



CITY COUNCIL MEETING OF JUNE 10, 2019

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CONFERENCE MEETING (6:00 P.M.)

Corridor Study Update

PLEDGE OF ALLEGIANCE.

APPROVAL OF PROPOSED CONSENT AGENDA:

APPROVAL OF CITY COUNCIL MINUTES:

1. City Council Meeting of May 28, 2019 1 - 9

APPROVAL OF PROPOSED CONSENT AGENDA:

NEW BUSINESS:

2. Approve Agreement between the City of Fridley and Landbridge Ecological for Habitat Restoration work at the Springbrook Nature Center and West Moore Lake Sand Dunes Natural History Area 10 – 13
3. Claims (185280 – 185435) 14 – 27

OPEN FORUM, VISITORS: Consideration of items not on Agenda – 15 minutes.

ADOPTION OF AGENDA:

NEW BUSINESS:

- 4. First Reading of an Ordinance Amending the
Fridley City Code, Chapter 205.07 R-1 One-Family
Dwellings, Chapter 205.08 R-2 Two-Family Dwellings,
and Chapter 205.23 Hyde Park Neighborhood
Zoning District Regulations of the Fridley City
Code to Codify Current Policy and Add
Requirements for Tree Planting in New Home
Construction (Text Amendment, TA #19-01,
by the City of Fridley) 28 - 63

- 5. First Reading of an Ordinance Amending
Chapter 128 of the Fridley City Code Pertaining
to Abatement of Exterior Nuisances (Text
Amendment, TA #19-02, by the City of Fridley) 64 - 69

- 6. First Reading of an Ordinance Amending
Chapter 110 of the Fridley City Code Pertaining
to Abating Public Nuisances (Text Amendment,
TA #19-03, by the City of Fridley) 70 - 75

- 7. First Reading of an Ordinance to Amend Section 15
of Chapter 402 of the Fridley City Code to Administer
and Regulate Water, Storm Water, and Sanitary
Sewer in the Public Interest (Text Amendment,
TA #19-04, by the City of Fridley) 76 - 78

- 8. Informal Status Reports 79

ADJOURN.

**CITY COUNCIL MEETING
CITY OF FRIDLEY
MAY 28, 2019**

The City Council meeting for the City of Fridley was called to order by Mayor Lund at 7:20 p.m.

MEMBERS PRESENT: Mayor Lund
Councilmember Barnette
Councilmember Tillberry
Commissioner Eggert
Councilmember Bolckom

OTHERS PRESENT: Wally Wysopal, City Manager
Dan Tienter, Director of Finance/City Treasurer
Julie Jones, Planning Manager
Jay Karlovich, City Attorney
David Mol, Redpath and Company
Pam Reynolds, 1241 Norton Avenue

APPROVAL OF PROPOSED CONSENT AGENDA:

APPROVAL OF MINUTES:

1. City Council Meeting of May 13, 2019.

APPROVED.

NEW BUSINESS:

2. Receive the Minutes from the Planning Commission Meeting of May 15, 2019.

RECEIVED.

3. Resolution Approving a Final Plat, P.S. #18-05, by Fridley Investments, LLC, on Behalf of the Property Owner, the City's Housing and Redevelopment Authority, to Accommodate Redevelopment of the Property Generally Located at 6431 University Avenue NE (Ward 1).

ADOPTED RESOLUTION NO. 2019-22.

4. Resolution Approving Gifts, Donations, and Sponsorships for the City of Fridley.

ADOPTED RESOLUTION NO. 2019-23.

- 5. Approve School Resource Officer Program Agreement between the City of Fridley and Independent School District 14 (Ward 1).**

APPROVED.

- 6. Approve School Resource Officer Program Agreement between the City of Fridley and Northeast Metro 916 Intermediate School District**

THIS ITEM WAS REMOVED FROM THE CONSENT AGENDA AND PLACED ON THE REGULAR AGENDA.

- 7. Claims (184557 - 184724).**

APPROVED.

ADOPTION OF PROPOSED CONSENT AGENDA:

Councilmember Bolkcom asked for Item No. 6 to be removed from the consent agenda.

MOTION by Councilmember Barnette to adopt the proposed consent agenda with the removal of Item No. 6. Seconded by Councilmember Eggert.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY.

OPEN FORUM, VISITORS:

No one from the audience spoke.

ADOPTION OF AGENDA:

MOTION by Councilmember Bolkcom to adopt the agenda with addition of Item No. 6. Seconded by Councilmember Tillberry.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY.

NEW BUSINESS:

- 8. Resolution to Approve and Accept the Comprehensive Annual Financial Report for the Fiscal Year Ending December 31, 2018.**

David Mol, CPA Redpath and Company, provided an annual financial report overview for fiscal year ending December 31, 2018. He highlighted the following:

- **OPINION ON THE FAIR PRESENTATION OF THE FINANCIAL STATEMENTS**

What did we do? Determine the financial statements as presented in accordance with established accounting principles and free of material misstatement.

How did we do it? Audit Standards, American Institute of Certified Public Accountants (AICPA), Government Accountability Office (GAO). Plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement.

What is the result? An unmodified or “clean” opinion was issued on the 2018 financial statements.

- **GFOA AWARD FOR EXCELLENCE IN FINANCIAL REPORTING**

The City has received this award for seven consecutive years. The Award demonstrates the City’s commitment to preparing Financial Statements that are comprehensive, transparent and consistent with Accounting standards.

- **REPORT ON INTERNAL CONTROLS**

What did we do? We gained an understanding of internal controls in place and their effectiveness in order to design our audit procedures for expressing an opinion on the financial statements. Deficiencies in internal control that are identified are discussed with management and reported to the City Council.

What is the result? No items noted.

- **REPORT ON MINNESOTA LEGAL COMPLIANCE**

What did we do? Determine the City has complied with certain Minnesota Statutes / Laws that pertain to financial transactions. Followed the audit guide published by the Office of the State Auditor. The guide consists of seven sections:

Conflicts of interest	- Public Indebtedness
Contracting bid laws	- Claims and disbursements
Miscellaneous provisions	- Tax increment
Depositories of public funds and investments	

How did we do it? Select sample of transactions to test for compliance with statutory provisions.

What is the result? One item noted regarding collateral for deposits.

- **COMMUNICATION TO THOSE CHARGED WITH GOVERNANCE**

Accounting policies used and/or changed. New OPEB accounting standard implemented for 2018.

Accounting estimates in the financial statements.

Net OPEB Obligation (\$775,000)
Net Pension Liability (\$11,259,000)
Depreciation expense (\$4,100,000)

Financial statement adjustments identified during the audit--no material adjustments, no difficulties encountered in performing the audit, no disagreements with management.
Other Matters: More changes in accounting standards on the way.

Mayor Lund said the one incident now has controls in place so that will not reoccur.

Mr. Mol replied that the incident occurred in a short time frame and was corrected right away.

Dan Tienter, Finance Director, said three controls are in place. One is to notify the bank of large deposits. The second is to deposit transfers on the next day business. The third is to monitor collateral independently and contact the Federal Reserve to ensure we have appropriate collateral.

Councilmember Bolkcom said it appears Public Safety wages are down. She asked if there was a reduction in the number of employees.

Wally Wysopal replied that they were in the process of hiring new officials. There is no reduction in the number of employees.

Mr. Tienter added that it is also due to the merger of Public Safety staff.

Mr. Tienter thanked Korrie Johnson, and Dave Mol and his team for their effort and time spent on the audit. He thought it went very smoothly.

MOTION by Councilmember Bolkcom to adopt Resolution No. 2019-24. Seconded by Councilmember Eggert.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARINGS:

9. Consider an Ordinance Amending Chapter 205.07 R-1 One-Family Dwellings, Chapter 205.08 R-2 Two-Family Dwellings, and Chapter 205.23 Hyde Park Neighborhood Zoning District Regulations to Codify Current Policy and Add Requirements for Tree Planting in New Home Construction (Text Amendment, TA #19-01, by the City of Fridley).

MOTION by Councilmember Bolkcom to open the public hearing. Seconded by Councilmember Barnette.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY, AND THE PUBLIC HEARING OPENED AT 7:43 P.M.

Julie Jones, Planning Manager, stated the purpose of this amendment is to incorporate minimum tree planting requirements at the time of single-family residential construction, restructure description of parking requirements for places of assembly under special use permits, incorporate

graphic explanations where helpful, incorporate requirements in policy, remove outdated and repeated language and clarify confusing code sections. The residential code sections include R-1, Single-Family Residential; R-2, Two-Family Residential; and S-1, Hyde Park Neighborhood. The Planning Commission discussed adding another graphic to explain setbacks, putting restrictions on maximum garage space, determining the minimum dwelling floor area, allowing a 2nd dwelling on an R-1 lot, and requiring a minimum parking space. The changes since the first hearing were made in Section 1 to correct exterior storage text. There no changes in Section 2. The Planning Commission moved unanimously for approval with correction. Staff recommends proceeding with the first reading of the ordinance on June 10.

Councilmember Bolkcom asked for clarification on page 87 where it talks about a 1,000 sq. ft. house and how much square feet an accessory structure could have.

Ms. Jones replied a 1,000 sq. ft. house, can have a 1,000 sq. ft. accessory structure. She said the square footage of an accessory structure shall not exceed 100% of the dwelling unit.

Councilmember Bolkcom asked about the smaller homes that may need a larger accessory for storage.

Ms. Jones replied the home is the principal use of the lot, not storage. Some larger structures may encourage illegal use of the structure for home operation. Staff is willing to work with residents to create a solution that works for them.

Councilmember Bolkcom asked about commercial vehicles on the property.

Ms. Jones replied that was added a few years ago. Special zoning is needed to store commercial vehicles on the property that are needed to go to and from work. It may be approved if the setback requirements are met.

Councilmember Bolkcom asked about the parking. If she had a church service in her home, could people park on her property?

Ms. Jones replied a special permit would be needed. They would have to park on the property, and not on the public street.

Councilmember Bolkcom asked about wind generators and whether they could be attached to a 20-foot-tall roof.

Ms. Jones replied this is existing text. The only change was the graphic. This would be a rare situation.

Councilmember Bolkcom asked staff to look at page 95, 4, B-1. It is a long sentence. Also, page 96, 5A, #3 should be made into two sentences. With respect to Page 99, #2, she asked if she would she be able to have her entire yard covered with mulch instead of grass or seed.

Ms. Jones replied massive areas of mulch and dirt would not be allowed. The purpose is to provide vegetative cover to prevent soil erosion.

Wally Wysopal, City Manager, noted on page 87, 1B, Accessory Structures, the second garage increased from 120 sq. ft. to 200 sq. ft. What if people have sheds 120 sq. ft. or bigger?

Ms. Jones replied the reason for the change is 120 sq. ft. required a building permit and that was changed to 200 sq. ft. a few years ago. The first reading for this item is scheduled for June 10.

Pam Reynolds, 1241 Norton Avenue, asked about the general provision in Section 5, regarding the requirement that a concrete driveway shall be set back 3' from any property line. The drawing on page 94 that allow you to have a 26' wide driveway is confusing.

Ms. Jones replied that the 26' is at the property line. This pertains to new construction only.

Ms. Reynolds thought the new construction was for the tree plantings, but this does not pertain to changing existing driveways.

Ms. Jones said this addresses the curb cut. The dimensions have not changed and have been in the policy for years.

Ms. Reynolds asked about page 99, 2C, where it says to fix a hole in the siding if its one inch or larger. She asked how staff will enforce this rule?

Ms. Reynolds asked about the planting of two different trees within six months of new construction of a home. Who provides the trees and how could the City dictate people to plant trees on their property?

Mayor Lund said that is currently required for commercial and industrial construction.

Ms. Reynolds asked how the City had the right to do that. She said what if the property owner did not want trees in their yard or for some medical reason could not pick up leaves from trees. She asked what kind of trees were required to be planted.

Councilmember Bolkcom said staff would give a list of tree suggestions to the property owner.

Mayor Lund added that new construction requires to put sod down and now they would need to plant two trees. Currently there is no provision to plant trees.

Ms. Reynolds asked if the City would plant the trees on the boulevard. She said there is a fine line as to what the City can dictate and enforce what a property owner wants to put on their own property. She does not think the City should force people to plant trees.

Mayor Lund replied that trees help create a green canopy for the City and have many other benefits.

MOTION by Councilmember Bolkcom to close the public hearing. Seconded by Councilmember Eggert.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING CLOSED AT 8:47 P.M.

10. Consider an Ordinance Amending Chapter 128 of the Fridley City Code Pertaining to Abatement of Exterior Nuisances (Text Amendment, TA #19-02, by the City of Fridley).

MOTION by Councilmember Eggert to open the public hearing. Seconded by Councilmember Barnette.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING OPENED AT 8:47 P.M.

Julie Jones, Planning Manager, stated the purpose of this amendment is that Chapter 128 needs to match Chapter 6, to clarify public nuisance definition to be less broad, to modify timelines to ensure the City can meet all appeal deadlines, to clarify the disposition and release of property and to better describe assessment process and payment options. There are no changes to the process in place--just better descriptions. The code needs to be improved as several other chapters refer to Chapter 128. Chapter 128 is sent with every abatement letter City mails out and the City wants to ensure the code is understandable. Staff wants to make sure language in the code matches our process.

Ms. Jones said the Planning Commission reviewed the ordinance and held a public hearing on May 15. They found two numbering errors and those errors are now corrected. No concerns were raised on the proposed text changes and there were no residents at the public hearing. The Planning Commission unanimously recommended approval with numbering corrections. Staff recommends Council hold the public hearing, review the text and make any suggestions for improvement. The first reading of the ordinance will be held at the June 10 City Council meeting.

Councilmember Bolkcom asked why on page 126 the recommendation is to change from a 20-day notice to a 10-day notice.

Ms. Jones replied in the process of an abatement letter, the homeowner has 20 days from the date of the letter to comply. The issue is when the homeowner waits until the 20th day to respond. By changing the date, staff can step in with the abatement process giving them more time to set up a hearing to review the case. Currently, 20 days is too lenient.

MOTION by Councilmember Eggert to close the public hearing. Seconded by Councilmember Barnette.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING CLOSED AT 8:54 P.M.

11. Consider an Ordinance Amending Chapter 110 of the Fridley City Code Pertaining to Abating Public Nuisances (Text Amendment, TA#19-03, by the City of Fridley).

MOTION by Councilmember Eggert to open the public hearing. Seconded by Councilmember Barnette.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED AND THE PUBLIC HEARING OPENED AT 8:54 PM.

Julie Jones, Planning Manager, stated the purpose of this amendment is to better define exterior nuisance conditions that are abated, incorporate longstanding 24-hr abatement procedures in the code, refer to assessment procedures in Chapter 128 for mowing abatements and hazardous building abatements. The Code Changes proposed refer to definitions in Chapter 205 and 101, clarify public nuisance definition and exempt special use permits, clarify that abatement procedures follow Chapter 128, clarify that notice is always given to the *owner* by mail, add language about public right-of-way abatements, added *emergency* abatement procedures, and this includes referring to the procedures contained in Chapter 128 in Chapter 105, Landscape Maintenance, and Chapter 2e10, Hazardous Buildings.

Ms. Jones said the Planning Commission reviewed this, and the timeline and process for emergency abatements was debated, and defining “non-domestic” animals was debated. The numbering was confusing, so that was changed. The Planning Commission unanimously recommended approval. Staff Recommends Council hold the public hearing and review the proposed code language and make recommendations for modifications. The first reading of the ordinance will be scheduled for the June 10 City Council meeting.

MOTION by Councilmember Eggert to close the public hearing. Seconded by Councilmember Barnette.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED AND THE PUBLIC HEARING CLOSED AT 8:58 P.M.

6. Approve School Resource Officer Program Agreement between the City of Fridley and Northeast Metro 916 Intermediate School District.

Councilmember Bolkcom said she thought that throughout the agreement the word “Chief” should be changed to “Director of Public Safety”. She asked why if the Principal does not feel the officers are performing their duties they could be removed from the program.

Jay Karlovich, City Attorney, replied that the Attorney for the School District drafted this document, and the school pays for the officer.

Councilmember Tillberry added that the school does not control who they get.

Attorney Karlovich said if the Principal does not like how the officers conducts themselves, or interacts with students, they can request someone else.

Councilmember Bolkcom thought it could be written in a more positive way.

Wally Wysopal, City Manager, said that the officers work closely with the schools. This district welcomes the officers and the relationships have been good in the past.

MOTION by Councilmember Bolkcom to approve the school resource officer program agreement between the City of Fridley and Northeast Metro 916 Intermediate School District. Seconded by Councilmember Barnette.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY.

12. Informational Status Reports.

Mayor Lund reminded residents that '49er Days is coming up with the kickoff on June 13.

ADJOURN:

MOTION by Councilmember Barnette to adjourn. Seconded by Councilmember Eggert.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE MEETING ADJOURNED AT 9:04 P.M.

Respectfully submitted,

Krista Peterson
Recording Secretary

Scott J. Lund
Mayor



**AGENDA ITEM
CITY COUNCIL MEETING OF
JUNE 10, 2019**

To: Walter T. Wysopal, City Manager

From: Deborah Dahl, Director of Community Services & Emp. Resources
Mike Maher, Springbrook Nature Center Director

Date: June 7, 2019

Re: Habitat Restoration Agreement

In February of 2019, the City of Fridley was awarded a grant in the amount of \$37,000 from the Minnesota Department of Natural Resources for habitat restoration work at Springbrook Nature Center and West Moore Lake Sand Dunes Natural History Area.

The work will entail removal of woody invasive species, such as buckthorn, followed by prescribed burning to encourage growth of native species on a minimum of 43 acres of land. The funding is available until July of 2021. A match of \$8,000 is required and can be contributed as a combination of volunteer and staff time, as well as cash.

Three bids were requested for the work in the amounts of:

\$27,818 from Landbridge Ecological

\$38,800 from Natural Resources Restoration, Inc.

\$75,530 from Minnesota Native Landscape

My recommendation is to enter into agreement with Landbridge Ecological for their base bid of \$27,818. They did also provide pricing for treatment of additional acreage, which we could choose to complete with the additional grant fund balance that will be available.

Attachment:

Landbridge Ecological Agreement

CONTRACT AGREEMENT

This AGREEMENT is made as of the 23rd day of May, in the year 2019, by and between the following parties, for services in connection with the PROJECT identified herein:

OWNER/REPRESENTATIVE City of Fridley 7071 University Ave NE Fridley, MN 55432	CONTRACTOR Landbridge Ecological 670 Vandalia St. St. Paul, MN 55114
CONTACT Mike Maher, Springbrook Nature Center Deborah Dahl – Director, Community Services/Employee Resources	PROJECT Springbrook Nature Center/West Moore Lake NHA

OWNER/REPRESENTATIVE This contract governs the rights and responsibilities of LANDBRIDGE ECOLOGICAL (hereafter referred to as LANDBRIDGE) and Springbrook Nature Center/Deborah Dahl (hereafter referred to as OWNER/REPRESENTATIVE), where LANDBRIDGE has been retained to perform services for the contracting party. By signing below, the OWNER/REPRESENTATIVE is attesting that he/she is fully authorized by the landowner to enter into such an agreement.

SCOPE OF SERVICES LANDBRIDGE will perform the following professional design and construction services to the property and provide all material, equipment, tools and labor, necessary to complete the WORK described herein, including the following:

	UNIT	ACRES	TOTAL COST
Springbrook Invasive Woody Cut/Pile/Treat	Lump Sum	35	\$14,495.00
Springbrook Pile Burning	Lump Sum	35	\$3,128.00
Springbrook Prescribed Burn	Lump Sum	35	\$7,915.00
West Moore Lake Invasive Woody Cut/Treat	Lump Sum	7	\$500.00
West Moore Lake Prescribed Burn	Lump Sum	7	\$1,780.00
	TOTAL		\$27,818.00

*See Springbrook Nature Center/West Moore Lake NHA RFQ and Landbridge Proposal for further details. Detailed Quote on Page 3 of contract (Attachment A).

SCHEDULE OF PAYMENTS The OWNER/REPRESENTATIVE agrees to pay LANDBRIDGE for professional and construction services as follows:

- Compensation for vegetation management shall occur following completion of each task item, invoiced in the month of completion. Terms of payment shall be net 30 days.
- If no work has been completed, a quarterly statement will be submitted.

LIMITATION OF LIABILITY The OWNER shall indemnify LANDBRIDGE 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 LANDBRIDGE, its agents or employees.

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 supersedes all prior and concurrent agreements, understandings, promises or representations, whether written or oral, made by either party to the other concerning such subject matter. This AGREEMENT may be amended only in a written document signed by both parties. Landbridge will provide any documentation required for grant reporting to the Minnesota Department of Natural Resources Conservation Partners Legacy Program.

INSURANCE LANDBRIDGE agrees to maintain during the term of this contract the following insurance: Workers Compensation Insurance, Commercial General Liability (with coverage no more restrictive than 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.

COMPLETION All parties agree the work for this PROJECT will be performed by 12/20/2020, with several intermediate completion dates unless circumstances beyond LANDBRIDGE's control prevent LANDBRIDGE from completing the PROJECT.

Landbridge Ecological, LLC
Tory Christensen, OWNER
670 Vandalia St.
St. Paul, MN 55114
612-503-4420
tory@landbridge.eco

City of Fridley
Deborah Dahl
7071 University Ave NE
Fridley, MN 55432
763-572-3575
Deborah.Dahl@fridley.mn.gov

Signature:

Signature:

Tory Christensen, OWNER

Deborah Dahl

Date:

Date:



670 Vandalia Street
Saint Paul, MN 55114
612.503.4420
www.landbridge.eco

Attachment
A

Land Management Quote

<p>To: Springbrook Nature Center Address: 100 85th Ave. N.E. Fridley, MN 55432</p>	<p>Contact: Mike Maher Phone: 763-572-3588 Email: Mike.Maher@FridleyMN.gov</p>
<p>Project Name: Springbrook Nature Center/West Moore Lake Park Project Location: Fridley, MN</p>	

Item #	Item Description	Season	Unit	Est Qty	Unit Price	Total Price
1	Springbrook Buckthorn Cut/Pile/Treat	Summer/Fall 2019	Lump Sum	1	\$ 14,495.00	\$14,495.00
2	Springbrook Buckthorn Pile Burn	Winter 2019/20	Lump Sum	1	\$ 3,128.00	\$3,128.00
3	Springbrook Prescribed Burn	Spring 2020	lump Sum	1	\$ 7,915.00	\$7,915.00
5	West Moore Lake Woody Invasive Cut/Treat	Summer/Fall 2019	lump Sum	1	\$ 500.00	\$500.00
6	West Moore Lake Prescribed Burn	Spring 2020	lump Sum	1	\$ 1,780.00	\$1,780.00
2019-2020 Contract Total						\$27,818.00
Additional Unit Prices						
7	Buckthorn Foliar Overspray		Acre	1	\$ 500.00	\$500.00
8	Cut/Pile/Treat		Acre	1	\$ 2,000.00	\$2,000.00
9	Pile Burning		Acre	1	\$ 500.00	\$500.00
10	Prescribed Burning (Minimum Charge \$1000)		Acre	1	\$ 500.00	\$500.00
12	Hand Seed <2 Acres (Not including seed)		Acre	1	\$ 150.00	\$150.00
13	Overseeding >2 acres (Not including seed, minimum charge \$1200)		Acre	1	\$ 350.00	\$350.00
14	Plug Install (Minimum 100 plugs)		Plant	1	\$ 3.50	\$3.50
15	4" Pot Install (Minimum 100 pots)		Plant	1	\$ 7.50	\$7.50
16	Integrated Plant Management - Herbaceous Invasive Spot Treating		Acre	1	\$ 400.00	\$400.00

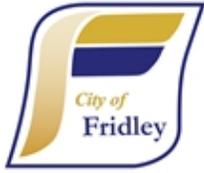
Notes:
*Large groupings of additional units (acres/plants) could be subject to discounting.



AGENDA ITEM
COUNCIL MEETING OF JUNE 10, 2019
CLAIMS

CLAIMS

185280 - 185435



City of Fridley, MN

Claims Council 06/10/19

By Vendor Name

Payment Dates 06/03/2019 - 06/10/2019

Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
Vendor: 13054 - 56 BREWING LLC							
185370	06/06/2019	INV0021443	MAY BEER	609-144030	Inventory-Store 1 / Beer		536.00
185370	06/06/2019	INV0021443	MAY BEER	609-145030	Inventory-Store 2 / Beer		94.00
Vendor 13054 - 56 BREWING LLC Total:							630.00
Vendor: 13305 - A1A MASTER SANDBLASTING							
185428	06/06/2019	286270	10 BIKE RACKS	101-5112-635100	Planning / Services Contracted,...		250.00
Vendor 13305 - A1A MASTER SANDBLASTING Total:							250.00
Vendor: 12940 - ABLE SEEDHOUSE & BREWERY							
185369	06/06/2019	INV0021442	MAY BEER	609-144030	Inventory-Store 1 / Beer		91.00
Vendor 12940 - ABLE SEEDHOUSE & BREWERY Total:							91.00
Vendor: 12821 - AM CRAFT SPIRITS SALES							
185367	06/06/2019	INV0021440	MAY MISC	609-144040	Inventory-Store 1 / Misc		356.85
Vendor 12821 - AM CRAFT SPIRITS SALES Total:							356.85
Vendor: 10102 - AMERICAN BOTTLING COMPANY							
185338	06/06/2019	INV0021417	MAY-MISC	609-144040	Inventory-Store 1 / Misc		413.30
185338	06/06/2019	INV0021417	MAY-MISC	609-145040	Inventory-Store 2 / Misc		177.48
Vendor 10102 - AMERICAN BOTTLING COMPANY Total:							590.78
Vendor: 10125 - AMUNDSON CIGAR & CANDY							
185339	06/06/2019	INV0021418	MAY-CIGS	609-144050	Inventory-Store 1 /Tobacco		7,132.73
185339	06/06/2019	INV0021418	MAY-CIGS	609-145050	Inventory-Store 2 / Tobacco		2,207.36
Vendor 10125 - AMUNDSON CIGAR & CANDY Total:							9,340.09
Vendor: 10150 - ANOKA COUNTY TREASURER							
185379	06/06/2019	INV0021454	1ST QRT SIGNAL MAINT	101-3170-635100	Lighting / Services Contracted,...		480.69
185380	06/06/2019	ELEC05161911	ANNUAL MAINT	101-1216-635100	Elections / Services Contracted...		6,165.42
Vendor 10150 - ANOKA COUNTY TREASURER Total:							6,646.11
Vendor: 13239 - ART PARTNERS GROUP							
185427	06/06/2019	12079	INSTALL ART WORK	405-3115-704100	Bldg CIP-MunCtr / Furniture & ...		160.00
Vendor 13239 - ART PARTNERS GROUP Total:							160.00
Vendor: 10175 - ARTISAN BEER COMPANY							
185340	06/06/2019	INV0021451	MAY BEER	609-144030	Inventory-Store 1 / Beer		9,635.30
185340	06/06/2019	INV0021451	MAY BEER	609-145030	Inventory-Store 2 / Beer		565.70
Vendor 10175 - ARTISAN BEER COMPANY Total:							10,201.00
Vendor: 13109 - ATLAS STAFFING INC							
185425	06/06/2019	407224	TEMP SCANNING SERV-LARSIN	101-1410-635100	Non-Dept / Services Contracte...		205.80

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185425	06/06/2019	407265	TEMP SCANNING SERVICE	101-1410-635100	Non-Dept / Services Contracte...		480.20
Vendor 13109 - ATLAS STAFFING INC Total:							686.00
Vendor: 10195 - AUTONATION FORD WHITE BEAR LAKE							
185381	06/06/2019	INV0021455	AUTO PARTS MAY STM ACCT#1588941	101-141040	Inventory - Auto Parts & Suppl...		724.27
Vendor 10195 - AUTONATION FORD WHITE BEAR LAKE Total:							724.27
Vendor: 10224 - BATTERIES PLUS							
185382	06/06/2019	P15224744	BATTERY FOR EXIT SIGN	601-6210-621140	Water Ops / Supplies for Repai...		3.59
Vendor 10224 - BATTERIES PLUS Total:							3.59
Vendor: 10240 - BELLBOY CORPORATION							
185341	06/06/2019	INV0021419	LIQUOR	609-144010	Inventory-Store 1 / Liquor		3,405.67
185341	06/06/2019	INV0021419	MISC	609-144040	Inventory-Store 1 / Misc		640.03
185341	06/06/2019	INV0021419	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		28.50
185341	06/06/2019	INV0021419	BAGS	609-6910-621130	Liq Store 1 / Operating Supplies		784.10
Vendor 10240 - BELLBOY CORPORATION Total:							4,858.30
Vendor: 10251 - BERNICK'S BEVERAGES							
185342	06/06/2019	INV0021420	BEER	609-144030	Inventory-Store 1 / Beer		4,200.00
185342	06/06/2019	INV0021420	MISC	609-144040	Inventory-Store 1 / Misc		92.70
185342	06/06/2019	INV0021420	BEER	609-145030	Inventory-Store 2 / Beer		525.00
185342	06/06/2019	INV0021420	MISC	609-145040	Inventory-Store 2 / Misc		24.10
Vendor 10251 - BERNICK'S BEVERAGES Total:							4,841.80
Vendor: 10289 - BOLTON & MENK INC							
185383	06/06/2019	233011	69TH AVE STREET PROJ	406-3174-705100	CIP Streets / Infrastructure		260.00
185383	06/06/2019	233018	69 AVE STR PROJ TRAFFIC COUNTS	406-3174-705100	CIP Streets / Infrastructure		2,161.40
Vendor 10289 - BOLTON & MENK INC Total:							2,421.40
Vendor: 12811 - BOURGET IMPORTS							
185366	06/06/2019	INV0021439	WINE	609-144020	Inventory-Store 1 / Wine		693.84
185366	06/06/2019	INV0021439	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		10.50
Vendor 12811 - BOURGET IMPORTS Total:							704.34
Vendor: 12388 - BREAKTHRU BEVERAGE BEER LLC							
185361	06/06/2019	INV0021434	BEER	609-144030	Inventory-Store 1 / Beer		64,000.00
185361	06/06/2019	INV0021434	MISC	609-144040	Inventory-Store 1 / Misc		75.91
185361	06/06/2019	INV0021434	BEER	609-145030	Inventory-Store 2 / Beer		16,401.17
Vendor 12388 - BREAKTHRU BEVERAGE BEER LLC Total:							80,477.08
Vendor: 12389 - BREAKTHRU BEVERAGE WINE & SPIRITS							
185362	06/06/2019	INV0021435	LIQUOR	609-144010	Inventory-Store 1 / Liquor		23,283.92
185362	06/06/2019	INV0021435	WINE	609-144020	Inventory-Store 1 / Wine		6,360.36
185362	06/06/2019	INV0021435	LIQUOR	609-145010	Inventory-Store 2 / Liquor		3,689.39
185362	06/06/2019	INV0021435	WINE	609-145020	Inventory-Store 2 / Wine		2,394.70
185362	06/06/2019	INV0021435	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		374.00

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185362	06/06/2019	INV0021435	FREIGHT	609-6920-500101	Liq Store 2 / COGS-Freight	110.40
Vendor 12389 - BREAKTHRU BEVERAGE WINE & SPIRITS Total:						36,212.85
Vendor: 13097 - BROKEN CLOCK BREWING COOPERTIVE						
185372	06/06/2019	INV0021445	MAY BEER	609-144030	Inventory-Store 1 / Beer	504.00
Vendor 13097 - BROKEN CLOCK BREWING COOPERTIVE Total:						504.00
Vendor: 13388 - BRUSKE PRODUCTS						
185433	06/06/2019	61207	BRUSHES FOR SWEEPER	101-3174-621140	Streets / Supplies for Repair &...	633.94
Vendor 13388 - BRUSKE PRODUCTS Total:						633.94
Vendor: 13334 - C.F.P-CEDAR FOREST PRODUCTS						
185430	06/06/2019	330DEP#2	SNC PAVILION 2ND PAYMENT	407-3172-701100	CIP Parks / Building & Bldg Imp...	48,075.90
185430	06/06/2019	3330DF	ADA OUTDOOR FOUNTAIN	407-3172-701100	CIP Parks / Building & Bldg Imp...	1,580.00
Vendor 13334 - C.F.P-CEDAR FOREST PRODUCTS Total:						49,655.90
Vendor: 10369 - CAPITOL BEVERAGE SALES						
185343	06/06/2019	INV0021421	BEER	609-144030	Inventory-Store 1 / Beer	40,600.00
185343	06/06/2019	INV0021421	MISC	609-144040	Inventory-Store 1 / Misc	127.51
185343	06/06/2019	INV0021421	BEER	609-145030	Inventory-Store 2 / Beer	13,750.00
185343	06/06/2019	INV0021421	MISC	609-145040	Inventory-Store 2 / Misc	13.70
Vendor 10369 - CAPITOL BEVERAGE SALES Total:						54,491.21
Vendor: 10390 - CENTRAL TURF & IRRIGATION SUPPLY						
185384	06/06/2019	606522800	IRRIGATION PARTS	101-3172-621140	Parks / Supplies for Repair & ...	148.50
Vendor 10390 - CENTRAL TURF & IRRIGATION SUPPLY Total:						148.50
Vendor: 13387 - CHEMTEK INC						
185432	06/06/2019	418012	SOLVENT FOR POTPATCHER	101-3174-621140	Streets / Supplies for Repair &...	271.97
Vendor 13387 - CHEMTEK INC Total:						271.97
Vendor: 10425 - CIVICPLUS-ICON ENTERPRISES,INC						
185385	06/06/2019	186594	RESTRUCTURE OF GLOBAL NAVIGATION	101-4160-635100	ER-Emp Resources / Services ...	2,500.00
Vendor 10425 - CIVICPLUS-ICON ENTERPRISES,INC Total:						2,500.00
Vendor: 10431 - CLAUSON, ROBERT INC.						
185386	06/06/2019	INV0021456	ELECTRICAL INSPECTIONS	101-5110-635100	Bldg Inspection / Services Cont...	3,556.80
Vendor 10431 - CLAUSON, ROBERT INC. Total:						3,556.80
Vendor: 10434 - CLEAR RIVER BEVERAGE						
185344	06/06/2019	INV0021422	MAY BEER	609-144030	Inventory-Store 1 / Beer	464.00
Vendor 10434 - CLEAR RIVER BEVERAGE Total:						464.00
Vendor: 10439 - COCA COLA BOTTLING						
185345	06/06/2019	INV0021423	MAY MISC	609-144040	Inventory-Store 1 / Misc	1,261.01
185345	06/06/2019	INV0021423	MAY MISC	609-145040	Inventory-Store 2 / Misc	853.51
Vendor 10439 - COCA COLA BOTTLING Total:						2,114.52

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Vendor: 10475 - COON CREEK WATERSHED DISTRICT							
185387	06/06/2019	INV0021457	OAK GLEN CREEK PERMIT ESCROW	603-6310-705100	Storm CIP / Infrastructure		2,445.00
Vendor 10475 - COON CREEK WATERSHED DISTRICT Total:							2,445.00
Vendor: 10505 - CROWN TROPHY							
185389	06/06/2019	24861	RETIREMENT PLAQUE-BERG	101-2190-621130	Fire / Operating Supplies		65.00
Vendor 10505 - CROWN TROPHY Total:							65.00
Vendor: 13119 - DOVER KENNEL ANIMAL & IMPOUND							
185426	06/06/2019	2019004	1ST QRT IMPOUND SERVICE	101-2110-635100	Police / Services Contracted, N...		270.00
Vendor 13119 - DOVER KENNEL ANIMAL & IMPOUND Total:							270.00
Vendor: 13306 - ELECTRIC PUMP INC							
185429	06/06/2019	65482	RECIRCULATING PUMP FOR STORM POND	603-6210-621130	Storm Ops / Operating Supplies		1,703.00
Vendor 13306 - ELECTRIC PUMP INC Total:							1,703.00
Vendor: 10637 - EMERGENCY APPARATUS MAINT							
185390	06/06/2019	106335	SERVICE CALL ENGINE 3	101-2190-635100	Fire / Services Contracted, Non..		1,564.81
Vendor 10637 - EMERGENCY APPARATUS MAINT Total:							1,564.81
Vendor: 13390 - FABYANSKE, WESTRA, HART & THOMSON PA							
185434	06/06/2019	INV0021470	LEGAL FEE -DEFERRED SPECIAL ASSESSMENTS	101-1312-631100	Assessing / Services-Professio...		1,382.50
Vendor 13390 - FABYANSKE, WESTRA, HART & THOMSON PA Total:							1,382.50
Vendor: 10680 - FERGUSON ENTERPRISES #1657							
185391	06/06/2019	INV0021458	COPPER FITTINGS	601-6210-621140	Water Ops / Supplies for Repai...		1,051.15
Vendor 10680 - FERGUSON ENTERPRISES #1657 Total:							1,051.15
Vendor: 13389 - FISH WINDOW CLEANING							
185377	06/06/2019	INV0021450	WINDOW CLEANING	609-6910-635100	Liq Store 1 / Services Contract...		260.00
185377	06/06/2019	INV0021450	WINDOW CLEANING	609-6920-635100	Liq Store 2 / Services Contract...		102.00
Vendor 13389 - FISH WINDOW CLEANING Total:							362.00
Vendor: 10717 - FLEET PRIDE TRUCK & TRAILER PARTS							
185392	06/06/2019	28254656	AIR VALVE	101-141040	Inventory - Auto Parts & Suppl...		32.27
Vendor 10717 - FLEET PRIDE TRUCK & TRAILER PARTS Total:							32.27
Vendor: 10779 - GENERAL REPAIR SERVICE							
185393	06/06/2019	69449	INSTALL PUMP PARTS	602-6210-635100	Sewer Ops / Services Contract...		3,077.75
Vendor 10779 - GENERAL REPAIR SERVICE Total:							3,077.75
Vendor: 10782 - GENUINE PARTS CO/NAPA							
185394	06/06/2019	INV0021475	AUTO PARTS ACCT#14309186	101-141040	Inventory - Auto Parts & Suppl...		3,100.19
185394	06/06/2019	INV0021475	AUTO PARTS ACCT#14309186	101-3176-621140	Gar-Fleet Serv / Supplies for R...		215.57
185394	06/06/2019	INV0021475	ACCT#14309186 AIR WRENCH	101-3176-621150	Gar-Fleet Serv / Tools & Minor...		329.68
Vendor 10782 - GENUINE PARTS CO/NAPA Total:							3,645.44

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Vendor: 10786 - GERTENS GREENHOUSE INC							
185395	06/06/2019	4602301	ANNUAL FLOWERS-CITY HALL	101-3110-621140	Mun Ctr Facility Mgmt / Suppli...		128.00
185395	06/06/2019	4602301	ANNUAL FLOWERS-COMMONS PRK	101-3172-621140	Parks / Supplies for Repair & ...		256.71
Vendor 10786 - GERTENS GREENHOUSE INC Total:							384.71
Vendor: 10811 - GOPHER STATE ONE-CALL INC							
185396	06/06/2019	9050402	MAY LOCATES	601-6210-635100	Water Ops / Services Contract...		270.00
185396	06/06/2019	9050402	MAY LOCATES	602-6210-635100	Sewer Ops / Services Contract...		270.00
Vendor 10811 - GOPHER STATE ONE-CALL INC Total:							540.00
Vendor: 10826 - GRAPE BEGINNINGS							
185346	06/06/2019	INV0021424	MAY WINE	609-144020	Inventory-Store 1 / Wine		544.00
185346	06/06/2019	INV0021424	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		4.00
Vendor 10826 - GRAPE BEGINNINGS Total:							548.00
Vendor: 13153 - HAMMERHEART LLC							
185375	06/06/2019	INV0021448	MAY-BEER	609-144030	Inventory-Store 1 / Beer		108.00
Vendor 13153 - HAMMERHEART LLC Total:							108.00
Vendor: 10894 - HAWKINS INC							
185397	06/06/2019	4506217	AZONE 15 WTR TREATMENT	601-6210-621140	Water Ops / Supplies for Repai...		502.25
Vendor 10894 - HAWKINS INC Total:							502.25
Vendor: 10927 - HOFFMAN BROS. SOD, INC							
185398	06/06/2019	INV0021464	BLACK DIRT	101-3171-621140	Forestry / Supplies for Repair &...		637.50
185398	06/06/2019	INV0021464	BLACK DIRT	101-3174-621140	Streets / Supplies for Repair &...		300.00
Vendor 10927 - HOFFMAN BROS. SOD, INC Total:							937.50
Vendor: 10931 - HOHENSTEINS INC							
185347	06/06/2019	INV0021425	BEER	609-144030	Inventory-Store 1 / Beer		6,600.00
185347	06/06/2019	INV0021425	MISC	609-144040	Inventory-Store 1 / Misc		11.60
185347	06/06/2019	INV0021425	BEER	609-145030	Inventory-Store 2 / Beer		1,254.80
Vendor 10931 - HOHENSTEINS INC Total:							7,866.40
Vendor: 13309 - INBOUND BREWCO							
185376	06/06/2019	INV0021449	MAY BEER	609-144030	Inventory-Store 1 / Beer		226.00
Vendor 13309 - INBOUND BREWCO Total:							226.00
Vendor: 10975 - INDEED BREWING COMPANY,LLC							
185348	06/06/2019	INV0021426	BEER	609-144030	Inventory-Store 1 / Beer		1,443.90
185348	06/06/2019	INV0021426	BEER	609-145030	Inventory-Store 2 / Beer		297.30
Vendor 10975 - INDEED BREWING COMPANY,LLC Total:							1,741.20
Vendor: 10996 - INSTRUMENTAL RESEARCH INC							
185399	06/06/2019	1805	MAY WATER TESTING	601-6210-635100	Water Ops / Services Contract...		288.00
Vendor 10996 - INSTRUMENTAL RESEARCH INC Total:							288.00
Vendor: 11028 - J.J. TAYLOR DIST. OF MINN INC							
185349	06/06/2019	INV0021471	BEER	609-144030	Inventory-Store 1 / Beer		61,350.00

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185349	06/06/2019	INV0021471	MISC	609-144040	Inventory-Store 1 / Misc		48.68
185349	06/06/2019	INV0021471	BEER	609-145030	Inventory-Store 2 / Beer		9,641.51
Vendor 11028 - J.J. TAYLOR DIST. OF MINN INC Total:							71,040.19
Vendor: 12882 - JASON'S JANITORIAL SERVICES							
185424	06/06/2019	60319	MAY CLEANING FEES	101-3110-635100	Mun Ctr Facility Mgmt / Servic...		3,350.00
185424	06/06/2019	60319	MAY CLEANING FEES	101-3176-635100	Gar-Fleet Serv / Services Contr...		1,150.00
Vendor 12882 - JASON'S JANITORIAL SERVICES Total:							4,500.00
Vendor: 11064 - JOHNSON BROTHERS LIQUOR							
185350	06/06/2019	INV0021472	LIQUOR	609-144010	Inventory-Store 1 / Liquor		45,161.21
185350	06/06/2019	INV0021472	WINE	609-144020	Inventory-Store 1 / Wine		17,880.29
185350	06/06/2019	INV0021472	LIQUOR	609-145010	Inventory-Store 2 / Liquor		11,032.60
185350	06/06/2019	INV0021472	WINE	609-145020	Inventory-Store 2 / Wine		6,474.08
185350	06/06/2019	INV0021472	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		881.82
185350	06/06/2019	INV0021472	FREIGHT	609-6920-500101	Liq Store 2 / COGS-Freight		274.39
Vendor 11064 - JOHNSON BROTHERS LIQUOR Total:							81,704.39
Vendor: 12768 - KELTEK INC							
185423	06/06/2019	27401	SQUAD PRINTER	101-2110-621150	Police / Tools & Minor Equipm...		362.15
Vendor 12768 - KELTEK INC Total:							362.15
Vendor: 11212 - LEVANDER,GILLEN & MILLER, PA							
185400	06/06/2019	INV0021459	APRIL ATTY FEES	101-1214-631100	Legal / Services-Professional		6,695.98
Vendor 11212 - LEVANDER,GILLEN & MILLER, PA Total:							6,695.98
Vendor: 13070 - LUPULIN BREWING							
185371	06/06/2019	INV0021444	MAY BEER	609-144030	Inventory-Store 1 / Beer		439.01
Vendor 13070 - LUPULIN BREWING Total:							439.01
Vendor: 13392 - M.T PROPERTIES							
185435	06/06/2019	INV0021474	TRAILWAY EASEMENT	406-3174-705100	CIP Streets / Infrastructure		2,000.00
Vendor 13392 - M.T PROPERTIES Total:							2,000.00
Vendor: 12798 - MARGRON SKOGLUND WINE IMPORTS, INC							
185365	06/06/2019	INV0021438	WINE	609-144020	Inventory-Store 1 / Wine		744.00
185365	06/06/2019	INV0021438	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		9.00
Vendor 12798 - MARGRON SKOGLUND WINE IMPORTS, INC Total:							753.00
Vendor: 12747 - MATTSON ICE							
185364	06/06/2019	INV0021437	MAY MISC	609-144040	Inventory-Store 1 / Misc		691.00
185364	06/06/2019	INV0021437	MAY MISC	609-145040	Inventory-Store 2 / Misc		247.45
Vendor 12747 - MATTSON ICE Total:							938.45
Vendor: 11322 - MC TOOL & SAFETY							
185401	06/06/2019	4279	SAFETY VESTS	101-1312-621110	Assessing / Clothing & Laundry		23.03
185401	06/06/2019	4279	SAFETY VESTS	101-3140-621110	Eng / Clothing & Laundry		115.15
185401	06/06/2019	4279	SAFETY VESTS	101-5110-621110	Bldg Inspection / Clothing & L...		10.45
185401	06/06/2019	4279	SAFETY VESTS	101-5112-621110	Planning / Clothing & Laundry		20.90
185401	06/06/2019	4279A	SAFETY VEST IMPRINT	101-3140-621110	Eng / Clothing & Laundry		25.00

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185401	06/06/2019	4279A	SAFETY VEST IMPRINT	101-5112-621110	Planning / Clothing & Laundry	25.00
Vendor 11322 - MC TOOL & SAFETY Total:						219.53
Vendor: 11346 - MENARDS - FRIDLEY						
185402	06/06/2019	12521	PLUG ADAPTER FOR DEHUMIDIFIER	601-6210-621140	Water Ops / Supplies for Repai...	5.98
Vendor 11346 - MENARDS - FRIDLEY Total:						5.98
Vendor: 11354 - METERING & TECHNOLOGY SOLUTIONS						
185403	06/06/2019	14342	DEHUMIDIFIER FOR PUMPHOUSE	601-6310-635100	Water CIP / Services Contracte...	3,594.92
Vendor 11354 - METERING & TECHNOLOGY SOLUTIONS Total:						3,594.92
Vendor: 11369 - METROPOLITAN COUNCIL(SAC CHARGES)						
185404	06/06/2019	INV0021460	MAY SAC CHARGES	602-232310	Due to-Govts/Sewer (SAC)	2,460.15
Vendor 11369 - METROPOLITAN COUNCIL(SAC CHARGES) Total:						2,460.15
Vendor: 11428 - MINN CITY/COUNTY MANAGEMENT ASSOC						
185405	06/06/2019	INV0021461	MEMBERSHIP DUES	101-1210-632100	Gen Mgmt / Dues & Subscripti...	187.00
Vendor 11428 - MINN CITY/COUNTY MANAGEMENT ASSOC Total:						187.00
Vendor: 11437 - MINN DEPT OF LABOR & INDUSTRY						
185406	06/06/2019	INV0021462	MAY SURCHARGES	101-203130	Surtax/Surcharge	1,827.12
Vendor 11437 - MINN DEPT OF LABOR & INDUSTRY Total:						1,827.12
Vendor: 13098 - MODIST BREWING CO LLC						
185373	06/06/2019	INV0021446	MAY BEER	609-144030	Inventory-Store 1 / Beer	569.75
Vendor 13098 - MODIST BREWING CO LLC Total:						569.75
Vendor: 11620 - NORTHERN TOOL & EQUIP						
185407	06/06/2019	4043095950	RATCHETS/TIE DOWNS	101-3172-621140	Parks / Supplies for Repair & ...	325.90
Vendor 11620 - NORTHERN TOOL & EQUIP Total:						325.90
Vendor: 10488 - O.P.G-3, INC						
185388	06/06/2019	3388	ANNUAL MAINTENANCE BILLING	101-1313-635100	IT / Services Contracted, Non-...	16,596.00
Vendor 10488 - O.P.G-3, INC Total:						16,596.00
Vendor: 11717 - PAUSTIS & SONS						
185351	06/06/2019	INV0021427	WINE	609-144020	Inventory-Store 1 / Wine	1,420.48
185351	06/06/2019	INV0021427	WINE	609-145020	Inventory-Store 2 / Wine	300.80
185351	06/06/2019	INV0021427	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight	18.75
185351	06/06/2019	INV0021427	FREIGHT	609-6920-500101	Liq Store 2 / COGS-Freight	3.75
Vendor 11717 - PAUSTIS & SONS Total:						1,743.78
Vendor: 11728 - PEPSI COLA BOTTLING CO						
185352	06/06/2019	INV0021428	MAY MISC	609-144040	Inventory-Store 1 / Misc	571.80
Vendor 11728 - PEPSI COLA BOTTLING CO Total:						571.80
Vendor: 11747 - PHILLIPS WINE & SPIRITS						
185353	06/06/2019	INV0021452	LIQUOR	609-144010	Inventory-Store 1 / Liquor	4,413.94

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185353	06/06/2019	INV0021452	WINE	609-144020	Inventory-Store 1 / Wine		3,943.00
185353	06/06/2019	INV0021452	LIQUOR	609-145010	Inventory-Store 2 / Liquor		1,301.20
185353	06/06/2019	INV0021452	WINE	609-145020	Inventory-Store 2 / Wine		1,034.00
185353	06/06/2019	INV0021452	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		136.33
185353	06/06/2019	INV0021452	FREIGHT	609-6920-500101	Liq Store 2 / COGS-Freight		43.56
Vendor 11747 - PHILLIPS WINE & SPIRITS Total:							10,872.03
Vendor: 11771 - POMP'S TIRE SERVICE INC							
185408	06/06/2019	150113370	FLAT TIRE REPAIR V#721	101-3174-635100	Streets / Services Contracted, ...		412.00
Vendor 11771 - POMP'S TIRE SERVICE INC Total:							412.00
Vendor: 11795 - PRINT CENTRAL							
185409	06/06/2019	132550	UNINHABITABLE FORMS PRINTED	101-5110-633110	Bldg Inspection / Printing & Bi...		76.43
Vendor 11795 - PRINT CENTRAL Total:							76.43
Vendor: 13391 - PRYES BREWING							
185378	06/06/2019	INV0021473	MAY BEER	609-144030	Inventory-Store 1 / Beer		221.00
Vendor 13391 - PRYES BREWING Total:							221.00
Vendor: 12878 - PUCKETT'S RECYCLING							
185368	06/06/2019	INV0021441	CARDBOARD RECYCLING	609-6910-635100	Liq Store 1 / Services Contract...		100.00
Vendor 12878 - PUCKETT'S RECYCLING Total:							100.00
Vendor: 11823 - QUALITY REFRIGERATION SERVICE							
185354	06/06/2019	INV0021429	MAY CONTRACT MAINT	609-6920-635100	Liq Store 2 / Services Contract...		578.48
Vendor 11823 - QUALITY REFRIGERATION SERVICE Total:							578.48
Vendor: 11835 - R.J.M. DISTRIBUTING INC							
185355	06/06/2019	INV0021430	MAY MISC	609-144040	Inventory-Store 1 / Misc		37.50
Vendor 11835 - R.J.M. DISTRIBUTING INC Total:							37.50
Vendor: 12746 - RED BULL DISTRIBUTION							
185363	06/06/2019	INV0021436	MAY MISC	609-144040	Inventory-Store 1 / Misc		627.60
Vendor 12746 - RED BULL DISTRIBUTION Total:							627.60
Vendor: 11907 - ROCK SOLID LANDSCAPE & IRRIGATION							
185410	06/06/2019	10064	LAWN MOWING ABATEMENT	101-5112-635100	Planning / Services Contracted,...		70.00
185410	06/06/2019	10065	LAWN MOWING ABATEMENT	101-5112-635100	Planning / Services Contracted,...		70.00
185410	06/06/2019	10070	LAWN MOWING ABATEMENT	101-5112-635100	Planning / Services Contracted,...		70.00
185410	06/06/2019	10071	LAWN MOWING ABATEMENT	101-5112-635100	Planning / Services Contracted,...		70.00
Vendor 11907 - ROCK SOLID LANDSCAPE & IRRIGATION Total:							280.00
Vendor: 11966 - SCHIFSKY & SONS INC							
185411	06/06/2019	64477	A/C SAND MIX	101-3174-621140	Streets / Supplies for Repair &...		498.42
Vendor 11966 - SCHIFSKY & SONS INC Total:							498.42
Vendor: 11971 - SCHULTE, MARK							
185412	06/06/2019	INV0021463	REIMB SAFETY BOOTS	101-3172-621110	Parks / Clothing & Laundry		65.00
Vendor 11971 - SCHULTE, MARK Total:							65.00

Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
Vendor: 11986 - SEYBOLD, DAVID							
185413	06/06/2019	1146482	REIMB TAE KWON DO SUPPLIES	101-4108-621130	Rec Adult Instruct / Operating ...		39.10
Vendor 11986 - SEYBOLD, DAVID Total:							39.10
Vendor: 12045 - SOUTHERN WINE & SPIRITS OF MN LLC							
185356	06/06/2019	INV0021453	LIQUOR	609-144010	Inventory-Store 1 / Liquor		18,380.98
185356	06/06/2019	INV0021453	WINE	609-144020	Inventory-Store 1 / Wine		1,458.00
185356	06/06/2019	INV0021453	LIQUOR	609-145010	Inventory-Store 2 / Liquor		7,203.34
185356	06/06/2019	INV0021453	WINE	609-145020	Inventory-Store 2 / Wine		180.00
185356	06/06/2019	INV0021453	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		238.93
185356	06/06/2019	INV0021453	FREIGHT	609-6920-500101	Liq Store 2 / COGS-Freight		83.00
Vendor 12045 - SOUTHERN WINE & SPIRITS OF MN LLC Total:							27,544.25
Vendor: 12105 - STIMEY ELECTRIC							
185414	06/06/2019	INV0021465	REHAB PROJ EST#4	601-6310-701100	Water CIP / Building & Bldg Im...		6,605.39
Vendor 12105 - STIMEY ELECTRIC Total:							6,605.39
Vendor: 12134 - SUPPLY SOLUTIONS LLC							
185357	06/06/2019	23162	CLEANING SUPPLIES	609-6910-621140	Liq Store 1 / Supplies for Repai...		256.19
Vendor 12134 - SUPPLY SOLUTIONS LLC Total:							256.19
Vendor: 12202 - TOP LITE CONTRACT GLAZING INC							
185415	06/06/2019	19095	STAINLESS STEEL DOOR PULL	101-3110-638140	Mun Ctr Facility Mgmt / Miscel...		350.00
Vendor 12202 - TOP LITE CONTRACT GLAZING INC Total:							350.00
Vendor: 12209 - TOTAL COMPLIANCE SOLUTIONS INC							
185416	06/06/2019	60681	DOT DRUG/ALCOHOL TESTING	601-6210-631100	Water Ops / Services-Professi...		78.60
Vendor 12209 - TOTAL COMPLIANCE SOLUTIONS INC Total:							78.60
Vendor: 12246 - TWENTY-FOUR RESTORE							
185417	06/06/2019	191060MIT	WATER DAMAGE REPAIRS	601-6210-635100	Water Ops / Services Contract...		4,749.15
Vendor 12246 - TWENTY-FOUR RESTORE Total:							4,749.15
Vendor: 12249 - TWIN CITIES NORTH CHAMBER/COMMERCE							
185418	06/06/2019	2019199	MEMBERSHIP	101-1210-632100	Gen Mgmt / Dues & Subscripti...		415.00
Vendor 12249 - TWIN CITIES NORTH CHAMBER/COMMERCE Total:							415.00
Vendor: 12276 - UNIFIRST CORPORATION							
185419	06/06/2019	INV0021466	UNIFORMS,RUGS	101-3140-621110	Eng / Clothing & Laundry		59.20
185419	06/06/2019	INV0021466	UNIFORMS,RUGS	101-3172-621110	Parks / Clothing & Laundry		247.88
185419	06/06/2019	INV0021466	UNIFORMS,RUGS	101-3174-621110	Streets / Clothing & Laundry		338.20
185419	06/06/2019	INV0021466	UNIFORMS,RUGS	101-3176-621110	Gar-Fleet Serv / Clothing & La...		504.95
185419	06/06/2019	INV0021466	UNIFORMS,RUGS	601-6210-621110	Water Ops / Clothing & Laundry		247.95
185419	06/06/2019	INV0021466	UNIFORMS,RUGS	602-6210-621110	Sewer Ops / Clothing & Laundry		168.20
Vendor 12276 - UNIFIRST CORPORATION Total:							1,566.38

Claims Council 06/10/19

Payment Dates: 06/03/2019 - 06/10/2019

Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount	
Vendor: 13146 - VIKING BEVERAGE								
185374	06/06/2019	INV0021447	MAY BEER	609-144030	Inventory-Store 1 / Beer		448.00	
							Vendor 13146 - VIKING BEVERAGE Total:	448.00
Vendor: 12326 - VINOCOPIA INC								
185358	06/06/2019	INV0021431	WINE	609-144020	Inventory-Store 1 / Wine		1,563.17	
185358	06/06/2019	INV0021431	WINE	609-145020	Inventory-Store 2 / Wine		184.00	
185358	06/06/2019	INV0021431	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		36.00	
185358	06/06/2019	INV0021431	FREIGHT	609-6920-500101	Liq Store 2 / COGS-Freight		4.50	
							Vendor 12326 - VINOCOPIA INC Total:	1,787.67
Vendor: 12343 - W.S.B. & ASSOCIATES INC								
185420	06/06/2019	144922046	OUTLET IMPROVEMENTS	603-6310-705100	Storm CIP / Infrastructure		3,578.50	
							Vendor 12343 - W.S.B. & ASSOCIATES INC Total:	3,578.50
Vendor: 12367 - WEIERKE, BRIAN								
185421	06/06/2019	INV0021467	REIMB TRAINING MEALS	101-2110-632120	Police / Conferences & School		73.38	
							Vendor 12367 - WEIERKE, BRIAN Total:	73.38
Vendor: 13386 - WILLIAMS, SETH								
185431	06/06/2019	INV0021469	REIMB SAFETY BOOTS	101-3174-621110	Streets / Clothing & Laundry		19.49	
							Vendor 13386 - WILLIAMS, SETH Total:	19.49
Vendor: 12384 - WINE COMPANY								
185359	06/06/2019	INV0021432	WINE	609-144020	Inventory-Store 1 / Wine		679.62	
185359	06/06/2019	INV0021432	WINE	609-145020	Inventory-Store 2 / Wine		204.36	
185359	06/06/2019	INV0021432	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		11.55	
185359	06/06/2019	INV0021432	FREIGHT	609-6920-500101	Liq Store 2 / COGS-Freight		4.20	
							Vendor 12384 - WINE COMPANY Total:	899.73
Vendor: 12385 - WINE MERCHANTS								
185360	06/06/2019	INV0021433	WINE	609-144020	Inventory-Store 1 / Wine		1,250.75	
185360	06/06/2019	INV0021433	WINE	609-145020	Inventory-Store 2 / Wine		224.00	
185360	06/06/2019	INV0021433	FREIGHT	609-6910-500101	Liq Store 1 / COGS-Freight		18.15	
185360	06/06/2019	INV0021433	FREIGHT	609-6920-500101	Liq Store 2 / COGS-Freight		2.42	
							Vendor 12385 - WINE MERCHANTS Total:	1,495.32
Vendor: 12402 - XCEL ENERGY								
185422	06/06/2019	INV0021468	UTILITIES 51-5692894-0	101-3172-634100	Parks / Utility Services		16.70	
							Vendor 12402 - XCEL ENERGY Total:	16.70
							Grand Total:	562,503.69

Report Summary

Fund Summary

Fund	Payment Amount
101 - General Fund	57,809.25
405 - Capital Improvements-BLDG	160.00
406 - Capital Improvements-STR	4,421.40
407 - Capital Improvements-PKS	49,655.90
601 - Water Fund	17,396.98
602 - Sewer Fund	5,976.10
603 - Storm Water Fund	7,726.50
609 - Municipal Liquor	419,357.56
Grand Total:	562,503.69

Account Summary

Account Number	Account Name	Payment Amount
101-1210-632100	Gen Mgmt / Dues & Subsc...	602.00
101-1214-631100	Legal / Services-Professio...	6,695.98
101-1216-635100	Elections / Services Contr...	6,165.42
101-1312-621110	Assessing / Clothing & La...	23.03
101-1312-631100	Assessing / Services-Profe...	1,382.50
101-1313-635100	IT / Services Contracted, ...	16,596.00
101-141040	Inventory - Auto Parts & S...	3,856.73
101-1410-635100	Non-Dept / Services Contr...	686.00
101-203130	Surtax/Surcharge	1,827.12
101-2110-621150	Police / Tools & Minor Equ..	362.15
101-2110-632120	Police / Conferences & Sc...	73.38
101-2110-635100	Police / Services Contract...	270.00
101-2190-621130	Fire / Operating Supplies	65.00
101-2190-635100	Fire / Services Contracted,...	1,564.81
101-3110-621140	Mun Ctr Facility Mgmt / S...	128.00
101-3110-635100	Mun Ctr Facility Mgmt / S...	3,350.00
101-3110-638140	Mun Ctr Facility Mgmt / M..	350.00
101-3140-621110	Eng / Clothing & Laundry	199.35
101-3170-635100	Lighting / Services Contrac..	480.69
101-3171-621140	Forestry / Supplies for Re...	637.50
101-3172-621110	Parks / Clothing & Laundry	312.88
101-3172-621140	Parks / Supplies for Repair...	731.11
101-3172-634100	Parks / Utility Services	16.70
101-3174-621110	Streets / Clothing & Laund...	357.69
101-3174-621140	Streets / Supplies for Repa..	1,704.33
101-3174-635100	Streets / Services Contrac...	412.00
101-3176-621110	Gar-Fleet Serv / Clothing ...	504.95
101-3176-621140	Gar-Fleet Serv / Supplies f...	215.57

Account Summary

Account Number	Account Name	Payment Amount
101-3176-621150	Gar-Fleet Serv / Tools & M..	329.68
101-3176-635100	Gar-Fleet Serv / Services ...	1,150.00
101-4108-621130	Rec Adult Instruct / Opera...	39.10
101-4160-635100	ER-Empl Resources / Servi...	2,500.00
101-5110-621110	Bldg Inspection / Clothing...	10.45
101-5110-633110	Bldg Inspection / Printing...	76.43
101-5110-635100	Bldg Inspection / Services...	3,556.80
101-5112-621110	Planning / Clothing & Lau...	45.90
101-5112-635100	Planning / Services Contra...	530.00
405-3115-704100	Bldg CIP-MunCtr / Furnitu...	160.00
406-3174-705100	CIP Streets / Infrastructure	4,421.40
407-3172-701100	CIP Parks / Building & Bldg..	49,655.90
601-6210-621110	Water Ops / Clothing & L...	247.95
601-6210-621140	Water Ops / Supplies for ...	1,562.97
601-6210-631100	Water Ops / Services-Prof...	78.60
601-6210-635100	Water Ops / Services Cont...	5,307.15
601-6310-635100	Water CIP / Services Cont...	3,594.92
601-6310-701100	Water CIP / Building & Bl...	6,605.39
602-232310	Due to-Govts/Sewer (SAC)	2,460.15
602-6210-621110	Sewer Ops / Clothing & L...	168.20
602-6210-635100	Sewer Ops / Services Cont...	3,347.75
603-6210-621130	Storm Ops / Operating Su...	1,703.00
603-6310-705100	Storm CIP / Infrastructure	6,023.50
609-144010	Inventory-Store 1 / Liquor	94,645.72
609-144020	Inventory-Store 1 / Wine	36,537.51
609-144030	Inventory-Store 1 / Beer	191,435.96
609-144040	Inventory-Store 1 / Misc	4,955.49
609-144050	Inventory-Store 1 / Tobac...	7,132.73
609-145010	Inventory-Store 2 / Liquor	23,226.53
609-145020	Inventory-Store 2 / Wine	10,995.94
609-145030	Inventory-Store 2 / Beer	42,529.48
609-145040	Inventory-Store 2 / Misc	1,316.24
609-145050	Inventory-Store 2 / Tobac...	2,207.36
609-6910-500101	Liq Store 1 / COGS-Freight	1,767.61
609-6910-621130	Liq Store 1 / Operating Su...	784.10
609-6910-621140	Liq Store 1 / Supplies for ...	256.19
609-6910-635100	Liq Store 1 / Services Cont...	360.00
609-6920-500101	Liq Store 2 / COGS-Freight	526.22
609-6920-635100	Liq Store 2 / Services Cont...	680.48
	Grand Total:	562,503.69

Project Account Summary

Project Account Key	Payment Amount
None	491,383.12
211003	73.38
317201	247.88
317401	338.20
40517138	160.00
4061801	4,421.40
40703389	49,655.90
60118448	6,605.39
60119495	3,594.92
60319516	3,578.50
6036319002	2,445.00
Grand Total:	562,503.69



AGENDA ITEM CITY COUNCIL MEETING OF JUNE 10, 2019

Date: May 30, 2019

To: Walter T. Wysopal, City Manager

From: Scott Hickok, Community Development Director
Julie Jones, Planning Manager
Stacy Stromberg, Planner

Subject: First Reading of Ordinance regarding TA#19-01; Proposed Amendments to Residential Zoning Chapters

Background

A public hearing regarding Text Amendment 19-01 was held at the last City Council meeting. The City Council asked many questions regarding existing and proposed text changes to the three residential sections included in the proposed amendments to the Zoning Code. As a result of that discussion and public comment, staff has made the following changes to the proposed text amendment language for the first reading of the ordinance:

1. Under the *Home Occupation* section under *Accessory Uses*, staff added the following underlined words to clarify parking requirements: *(j) Parking needs for the home occupation shall not exceed more than two (2) off-street parking spaces at any given time in addition to the spaces required by the occupants.*
2. Under *Parking Requirements, General Provisions*, staff separated the pavement requirements into two sentences as follows: *(3) All driveways and parking stalls shall be surfaced with blacktop, concrete, or other hard surface material approved by the City. But for where street access is obtained, driveways shall be set back at minimum three (3) feet from any property line.*
3. The way staff measures maximum driveway width is now more clearly defined in words and pictures, but remains at the property line.
4. Under *Performance Standards, Landscaping*, the new tree planting requirements are now worded consistently in each of the three sections of the text amendment.

Staff has not had any difficulty with property owners complying with the other questions raised on home daycare parking, yard landscaping, or minimum living area, so changes are not recommended to those code sections.

Staff Recommendation

Staff appreciates the attention to detail on the wording of this lengthy text amendment as each review has resulted in improved code language. Staff recommends that the City Council proceed with the first reading of Text Amendment TA#19-01 at the June 10, 2019 meeting. Once the City Council is satisfied with the proposed code language, staff will schedule the second reading of the proposed ordinance change, which could occur on June 24, 2019.

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE FRIDLEY CITY CODE, CHAPTER 205.07 R-1 ONE-FAMILY DWELLINGS, CHAPTER 205.08 R-2 TWO-FAMILY DWELLINGS, AND CHAPTER 205.23 HYDE PARK NEIGHBORHOOD ZONING DISTRICT REGULATIONS TO CODIFY CURRENT POLICY AND ADD REQUIREMENTS FOR TREE PLANTING IN NEW HOME CONSTRUCTION

The City Council of the City of Fridley hereby finds, after review, examination and recommendation of staff, that the Fridley City Code be hereby amended as follows:

Section 1: That Section 205.07 of the Fridley City Code be hereby amended as follows:

FRIDLEY CITY CODE
SECTION 205.07. R-1 ONE-FAMILY DWELLING DISTRICT REGULATIONS
(Ref 1164, 1194; 1251, 1301)

1. USES PERMITTED

A. Principal Uses.

The following are principal uses in R-1 Districts:

- (1) One-family dwellings. Only one (1) principal building shall be located on a buildable R-1 lot.
- (2) Single family attached development as per conditions under Section 205.11 of this Code.

B. Accessory Uses. (Ref 1194)

- (1) A private garage is the first accessory building. It shall not exceed 100% of the first floor area of the dwelling unit or a maximum of 1,000 square feet, whichever is smaller.
- (2) A second garage or accessory building over ~~120~~ 200 square feet provided the following criteria are met:
 - (a) The combined total floor area of all accessory buildings shall not exceed 1,400 square feet.
 - (b) The maximum height for all accessory buildings shall not exceed fourteen (14) feet above grade at the midspan of roof. Midspan for purposes of this ordinance shall be described as the midpoint between the eave line and the highest point on the building's roof, as measured at the front elevation of the structure.
 - (c) Accessory building shall not be used for a home occupation or as a dwelling living area.

- (d) Accessory structure shall be architecturally compatible with existing home by matching siding, color schemes, roofing materials, roof type and roof pitch.
- (e) All drive and parking areas to be hard surfaced.
- (3) Privately owned recreational facilities, including but not limited to, playground equipment and swimming pools, which are for the enjoyment and convenience of the residents of the principal use and their guests.
- (4) Home occupations (Ref 1301)

Home occupations shall be allowed in the R-1 one-family dwelling district, subject to the following criteria.

- (a) Home occupations must be carried on entirely within the dwelling unit.
- (b) Home occupations are not permitted within a detached or attached accessory building or garage.
- (c) The entrance to the space devoted to such occupation shall be within the dwelling. There shall be no separate entrance into the business area.
- (d) Employees are restricted to occupants of the dwelling and a maximum of one (1) non-occupant employee.
- (e) There shall be no internal or external alterations, which involve construction features not customarily found in dwellings.
- (f) Mechanical equipment that is not customarily found in a home may not be installed within the dwelling.
- (g) Exterior storage of equipment or materials used in the home occupation is prohibited.
- (h) Parking of commercial vehicles must follow regulations set forth in Section Chapter 506.13 of Fridley City Code.
- (i) There shall be no additional exterior indication of the home occupation, including advertising and/or displays of any kind other than the permitted signage set forth in Chapter 214.
- (j) Parking needs for the home occupation shall not exceed more than two (2) off-street parking spaces at any given time in addition to the spaces required by the occupants.

- (k) A home occupation involving teaching is limited to four (4) or less students at any given time and lessons or classes shall be given within the principal structure only.
- (l) Licensed day care as defined and regulated by state law is considered a permitted accessory use subject to the regulations set forth herein.
- (m) Over the counter retail sales are prohibited except for articles incidental to a permitted commercial service such as shampoo sold by a beautician or barber and sales conducted by mail or the internet.
- (n) No more than three (3) garage sales of no more than three (3) consecutive days per sales event may be conducted on a property in a 12-month period.
- (o) The following activities or those of a similar nature are prohibited:
 - i. Motor vehicle service or repair of any vehicles other than those registered to residents of the property;
 - ii. A commercial food service requiring a State license or inspection by a government entity other than the City;
 - iii. Activities that generate significant amounts of customer traffic to the premises, in excess of ten (10) vehicles per day;
 - iv. Activities that generate significant amounts of truck traffic to the premises in excess of three (3) deliveries or pick-ups per week. Deliveries and pick-ups by semi-truck/trailer shall be prohibited.
- (5) The rental of guest rooms to not more than two (2) persons per dwelling unit.
- (6) Solar energy devices as an integral part of the principal structure.
- (7) Farmers Market, if located on a parcel of land that has an institution on it.

A Farmers Market shall meet the following requirements:

- (a) Shall be a member of the Minnesota Farmers Market Association or other similar recognized association of farmers markets and meet all of their respective requirements;
- (b) Shall identify a market manager that facilitates the requirements of the City;

- (c) Shall have General Liability insurance including Products and Completed Operations coverage with a minimum Limit of Liability of \$1,500,000 per occurrence;
- (d) Shall have applied for and received all required county and state licenses and have complied with all applicable City of Fridley regulations and city codes;
- (e) A majority of the products sold shall be grown or produced in Minnesota;
- (f) The sale of live animals and alcoholic beverages is prohibited;
- (g) Any advertising or directional signs displayed either off premise or on premises shall only be displayed on the day of the event, with the exception of one 4 ft. by 8 ft. sign that can be displayed on the premises for the duration of the farmers market season;
- (h) The location of the event shall have written authorization from the property owner;
- (i) An established schedule shall be submitted as to the dates and times of the market;
- (j) Any temporary structure used for the farmers market shall be erected and removed on the day of the event;
- (k) A site plan shall be submitted showing tent and vendor locations, vehicle circulation and parking prior to commencement of event. Site plan to be approved by the Community Development Director;
- (l) A Farmers Market Event Permit Application shall be completed, approved and on file with the Community Development Director prior to commencement of event; providing proof that all above requirements are being met;
- (m) The City reserves their right to revoke any Farmers Market Event Permit issued for failure of compliance with the above requirements. The City will process any such permit revocation according to the procedures listed in City Code Section 11.08.
- (n) All State Building and Fire Code requirements, including but not limited to, the requirements for assembly use are met for indoor markets.

C. Uses Permitted With a Special Use Permit (Ref 1194)

The following are uses permitted with a Special Use Permit in R-1 Districts:

(1) Places of Assembly/Private Schools/Day Care Centers Churches.

- (a) Building and site requirements and performance standards shall be equal to or greater than those outlined in the following, CR-1 sections of the Code; 205.16.3, 205.16.4, 205.16.6 and 205.16.7.
- (b) A parking requirement of at least one (1) off-street parking space shall be provided for every 100 square feet of building floor area of assembly space ~~three (3) fixed seats or for every five (5) feet of pew length in the main assembly hall.~~ Additional parking may be required for additional uses within the building church activities, such as day care, classroom, office, auditorium or and recreational activities to ensure that adequate off-street parking spaces are provided on site for all vehicles related to any of the uses of the parcel. (Ref. 888)

~~(2) Private Schools.~~

~~(3) Day Care Centers provided they are to be located in places of worship, schools or in other buildings located on an arterial or collector street. (Ref. 1121)~~

- ~~(a) At least one (1) off street parking space shall be provided for each 100 square feet of useable day care floor area.~~
- ~~(c) Reduction of parking spaces may be allowed when provision of space required by Code for parking stalls appears excessive, due to the particular nature of the proposed use or other considerations would be an unnecessary hardship. Adequate open space shall be preserved on the site plan provided to satisfy the total number of required parking spaces in the event they prove to be needed to park vehicles related to the use in the future.~~
- ~~(d) Accessible parking spaces shall be provided in accordance with Minnesota Rules Chapter 1341. When the provisions for required parking space is inadequate, the City may require additional off street parking be provided. (Ref. 864)~~

~~(d) The minimum lot size is 12,000 square feet. (Ref. 1121)~~

~~(4) Private nonprofit golf courses, country clubs, yacht clubs, tennis courts, swimming pools and additional recreational uses, not an accessory use to the principal uses.~~

~~(5) Utility companies having transformers, pumping stations and sub stations subject to the following minimum requirements:~~

- ~~(a) There must be conformity with the surrounding neighborhood with respect to setbacks, open spaces and architectural design.~~

- ~~(b) It must be screened.~~
- ~~(c) It must not have any regular employees.~~
- ~~(d) The equipment must be completely enclosed in a structure.~~
- ~~(2)(6)~~ Automobile parking lots for off-street parking spaces for any use on adjacent land, when the following minimum requirements have been met:
 - (a) The minimum front yard setback is twenty ~~thirty-five (2035)~~ feet, ~~except where adjacent property has existing front yard setbacks exceeding thirty-five (35) feet; additional front yard depth may be required.~~ A side yard and rear yard minimum setback of ten (10) feet is required.
 - (b) Proper screening, ~~which includes~~ including but not limited to, a planting strip, fence or wall, shall be provided on the property. This must be substantial enough to create a physical separation between the parking lot and the adjoining properties involved and considered acceptable to the City
- ~~(3)(7)~~ Hospitals, clinics, nursing homes as defined in Section 205.03.55, convalescent homes, and homes for the elderly as defined:
 - (a) Independent Living Facilities: Residential living facilities for the elderly which provide limited services; i.e., beauty salons, limited dining, and medical assistance, etc.
 - (b) Assisted Living Facilities: A residential living facility for the elderly with more intensive assistance to residents. (Ref. Ord. 1086)
- ~~(5)(8)~~ Private radio or television antennas exceeding a height of twenty (20) feet above the dwelling roof.
- ~~(6)(9)~~ Wind generators and other tower mounted energy devices exceeding a height of twenty (20) feet above the dwelling roof.
- ~~(7)(10)~~ Solar energy devices NOT an integral part of the principal structure.
- ~~(11) Exterior storage of materials.~~

D. Additional Restrictions.

For uses other than principal uses, requirements as to lot size, setbacks, building, parking, landscaping, screening, etc., shall be at least comparable to similar uses in other districts, but also subject to additional provisions as provided by the City.

2. USES EXCLUDED

Any use allowed or excluded in any other district unless specifically allowed under Uses Permitted of this district are excluded in R-1 Districts.

3. LOT REQUIREMENTS AND SETBACKS

A. Lot Area

A minimum lot area of 9,000 square feet is required for a one-family dwelling unit, except:

- (1) Where a lot is without City sanitary sewer, the minimum required lot area is 18,000 square feet.
- (2) Where a lot is one on a subdivision or plat recorded before December 29, 1955, the minimum required lot area is 7,500 square feet.
- (3) As allowed under Special District Regulations or Planned Unit Development District Regulations.

B. Lot Width.

The width of a lot shall not be less than seventy-five (75) feet at the required setback, except:

- (1) On a subdivision or plat recorded before December 29, 1955, the minimum width of a lot is fifty (50) feet.
- (2) If lot splits are permitted with the lot width less than the required seventy-five (75) feet, the lot must still meet the most restrictive lot requirements and setbacks; except for the lot area and lot width.
- (3) As allowed under Special District Regulations or Planned Development District Regulations.

C. Lot Coverage.

Not more than twenty-five percent (25%) of the area of a lot shall be covered by the main building and all accessory buildings.

D. Setbacks.

- (1) Front Yard:

A front yard with a depth of not less than twenty-five (25) feet is required, except as noted in Section 205.04.4G. In no case may a garage extend more than five (5) feet in front of the home.

(2) Side Yard:

(a) A side yard of ten (10) feet is required between any ~~living area~~ of a dwelling and side property lines.

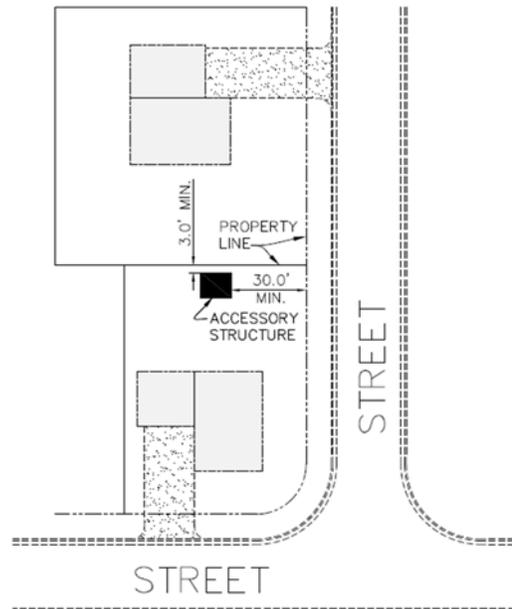
(b) A side yard of five (5) feet is required between an attached accessory building or use and a side property line except as stated in Section 205.04.5.B (2) and (3). (Ref. 888)

(c) Corner Lots:

((1)) The side yard width on a street side of a corner lot shall not be less than seventeen and one-half (17.5) feet.

((2)) When the lot to the rear of a corner lot has frontage along a side street, no accessory building on the corner lot within twenty-five (25) feet of the common property line shall be closer to said side street than thirty (30) feet; provided however, that this regulation shall not be interpreted as to reduce the buildable width of a corner lot to less than twenty-five (25) feet.

((3)) Any attached or unattached accessory building which opens on the side street, shall be at least twenty-five (25) feet from the property line of a side street.



(3) Rear Yard:

(a) A rear yard with a depth of not less than twenty-five percent (25%) of the lot depth is required with not less than twenty-five (25) feet permitted or more than forty (40) feet required for the main building.

- (b) Detached accessory buildings and structures in the rear yard shall not be any closer than three (3) feet to any lot line. ~~may be built not less than three (3) feet from any lot line in the rear yard not adjacent to a street.~~

(4) Double Frontage:

- (a) The building lines will prevail in lieu of rear yard requirements.
- (b) The setback for garages and accessory buildings in the rear yard will be the same as for a front yard.

4. BUILDING REQUIREMENTS

A. Height.

No building shall hereafter be erected, constructed, reconstructed, altered, enlarged, or moved so as to exceed the building height limit of thirty (30) feet from finished grade level.

B. Minimum Floor Area.

- (1) For lots having a 9,000 square foot lot area and a seventy-five (75) foot lot width, and for lots resulting from lot splits having less than 9,000 square feet and/or less than the seventy-five (75) foot lot width, the minimum gross floor area of a single family dwelling shall not be less than 1,020 square feet of finished floor area per dwelling unit, provided that:
 - (a) A one (1) level one-family dwelling unit of three (3) bedrooms or less shall have a minimum of 1,020 square feet of living area.
 - (b) A one-family dwelling unit consisting of two (2) full levels above grade shall have a minimum of 1,020 square feet of first floor area, at least 768 square feet of which shall be living area and the dwelling shall have a garage attached thereto having a floor area not less than 396 square feet.
 - (c) A one-family dwelling unit of a split level design of three (3) bedrooms or less shall have a minimum of 1,020 square feet of living area in the upper two levels.
 - (d) A two (2) level dwelling unit of the split entry design of three (3) bedrooms or less shall have a minimum of 768 square feet of gross floor area in each level provided:
 - ((I)) The dwelling shall have a garage attached thereto having a floor area not less than 396 square feet.

((2)) The finished floor level of the upper level is not more than six (6) feet above grade.

(e) A two (2) level dwelling unit having the upper level situated wholly or partly in the roof space provided:

((1)) The gross floor area of the first level above grade shall be not less than 864 square feet.

((2)) Each bedroom located in the upper level shall have a minimum of 120 square feet of floor area.

((3)) The dwelling shall have a garage attached thereto having a floor area not less than 396 square feet.

(2) For lots less than 9,000 square feet, the dwelling shall have a first floor area of not less than 768 square feet of accessory buildings or an attached garage.

C. Basement.

All one-family dwellings constructed on vacant lots, as of January 1, 1983 shall have a basement except if located in a flood plain area.

5. PARKING REQUIREMENTS

A. General Provisions.

(1) A minimum of two (2) off-street parking stalls shall be provided for each dwelling unit.

(2) The required parking stalls shall not be located in any portion of the required front yard except on a driveway or hardsurfaced parking space approved by the City.

(3) All driveways and parking stalls shall be surfaced with blacktop, concrete or other hard surface material approved by the City. ~~All driveways and parking stalls~~ But for where street access is obtained, driveways shall be set back at minimum three (3) feet from any property line ~~except as agreed to in writing by adjacent property owners and filed with the City.~~

(4) For nursing homes and homes for the elderly, parking shall be provided at the following rates:

(a) Nursing Homes: One space for every four (4) beds and three (3) spaces for every four (4) employees on the largest shift.

(b) Independent Living Facilities: One space per dwelling unit, with 50% of the stalls enclosed. If the building is convertible to market rate, the number of stalls provided shall be as in Section 205.09.05.C.(1).

(c) Assisted Living Facilities: One-half (1/2) space per unit. (Ref. Ord. 1086)

(d) Accessible parking spaces shall be provided in accordance with Minnesota Rules Chapter 1341 and the Americans with Disabilities Act.

B. Garage Requirements.

(1) All lots having a minimum lot area of 9,000 square feet or resulting from a lot split shall have a double garage.

(2) All lots having a lot area less than 9,000 square feet and greater than 7,500 square feet may shall have a single garage.

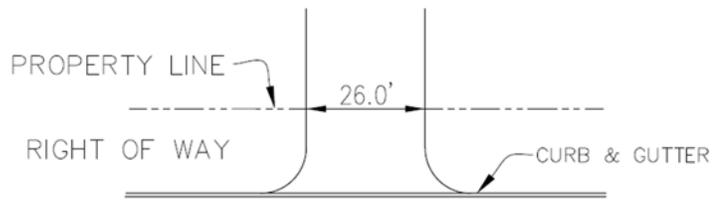
~~(3) The above requirements shall satisfy the off street parking stall requirement.~~

C. Driveways

(1) Driveways shall be setback 35 feet at minimum from the intersection of streets on a corner lot.

(2) The maximum width of a driveway at the property line is 26 feet.

(3) Only corner lots may have two driveways, provided each driveway can meet the minimum 35 foot corner intersection setback.



6. PERFORMANCE STANDARDS

A. ~~Parking Requirements.~~

~~(1) Existing Facilities:~~

~~(a) At least one (1) off street parking stall shall be provided for each dwelling unit.~~

~~(b) The required parking stall shall not be located in any portion of the required front yard, except on a driveway or hardsurfaced parking space approved by the City, and set back a minimum of three (3) feet from the side property line, except as agreed to by adjacent property owners.~~

~~(c) A garage shall satisfy the off street parking stall requirement.~~

~~(2) All driveways and parking stalls shall be surfaced with blacktop, concrete or other hard surface material approved by the City.~~

B. Prohibited Parking.

No outside parking or storage of motor vehicles shall occur except on approved hardsurface driveways and parking stalls. (Ref. 1017)

BC. Exterior Storage.

(1) All exterior storage of materials, equipment and vehicles in the R-1 Zoning District is prohibited except as permitted as follows:

(a) Split and neatly stacked firewood in the side or rear yard.

(b) Private outdoor recreational equipment currently being used or intended for use within the premises.

(c) Landscaping materials and machinery currently being used or intended for use on a current project within the premises.

(d) Boats, non-motorized camping trailers, and empty utility trailers in the side or rear yard. Boats, non-motorized camping trailers, and empty utility trailers stored in the front yard are required to be located on a hard surface drive and must be setback at least 15 feet from the back of the street curb. (Ord 1164)

CD. Refuse.

All waste materials, refuse or garbage shall be contained in closed containers as required under the chapter entitled "Waste Disposal" of the Fridley City Code.

DE. Drainage and Grade Requirements.

A finished ground grade shall be established such that natural drainage away from all buildings is provided. The following minimum criteria shall apply:

(1) The minimum elevation of finished grade shall comply with the State Building Code requirements.

(2) The City may specify a minimum finished ground grade for any structure in order to allow proper drainage and a minimum top of footing elevation to allow for connection to City utilities. The maximum slope (grade) on a driveway shall not exceed 1:10 (10%) above established curb grade.

EF. Landscaping.

The following shall be minimum criteria for landscaping:

- (1) Sodding and landscaping shall extend across the entire front yard and side yards, including the boulevard.
- (2) All open areas of any site, except for areas used for parking, driveways or storage, shall be sodded, seeded or have vegetative cover.
- (3) All uses shall provide water facilities to yard areas for maintenance of landscaping.
- (4) All vacant lots, tracts or parcels shall be properly maintained in an orderly manner free of litter and junk.
- (5) Two trees shall be required per buildable lot when a new home is constructed. The new trees shall be two different species of trees, planted within six months of issuance of a certificate of occupancy. Deciduous trees must be of minimum 2.5 caliper inch size and conifers at minimum six feet tall. Two ornamental trees of minimum 1.5 caliper inch size may be substituted for one of the two trees required.

FG. Maintenance.

It shall be the responsibility of the property owner to ensure that:

- (1) Every exterior wall, foundation and roof of any building or structure shall be reasonably watertight, weather tight and rodent proof and shall be kept in a good state of maintenance and repair.
- (2) The protective surface on exterior walls of a building shall be maintained in good repair and provide a sufficient covering and protection of the structural surface against its deterioration. Without limiting the generality of this Section, a protective surface of a building shall be deemed to be out of repair if:
 - (a) More than twenty-five percent (25%) of the area of any plane or wall on which the protective surface is paint is blistered, cracked, flaked, rusted, scaled or chalked away, or
 - (b) More than twenty-five percent (25%) of the pointing of any brick or stone wall is loose or has fallen out.
 - (c) A hole on a surface that is one-inch in diameter or larger.
- (3) Doors, windows, and screens shall be maintained free from extensive dilapidation due to cracks, tears or breaks. All openings intended for windows and doors, shall have windows and doors placed in said openings. A door or window shall be deemed to be out of repair if:

- (a) More than twenty-five percent (25%) of the area of any plane or surface has paint or stain that is blistered, cracked, flaked, scaled or chalked away, or
 - (b) More than twenty-five percent (25%) of the area of any door or window has evident delaminating of wood, discoloration of permanent finish or warping, or
 - (c) Any garage door which fails to close entirely or is missing a panel.
- (4) Roof surfaces of a building shall be maintained in good repair and provide sufficient covering and protection of the structural surface against its deterioration. Without limiting the generality of this Section, a protective roof surface of a building shall be deemed to be out of repair if the roof surface has more than ten percent (10%) of any plane or surface with broken, torn or missing shingles.
- (5) Eaves and Soffits shall be maintained in good repair and provide a sufficient covering and protection of the structural surface against its deterioration. Without limiting the generality of this Section, eaves or soffits of a building shall be deemed to be out of repair if:
- (a) More than twenty-five percent (25%) of the area of any plane or surface has paint or stain that is blistered, cracked, flaked, scaled or chalked away, or
 - (b) Pieces of the wood, metal, or other approved protective cover is missing.
- (6) Gutters and downspouts shall be installed properly and shall be maintained so to avoid unsightly appearance by virtue of sagging, collapsed sections, or missing pieces.
- (7) Every yard and all structures, walls, fences, walks, steps, driveways, landscaping and other exterior development shall be maintained in an attractive, well kept condition.
- (8) The boulevard area of a property premises shall be properly maintained, groomed and cared for by the abutting property owner.
- (9) Every exterior stairway of a building and every porch, deck or balcony shall be kept in a safe condition and sound repair. Every exterior stairway, step, stoop, porch, and balcony shall be free of deterioration and/or rotting supports.

GH. Essential Services.

- (1) Connection is required on each lot served by City sanitary sewer.
- (2) Connection is required on each lot served by a City water line.

Section 2: That Section 205.08 of the Fridley City Code be hereby amended as follows:

FRIDLEY CITY CODE
SECTION 205.08. R-2 TWO-FAMILY DWELLING DISTRICT REGULATIONS
(Ref 1194, 1251, 1295, 1301, 1362)

1. USES PERMITTED

A. Principal Uses.

The following are principal uses in R-2 Districts:

- (1) Two-family dwellings.
- (2) One-family dwellings.
- (3) Single family attached development as per conditions under Section 205.11 of this Code.

B. Accessory Uses.

- (1) Only two (2) accessory buildings allowed per dwelling unit. Accessory buildings shall not be used for a home occupation or as a dwelling.
- (2) The total floor area of all accessory buildings shall not exceed 1400 square feet.
- ~~(3) Any second accessory building in excess of 240 square feet shall require a Special Use Permit. Properties containing one family dwellings are exempt from the Special Use Permit and shall be subject to the R-1 District Regulations pertaining to second accessory buildings. (Ref 1194)~~
- ~~(34)~~ A private garage is the first accessory building. It shall not exceed 100% of the first floor area of the dwelling unit or a maximum of 1,000 square feet, whichever is smaller.
- ~~(45)~~ Privately owned recreational facilities, including but not limited to, playground equipment and swimming pools, which are for the enjoyment and convenience of the residents of the principal use and their guests.

~~(56)~~ Home occupations.

Home occupations shall be allowed in the two-family dwelling district, subject to the following criteria.

- (a) Home occupations must be carried on entirely within the dwelling unit.
- (b) Home occupations are not permitted within a detached or attached accessory building or garage.

- (c) The entrance to the space devoted to such occupation shall be within the dwelling. There shall be no separate entrance into the business area.
- (d) Employees are restricted to occupants of the dwelling and a maximum of one (1) non-occupant employee.
- (e) There shall be no internal or external alterations, which involve construction features not customarily found in dwellings.
- (f) Mechanical equipment that is not customarily found in a home may not be installed within the dwelling.
- (g) Exterior storage of equipment or materials used in the home occupation is prohibited.
- (h) Parking of commercial vehicles must follow regulations set forth in Section Chapter 506.13 of Fridley City Code.
- (i) There shall be no additional exterior indication of the home occupation, including advertising and/or displays of any kind other than the permitted signage set forth in Chapter 214.
- (j) Parking needs for the home occupation shall not exceed more than two (2) parking spaces at any given time in addition to the spaces required by the occupants.
- (k) A home occupation involving teaching is limited to four (4) or less students at any given time and lessons or classes shall be given within the principal structure only.
- (l) Licensed day care as defined and regulated by state law is considered a permitted accessory use subject to the regulations set forth herein.
- (m) Over the counter retail sales are prohibited except for articles incidental to a permitted commercial service such as shampoo sold by a beautician or barber and sales conducted by mail or the internet.
- (n) No more than three (3) garage sales of no more than three (3) consecutive days per sales event may be conducted on a property in a 12-month period.
- (o) The following activities or those of a similar nature are prohibited:
 - i. Motor vehicle service or repair of any vehicles other than those registered to residents of the property;
 - ii. A commercial food service requiring a State license or inspection by a government entity other than the City;

- iii. Activities that generate significant amounts of customer traffic to the premises, in excess of ten (10) vehicles per day;
 - iv. Activities that generate significant amounts of truck traffic to the premises in excess of three (3) deliveries or pick-ups per week. Deliveries and pick-ups by semi-truck/trailer shall be prohibited.
- (~~67~~) The rental of guest rooms to not more than two (2) persons per dwelling unit.
- (~~78~~) Solar energy devices as an integral part of the principal structure.
- (~~89~~) Farmers Market, if located on a parcel of land that has an institution on it.

A Farmers Market shall meet the following requirements:

- (a) Shall be a member of the Minnesota Farmers Market Association or other similar recognized association of farmers markets and meet all of their respective requirements;
- (b) Shall identify a market manager that facilitates the requirements of the City;
- (c) Shall have General Liability insurance including Products and Completed Operations coverage with a minimum Limit of Liability of \$1,500,000 per occurrence;
- (d) Shall have applied for and received all required county and state licenses and have complied with all applicable City of Fridley regulations and city codes;
- (e) A majority of the products sold shall be grown or produced in Minnesota;
- (f) The sale of live animals and alcoholic beverages is prohibited;
- (g) Any advertising or directional signs displayed either off premise or on premises shall only be displayed on the day of the event, with the exception of one 4 ft. by 8 ft. sign that can be displayed on the premises for the duration of the farmers market season;
- (h) The location of the event shall have written authorization from the property owner;
- (i) An established schedule shall be submitted as to the dates and times of the market;
- (j) Any temporary structure used for the farmers market shall be erected and removed on the day of the event;

- (k) A site plan shall be submitted showing tent and vendor locations, vehicle circulation and parking prior to commencement of event. Site plan to be approved by the Community Development Director;
- (l) A Farmers Market Event Permit Application shall be completed, approved and on file with the Community Development Director prior to commencement of event; providing proof that all above requirements are being met;
- (m) The City reserves their right to revoke any Farmers Market Event Permit issued for failure of compliance with the above requirements. The City will process any such permit revocation according to the procedures listed in City Code Section 11.08.
- (n) All State Building and Fire Code requirements, including but not limited to, the requirements for assembly use are met for indoor markets.

C. Uses Permitted With A Special Use Permit.

The following are uses permitted with a Special Use Permit in R-2 Districts:

- ~~(1) Accessory buildings, other than the first accessory building over 240 square feet. Properties containing one family dwellings are exempt from the Special Use Permit and shall be subject to the R-1 District Regulations pertaining to second accessory buildings. (Ref 1194)~~
- (12) Places of Assembly/Private Schools/Day Care Centers Churches.
Building and site requirements for these special uses shall follow the same standards as stated in the R-1 Chapter 205.07.
- ~~(a) Building and site requirements and performance standards shall be equal to or greater than those outlined in the following CR-1 sections of the Code; 205.16.3, 205.16.4, 205.16.6 and 205.16.7.~~
- ~~(b) A parking requirement of at least one (1) off street parking space shall be provided for every three (3) fixed seats or for every five (5) feet of pew length in the main assembly hall. Additional parking may be required for additional church activities, such as day care, classroom and recreational activities. (Ref. 888)~~
- ~~(3) Private Schools.~~
- ~~(4) Day Care Centers provided they are to be located in places of worship, schools or in other buildings located on an arterial or collector street. (Ref. 1121)~~
- ~~(a) At least one (1) off street parking for space shall be provided each 100 square feet of useable day care floor area.~~

- ~~(b) Reduction of parking spaces may be allowed when provision of space required for parking stalls, due to the particular nature of the proposed use or other considerations, would be an unnecessary hardship. Adequate open space shall be provided to satisfy the total number of required parking spaces.~~
- ~~(c) When the provisions for required parking space is inadequate, the City may require additional off street parking be provided. (Ref. 864)~~
- ~~(d) Minimum lot size is 12,000 square feet. (Ref. 1121)~~
- ~~(5) Private nonprofit golf courses, country clubs, yacht clubs, tennis courts, swimming pools and additional recreational uses, not an accessory use to the principal uses.~~
- ~~(6) Utility companies having transformers, pumping stations and substations subject to the following minimum requirements:
 - ~~(a) There must be conformity with the surrounding neighborhood with respect to setbacks, open spaces and architectural design.~~
 - ~~(b) It must be screened.~~
 - ~~(c) It must not have any regular employees.~~
 - ~~(d) The equipment must be completely enclosed in a structure.~~~~
- ~~(2)(7) Automobile parking lots for off-street parking spaces for any use on adjacent land, when the following minimum requirements have been met:
 - ~~(a) The minimum front yard setback is twenty thirty five (3520) feet, except where adjacent property has existing front yard setbacks exceeding thirty five (35) feet; additional front yard depth may be required. A side yard and rear yard minimum setback of ten (10) feet is required.~~
 - ~~(b) Proper screening, which includes including but not limited to, a planting strip, fence or wall, shall be provided on the property. This must be substantial enough to create a physical separation between the parking lot and the adjoining properties involved and considered acceptable to the City.~~~~
- ~~(3)(8) Hospitals, clinics, nursing homes, convalescent homes and homes for the elderly as defined:
 - ~~(a) Independent Living Facilities: Residential living facilities for the elderly which provide limited services; i.e., beauty salons, limited dining, and medical assistance, etc.~~~~

(b) Assisted Living facilities: A residential living facility for the elderly with more intensive assistance to residents. (Ref. Ord. 1086)

~~(4)(9)~~ Private radio or television antennas exceeding a height of twenty (20) feet above the dwelling roof.

~~(5)(10)~~ Wind generators and other tower mounted energy devices exceeding a height of twenty (20) feet above the dwelling roof.

~~(6)(11)~~ Solar energy devices NOT an integral part of the principal structure.

~~(12) Exterior storage of materials.~~

D. Additional Restrictions.

For uses, other than principal uses, requirements as to lot size, setbacks, building, parking, landscaping, screening, etc. shall be at least comparable to similar uses in other districts, but also subject to additional provisions as provided by the City.

2. USES EXCLUDED

Any use allowed or excluded in any other district unless specifically allowed under Uses Permitted of this district are excluded in R-2 Districts.

3. LOT REQUIREMENTS AND SETBACKS

All requirements of this Section are for two-family dwellings. One-family dwellings in this district shall be subject to the R-1 District regulations.

A. Lot Area.

A minimum lot area of 10,000 square feet is required for a two-family dwelling unit.

B. Lot Width.

The width of a lot shall not be less than seventy-five (75) feet at the required setback.

C. Lot Coverage.

Not more than thirty percent (30%) of the area of a lot shall be covered by the main building and all accessory buildings.

D. Setbacks.

(1) Front Yard:

A front yard with a depth of not less than thirty-five (35) feet is required, except as noted in Section 205.04.4G.

(2) Side Yard:

- (a) A side yard of ten (10) feet is required between any living area and side property lines.
- (b) A side yard of five (5) feet is required between an attached accessory building or use and side property line.

(c) Corner Lots:

- ((1)) The side yard width on a street side of a corner lot shall be not less than seventeen and one-half (17.5) feet.
- ((2)) When the lot to the rear has frontage along a side street, no accessory building on a corner lot, within twenty-five (25) feet of the common property line, shall be closer to said side street than thirty (30) feet; provided, however, that this regulation shall not be so interpreted as to reduce the buildable width of a corner lot to less than twenty-five (25) feet.
- ((3)) Any attached or unattached accessory building which opens on the side street, shall be at least twenty-five (25) feet from the property line of a side street.

(3) Rear Yard:

- (a) A rear yard with a depth of not less than twenty-five percent (25%) of the lot depth is required with not less than twenty-five (25) feet permitted or more than forty (40) feet required for the main building.
- (b) Detached accessory buildings may be built not less than three (3) feet from any lot line in the rear yard not adjacent to a street.

(4) Double Frontage:

- (a) The building lines will prevail in lieu of rear yard requirements.
- (b) The setback for garages and accessory buildings in the rear yard will be the same as for a front yard.

4. BUILDING REQUIREMENTS

A. Height

No building shall hereafter be erected, constructed, reconstructed, altered, enlarged or moved, so as to exceed the building height limit of thirty (30) feet.

B. Minimum Floor Area.

In a two-family dwelling, the minimum total floor area shall be 1400 square feet, the minimum living area of any dwelling unit shall be 650 square feet, and in no case shall the first floor area be less than 768 square feet.

5. PARKING REQUIREMENTS

A. General Provisions.

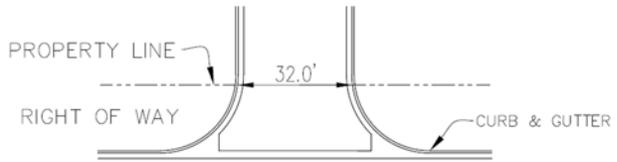
- (1) At least two (2) off-street parking stalls shall be provided for each dwelling unit.
- (2) The required parking stalls shall not be located in any portion of the required front yard, except on a driveway or hard-surfaced parking space approved by the City. All driveways and parking stalls shall be surfaced with blacktop, concrete or other hard surface material approved by the City.
- (3) All driveways and parking stalls shall be surfaced with blacktop, concrete or other hard surface material approved by the City and. ~~All driveways and parking stalls shall be set back three (3) feet from any property line except as agreed to by adjacent property owners.~~
- (4) For nursing homes and homes for the elderly, parking shall be provided at the following rates:
 - (a) Nursing Homes: One space for every four (4) beds and three (3) spaces for every four (4) employees on the largest shift.
 - (b) Independent Living Facilities: One space per dwelling unit, with 50% of the stalls enclosed. If the building is convertible to market rate, the number of stalls provided shall be as in Section 205.09.05.C.(1).
 - (c) Assisted Living Facilities: One-half (1/2) space per unit.
 - (d) Accessible parking spaces shall be provided in accordance with Minnesota Rules Chapter 1341 and the Americans with Disabilities Act.

B. Garage Requirements.

- (1) A two (2) stall garage is required for each dwelling unit.
- ~~(2) This garage shall satisfy the off street parking stall requirement.~~

C. Driveways

- (1) Driveways shall be setback 35 feet at minimum from the intersection of streets on a corner lot.
- (2) The maximum width of a driveway at the property line is 32 feet for all driveways on the site combined.



6. PERFORMANCE STANDARDS

A. Parking Requirements.

- ~~(1) An existing one and one half (1 1/2) stall garage for each dwelling unit shall satisfy the off street parking stall requirement.~~
- ~~(2) All driveways and parking stalls shall be surfaced with blacktop, concrete or other hard surface material approved by the City.~~

AB. Prohibited Parking.

No outside parking or storage of motor vehicles shall occur except on approved hard-surface driveways and parking stalls. (Ref. 1017)

BC. Exterior Storage.

- (1) All exterior storage of materials, equipment and vehicles in the R-2 Zoning District is prohibited except as permitted as follows:
 - (a) Split and neatly stacked firewood in the side or rear yard.
 - (b) Private outdoor recreational equipment currently being used or intended for use within the premises.
 - (c) Landscaping materials and machinery currently being used or intended for use on a current project within the premises.
 - (d) Boats, non-motorized camping trailers, and empty utility trailers in the side or rear yard. Boats, non-motorized camping trailers, and empty utility trailers stored in the front yard are required to be located on a hard surface drive and must be setback at least 15 feet from the back of the street curb.

CD. Refuse.

All waste materials, refuse or garbage shall be contained in closed containers as required under the Chapter entitled "Waste Disposal" of the Fridley City Code.

DE. Drainage ~~A~~and Grade Requirements.

A finished ground grade shall be established such that natural drainage away from all buildings is provided. The following minimum criteria shall apply:

- (1) The minimum elevation of finished grade shall comply with the State Building Code requirements.
- (2) The City may specify a minimum finished ground grade for any structure in order to allow proper drainage and a minimum top of footing elevation to allow for connection to City utilities.

EF. Landscaping.

The following shall be minimum criteria for landscaping:

- (1) Sodding and landscaping shall extend across the entire front yard and side yards, including the boulevard.
- (2) All open areas of any site, except for areas used for parking, driveways or storage, shall be sodded, seeded or have vegetative cover.
- (3) All uses shall provide water facilities to yard areas for maintenance of landscaping.
- (23) All vacant lots, tracts or parcels shall be properly maintained in an orderly manner free of litter or junk.
- (5) Two trees shall be required per buildable lot when a new home is constructed. The new trees shall be two different species of trees, planted within six months of issuance of a certificate of occupancy. Deciduous trees must be of minimum 2.5 caliper inch size and conifers at minimum six feet tall. Two ornamental trees of minimum 1.5 caliper inch size may be substituted for one of the two trees required.

G. Maintenance.

It shall be the responsibility of the property owner to ensure that:

- (1) Every exterior wall, foundation and roof of any building or structure shall be reasonably watertight, weather tight and rodent proof and shall be kept in a good state of maintenance and repair.
- (2) The protective surface on exterior walls of a building shall be maintained in good repair and provide a sufficient covering and protection of the structural surface

against its deterioration. Without limiting the generality of this Section, a protective surface of a building shall be deemed to be out of repair if:

- (a) More than twenty-five percent (25%) of the area of any plane or wall on which the protective surface is paint is blistered, cracked, flaked, rusted, scaled or chalked away, or
 - (b) More than twenty-five percent (25%) of the pointing of any brick or stone wall is loose or has fallen out.
 - (c) A hole on a surface that is one-inch in diameter or larger.
- (3) Doors, windows, and screens shall be maintained free from extensive dilapidation due to cracks, tears or breaks. All openings intended for windows and doors, shall have windows and doors placed in said openings. A door or window shall be deemed to be out of repair if:
- (d) More than twenty-five percent (25%) of the area of any plane or surface has paint or stain that is blistered, cracked, flaked, scaled or chalked away, or
 - (e) More than twenty-five percent (25%) of the area of any door or window has evident delaminating of wood, discoloration of permanent finish or warping, or
 - (f) Any garage door which fails to close entirely or is missing a panel.
- (4) Roof surfaces of a building shall be maintained in good repair and provide sufficient covering and protection of the structural surface against its deterioration. Without limiting the generality of this Section, a protective roof surface of a building shall be deemed to be out of repair if the roof surface has more than ten percent (10%) of any plane or surface with broken, torn or missing shingles.
- (5) Eaves and Soffits shall be maintained in good repair and provide a sufficient covering and protection of the structural surface against its deterioration. Without limiting the generality of this Section, eaves or soffits of a building shall be deemed to be out of repair if:
- (d) More than twenty-five percent (25%) of the area of any plane or surface has paint or stain that is blistered, cracked, flaked, scaled or chalked away, or
 - (e) Pieces of the wood, metal, or other approved protective cover is missing.
- (10) Gutters and downspouts shall be installed properly and shall be maintained so to avoid unsightly appearance by virtue of sagging, collapsed sections, or missing pieces.

- (7) Every yard and all structures, walls, fences, walks, steps, driveways, landscaping and other exterior developments shall be maintained in an attractive, well kept condition.
- (8) The boulevard area of a property premises shall be properly maintained, groomed and cared for by the abutting property owner.
- (9) Every exterior stairway of a building and every porch, deck or balcony shall be kept in a safe condition and sound repair. Every exterior stairway, step, stoop, porch, and balcony shall be free of deterioration and/or rotting supports.

H. Essential Services.

- (1) Connection is required on each lot served by City sanitary sewer.
- (2) Connection is required on each lot served by a City water line.

Section 3: That Section 205.23 of the Fridley City Code be hereby amended as follows:

FRIDLEY CITY CODE

205.23. S-1 HYDE PARK NEIGHBORHOOD DISTRICT REGULATIONS

(Ref 1194, 1217, 1251, 1278, 1295, 1301, 1362)

1. TITLE

This Section shall be referred to as the "Hyde Park Neighborhood District" in short form.

2. PURPOSE

The purpose of this special zoning district is to:

- A. Establish a zoning mechanism for the neighborhood that will allow a variety of housing types on lots with reduced lot sizes and setbacks.
- B. Support the residential character of the neighborhood.
- C. Protect the property rights of all landowners, while promoting reinvestment and development in the neighborhood.

3. DISTRICT BOUNDARIES

The Hyde Park Neighborhood shall be comprised of all parcels bordered between Main Street on the west, University Avenue (Highway 47) to the east, 61st Avenue to the north and 57th Place to the south.

4. USES PERMITTED

A. Principal Uses.

The following are principal uses in the S-1 District:

One family dwellings, except for those uses as allowed as part of Section 205.23.4.C.(1). Only one (1) principal building shall be located on a buildable S-1 lot.

B. Accessory Uses.

- (1) A private garage is the first accessory building. It shall not exceed 100% of the first floor area of the dwelling unit or a maximum of 1,000 square feet, whichever is smaller.
- (2) A second garage or accessory building over ~~120~~ 200 square feet provided the following criteria are met:
 - (a) The combined total floor area of all accessory buildings shall not exceed 1,400 square feet.
 - (b) The maximum height for all accessory buildings shall not exceed fourteen (14) feet above grade at the midspan of roof. Midspan for purposes of this ordinance shall be described as the midpoint between the eave line and the highest point on the building's roof, as measured at the front elevation of the structure.
 - (c) Accessory building shall not be used for a home occupation or as a dwelling living area.
 - (d) Accessory structure shall be architecturally compatible with existing home by matching siding, color schemes, roofing materials, roof type and roof pitch.
 - ~~(e) All drive and parking areas to be hard surfaced.~~
- (3) Privately owned recreational facilities, including but not limited to, playground equipment and swimming pools which are for the enjoyment and convenience of the residents of the principal use and their guests.
- (4) Home occupations.

Home occupations shall be allowed in the Hyde Park Neighborhood District, subject to the following criteria.

- (a) Home occupations must be carried on entirely within the dwelling unit.
- (b) Home occupations are not permitted within a detached or attached accessory building or garage.

- (c) The entrance to the space devoted to such occupation shall be within the dwelling. There shall be no separate entrance into the business area.
- (d) Employees are restricted to occupants of the dwelling and a maximum of one (1) non-occupant employee.
- (e) There shall be no internal or external alterations, which involve construction features not customarily found in dwellings.
- (f) Mechanical equipment that is not customarily found in a home may not be installed within the dwelling.
- (g) Exterior storage of equipment or materials used in the home occupation is prohibited.
- (h) Parking of commercial vehicles must follow regulations set forth in Section Chapter 506.13 of Fridley City Code.
- (i) There shall be no additional exterior indication of the home occupation, including advertising and/or displays of any kind other than the permitted signage set forth in Chapter 214.
- (j) Parking needs for the home occupation shall not exceed more than two (2) parking spaces at any given time in addition to the spaces required by the occupants.
- (k) A home occupation involving teaching is limited to four (4) or less students at any given time and lessons or classes shall be given within the principal structure only.
- (l) Licensed day care as defined and regulated by state law is considered a permitted accessory use subject to the regulations set forth herein.
- (m) Over the counter retail sales are prohibited except for articles incidental to a permitted commercial service such as shampoo sold by a beautician or barber and sales conducted by mail or the internet.
- (n) No more than three (3) garage sales of no more than three (3) consecutive days per sales event may be conducted on a property in a 12-month period.
- (o) The following activities or those of a similar nature are prohibited:
 - i. Motor vehicle service or repair of any vehicles other than those registered to residents of the property;
 - ii. A commercial food service requiring a State license or inspection by a government entity other than the City;

iii. Activities that generate significant amounts of customer traffic to the premises, in excess of ten (10) vehicles per day;

iv. Activities that generate significant amounts of truck traffic to the premises in excess of three (3) deliveries or pick-ups per week. Deliveries and pick-ups by semi-truck/trailer shall be prohibited.

(5) The rental of guest rooms to not more than two (2) persons per dwelling unit.

(6) Solar energy devices as an integral part of the principal structure.

(7) Farmers Market, if located on a parcel of land that has an institution on it.

A Farmers Market, provided it meets the following requirements:

(a) Shall be a member of the Minnesota Farmers Market Association or other similar recognized association of farmers markets and meet all of their respective requirements;

(b) Shall identify a market manager that facilitates the requirements of the City;

(c) Shall have General Liability insurance including Products and Completed Operations coverage with a minimum Limit of Liability of \$1,500,000 per occurrence;

(d) Shall have applied for and received all required county and state licenses and have complied with all applicable City of Fridley regulations and city codes;

(e) A majority of the products sold shall be grown or produced in Minnesota;

(f) The sale of live animals and alcoholic beverages is prohibited;

(g) Any advertising or directional signs displayed either off premise or on premises shall only be displayed on the day of the event, with the exception of one 4 ft. by 8 ft. sign that can be displayed on the premises for the duration of the farmers market season;

(h) The location of the event shall have written authorization from the property owner;

(i) An established schedule shall be submitted as to the dates and times of the market;

(j) Any temporary structure used for the farmers market shall be erected and removed on the day of the event;

(k) A site plan shall be submitted showing tent and vendor locations, vehicle circulation and parking prior to commencement of event. Site plan to be approved by the Community Development Director;

(l) A Farmers Market Event Permit Application shall be completed, approved and on file with the Community Development Director prior to commencement of event; providing proof that all above requirements are being met;

(m) The City reserves their right to revoke any Farmers Market Event Permit issued for failure of compliance with the above requirements. The City will process any such permit revocation according to the procedures listed in City Code Section 11.08.

(n) All State Building and Fire Code requirements, including but not limited to, the requirements for assembly use are met for indoor markets.

C. Existing Uses.

(1) All existing uses will be classified as permitted uses within the zoning district on the present property which they occupy.

D. Uses Excluded.

The following are excluded uses in the S 1 District:

(1) Radio or television antennas exceeding a height of twenty (20) feet above the dwelling roof.

(2) Uses which may be dangerous, create annoying odors, noise disturbances or be otherwise detrimental to the general welfare of persons residing or working in the vicinity thereof or may impair the use, enjoyment, or value of any property.

5. LOT REQUIREMENTS AND SETBACKS

A. Lot Area

A lot area of not less than 7,500 square feet is required.

B. Lot Width.

(1) The width of a lot shall not be less than sixty (60) feet at the required setback. Corner lots shall not be less than sixty five (65) feet at the required setback.

C. Lot Coverage:

Not more than thirty five percent (35%) of the area of a lot shall be covered by the main building and all accessory buildings. Lot coverage requirements for nonconforming properties will be limited according to statutory provisions.

D. Setbacks:

(1) Front Yard:

A front yard with a depth of not less than thirty five (25) feet is required. (Ref 1217) In no case may a garage extend more than five (5) feet in front of the home.

(2) Side Yard:

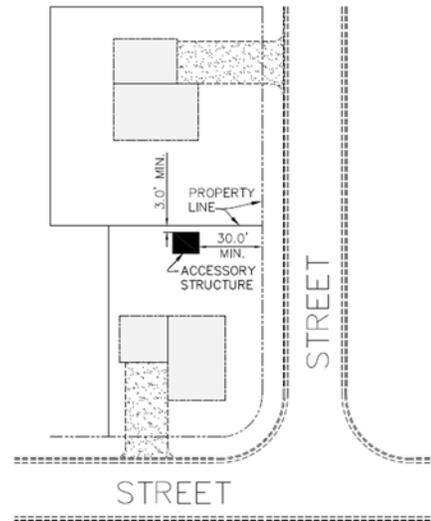
Two (2) side yards are required, each with a width of not less than seven and one half (7.5) feet, except as follows:

(a) Where a house is built without an attached garage, a minimum side yard requirement shall be ten (10) feet on one side, and thirteen (13) feet on the other side, so that there is access to the rear yard for a detached and off-street parking area.

(b) Where a house is built with an attached garage, the side yard adjoining the attached garage or accessory building may be reduced to not less than five (5) feet, provided the height of the garage or accessory building on that side is not more than fourteen (14) feet.

(3) Corner Lots:

(a) The side yard width on a street side of a corner lot shall be not less than seventeen and one half (17.5) feet. When the lot to the rear has frontage along a side street, no accessory building on the corner lot within twenty five (25) feet of the common property line shall be closer to said side street than thirty (~~30~~) 25 feet; provided however, that this regulation shall not be interpreted as to reduce the buildable width of a corner lot to less than twenty five (25) feet.



(b) Any attached or unattached accessory building which opens on the side street shall be at least twenty five (25) feet from the property line on a side street.

(4) Rear Yard:

A rear yard with a depth of not less than twenty five percent (25%) of the lot depth is required, with not less than twenty five (25) feet permitted or more than forty (40) feet required from the main building.

6. BUILDING REQUIREMENTS

A. Height.

No building shall hereafter be erected, constructed, reconstructed, altered, enlarged or moved, so as to exceed the building height limit of thirty (30) feet.

B. Minimum Floor Area.

A one family dwelling unit shall have a minimum first floor area of 768 square feet of living space.

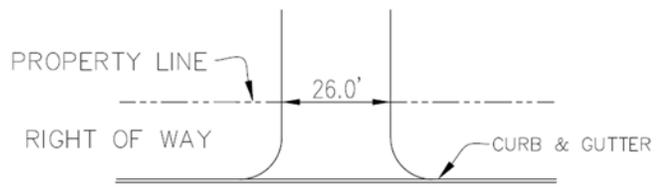
7. PERFORMANCE STANDARDS:

A. Parking Requirements.

- (1) At least one (1) off street parking stall shall be provided for each dwelling unit.
- (2) No parking stall shall be located in any portion of the front yard, except on a driveway or hardsurfaced parking space, approved by the City, and set back a minimum of three (3) feet from the side property line, ~~except as agreed to in writing by adjacent property owners and filed with the City.~~
- (3) A garage shall satisfy the off street parking stall requirement.
- (4) All driveways and parking stalls shall be surfaced with blacktop, concrete or other hard surface material approved by the City.

B. Driveways

- (1) Driveways shall be setback 35 feet at minimum from the intersection of streets on a corner lot.
- (2) The maximum width of a driveway at curb apron is 26 feet.
- (3) Only corner lots may have two driveways, provided each driveway can meet the minimum 35 foot corner intersection setback.



CB. Exterior Storage.

- (1) All exterior storage of materials, equipment and vehicles in the S-1 Zoning District is prohibited except as permitted as follows:

- (a) Split and neatly stacked firewood in the side or rear yard.
- (b) Private outdoor recreational equipment currently being used or intended for use within the premises.
- (c) Landscaping materials, and machinery currently being used or intended for use on a current project within the premises.
- (d) Boats, non-motorized camping trailers, and empty utility trailers in the side or rear yard. Boats, non-motorized camping trailers, and empty utility trailers stored in the front yard are required to be located on a hard surface drive and must be setback at least 15 feet from the back of the street curb.

DC. Refuse.

All waste materials, refuse or garbage shall be contained in closed containers as required under the Chapter entitled "Solid Waste Disposal and Recycling Collection" of the Fridley City Code.

ED. Drainage and Grade Requirements.

A finished ground grade shall be established such that natural drainage away from all buildings is provided. The following minimum criteria shall apply:

- (1) The minimum elevation of finished grade shall comply with the State Building Code requirements.
- (2) The City may specify a minimum finished ground grade for any structures in order to allow proper drainage and connection to City utilities.

FE. Landscaping.

The following shall be minimum criteria for landscaping:

- (1) Sodding and landscaping shall extend across the entire front yard and side yards including the boulevard.
- (2) All other open areas of any site, except for areas used for parking, driveways or storage, shall be sodded, seeded or have vegetative cover.
- (3) All uses shall provide water facilities to yard areas for maintenance of landscaping.
- (4) It shall be the owner's responsibility to see that all required landscaping is maintained in an attractive, well kept condition.

- (5) All vacant lots, tracts or parcels shall be properly maintained in an orderly manner free of litter and junk.
- (6) Two trees shall be required per buildable lot when a new home is constructed. The new trees shall be two different species of trees, planted within six months of issuance of a certificate of occupancy. Deciduous trees must be of minimum 2.5 caliper inch size and conifers at minimum six feet tall. Two ornamental trees of minimum 1.5 caliper inch size may be substituted for one of the two trees required.

GF. Maintenance.

It shall be the responsibility of the property owner to ensure that:

- (1) Every exterior wall, foundation and roof of any building or structure shall be reasonably watertight, weather tight and rodent proof and shall be kept in a good state of maintenance and repair.
- (2) The protective surface on exterior walls of a building shall be maintained in good repair and provide a sufficient covering and protection of the structural surface against its deterioration. Without limiting the generality of this Section, a protective surface of a building shall be deemed to be out of repair if:
 - (a) More than twenty five percent (25%) of the area of any plane or wall on which the protective surface is paint, is blistered, cracked, flaked, rusted, scaled or chalked away, or
 - (b) More than twenty five percent (25%) of the pointing of any brick or stone wall is loose or has fallen out.
 - (c) A hole on a surface that is one-inch in diameter or larger.
- (3) Doors, windows, and screens shall be maintained free from extensive dilapidation due to cracks, tears or breaks. All openings intended for windows and doors, shall have windows and doors placed in said openings. A door or window shall be deemed to be out of repair if:
 - (a) More than twenty-five percent (25%) of the area of any plane or surface has paint or stain that is blistered, cracked, flaked, scaled or chalked away, or
 - (b) More than twenty-five percent (25%) of the area of any door or window has evident delaminating of wood, discoloration of permanent finish or warping, or
 - (c) Any garage door which fails to close entirely or is missing a panel.
- (4) Roof surfaces of a building shall be maintained in good repair and provide sufficient covering and protection of the structural surface against its deterioration. Without limiting the generality of this Section, a protective roof surface of a building shall be deemed to be

out of repair if the roof surface has more than ten percent (10%) of any plane or surface with broken, torn or missing shingles.

(5) Eaves and Soffits shall be maintained in good repair and provide a sufficient covering and protection of the structural surface against its deterioration. Without limiting the generality of this Section, eaves or soffits of a building shall be deemed to be out of repair if:

(a) More than twenty-five percent (25%) of the area of any plane or surface has paint or stain that is blistered, cracked, flaked, scaled or chalked away, or

(b) Pieces of the wood, metal, or other approved protective cover is missing.

(6) Gutters and downspouts shall be installed properly and shall be maintained so to avoid unsightly appearance by virtue of sagging, collapsed sections, or missing pieces.

(7) Every yard and all structures, walls, fences, walks, steps, driveways, landscaping and other exterior developments shall be maintained in an attractive, well kept condition.

(8) The boulevard area of a property premises shall be properly maintained, groomed and cared for by the abutting property owner.

(9) Every exterior stairway of a building and every porch, deck or balcony shall be kept in a safe condition and sound repair. Every exterior stairway, step, stoop, porch, and balcony shall be free of deterioration and /or rotting supports.

HG. Essential Services.

(1) Connection is required on each lot served by City sanitary sewer.

(2) Connection is required on each lot served by a City water line.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS
___ DAY OF _____ 2019.

SCOTT J. LUND, MAYOR

ATTEST:

DEBRA A. SKOGEN, CITY CLERK

Public Hearing: May 15 & May 28, 2019



AGENDA ITEM CITY COUNCIL MEETING OF JUNE 10, 2019

Date: May 31, 2019

To: Walter T. Wysopal, City Manager

From: Scott Hickok, Community Development Director
Julie Jones, Planning Manager
Dan Cahill, Neighborhood Preservation Specialist

Subject: First Reading of Ordinance Regarding Text Amendment TA#19-02; Proposed Changes to Section 128, Public Nuisance Abatement Procedures

Background

At the last City Council meeting, the Council held a public hearing regarding Text Amendment TA#19-02 regarding proposed changes to the Public Nuisance Abatement section of City Code. Several years ago, the City amended Chapter 6 of Fridley City Code and Section 205.05.7 of the Fridley Zoning Code to change the City's practice of hiring hearing examiners for appeals. Instead, the City now uses the Fridley Appeals Commission to hear code enforcement appeals. Now that this process has proven to be more cost effective for the City, the hearing examiner references also need to be removed from Chapter 128.03 of City Code.

While processing this change, staff has found other text that should be updated. One such needed update is to Section 128.02, which describes what violations the City may abate. Another proposed change is to some of the deadlines. Staff also wants to clarify the assessment procedures and the release of property in the abatement process.

This text amendment coincides with another text amendment that refers to the process in Chapter 128 of City Code, so that the process for charging an assessment is unified, making processing for various types of abatements clear for the City Finance Department.

Since there were no concerns about the proposed language raised at the public hearings, staff has not made any changes to the proposed ordinance since the public hearings.

Recommendation

Staff recommends that the City Council hold the first reading of the proposed changes in TA#19-02 to Section 128 of City Code that pertain to appeals and processing of public nuisance abatements on June 10, 2019. If the City proceeds with our normal schedule, the second reading of the ordinance would be on June 24, 2019.

ORDINANCE NO. ____

**AN ORDINANCE AMENDING CHAPTER 128 OF THE FRIDLEY CITY CODE
PERTAINING TO ABATEMENT OF EXTERIOR NUISANCES**

The City Council of the City of Fridley hereby finds, after review, examination and recommendation of staff, that the Fridley City Code be hereby amended as follows:

CHAPTER 128 ABATEMENT OF EXTERIOR PUBLIC NUISANCES

(Ref. 1021, 1043, 1069, 1283)

128.01. PURPOSE

The Council of the City of Fridley has determined that the health, safety, general welfare, good order and convenience of the public is threatened by certain exterior public nuisances on property within the City limits. It is declared to be the intention of the Council to abate such nuisances, and this Chapter is enacted for that purpose.

128.02. APPLICATION

This Chapter shall apply to the abatement of public nuisances as defined in Chapter 110 of City Code maintained exterior to the principal structure involving including, but not limited to solid waste, junk vehicles (as defined in Chapter 123), large commercial vehicles having a gross licensed weight over 12,000 pounds, which are in violation of the provisions of Chapter 506, and outside storage of materials and equipment including, but not limited to, disused machinery, household appliances and furnishings, tires, automotive parts, scrap metal, lumber, and all other materials and equipment stored in a yard or conditions that are in violation of the Zoning Code or deemed to create an exterior public nuisances as described in 128.04 Chapter 110.03, or a vision safety violation as defined in Chapter 205, or deemed to be a public nuisance by any other section of the City Code. (Ref. 1043)

~~128.03. HEARING EXAMINER~~

~~1. — Position Created.~~

~~The position of Hearing Examiner is hereby created. The City Manager may, at his discretion and with the approval of the Council, contract with third parties for the furnishing of all services of the Hearing Examiner as contained in this Chapter and set the rate of compensation therefor.~~

~~2. — Qualifications.~~

~~The hearing examiner shall be an individual trained in law; however, it shall not be required that the hearing examiner be currently licensed to practice law in the State of Minnesota.~~

~~3. — Duties.~~

~~The Hearing Examiner shall have the following duties:~~

~~A. Set dates and hear all contested cases following appeals of orders of the Code Enforcement Officer or other duly authorized agents.~~

~~B. Take testimony from all interested parties.~~

~~C. Make a complete record of all proceedings including findings of fact and conclusions of law.~~

~~D. Affirm, repeal or modify the order of the Code Enforcement Officer or other duly authorized agents.~~

128.034. INSPECTION AND INVESTIGATION

1. Periodic Inspection.

The Code Enforcement Officer or other duly authorized agents shall cause to be inspected all public and private properties within the City which might contain an exterior public nuisance as defined in this Code section as often as practicable to determine whether any such conditions exist. The Code Enforcement Officer or other duly authorized agents shall also investigate all reports of exterior public nuisances located within the City.

2. Right of Entry.

The Code Enforcement Officer or other duly authorized agents may enter upon all public and private properties for the purposes of conducting inspections for exterior public nuisances. If the property owner and/or occupant of any property refuses said inspector(s) right of entry for inspection, the City may seek an administrative search warrant or other order of the District Court for said purpose of entry and inspection.

128.045. ABATEMENT OF EXTERIOR PUBLIC NUISANCES

Upon a determination by the Code Enforcement Officer or other duly authorized agent that an exterior public nuisance exists on any public or private property within the City, said official shall order the exterior public nuisance to be abated in accordance with this Code section.

128.056 PROCEDURE FOR REMOVAL OF EXTERIOR PUBLIC NUISANCES

1. Notice.

Whenever the Code Enforcement Officer or other duly authorized agent finds with reasonable certainty that an exterior public nuisance exists on any public or private property in the City, said official shall notify the affected property owner by first class mail that the nuisance must be abated within a reasonable period of time, not less than twenty (20) days from the date of service of the notice. (Service by mail shall be deemed complete upon mailing.) The order shall set forth the following:

- A. The specific nature of the violations and requirements for compliance.
- B. That the property owner may, within ~~twenty (20)~~ ten (10) days of the date of the order, request a hearing before the ~~Hearing Examiner~~ Appeals Commission ~~and by what procedure such hearing may be requested.~~
- C. That failure to abate the nuisance or request a hearing within the applicable time period will result in summary abatement procedures, and ~~that~~ the cost of abatement, including City staff time, will be assessed against the subject property.

2. Hearing.

Any property owner who feels aggrieved by an order of the Code Enforcement Officer or other duly authorized agent issued pursuant to this chapter may request a hearing before the Appeals Commission. Such request shall be filed in writing with the office of the Community Development Director within ~~twenty (20)~~ ten (10) days after the date of service of the notice by the Code Enforcement Officer or other duly authorized agent. The Community Development Director shall notify the Appeals Commission and the property owner of the date, time, and place of the hearing. The Community Development Director shall notify the appealing property owner of the selected public hearing date not less than 10 days prior to the date of the hearing. The hearing shall be conducted no more than ~~sixty thirty (30/60)~~ days after the property owner's request, unless a later date is mutually agreed to by the property owner and the City. Both the property owner and representatives of the City may appear at the hearing with counsel and may call witnesses and present relevant and competent evidence. Within ten (10) days after such hearing, the Appeals Commission shall affirm, repeal or modify the order of the Code Enforcement Officer or other duly authorized agent. The Appeals Commission order shall be accompanied by written findings of fact, and may include a finding of fact as to the absence of value of the ~~refuse and/or junk~~ materials deemed to constitute an exterior public nuisance. Any person aggrieved by the decision of the Appeals Commission may appeal that decision to the City Council by filing notice of such appeal with the Community Development Director within twenty (20) days of receiving notice of the Appeals Commission's decision. At its next available regular meeting following the filing of a notice of appeal, the Council shall review the decision and findings of fact of the Appeals Commission and shall affirm, repeal or modify that decision. If the Council affirms the Appeals Commission's decision declaring that an exterior public nuisance exists, the City shall abate the exterior public nuisance after twenty (20) days following the Council's final determination, unless the property owner petitions for a court order to the contrary within said twenty (20) days. (Ref 1283)

3. Disposition of Property.

The City maintains the right to dispose of all property that it removes from public and private properties through abatement procedures as outlined in this Chapter. Disposal of property deemed to have value shall occur no less than thirty (30) days after the property is secured, but in any event shall not occur until the property owner is deemed to waive administrative appeals or exhausts all administrative appeals. ~~unless~~ The City shall not dispose of property if the property

owner obtains a court order to the contrary and/or pays all costs associated with the removal and storage of said property within said thirty (30) day time period. The City maintains the right to immediately dispose of refuse and/or junk materials deemed to be without value.

4. Assessment.

The Code Enforcement Officer or other duly authorized agent shall keep a record of the costs of abatements ~~done~~ completed under this Chapter and shall provide ~~regular~~ detailed reports to the Finance Director or other appropriate officer regarding all work performed for which assessments are to be made, stating and certifying the description of the land, lots or parcels involved and the amount assessable to each. The ~~amounts~~ costs to be assessed shall include up to an additional twenty-five percent (25%) to cover any administrative costs associated with the abatements. ~~On or before September 1 of each year, the City Clerk shall list the total unpaid charges for each abatement against each separate lot or parcel to which they are attributable under this Chapter. The Council may then spread the charges or any portion thereof against the property involved as a special assessment under other pertinent statutes, for certification to the County Auditor and collection the following year along with current taxes. Such assessment shall be payable in a single installment or by up to no more than ten (10) equal annual installments as the City Council may provide, pursuant to Minnesota Statutes, Section 429.101, Subdivision 2.~~

128.067. RELEASE OF PROPERTY

To reclaim those materials that have been removed in accordance with 128.056, the owner or lienholder must pay any costs and administration fees incurred by the City. The owner or lienholder reclaiming the materials shall sign a "Release of Property" form and shall agree not to return the items to any their original location in the City of Fridley that creates a new violation of city ordinances. If additional removal of the same or similar items is deemed necessary by the City, an abbreviated but reasonable notice period will be provided before the removal takes place. All other provisions of City ordinance 128, including the right to a hearing, will still apply. (Ref. Ord. 1069)

~~128.08. EFFECTIVE DATE~~

~~The effective date of this Chapter shall be January 1, 1994.~~

128.079. SEVERABILITY

Every section, provision or part of this Chapter is declared separable from every other section, provision or part to the extent that if any section, provision or part of this Chapter shall be held to be invalid, such holding shall not invalidate any other section, provision or part thereof.

128.0810. NON-EXCLUSIVENESS

Nothing in this Code section shall be deemed a waiver or limitation of any statutory right and/or power of the City as to hazardous buildings, properties or materials, nor shall this Code section be deemed to otherwise limit the right and/or power of the City to conduct other administrative

and/or regulatory searches and inspections including, but not limited to, health inspections, fire scene and arson inspections and regulated business and industries inspections, nor shall this Code section be deemed to be an exclusive remedy of the City regarding the abatement of exterior public nuisances.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS
____ DAY OF _____ 2019.

SCOTT J. LUND, MAYOR

ATTEST:

DEBRA A. SKOGEN, CITY CLERK

Public Hearing:
First Reading:
Second Reading:
Published:



AGENDA ITEM CITY COUNCIL MEETING OF JUNE 10, 2019

Date: May 31, 2019

To: Walter T. Wysopal, City Manager

From: Scott Hickok, Community Development Director
Julie Jones, Planning Manager
Dan Cahill, Neighborhood Preservation Specialist

Subject: First Reading of Text Amendment TA#19-03 Regarding Clarifying Definitions and Procedures for Exterior Nuisance Abatements in Section 110 of City Code

Background

In City Code, there are various sections that address how the City recovers expenses related to resolving code violations. The purpose of this text amendment is to establish a uniform system for assessment of unpaid abatement bills. Currently, the code language regarding assessing unpaid abatements varies slightly in various code sections.

While the public nuisance definitions in Chapter 110 of City Code duplicate State Statute definitions, legal counsel has advised that the City modify the “Public Nuisance Defined” section of Chapter 110. Key to the proposed changes is the “including but not limited to” phrase as it is impossible to list every example of a violation that may occur. Staff has worked with legal counsel to develop the proposed definition amendment to better describe the public nuisance activity that staff typically encounters.

The other significant change in this proposed text amendment is the addition of an “Emergency Abatement” section. This is not a change in procedure. City staff has been conducting emergency abatements for years in cases of urgent public safety violations. Since the City is proposed to amend this chapter, staff found it timely to insert the procedure we follow into the text of Chapter 110.

Since no wording changes were requested by the City Council at the May 28 public hearing, staff has not changed the proposed text amendment language from what was presented at the hearing.

Staff Recommendation

Staff recommends that the City Council proceed with the first reading of TA#19-03, a text amendment to Chapter 110 of City Code for the purpose of unifying abatement assessment procedures for public nuisance abatements. If Council moves to proceed with the amendment, the second reading would be scheduled for the June 24, 2019 City Council meeting.

ORDINANCE NO. ____

**AN ORDINANCE AMENDING CHAPTER 110 OF THE FRIDLEY CITY CODE
PERTAINING TO ABATING PUBLIC NUISANCES**

The City Council of the City of Fridley hereby finds, after review, examination and recommendation of staff, that the Fridley City Code be hereby amended as follows:

Section 1: That Section 110 of the Fridley City Code be hereby amended as follows:

**FRIDLEY CITY CODE
CHAPTER 110. PUBLIC NUISANCE
(Ref. 374, 714, 1221)**

110.01. MINNESOTA STATUTES BY REFERENCE

Minnesota Statutes Sections 609.74 and 609.745 are hereby adopted by reference and be in full force and effect in the City of Fridley as if set out here in full.

110.02. DEFINITIONS

For the purpose of this chapter, certain terms and words are defined in Chapter 205, Zoning Code and/or Chapter 101, Animal Control.

110.032. PUBLIC NUISANCE DEFINED

Whoever, by an act or failure to perform a legal duty, intentionally does any of the following is guilty of maintaining a public nuisance, which is a misdemeanor:

1. Maintains or permits a condition that unreasonably annoys, injures or endangers the safety, health, comfort, or repose of any considerable number of members of the public;₂
2. Interferes with, obstructs, or renders dangerous for passage any public highway or right-of-way, or waters used by the public;₂
3. Causes obstruction or excavation affecting the ordinary use by the public of streets, alleys, sidewalks, or public grounds except under such conditions as are permitted by this Code or other applicable law;₂
4. Causes any well hole or similar excavation to be left uncovered or in such other condition as to constitute a hazard to any child or other person coming on the premises where it is located;₂
5. Accumulates in the open ~~Stores items outdoors discarded or disused machinery, household appliances and furnishings, or other materials; or stores in the open including but not limited to machinery, equipment, abandoned, unsafe, or junk motor vehicles~~ cars, household furnishings or materials not in normal use on the premises where stored, in a manner conducive to the harboring of wild animals, rats, mice, snakes, or vermin, or to fire, health or safety hazards

from such accumulations, or from the rank growth of vegetation among the items so accumulated. Items stored outside a building according to the stipulations of an approved special use permit are not a public nuisance;

6. Deposits or causes placement of hazardous material in a manner that causes those materials to drain into a storm sewer drain or waterway as defined in Section 105.02.7 of ~~this City Code code~~ or any other unpaved ground surface within the City. Hazardous material shall include, but not be limited to, paints, solvents, oil, automotive fluids or any other hazardous wastes as defined in State Statute 116.06, Subd. 11- (Ref 1221); or

7. Is guilty of any other act or omission declared by law to be a public nuisance and for which no sentence is specifically provided.

110.042.1. DRIVEWAY NUISANCE

Any driveway located within the city and not paved is a public nuisance.

Any nuisance under this provision must be abated by construction of an approved surface on the driveway in a manner prescribed by the City. The City expressly reserves and declares its statutory authority to abate any such nuisances under the assessment and levying powers granted by Minnesota Statutes chapters 429 and 463, according to the procedures established in Chapter 128 of City Code. ~~All assessments levied for the repayment of a hardsurface driveway installation shall be reimbursed in accordance with the terms and conditions established in each instance by the City Council.~~

“Driveway”, for the purpose of this Chapter, shall not include any public owned or dedicated unpaved road or alleyway used for purpose of access to any property; nor any roadway, path or other access to a parcel of unsubdivided property that can, without variance, be subdivided in the City. A roadway or path to subdividable property in the City shall be a “driveway” subject to this Chapter at such time as the property on which it is located is subdivided and the roadway or path continues to be used for the purpose of access to the property. Any roadway or path to subdividable property must be paved to a distance of at least twenty feet from the edge of any connecting curb or roadway surface in order to qualify for this exception. (Ref. Ord. 1098)

110.053. POWER OF OFFICERS

Whenever in the judgment of a City official, designated by the City Manager, it is found by investigation that a public nuisance is being maintained or exists on property within the City, the following procedures shall be followed to abate the nuisance:

1. Written notice shall be issued to the owner ~~or occupant~~ requiring the termination or abatement of said nuisance or to remove such conditions or remedy such defects;
2. Service of said written notice may be hand-delivered to the owner or posted on the property, but shall also be sent in person or by via U.S. mail;

3. ~~If the premises are not occupied and the address of the owner is unknown, service on the owner may be made by posting a copy of the notice on said premises;~~

34. ~~If the nuisance is not involves public right-of-way space, it must be abated or permitted according to the requirements in Chapter 407. If the nuisance poses a public health or safety risk, City staff may follow emergency abatement procedures to protect public safety or require that the violation be abated within a reasonable timeframe following notice posted on the property. Other nuisances must be abated within a reasonable timeframe, according to the procedures established in Chapter 128 of the City Code. ten (10) days of the date of said notice, the City official shall issue a code violation citation to the notified owner or occupant.~~

110.064. ABATEMENT AND ASSESSMENT OF NUISANCE

~~If after such service of notice, the owner party or parties fails to abate the nuisance or make the necessary repairs, alterations, or changes as directed by the City official, said official may abate the nuisance and assess costs according to the procedures established in Chapter 128 of City Code. bring the matter to the City Council, which may direct the City staff to abate the nuisance and recover such expenditure plus an additional twenty five percent (25%) thereof to cover administrative costs. The above may be accomplished by civil action against the person or persons served; or if such service has been had upon the owner or occupant, by ordering the City Clerk to extend such sum, plus twenty five percent (25%) thereof as a special tax against the County Auditor for collection in the manner as taxes and special assessments are certified and collected.~~

110.075. PERMITTING PUBLIC NUISANCE

Whoever permits real property under his or her control to be used to maintain a public nuisance, or lets the same knowing it will be so used, is guilty of a misdemeanor.

110.06 ABATEMENT ASSISTANCE

~~For the purpose of protecting the health, safety, and welfare of its citizens and insuring prompt compliance with the provisions of this section, the City may, in its complete and unreserved discretion, offer such financial and other assistance as it may find appropriate and necessary to mitigate financial or other hardship that may be caused by the enforcement of this chapter in any particular case, including, but not limited to, the extension of time ordinarily required for the abatement of any nuisance or hazard, as well as the provision of programs providing for financial assistance for the purpose of abating any particular type of nuisance or hazard in the City. The refusal or failure of the City to provide any such assistance in any particular case shall not be a defense for a violation of this chapter. (Ref. Ord. 1098)~~

110.08 EMERGENCY ABATEMENT

If the City official determines that a public nuisance exists and that the public health, safety, or welfare may be in immediate danger, the City may implement emergency abatement procedures to remove or abate the nuisance. When emergency abatement is authorized, the City shall post a

notice at the property and attempt to notify the owner, agent, or occupant of the property. However, notice to the owner, agent, or occupant of the property is not required prior to abatement. Following emergency abatement, the City will mail notice of the action taken to the property owner and assess costs according to the procedures established in Chapter 128 of the City Code.

Section 2: That Section 105.04 of Chapter 105, Landscape Maintenance, of the Fridley City Code be hereby amended as follows:

105.04. INTERVENTION BY THE CITY

If the provisions of Section 105.03 are not complied with, the City Manager or his/her designee shall give written notice to the owner of the property in violation. If the property owner fails to bring the violating property into compliance with Section 105.03 within the time specified or if the owner of the property cannot be located, designated city staff shall have the landscape brought into compliance and invoice the property owner for the cost of such service and abatement administrative costs according to the procedures established in Chapter 128 of the City Code. ~~If the property owner fails to pay the invoiced cost within 30 days, the invoiced cost of these services and an additional 25% assessment fee will be certified to Anoka County and assessed to the property's taxes.~~

Section 3: That Section 210.02 of Chapter 210, Hazardous Buildings, of the Fridley City Code be hereby amended as follows:

210.02. ABATEMENT AND ASSESSMENT

If after such service of notice, the owner fails to abate the nuisance or make the necessary repairs, alterations, or changes as directed by the City official, said official may abate the nuisance and assess costs according to the procedures established in Chapter 128 of the City Code.

210.023. PENALTIES

Any violation of this Chapter is a misdemeanor and is subject to all penalties provided for such violations under the provisions of Chapter 901 of this Code.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS
____ DAY OF _____ 2019.**

SCOTT J. LUND, MAYOR

ATTEST:

DEBRA A. SKOGEN, CITY CLERK

Public Hearing: May 15, 2019 and May 28, 2019
First Reading:
Second Reading:
Published:



AGENDA ITEM CITY COUNCIL MEETING OF JUNE 10, 2019

TO: Walter Wysopal, City Manager PW19-036

FROM: James Kosluchar, Public Works Director/City Engineer
Daniel Tienter, Finance Director/City Treasurer

DATE: June 6, 2019

SUBJECT: First Reading of an Ordinance Amending Chapter 402 Water, Storm Water, And Sanitary Sewer Administration

In conjunction with recent rate resolutions approved by the City Council, the attached text amendment to Chapter 402 includes language necessary to charge for the cost of larger meters to certain utility customers. The change is recommended to 1) recover costs to the City's utilities (and thereby other rate payers) and pass this cost to utility customers that benefit from larger services, 2) ensure that meters are appropriately sized, 3) there are an appropriate number of meters and 4) encourage conservation by minimizing the size of services and meters.

Staff found that an ordinance amendment is necessary in order to complete the meter replacement project; which is awaiting this change. The recommended language allows for the following:

1. Eliminates refunds for meter owners as of the time of original code publication;
2. The City is able to charge the cost of oversized (1½" diameter or larger) meters to the customer who receives service through the oversized meter. Standard service meters for residential properties (including duplexes, triplexes, and four-plexes) are 5/8", 3/4", or 1" diameter;
3. The City retains ownership of the meter. This is to prevent tampering or unauthorized replacement of the meter;
4. Allows the Finance Department to develop a reasonable payment plan that is agreeable to the City for repayment of the meter cost; and
5. Note the cost of oversized meters ranges from roughly \$800 to \$6,500.

Staff will continue to review Chapter 402, and plan to provide for a more comprehensive ordinance amendment later this year. This change is intended to be implemented first to allow completion of the meter replacement project later this summer and fall. Section 15 of Chapter 402 is the only section proposed to be amended at this time.

Staff recommend that the City Council ***move to hold the first reading of the attached Ordinance Revisions to Chapter 402 Water Storm Water and Sanitary Sewer Administration.*** If approved, the second reading will be held at the next available regular meeting of the City Council.

JPK/jk

ORDINANCE NO. 2019-_____

CITY OF FRIDLEY,

ANOKA COUNTY, MINNESOTA

AN ORDINANCE TO AMEND SECTION 15 OF CHAPTER 402 OF THE FRIDLEY CITY CODE TO ADMINISTER AND REGULATE WATER, STORM WATER, AND SANITARY SEWER IN THE PUBLIC INTEREST

The Fridley City Council hereby finds after review, examination and recommendation of staff that existing Chapter 402.15 related to Water, Storm Water, and Sanitary Sewer Administration be hereby revised as follows:

SECTION I: That existing Chapter 402 WATER, STORM WATER, AND SANITARY SEWER ADMINISTRATION established by City of Fridley Ordinance No. 1191 be revised as follows:

402.15. WATER METER

1. Before any water conveyed through the municipal water system shall be used or utilized on the land or premises of any person, firm or corporation, there shall first be installed a water meter that will accurately measure the water consumed on the premises, except and unless such installation shall be exempted by the City. The applicant for water service shall pay an amount to the City at the time of application for permit as set forth above, an amount determined by the City to be sufficient to cover the cost of the meter. ~~A customer shall pay a like amount for a meter of 1½” diameter or larger when installed or replaced.~~ (Ref. 1191)
2. At such time as there is a change of meter, customer, or property ownership for existing customers, ~~all new~~ customers ~~to the system~~ will be required to pay a one-time administrative set-up charge at the rate set annually by an administrative policy. (Ref. 1191)
 - A. Those persons, firms or corporations who ~~paid to purchase a meter prior to the effective date of this ordinance may have the purchase price returned upon satisfactory proof of transfer of title and possession of said premises. The purchase price shall be first deducted from the bill if there are unpaid bills or charges.~~ require a meter of 1½” diameter or larger shall pay their full cost of the meter and its installation or replacement when such installation or replacement is requested by the customer or required by the City.
 - B. ~~The liability of the City for return of said purchase funds however shall be limited to the funds as are available in the water fund and shall not constitute a general obligation to the City. The City may provide a reasonable payment arrangements schedule to be reimbursed for the charges and fees associated with Section 402.15.2.A by an administrative policy.~~
3. All water meters installed under the provisions of this Chapter shall remain the property of the City of Fridley. The meters shall be repaired from time to time as is necessary to ensure accurate measuring of the flow of water. The City shall pay for the cost of repairs except when a meter has been damaged due to negligence on the part of persons other than employees of the Water Department, or applicable repairs or replacements pursuant to Section 402.15.2.A. The owner, occupant or user of the premises or such other person desiring use of the water shall reimburse the Water Department for the expense of repairing any such damaged meter. Upon failure to reimburse the Water Department within a reasonable time and upon demand therefore, the water

service and supply to said premises may be shut off or discontinued as determined to be in the best interest of the City. (Ref 1191)

A. Right of entrance. Every person owning improved real estate that has had a water meter installed shall allow duly authorized employees of the city or a designated representative of the City, bearing proper credentials and identification, to enter all properties for the purpose of reading, repairing, or replacing the meter, or for the purpose of installing an automated meter reading device (AMR).

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS ____ DAY OF _____, 2019.

Scott J. Lund, Mayor

ATTEST:

Debra A. Skogen, City Clerk

First Reading: June 10, 2019

Second Reading:

Publication Date:



AGENDA ITEM
CITY COUNCIL MEETING OF JUNE 10, 2019

INFORMAL STATUS REPORTS