

**MINUTES OF THE REGULAR MEETING
CITY COUNCIL
LITTLE CANADA, MINNESOTA**

JULY 22, 2020

Pursuant to due call and notice thereof a regular meeting of the City Council of Little Canada, Minnesota was convened on the 22nd day of July, 2020 in the Council Chambers of the City Center located at 515 Little Canada Road in said City.

Mayor John Keis called the meeting to order at 7:30 p.m. and the following members of the City Council were present at roll call:

CITY COUNCIL: Mayor Keis, Council Members Fischer, Torkelson, McGraw and Montour

ALSO PRESENT: City Administrator Chris Heineman, Community Development Director/Planner Corrin Wendell, Parks & Rec/Community Services Manager Bryce Shearen, Public Works Director Bill Dircks, City Clerk Heidi Heller and Bill Weber, Weber Community Planning

In accordance with the requirements of Minn. Stat. Section 13D.021, the City Administrator has determined that an in-person meeting is not practical or prudent because of a health pandemic or an emergency declared under Chapter 12 of the Minnesota Statutes. Because of the health pandemic and emergency declaration, it has been determined that attendance at the regular meeting location by elected officials and members of the public is not feasible. Therefore, some or all of the City Council members may be participating by telephone or other electronic means. This meeting will be recorded in its entirety.

Members of the public may monitor the meeting on the CTV North Suburbs website (live stream) or use the meeting link provided on the city website prior to the meeting.

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McGraw introduced the following resolution and moved its adoption:

RESOLUTION NO. 2020-7-89 – APPROVING THE MINUTES OF THE JULY 8, 2020 WORKSHOP AND JULY 8, 2020 REGULAR MEETINGS AS SUBMITTED

The foregoing resolution was duly seconded by Torkelson.

Roll Call Vote: Keis/Torkelson/Fischer/Montour/McGraw

Ayes (5). Nays (0). Resolution adopted.

ANNOUNCEMENTS

The City Clerk stated that Absentee Voting for the State Primary Election is going on in-person at City Hall through August 10. She noted that voters who usually vote at Roseville Area Middle School (RAMS) on County Road B2 will be at the Little Canada Elementary School for the August Election due to RAMS being closed over the summer because of the construction project.

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The City Administrator stated that a resident has requested that the Council approve a resolution that would require masks to be worn in Little Canada. He explained that this afternoon the Governor announced an Executive Order to require masks in all public indoor buildings, so he does not feel that the City Council needs to take any further action. There was Council consensus that no action would be taken by the City in regards to requiring masks.

PUBLIC HEARING: CONSIDER A CONDITIONAL USE PERMIT FOR A SECOND GARAGE AT 2920 GREENBRIER STREET (JACSE LEE)

The Community Development Director reported that the property owner of 2920 Greenbrier Street, Jacse Lee, has applied for a Conditional Use Permit and is requesting approval to build a 784 square foot, 28-foot by 28-foot, detached garage on the south side of his property, which would be in the side yard. She explained that the property currently has a 640 square foot attached garage, so the total accessory building space would be 1,424 square feet. She noted that Conditional Use Permits are required for accessory building space that exceeds 1,000 square feet. She explained that the Zoning Code allows single family properties to have a detached garage in addition to an attached garage, with space that exceeds 1,000 square feet as a Conditional Use, and it can be located in the side yard if it meets certain criteria. She noted that she received comments from the owner across the street who was concerned about the height, landscaping and making sure it fit in to the neighborhood. She stated that the property is zoned R-1, Single Family Residential, and the Planning Commission unanimously recommended approval of the Conditional Use Permit at their July 9, 2020 meeting.

Chris Voligny, 2919 Greenbrier, stated he lives across the street from this property and noted that the new house is much wider and taller than any other house on the street, and this additional garage will be visible in the side yard and asked what screening would be used around this.

Jacse Lee, 2920 Greenbrier, stated that the landscaping will be mulch around the garage and not grass since it is tough to put anything in this area. He asked what the requirements are for landscaping. He stated no more trees will be removed, and there are quite a few trees between him and the neighbor. Montour stated it appears that the neighbor believes the City Code reads that this garage would be hidden by landscaping, but that is not the intent. He prefers the garage be in the side yard to reduce the amount of impervious surface since then a driveway going into the backyard is not needed. Mr. Voligny clarified that the trees are on the south side of the property and would not screen the garage from the front. He would like consideration taken to screen this additional garage. Fischer stated that many homes in the City have garages visible from the street, and homeowners have the right to develop their properties. Mr. Voligny pointed out that Mr. Lee already has a garage. Montour stated that the applicant is following all of the requirements in the City Code. Mr. Voligny asked what the point is for the language in the code that requires screening. The Community Development Director noted this garage would be set back about 60 feet off the road. Montour suggested that the homeowner plant some evergreen or arborvitae type trees to help screen from the street. Mr. Lee stated he would plant an evergreen or something similar and that would almost hide the detached garage. Mr. Voligny stated he

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would be satisfied with that and does not want to hold up the process. Mr. Lee stated he is willing to cooperate and will do whatever is required.

There were no further comments from the public. Upon motion by Montour, seconded by Fischer, the public hearing was closed.

Montour introduced the following resolution and moved its adoption:

RESOLUTION NO. 2020-7-90 – APPROVING A CONDITIONAL USE PERMIT FOR A 784 SQUARE FOOT DETACHED SECOND GARAGE LOCATED IN THE SIDE YARD, FOR A TOTAL OF 1,424 SQUARE FEET OF ACCESSORY BUILDING SPACE AT 2920 GREENBRIER STREET (PARCEL ID 052922140093), SUBJECT TO THE FOLLOWING CONDITION:

- ***NO BUSINESS ACTIVITIES SHALL OCCUR WITHIN THE GARAGE STRUCTURE***
- ***PLANT A FAST-GROWING EVERGREEN-TYPE TREE ON THE SOUTH END OF THE PROPERTY TO HELP SCREEN THE DETACHED GARAGE FROM THE STREET***

The foregoing resolution was duly seconded by Torkelson.
Roll Call Vote: Keis/Torkelson/Fischer/Montour/McGraw
Ayes (5). Nays (0). Resolution declared adopted.

PUBLIC HEARING: CONSIDER A MINOR SUBDIVISION OF VACANT LAND, PARCEL ID#072922420118 AND JOIN WITH THE PROPERTIES AT 145, 161 AND 165 VIKING DRIVE EAST

The Community Development Director reported that Ryan Sandstrom, the property owner of 145 Viking Drive East, has applied for a minor subdivision of the 2.04 acre vacant parcel on the north side of his property. She explained that Mr. Sandstrom purchased the vacant parcel from Ramsey County and is requesting to subdivide it into three parcels that would each be added to the rear of the single-family properties at 145, 161 and 165 Viking Drive East. She noted that the vacant parcel is also zoned R-1, Single Family and this request is consistent with the Comprehensive Plan. She reported that the Planning Commission unanimously recommended approval at its July 9th meeting, and she has not received any comments from the notices that were mailed.

McGraw asked if these lots could ever be subdivided and developed. The Community Development Director stated that most of the vacant parcel is low-lying and access would be difficult.

There were no comments from the public. Upon motion by Keis, seconded by Montour, the public hearing was closed.

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Fischer introduced the following resolution and moved its adoption:

RESOLUTION NO. 2020-7-91 – APPROVING A MINOR SUBDIVISION OF VACANT LAND, PARCEL ID#072922420118, AND JOINING EACH SUBDIVIDED LOT TO THE REAR OF THE PROPERTIES AT 145, 161 AND 165 VIKING DRIVE EAST

The foregoing resolution was duly seconded by Montour.
Roll Call Vote: Keis/Torkelson/Fischer/Montour/McGraw
Ayes (5). Nays (0). Resolution declared adopted.

PUBLIC HEARING: CONSIDER ORDINANCE 846, AMENDING LITTLE CANADA ZONING CODE CHAPTER 915, PLANNED UNIT DEVELOPMENT

The Community Development Director explained that the City has been in the process of updating the Planned Unit Development zoning code chapter 915 in order to better serve the needs of the City in terms of development and redevelopment. Bill Weber, Weber Planning explained that this will allow for flexibility in site design and result in a better quality of development than would otherwise be possible, and act as an overlay to an underlying district, not as a conditional use or its own zoning district. Mr. Weber stated that since the workshop discussion, he has removed the references to a density bonus or private streets. He stated that there has likely been too much reliance on PUD zoning which makes it difficult for property owners and city staff. The Community Development Director noted that the Planning Commission reviewed this language at their June 11, 2020 meeting and recommended approval.

There were no comments from the public. Upon motion by Torkelson, seconded by Keis, the public hearing was closed.

Torkelson introduced the following resolution and moved its adoption:

RESOLUTION NO. 2020-7-92 – ADOPTING ORDINANCE 846, AMENDING LITTLE CANADA ZONING CODE CHAPTER 915, PLANNED UNIT DEVELOPMENT OVERLAY DISTRICT AND APPROVE PUBLICATION OF A SUMMARY ORDINANCE

The foregoing resolution was duly seconded by McGraw.
Roll Call Vote: Keis/Torkelson/Fischer/Montour/McGraw
Ayes (5). Nays (0). Resolution declared adopted.

PUBLIC HEARING: CONSIDER ORDINANCE 844, AMENDING LITTLE CANADA CITY CODE CHAPTER 601, NUISANCE

The Community Development Director explained that the proposed changes were made based on updated needs of the City to ensure better code enforcement of nuisances, and update outdated language.

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There were no comments from the public. Upon motion by Montour, seconded by McGraw, the public hearing was closed.

McGraw introduced the following resolution and moved its adoption:

RESOLUTION NO. 2020-7-93 – ADOPTING ORDINANCE 844, AMENDING LITTLE CANADA CITY CODE CHAPTER 601, NUISANCE AND APPROVE PUBLICATION OF A SUMMARY ORDINANCE

The foregoing resolution was duly seconded by Keis.
Roll Call Vote: Keis/Torkelson/Fischer/Montour/McGraw
Ayes (5). Nays (0). Resolution declared adopted.

PUBLIC HEARING: CONSIDER ORDINANCE 845, AMENDING LITTLE CANADA CITY CHAPTER 2801, NOISE

The Community Development Director explained that the proposed changes were made based on discussions and a comparison of the Little Canada City Code with the Minnesota Pollution Control Agency guidelines

There were no comments from the public. Upon motion by Keis, seconded by Fischer, the public hearing was closed.

Montour introduced the following resolution and moved its adoption:

RESOLUTION NO. 2020-7-94 – ADOPTING ORDINANCE 845, AMENDING LITTLE CANADA CITY CODE CHAPTER 2801, NOISE AND APPROVE PUBLICATION OF A SUMMARY ORDINANCE

The foregoing resolution was duly seconded by McGraw.
Roll Call Vote: Keis/Torkelson/Fischer/Montour/McGraw
Ayes (5). Nays (0). Resolution declared adopted.

CONSENT AGENDA

Fischer introduced the following resolution and moved its adoption:

RESOLUTION NO. 2020-7-95 – APPROVING THE CONSENT AGENDA WHICH CONTAINS THE FOLLOWING:

****APPROVAL OF THE VOUCHERS***

The foregoing resolution was duly seconded by McGraw.
Roll Call Vote: Keis/Torkelson/Fischer/Montour/McGraw
Ayes (5). Nays (0). Resolution declared adopted.

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COUNCIL UPDATE

Torkelson stated that unfortunately an incident occurred where a family was recently treated poorly at Ramsey County Lake Gervais Park and he wants to state publicly that is not the type of experience that we want our residents to have or see anyone commit on our residents, and he wishes the family well and hopes the person that was hit has a speedy recovery.

There being no further business, the meeting was adjourned at 8:33p.m.

John T. Keis, Mayor

Attest:

Christopher Heineman, City Administrator