

CITY OF LAKE ELMO
COUNTY OF WASHINGTON
STATE OF MINNESOTA

ORDINANCE NO. 2023-15

AN ORDINANCE AMENDING THE LAKE ELMO CITY CODE BY
AMENDING THE VILLAGE DISTRICTS DESIGN REVIEW CODE

SECTION 1. The City Council of the City of Lake Elmo hereby amends Title 105 Zoning; Chapter 105.12: Zoning Code, Section 840 Village Districts Design Review is hereby amended by changing the following section (Proposed language is underlined, deleted language is shown with ~~strikethrough~~):

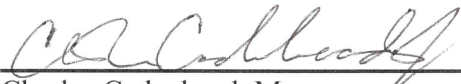
105.12.840 Village Districts Design Review

- a. *Review of design.* For certain development activity, as specified in the Lake Elmo Design Standards Manual, design review is required as part of the approval process. All projects subject to design review shall be reviewed for conformance with the Lake Elmo Design Standards Manual. A separate process for design review is not established.
 1. *Review authority and process.* Design review shall be facilitated by the planning department and the review shall be conducted by the ~~body~~ City Council or individual authorized to approve the development activity. Design review shall be incorporated in the established review of the development activity. For those applications under this section that require review by the planning commission (i.e., conditional use permits), the planning commission shall consider the standards in the Lake Elmo Design Standards Manual in its recommendation to the city council.
 2. *Review by professional.* The ~~authorizing body~~ City Council or applicant may request review by a design professional of the proposed design or demolition. The City shall designate a design professional to conduct the review and the applicant shall be responsible for the costs incurred. ~~The cost of review by such design professional shall be the responsibility of the applicant, and shall not exceed \$1,000.00 unless otherwise agreed to by the applicant.~~
 3. *Development activity defined.*
 - a. Development activity consists of new construction and redevelopment activities, including remodeling that expands the footprint of a structure, altering, or repairing a structure in a manner that will change the exterior appearance of said structure. Development activity also includes the construction of a new parking lot and installation of signage.
 - b. Exempt activities. The following activities shall be exempt from review under this section:
 1. Ordinary repairs and maintenance that will not change the exterior appearance of a structure;
 2. Removal of existing signage without replacement unless said signs are an integral part of the building;
 3. Emergency repairs ordered by the ~~director of planning~~ City in order to protect public health and safety;
 4. Exterior alteration, addition, or repair of a structure used as a single-family residence, duplex, or two-family residence;
 5. Temporary signage, installed in accordance with the sign regulations of the city code, or during which time an application for permanent signage is pending under this section;
 6. Maintenance of existing signage advertising an on-site business;
 7. Alterations only to the interior of a structure.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon adoption and publication in the official newspaper of the City of Lake Elmo.

SECTION 3. Adoption Date. This Ordinance 2023-15 was adopted on this 2nd day of Aug., 2023, by a vote of 5 Ayes and 0 Nays.

LAKE ELMO CITY COUNCIL



Charles Cadenhead, Mayor

ATTEST:



Julie Johnson, City Clerk

This Ordinance 2023-15 was published on the 11th day of August, 2023.