

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

ORDINANCE NO. 2026-02

**AN ORDINANCE AMENDING THE LAKE ELMO CITY CODE FOR PUBLIC WORKS,
ZONING AND LAND USE SECTIONS**

SECTION 1. The City Council of the City of Lake Elmo hereby amends Title 5 Public Works; Chapter 5.12: Solid Waste, Section 080 Container Required; Placement is hereby amended by changing the following section (Proposed language is underlined; deleted language is shown with ~~strikethrough~~):

- (d) All garbage, recycling and refuse containers shall be placed as follows in residential areas:
- (1) Except for collection day, all containers shall be kept behind the front setback line of the dwelling, in the garage, or otherwise screened from view from the street and at least ten feet from any abutting dwelling.
 - (2) On collection day, except where vat or in-yard service is required, containers shall be placed at the curb, in a location easily accessible for motor vehicle pick-up. Containers must be placed for pick-up before ~~7:00 a.m.~~ 6:00 a.m. on the day of collection to ensure service. The hauler shall complete pick-ups by 7:00 p.m., unless emergency permission is granted by the city, and all containers must be removed from the curb no later than 8:00 p.m. on collection day.

SECTION 2. The City Council of the City of Lake Elmo hereby amends Title 105 Zoning; Chapter 105.12: Zoning Code, Section 210 Setbacks is hereby amended by changing the following section (Proposed language is underlined, deleted language is shown with ~~strikethrough~~):

- (a) *Front setbacks.* Where adjacent residential structures on the same side of the street between intersections have front yard setbacks different from those required, the front yard minimum setback shall be the average of the immediately adjacent structures. If there is only one immediately adjacent structure, the front yard minimum setback shall be the average of the required setback and the setback of the adjacent structure. In no case shall the required front yard setback exceed the required minimum established within the districts of this chapter.
- (b) *Side and rear setbacks.* Subject to regulations contained in the building code and other applicable regulations, side and rear setback requirements may be waived, provided party walls are used and the adjacent buildings are constructed as an integral unit and are part of an approved shopping center, townhouse development, or other similar development. The waiver shall only be by issuance of a variance.
- (c) *Setbacks from private roads.* All setback requirements of this chapter shall also be applicable to private roads and easement access rights-of-way.
- (d) *Setbacks from roads.* Where property lines extend across public roads, the setbacks shall be measured from the adjacent right-of-way.

SECTION 3. The City Council of the City of Lake Elmo hereby amends Title 105 Zoning; Chapter 105.12: Zoning Code, Section 400 Fencing Regulations is hereby amended by changing the following section (Proposed language is underlined, deleted language is shown with ~~strikethrough~~):

(b) *Definitions*. The following words, terms and phrases, when used in this section, shall have the meaning ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Permanent fence means fences that are installed in a fixed or enduring manner that are not intended for a seasonal or temporary purpose.

Temporary fence means fences that are installed and removed on a seasonal basis, such as snow fences, garden fences and seasonal recreational fences, such as hockey boards. Temporary fences do not include construction or silt fencing approved by the city.

SECTION 4. The City Council of the City of Lake Elmo hereby amends Title 105 Zoning; Chapter 105.12: Zoning Code, Section 920 Permitted, Conditional And Interim Uses is hereby amended by changing the following section (Proposed language is underlined, deleted language is shown with ~~strikethrough~~):

Table 12-1: Permitted, Conditional and Interim Uses, Commercial Districts

	LC	CC	C	BP	Standard
Residential Uses:					
Household Living:					
Single-family attached dwelling	-	-	<u>C</u>	-	LEC 105.12.950(a)
Multifamily dwelling	-	-	<u>C</u>	-	LEC 105.12.950(b)
Live-work unit	C	C	<u>C</u>	-	LEC 105.12.110(b)(1)
Group Living:					
Semi-transient accommodations	-	-	<u>C</u>	-	LEC 105.12.500(d)
Congregate housing	-	-	<u>C</u>	-	LEC 105.12.500(c)

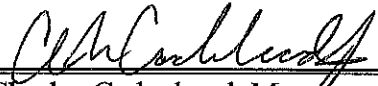
SECTION 5. The City Council of the City of Lake Elmo hereby amends Title 105 Zoning; Chapter 105.12: Zoning Code, Section 960 Commercial District Design Standards is hereby amended by changing the following section (Proposed language is underlined, deleted language is shown with ~~strikethrough~~):

Review of design. For certain development activity as specified in the Lake Elmo Design Guidelines and Standards Manual, design review is required as part of the approval process for a permit or certificate under this section. All projects subject to design review shall be reviewed for conformance with the Lake Elmo Design Guidelines and Standards Manual and shall follow the review procedures specified in LEC 105.12.830.840.

SECTION 6. Effective Date. This ordinance shall become effective immediately upon adoption and publication in the official newspaper of the City of Lake Elmo.

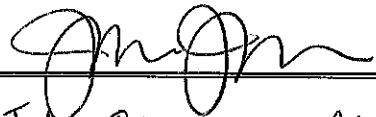
SECTION 7. Adoption Date. This Ordinance 2026-02 was adopted on this 17th day of February 2026, by a vote of __ Ayes and __ Nays.

LAKE ELMO CITY COUNCIL



Charles Cadenhead, Mayor

ATTEST:



Julie Johnson, City Clerk

This Ordinance 2026-02 was published on the 20th day of February 2026.