

Councilmember Johnson:

Encouraged residents to look up the Ramsey County Sheriff website and become aware of all the things the Sheriff's Department does to serve the City and keep it safe.

City Manager Schwerm noted that Under Sheriff Jack Serier has been appointed as Chief Deputy. Watch Commander Terry Soukkala will become Under Sheriff for patrol.

Councilmember Quigley:

Happy St. Patrick's Day to all the Irish tomorrow.

Councilmember Wickstrom:

Announced the Environmental Quality Committee Speaker Series on Wednesday, March 18, 2015, at 7:00 p.m. in the City Council Chambers. The topic will be *Invasive Plants: They're Here - Help Control Them.* Everyone is encouraged to attend.

Councilmember Springhorn:

The City Easter Egg Hunt will be Saturday, March 28, 2015, outside the Community Center. Please register by Friday, March 19th on the City website.

Also the City tree sale has started. Households can order up to four trees at wholesale prices. The deadline for orders is April 17, 2015, and the trees will be delivered in mid-May.

CONSENT AGENDA

Item No. 1, March 2, 2015 City Council Meeting Minutes, was pulled for separate consideration, as Councilmember Wickstrom did not attend that meeting.

MOTION: by Councilmember Quigley, seconded by Councilmember Johnson to approve the March 2, 2015 City Council Meeting Minutes as presented.

ROLL CALL: Ayes - 4 Nays - 0 Abstain - 1 (Wickstrom)

MOTION: by Councilmember Quigley, seconded by Councilmember Wickstrom to adopt the Consent Agenda for March 16, 2015, and all relevant resolutions for item Nos. 2 through 8:

2. Receipt of Committee/Commission Minutes:
 - Bikeways and Trails Committee, March 5, 2015
3. Monthly Reports:
 - Administration
 - Community Development
 - Finance
 - Public Works
 - Park and Recreation
4. Verified Claims in the Amount of \$613,771.36

5. Purchases
6. License Applications
7. Approval of Street Sweeping Agreements
8. Acceptance of Gifts - Slice of Shoreview

ROLL CALL: Ayes - 5 Nays - 0

PUBLIC HEARINGS

There were none.

GENERAL BUSINESS

MINOR SUBDIVISION - 4135 RICE STREET, JAMES MEDIN

Presentation by City Planner Kathleen Castle

The application is to divide the property at 4135 Rice Street into two single-family residential lots. In 2008, the City approved a plat with four lots and a cul-de-sac on the north lot line. The developer did not apply for a final plat, and the approval expired.

The property is zoned R1, Detached Residential. Code requires a minimum lot area of 10,000 square feet; a minimum lot width of 75 feet for the interior lot and 90 feet for the key lot. The minimum lot depth must be 125 feet. New lots are required to have frontage on a public street, provide municipal sewer and water service and include drainage and utility easements along lot lines. The property consists of 1.88 acres with a lot width of 163 to 165 feet. The lot depth is 500 feet. The key lot on the southern side of the property abuts the rear lot lines of adjoining properties. When the applicant purchased the property, he removed the old house and built a new two-story house with an attached garage. Site improvements also include a driveway and storage shed.

The lots comply with City Code standards with the exception that Parcel B would have a width of 87.65 feet, which is just short of the 90 feet required. The Planning Commission granted a variance for the lot width for Parcel B. As a key lot, Parcel B must also have a 20-foot side yard setback. The proposed house complies with all setback key lot standards. The proposed home for Parcel B is a one-story home.

The property is adjacent to other R1 District residences. It is identified in the Comprehensive Plan for low density residential development. The proposal is a reasonable use because of the existing zoning, adjoining land uses and the size of the property. Municipal sewer and water are available. However, Rice Street is under the jurisdiction of Ramsey County and any construction or use of the road right-of-way is subject to a County permit.

Notice of the project was mailed to property owners within 350 feet. One comment was received urging denial and that the City uphold City Code. No comments were received from Ramsey County.

The Planning Commission reviewed the application and approved the variance to reduce the lot width of Parcel B to 87.65 feet. An accessory structure will be moved to comply with the 20-foot setback from the south property line. The Commission recommended approval by the City Council on a vote of 6 to 0. Staff finds the subdivision consistent with City Code requirements for key lots, Comprehensive Plan policies and land use designation with the exception of lot width to Parcel B. The proposal is consistent with adjacent land uses. Staff is recommending approval of the subdivision and development agreements.

Councilmember Wickstrom commended this design which will have a minimal impact on adjoining properties. She is pleased that the full 20-foot setback required for key lots between properties is met and that the applicant is willing to work with neighbors on preferred screening. **Mr. Medin** explained that one neighbor has put in a fence within the last two years. There is also a row of maple trees. It is his intent to work with neighbors to extend the fence that is compatible with the existing fence.

Mayor Martin noted one objection to the project from a resident on Hawes Avenue and asked if the property on Hawes abuts the subject property. Ms. Castle answered that Demar abuts the property immediately to the south. Hawes does not abut the property. Mayor Martin stated that she does not see a direct impact of this development on the Hawes property. There are many instances in the City where lots have a variance width. With the amount of acreage of Parcel B, she can easily support the proposal.

MOTION: by Councilmember Johnson, seconded by Councilmember Quigley to approve the Minor Subdivision application submitted by James Medin, 4135 Rice Street, to subdivide the property into two lots for detached single-family residential uses and to authorize execution of the Development Agreements, subject to the following conditions:

1. The minor subdivision shall be in accordance with the plans submitted.
2. The applicant shall pay a Public Recreation Use Dedication fee as required by Section 204.020 of the Development Regulations before the City will endorse deeds for recording. The fee will be 4% of the fair market value of the property, with credit given for the existing residence.
3. Public drainage and utility easements shall be dedicated to the City as required by the Public Works Director. The applicant shall be responsible for providing legal descriptions for all required easements. Easements shall be conveyed before the City will endorse deeds for recording.
4. A minimum setback of 20-feet from the south side lot line is required for the dwelling and attached garage developed on Parcel B. The existing accessory structure on Parcel B shall be moved so that it conforms to the new setback requirements applicable to Parcel B.
5. Municipal water and sanitary sewer service shall be provided to resulting Parcel B. The applicant shall submit a cash escrow to the City to insure the water and sewer service taps are performed in accordance with the requirements of the City Engineer.

6. The applicants shall enter into a Development Agreement with the City. This agreement shall be executed prior to the City's release of the deeds for recording.
7. All work within the Rice Street right-of-way is subject to the permitting authority of Ramsey County.
8. Tree removal requires replacement trees per City Code. City requirements for the tree removal and protection plan shall be detailed in the Development Agreement.
9. This approval shall expire after one year if the subdivision has not been recorded with Ramsey County.

This approval is based on the following findings:

1. The subdivision is consistent with the policies of the Comprehensive Plan and with the spirit and intent of the Development Code.
2. The Planning Commission approved a variance to reduce the width of Parcel B, a key lot, to 87.65 feet.
3. The proposed lots conform to the other adopted City standards for the R-1 Detached Residential District.

ROLL CALL: Ayes: Johnson, Quigley, Springhorn, Wickstrom, Martin
 Nays: None

SPECIAL ORDER OF BUSINESS

CenturyLink

City Manager Schwerm reported that the City is close to completing a negotiated contract with Comcast. CenturyLink has proposed a new franchise for the member cities of North Suburban Communications Commission (NSCC). Shoreview has not been contacted by CenturyLink. He asked if the Council would like staff to pursue contact. It is his understanding that CenturyLink is offering to comply with the standards in the current franchise agreement with the exception of build-out requirements.

Councilmember Quigley recommended that staff proceed with contacting CenturyLink in order for the City to have all the information possible with this decision.

Councilmember Wickstrom cautioned careful scrutiny of the build-out exception, as some companies come in and pick and choose certain neighborhoods in the community. It is important to make sure the entire community will be covered. She noted that CenturyLink may not be aware that Shoreview is no longer a member of the NSCC.

Councilmember Johnson requested that legal counsel review any proposal. Mr. Schwerm explained that there is a state law that requires buildout to be achieved within a five-year time frame. However, there is also a federal law that may supersede the state requirement. He agreed that the City would have legal counsel review any agreement.

It was the consensus of the Council to direct staff to contact CenturyLink regarding a potential Cable franchise agreement.

ADJOURNMENT

MOTION: by Councilmember Johnson, seconded by Councilmember Quigley to adjourn the meeting at 7:30 p.m.

VOTE: Ayes - 5 Nays - 0

Mayor Martin declared the meeting adjourned.

THESE MINUTES APPROVED BY COUNCIL ON THE 6th DAY OF APRIL 2015.

Terry Schwerm
City Manager