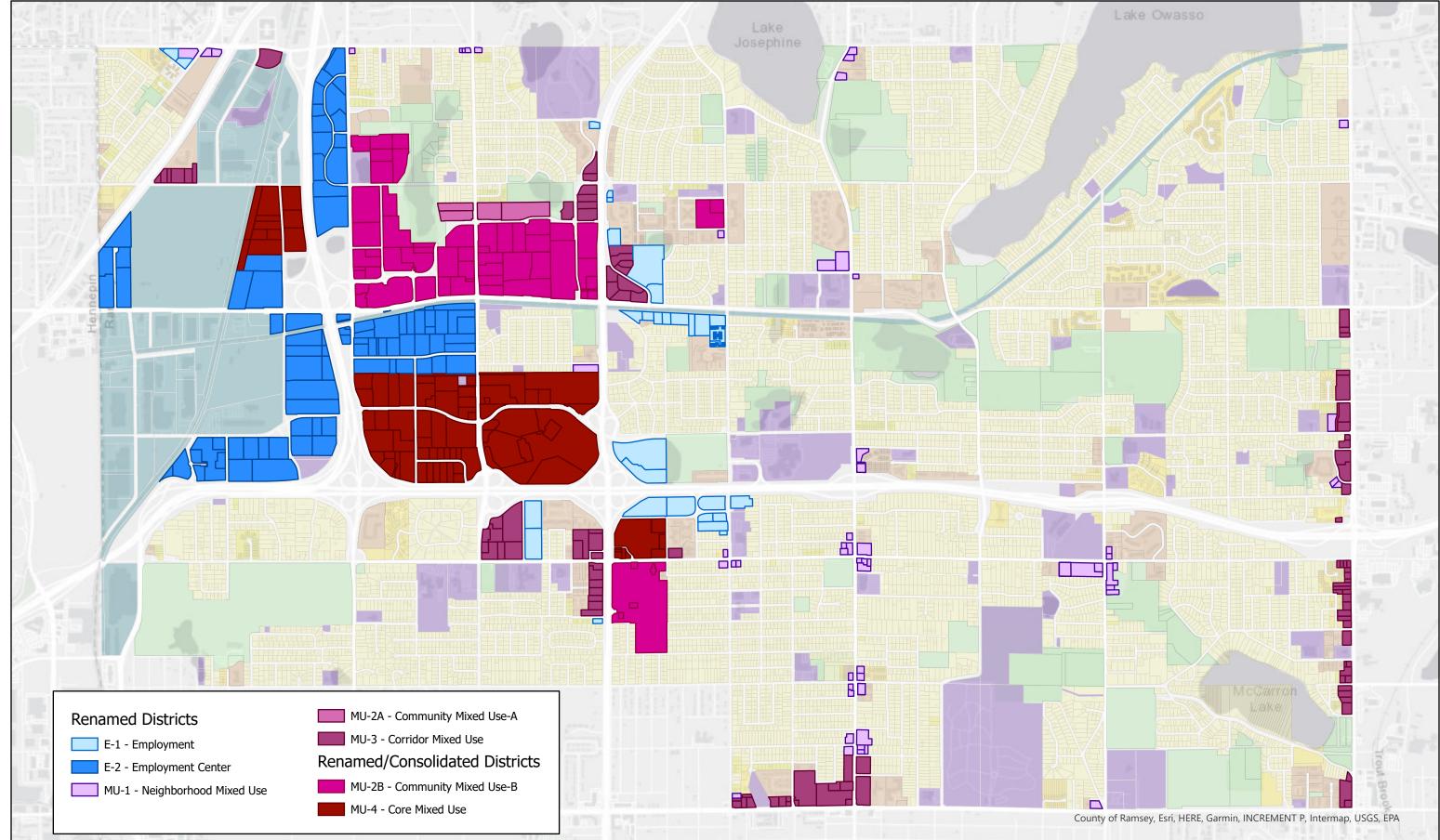


Renamed/Consolidated Residential Districts

Attachment A



Date: 6/30/2021

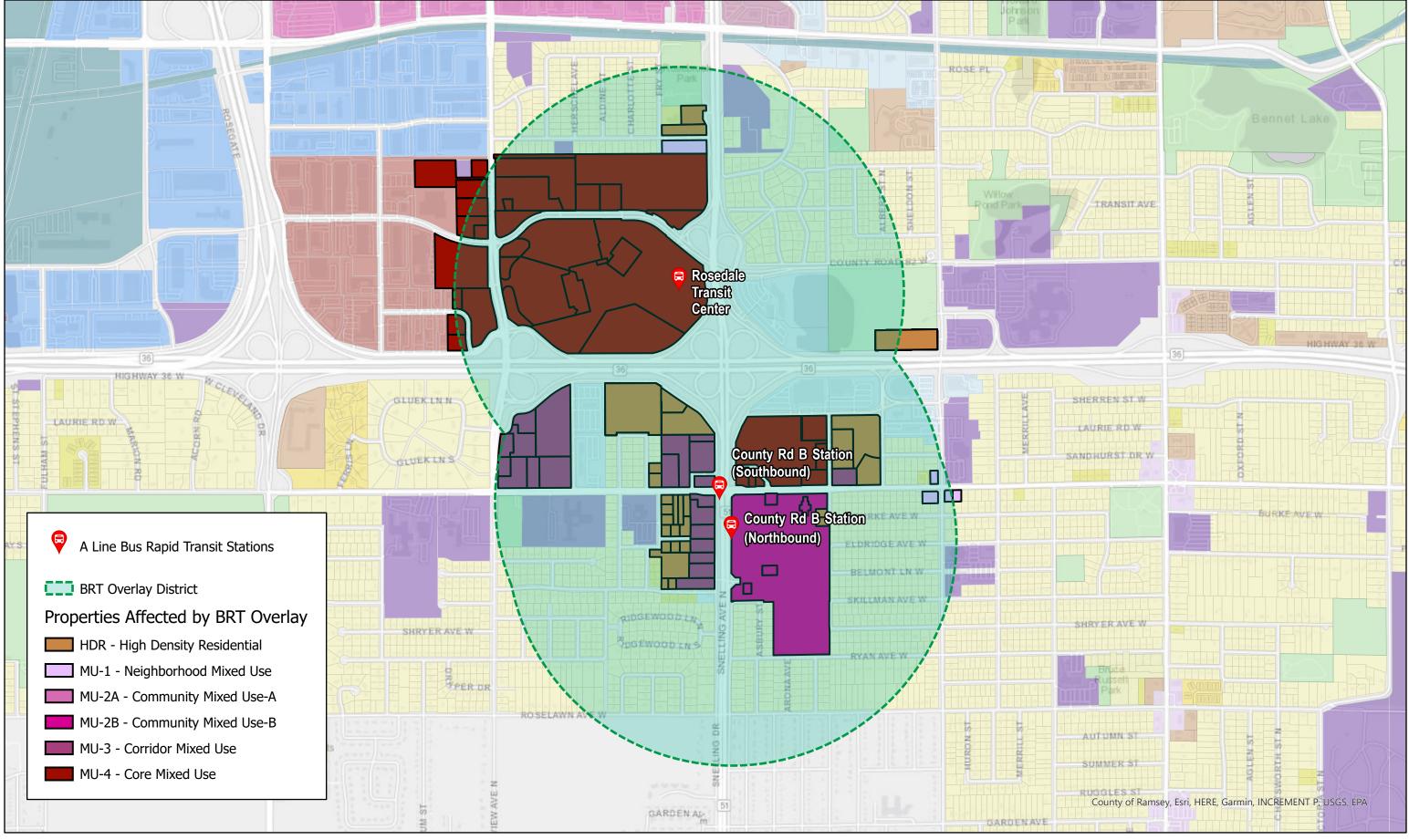


Renamed/Consolidated Non-Residential Districts

Attachment B



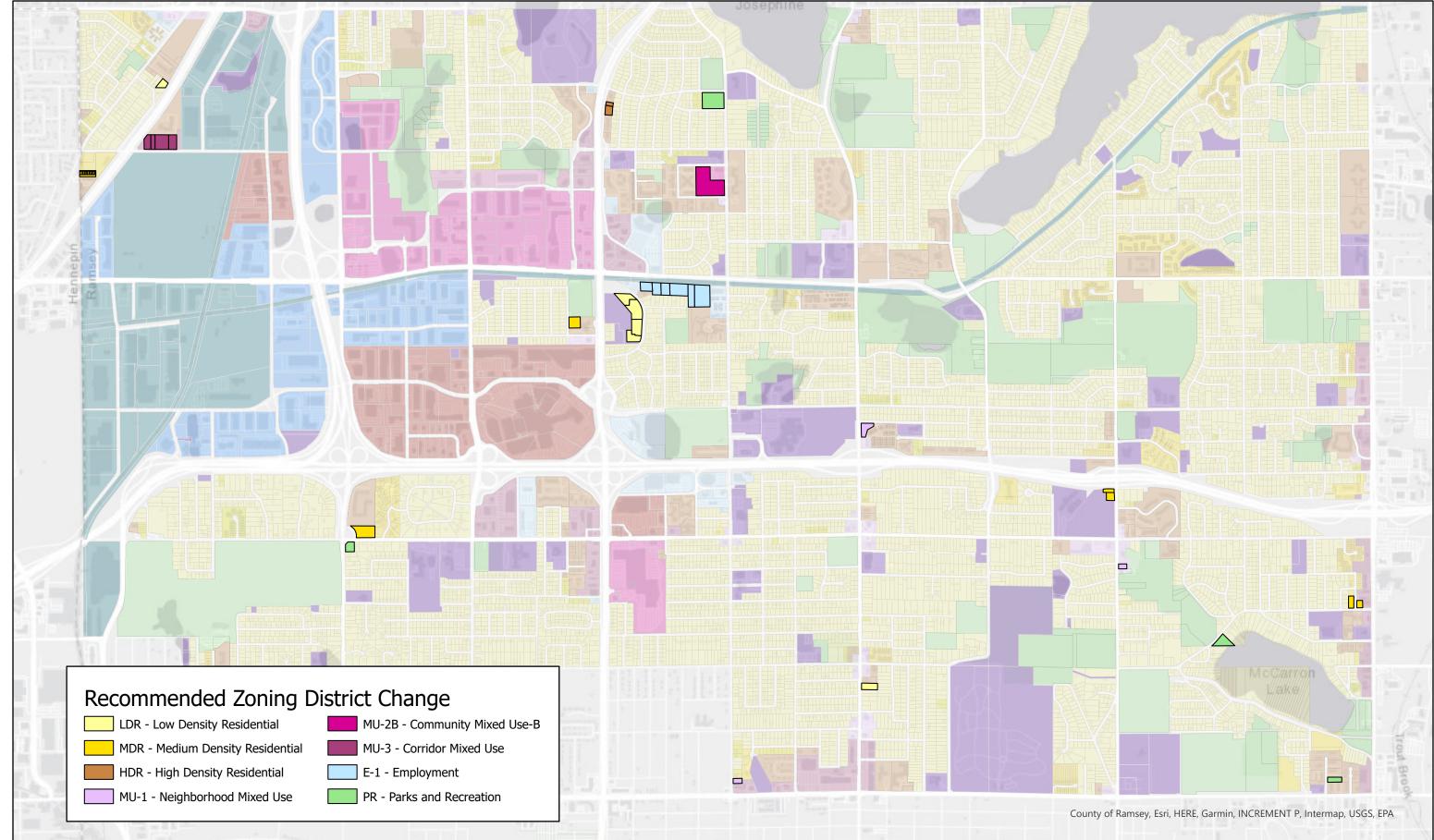
Date: 6/30/2021



New BRT Overlay District

Attachment C

Date: 6/30/2021



Site-Specific Rezoning

Attachment D

Date: 6/30/2021