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Meeting Announcement and Agenda of the Cambridge Planning Commission  
City Hall Council Chambers  
Regular Meeting, Tuesday, April 7, 2015, 7:00 pm

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Members of the audience are encouraged to follow the agenda. When addressing the Commission, please state your name and address for the official record.

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**AGENDA**

1. Call to Order and Pledge of Allegiance
2. Approval of Agenda
3. Approval of Minutes
  - A. March 3, 2015 Regular Meeting (p. 3)
4. Public Comment: For items not on the agenda; speakers may not exceed 5 minutes each.
5. New Business
  - A. Zoning Map Amendment-Schlagel property (p. 5)
  - B. Variance-Deck at 946 Roosevelt St. S (p. 11)
  - C. Zoning Text Amendment-Sign Ordinance-Window Graphics (p. 23)
  - D. 130 3<sup>rd</sup> Ave SW-parking/street parking (p. 26)
6. Other Business/Miscellaneous
  - A. City Council Update
  - B. Parks, Trails, and Recreation Commission (PTRC) Update
7. Adjourn

Notice to the hearing impaired: Upon request to City staff, assisted hearing devices are available for public use.

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## PLANNING COMMISSION MEETING MINUTES

Tuesday, March 3, 2015

Pursuant to due call and notice thereof, a regular meeting of the Cambridge Planning Commission was held at Cambridge City Hall, 300 – 3<sup>rd</sup> Avenue NE, Cambridge, Minnesota.

**Members Present:** Jim Godfrey, John Klossner, Shirley Basta, Tiffany Kafer, Bob Erickson, and Chad Struss

**Members Absent:** Robert Nelson (excused)

**Staff Present:** Marcia Westover, City Planner

### **CALL TO ORDER and PLEDGE OF ALLEGIANCE**

Westover called the meeting to order at 7:00 am and led the Commission in the Pledge of Allegiance.

### **ORGANIZATIONAL MEETING**

#### ***Election of Chairperson, Vice Chairperson, and Secretary***

Westover opened the floor for nominations for Chairperson. Erickson nominated Godfrey for the Planning Commission Chairperson. Godfrey accepted the nomination. No other nominations were received. The Commission confirmed Godfrey as the Planning Commission Chairperson.

Godfrey opened the floor for nominations for Vice Chairperson. Basta nominated Klossner for the Planning Commission Vice Chairperson. Klossner accepted the nomination. No other nominations were received. The Commission confirmed Klossner as the Planning Commission Vice Chairperson.

The Commission confirmed Westover as the Planning Commission Secretary.

### **APPROVAL OF AGENDA**

Struss moved, seconded by Kafer to approve the agenda as presented. The motion carried 6/0.

### **APPROVAL OF MINUTES**

#### ***January 6, 2015 Regular Meeting Minutes***

Basta moved, seconded by Klossner to approve the January 6, 2015 meeting minutes as presented. Motion carried 6/0.

### **PUBLIC COMMENT**

Godfrey opened the public comment period at 7:04 pm and without comments, closed the public comment period at 7:05 pm.

**NEW BUSINESS**

***Member List***

Westover distributed the member list to assure all information was correct and up-to-date.

***2015 Meeting Schedule***

Westover reviewed the 2015 meeting schedule and noted the November meeting will take place on Wednesday due to elections.

***Commission Bylaws***

Westover stated the Bylaws were included in the packet and asked if there were any questions. There were none.

***Planning Commission Section 32.20***

Westover explained that was placed in the packet for informational purposes and if Commissioners have questions to let staff know.

***Training on March 25, 2015***

Westover announced there will be a training sponsored by the City of Isanti, the City of Cambridge, and the City of North Branch on Wednesday, March 25, 2015 and asked that if any Commissioners were interested in attending they let staff know. Westover stated she will need all RSVP by March 13<sup>th</sup>.

**OTHER BUSINESS / MISCELLANEOUS**

***City Council Update***

Westover updated the Commission on the previous City Council meetings.

***Parks, Trails, and Recreation Update***

Westover updated the Commission on the last Parks, Trails, and Recreation Commission meeting.

**ADJOURNMENT**

Klossner moved, seconded by Basta to adjourn the meeting at 7:12 pm. The motion carried 6/0.

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Jim Godfrey  
Cambridge Planning Commission Chair

ATTEST:

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Marcia Westover  
City Planner

**REZONING REQUEST . . . IT, INDUSTRIAL TRANSITION DISTRICT TO I-3 GENERAL INDUSTRIAL DISTRICT . . . SCHLAGEL, INC. . . PART OF LOT 5, AUDITORS SUBDIVISION 8, ISANTI COUNTY, MINNESOTA . . . PINE VILLAGE...241 EMERSON ST N...PIN# 15.041.2350.**

**Applicant**

Schlagel, Inc., 491 Emerson St. N.

**Request**

The applicant is requesting to change the zoning designation of their southernmost parcel from IT Industrial Transition District to I-3 General Industrial District.

**Zoning & Land Use:**

The subject property is surrounded by the following land uses and Zoning designations:

North: I-3 General Industrial District

South: IT- Industrial Transition District

East: I-3 General Industrial District

West: Railroad, then B-1 Downtown Business District and R-3 Multiple Family Residence District

The Future Land Use Plan identifies the subject property as Industrial.

**Overview**

Schlagel, Inc. is a manufacturing company who owns 5 parcels on the west side of Emerson Street N. Four of the parcels are currently zoned I-3 General Industrial District. The fifth parcel, the southernmost parcel, was acquired by Schlagel having an IT-Industrial Transition Zoning District. All parcels are adjacent to one another and the owner is requesting they all have the same zoning designation. They are planning to plat all 5 of these parcels into one lot in the future and consistent zoning is a requirement of the platting process. Platting makes it easier for the business to expand in the future.

**Recommendation:**

Staff is recommending approval of this rezoning request as it is adjacent to the I-3 General Industrial District and it is compatible with the Future Land Use Map. In addition, the owner is creating a cleaner more consistent site with the future plan to plat the entire site.

**Planning Commission Action:**

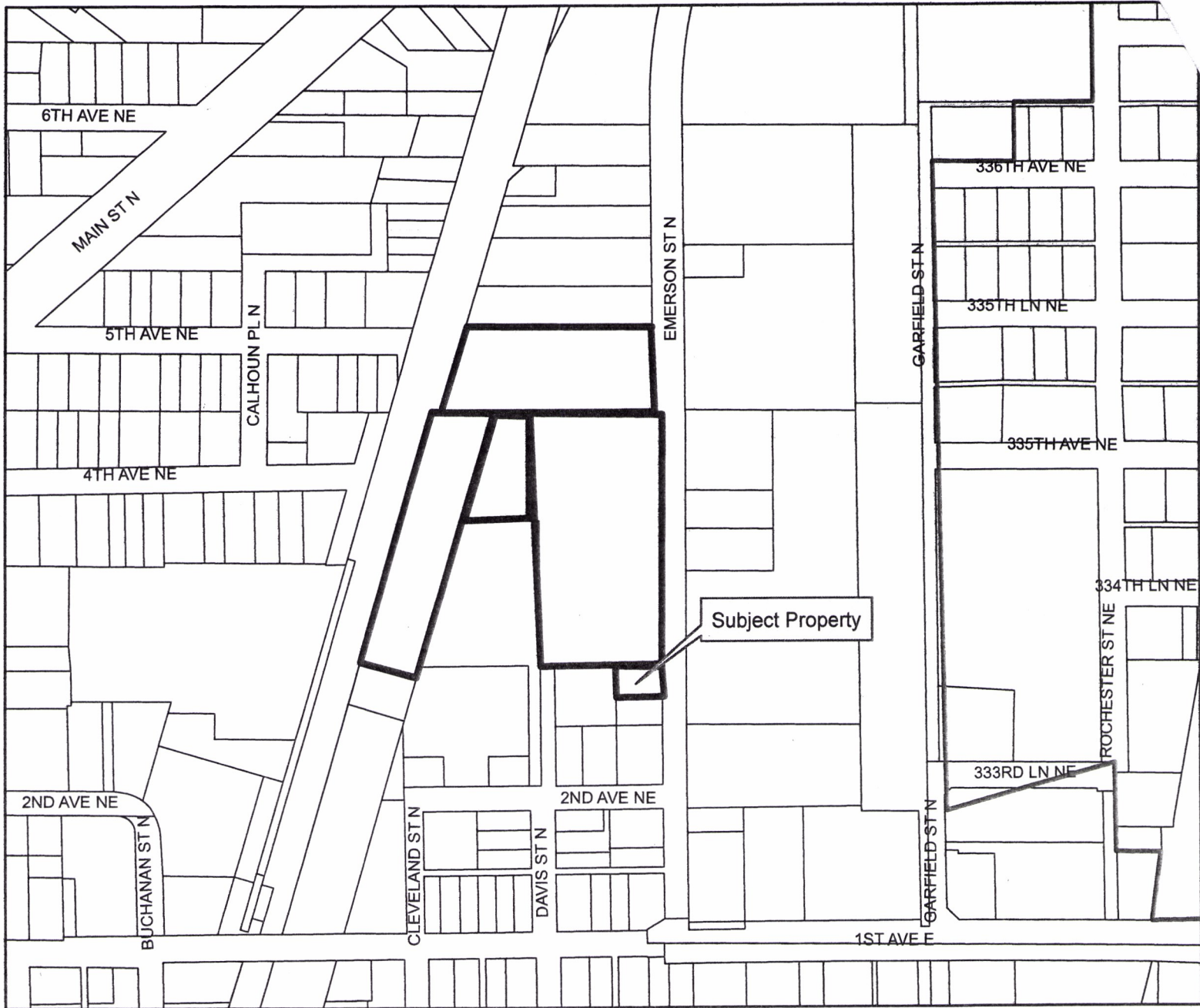
Motion on the attached draft ordinance, as may be modified by the Commission, recommending approval of the Zoning Map amendment to rezone PIN# 15.041.2350 from IT Industrial Transition District to I-3 General Industrial District.

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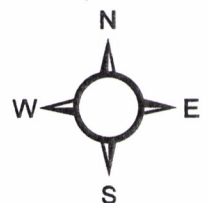
**Attachments**

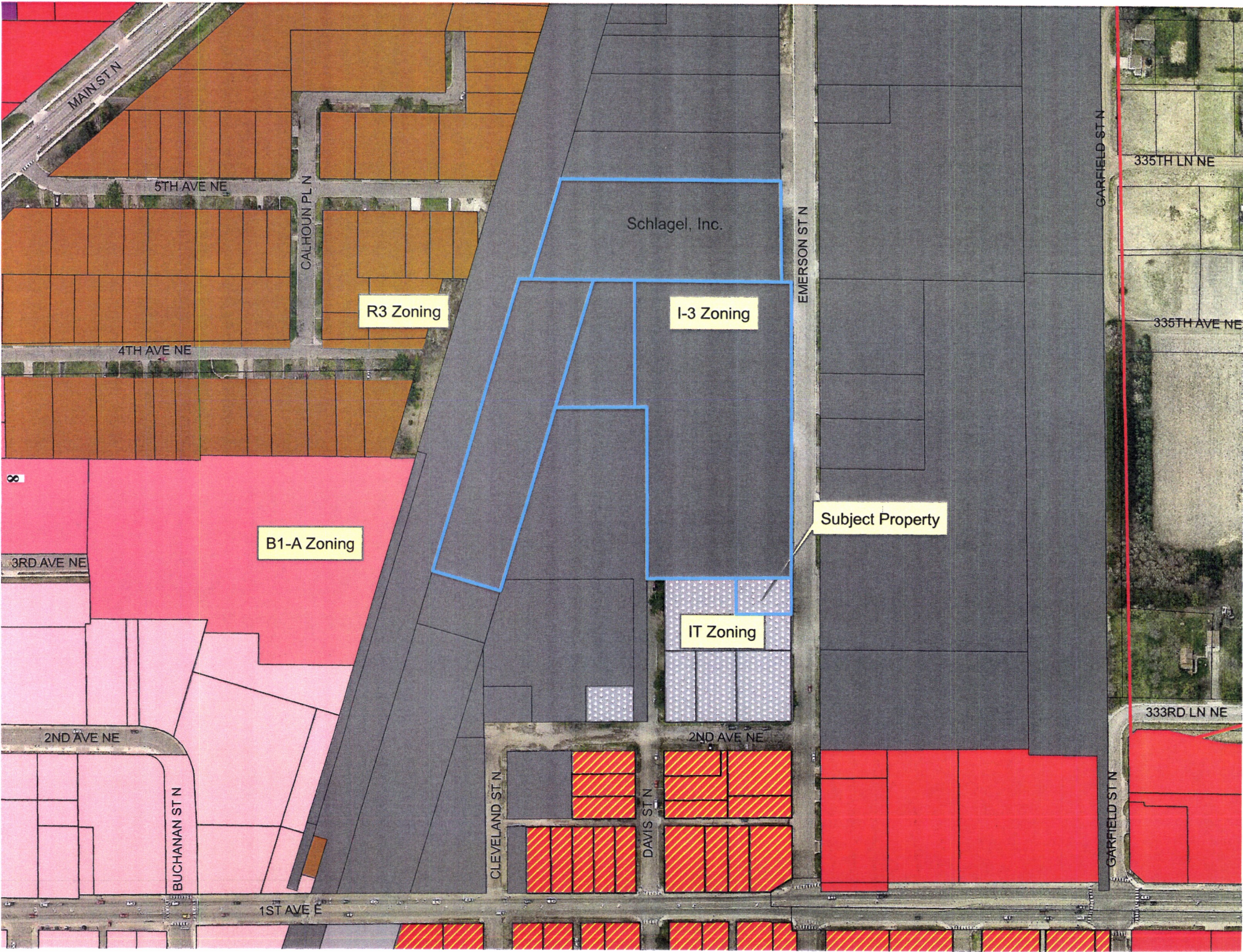
1. General Location Map
2. Zoning Map of the area
3. Applicant Submittals
4. Draft Ordinance

# Schlagel, Inc. Re-zoning



Schlagel, Inc. is requesting to rezone their southernmost property to be consistent with their adjacent properties. The request is to re-zone the parcel from IT-Industrial Transition District to I-3 General Industrial District.





MAIN ST N

5TH AVE NE

CALHOUN PL N

R3 Zoning

4TH AVE NE

Schlagel, Inc.

I-3 Zoning

EMERSON ST N

GARFIELD ST N

335TH LN NE

335TH AVE NE

8

B1-A Zoning

Subject Property

3RD AVE NE

IT Zoning

2ND AVE NE

2ND AVE NE

333RD LN NE

BUCHANAN ST N

CLEVELAND ST N

DAVIS ST N

GARFIELD ST N

1ST AVE E




Attachment to Zoning Application  
Summary Form

The applicant, Schlagel, Inc., is the owner of five parcels of property west of Emerson Street North within the City of Cambridge. Four of those parcels are currently zoned I-3, General Industrial District. This is where the applicant maintains its manufacturing facility. The applicant has also acquired parcel 15.041.2350 which lies immediately south of the applicants property on Emerson Street North. This parcel is approximately 0.20 acres measuring 75 feet by 116.5 feet. This property is currently zoned IT, Industrial Transition District. The property is surrounded on three sides by lands which are zoned I-3, General Industrial District. The applicant wishes to rezone this property to I-3, General Industrial District, so that it can plat all of its five parcels lying west of Emerson Street North into one lot. This will allow for future expansion on the property without crossing lot lines or dealing with issues related to buildings crossing lot lines. Currently it is believed that one of the existing structures already is built crosses a lot line.

Therefore your applicant respectfully requests the City of Cambridge to rezone parcel 15.041.2350 from IT, Industrial Transition District to I-3, General Industrial District.

Schlagel, Inc.

BY:



ITS: President

{erin/JAL/Business/Schlagel}

## ORDINANCE NO. XXX

*An Ordinance Rezoning Certain Real Property Located at 241 Emerson St. N  
to I-3 General Industrial District  
(PIN: 15.041.2350)*

WHEREAS, that tract of land, hereinafter called the "tract", lying and being in the City of Cambridge, County of Isanti and State of Minnesota, is described as follows; and

**Part of Lot 5, Auditor's Subdivision Number 8, described by metes and bounds, Isanti County, Minnesota**

WHEREAS, Schlagel, Inc. has requested the rezoning of the tract to I-3 General Industrial District; and

WHEREAS, the Planning Commission of the City, on the 7<sup>th</sup> day of April, 2015, following proper notice, held and conducted a public hearing regarding the requested rezoning, following which hearing such Planning Commission adopted a recommendation that such rezoning be approved; and

WHEREAS, such recommendation has been presented to the City Council on the 20<sup>th</sup> day of April, 2015, and the City Council of Cambridge hereby finds that the rezoning conforms to the City's Comprehensive Plan and City Code.

NOW, THEREFORE, the City Council of the City of Cambridge, Minnesota, ordains that the tract shall be and is hereby zoned and classified, pursuant to the provisions of the Zoning Ordinance of the City of Cambridge, as being in the I-3 General Industrial District.

This ordinance shall become effective upon publication.

Adopted this 20<sup>th</sup> day of April, 2015 by the Cambridge City Council.

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Marlys A. Palmer, Mayor

ATTEST:

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Lynda J. Woulfe, City Administrator

Date of Publication: April 29, 2015

**VARIANCE . . .ALLOW A DECK TO BE LOCATED LESS THAN THE REQUIRED SETBACK FROM THE REAR PROPERTY LINE...946 ROOSEVELT ST S...CAMBRIDGE, MN...ISANTI COUNTY, MINNESOTA.**

**Request**

A request by Heginio Garcia, 946 Roosevelt St. S., to receive a variance to build a deck less than the required setback from the rear property line.

**Overview**

The property at 946 Roosevelt St. S. is currently zoned R-1 One Family Residence. The rear yard setback is 35' for buildings and structures connected to the principal building such as this. The existing house is 36' from the rear property line. This only leaves 1' to work with. The dwelling was built with a patio door on the rear of the building. A useable deck is not allowed according to the zoning code. Therefore, a variance is being requested.

The applicant is requesting a 6' x 22' deck. The 6' width would encroach on the rear yard setback, only leaving a 30' setback. The proposed deck width and setback to the rear yard is found by staff to be reasonable.

The City can grant variances from the provisions of the zoning code in instances where the strict enforcement causes practical difficulties because of circumstances unique to the individual property. At the time the dwelling was built (2004), it should have been designed so as to not have the patio door placement face the rear of the property. Staff is unsure if this was communicated to the builder at the time. However there is a note on the survey that was submitted at the time of permit issuance regarding the 35' setback required and any future deck cannot encroach.

The purpose of the Variance process is to review applications on a case by case basis to determine whether relief may be granted from unforeseen particular applications of the zoning code that create practical difficulties. In considering an application for a variance, the Planning Commission shall recommend the approval of the variance only upon the finding that the application complies with the standards set forth below.

- (1) *General standard.* No variance shall be granted unless the applicant shall establish that conforming to the strict letter of the provisions of this chapter would create practical difficulties.

***Staff finds that no useable deck can be built for the existing patio door unless a variance is granted due to the existing setback and egress window location. The location of the patio doors and 35' setback creates a practical difficulty.***

- (2) "Practical difficulties", as used in conjunction with the granting of a variance, means that the property owner proposes to use the property in a reasonable

manner not permitted by the Zoning Ordinance; the plight of the landowner is due to circumstances unique to the property not created by the landowner, and the variance, if granted, will not alter the essential character of the area.

**Staff finds that the plight of the landowner is due to the original builder placing the patio doors in a location not conducive for a deck, and the applicant is requesting a reasonable size deck that will not alter the character of the area and still maintain a reasonable 30' setback.**

- (3) *Harmony.* Variances shall only be permitted if they are in harmony with the general purposes and intent of the Zoning Ordinance and Comprehensive Plan.

**Staff finds that the proposed deck is in harmony with the general purposes and intent of the Zoning Ordinance and Comprehensive Plan. Specifically, the purpose of the Zoning Ordinance is to insure the public health, safety, order, convenience and general welfare of the City in accordance with the City's development goals, plans and policies. Housing Goal #2 as identified in the Comprehensive plan states "Create a high-quality, livable environment in all residential neighborhoods. The proposed deck is reasonable and will create a more livable environment for the owner while maintaining an appropriate rear yard setback.**

- (4) *Economic Considerations.* Economic considerations alone shall not constitute a practical difficulty; The alleged hardship shall not include the inability of the property owner to realize a greater profit than if the variance were not granted.

**Staff finds no economic considerations to evaluate for the proposed deck. The owner's proposal is for their own use.**

- (5) *No other remedy.* There are no less intrusive means other than the requested variance by which the alleged hardship can be avoided or remedied to a degree sufficient to permit a reasonable use of the lot.

**Staff finds no other remedy, or less intrusive means, as the proposed deck is a reasonable width for enjoyment of the deck placed where the existing patio door has been installed. A 30' setback can still be maintained and is not found to be intrusive.**

- (6) *Variance less than requested.* A variance less than or different from that requested may be granted when the record supports the applicant's right to some relief but not to the relief requested.

**Staff finds the deck could be reduced in width, however the 6' proposal is not overwhelmingly intrusive to gain relief from the strict enforcement of the code.**

(7) *Essential character of the area.* In considering whether a proposed variance will have an effect on the essential character of the area, the following factors shall be considered:

- (a) Would the variance be materially detrimental to the public welfare or materially injurious to the enjoyment, use, development or value of property or improvements permitted in the vicinity;
- (b) Would the variance materially impair an adequate supply of light and air to the properties and improvements in the vicinity;
- (c) Would the variance substantially increase congestion in the public streets due to traffic or parking;
- (d) Would the variance unduly increase the danger of flood or fire;
- (e) Would the variance unduly tax public utilities and facilities in the area; and
- (f) Would the variance endanger the public health or safety.

***Staff finds that the essential character of the area can be met as the proposal is for a residential deck which is standard to many homes.***

**Recommendation**

Staff is recommending approval of the proposed Variance for a 6' x 22' deck that will be setback 30' from the rear yard.

**Planning Commission Action**

A motion on the attached resolution, as may be modified by the Commission, recommending approval of the proposed Variance for a 6' x 22' deck that will not meet the required 35' rear yard setback but will maintain a setback of 30' to the rear property line as long as the condition listed below can be met:

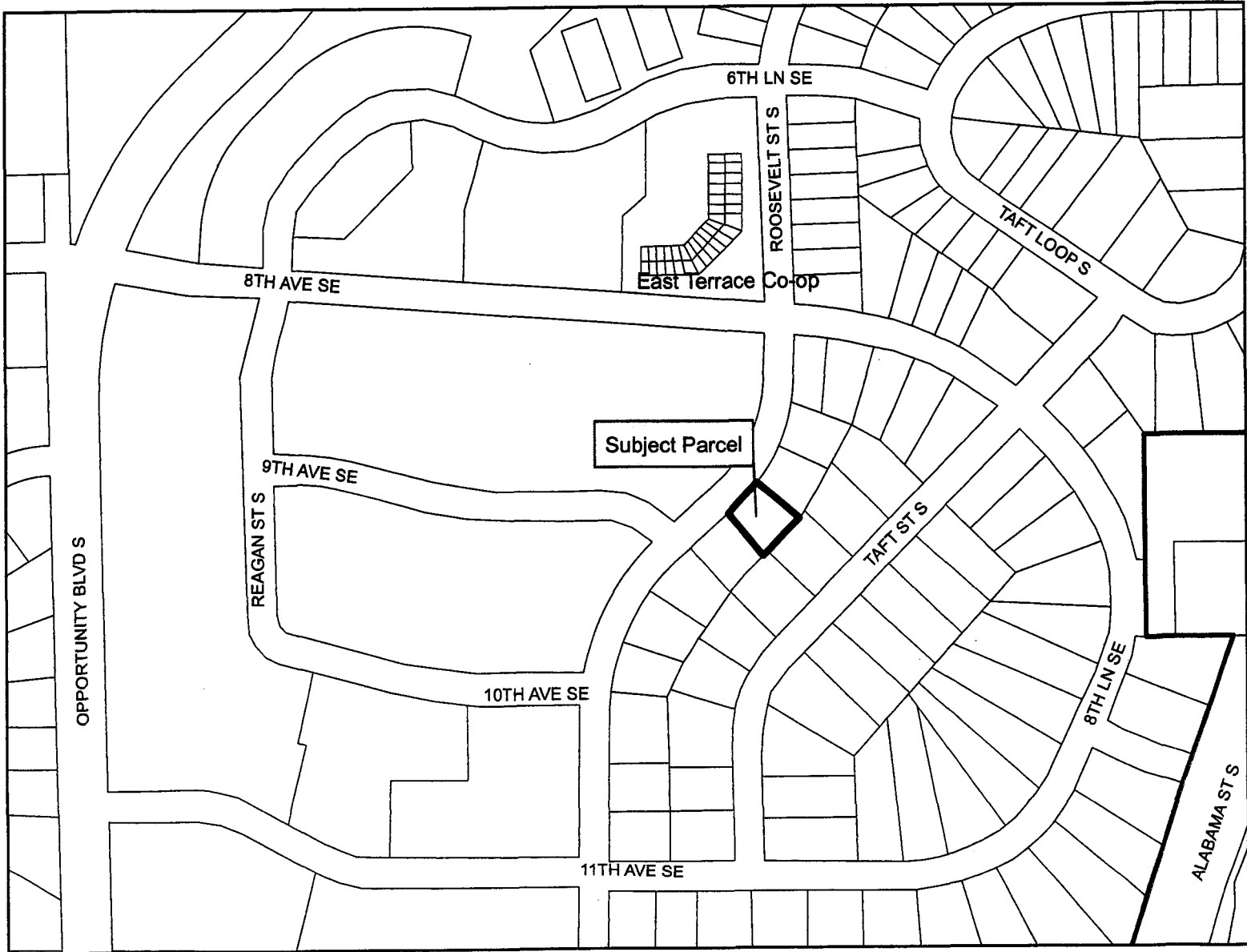
1. A building permit application must be submitted by the applicant and approved by City staff.

**Attachments**

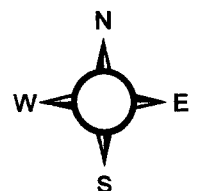
1. Location Map
3. Applicant's Submittals
4. Resolution

# Variance Request

## 946 Roosevelt St. S.



A request by Heginio Garcia to request a variance to build a deck less than the required setback to the rear yard. A 30' setback is requested rather than the 35' required.



# CERTIFICATE OF SURVEY

FOR  
**Clayton Buzzell Jr.**

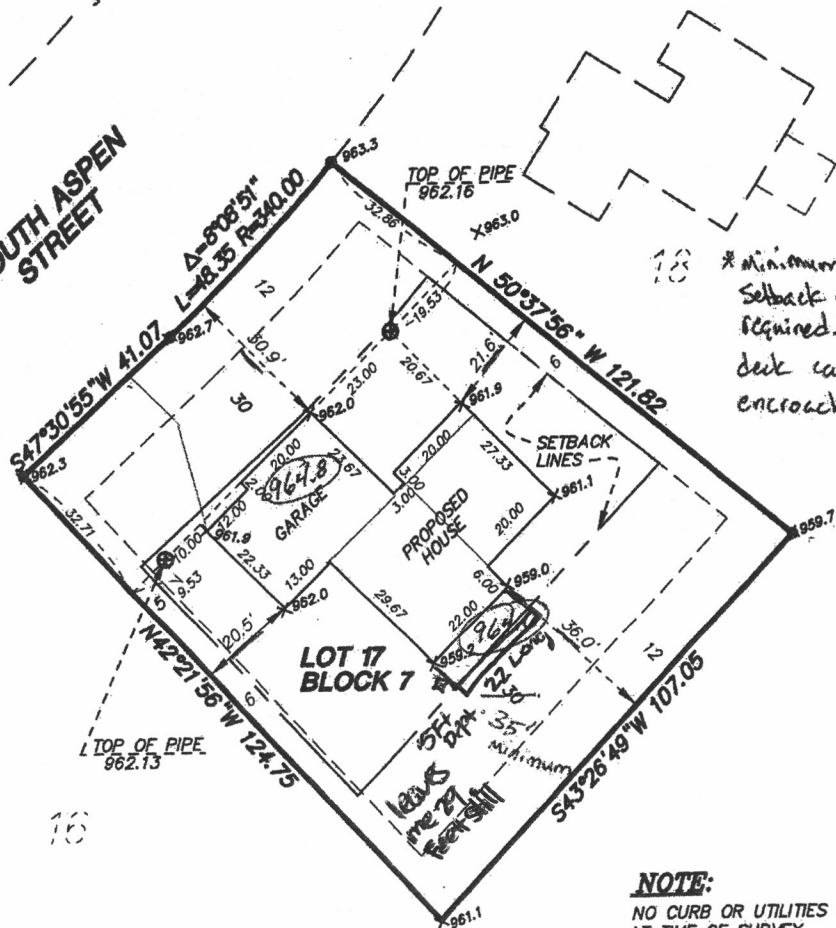
# FILE COPY



### PROPOSED BUILDING ELEVATIONS

TOP OF FOUNDATION 965.1  
 GARAGE FLOOR 964.8  
 LOWEST FLOOR 957.0  
 FRONT OF HOUSE 964.3  
 REAR OF HOUSE 964.6  
 STYLE Full 12 Course Basement

**SOUTH ASPEN STREET**



\* Minimum rear yard  
Setback of 35 ft  
required. Future  
deck can not  
encroach.

**NOTE:**  
NO CURB OR UTILITIES IN PLACE  
AT TIME OF SURVEY.

### LEGEND

- DENOTES SET IRON PIPE R.L.S. NO. 16091
- DENOTES FOUND IRON PIPE
- ⊕ DENOTES SET IRON PIPE FOR BLDG. OFFSET
- x 890 DENOTES EXISTING ELEVATION
- DENOTES DRAINAGE & UTILITY EASEMENT

### LEGAL DESCRIPTION

LOT 17, BLOCK 7, PARKWOOD  
SOUTHEAST, ACCORDING TO THE PLAT  
OF RECORD THEREOF, ISANTI COUNTY,  
MINNESOTA.

### CERTIFICATION

I HEREBY CERTIFY THAT THIS SURVEY WAS PREPARED  
BY ME OR UNDER MY DIRECT SUPERVISION, AND THAT  
I AM A DULY REGISTERED LAND SURVEYOR UNDER THE  
LAWS OF THE STATE OF MINNESOTA.

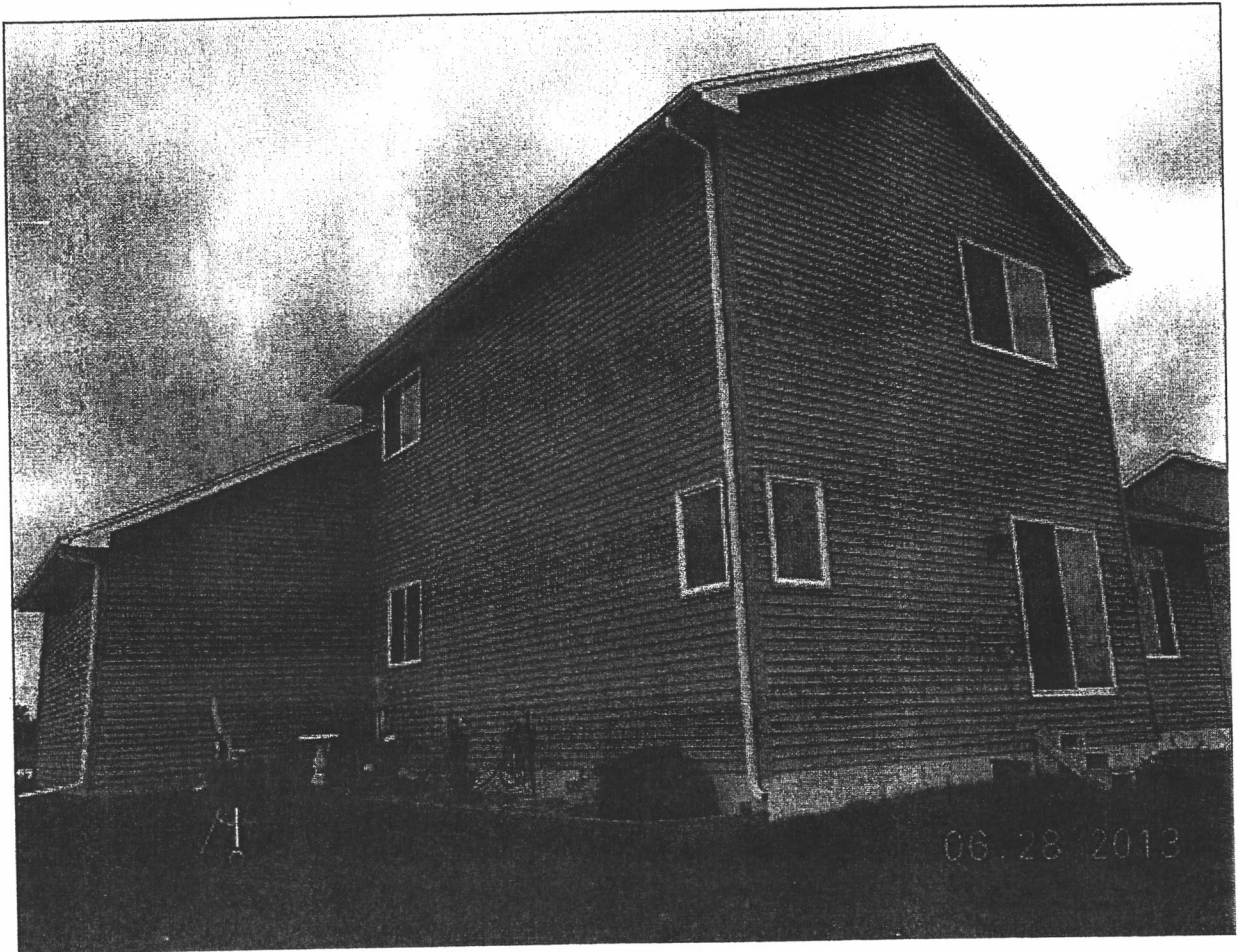


**Anderson Land Surveying**

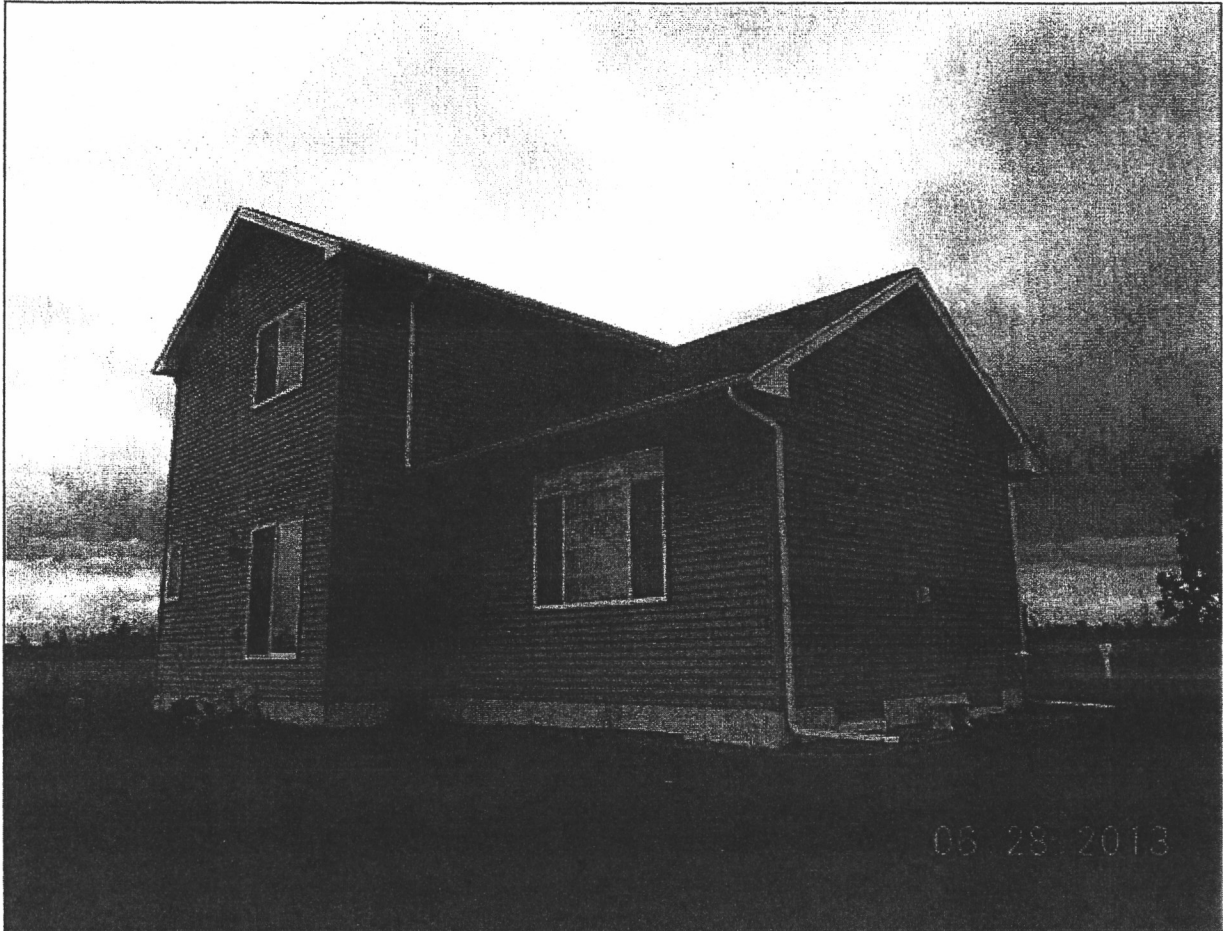
140 N. Buchanan Street  
Cambridge, MN 55008  
Ph. 763-689-4042 Fax: 763-689-6681

*[Signature]*  
KYLE J. RODDY, MN LIC. NO 42627

DATED: 6/30/04







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**No data available for the following modules:** Delinquent Taxes. [Click here for help.](#)

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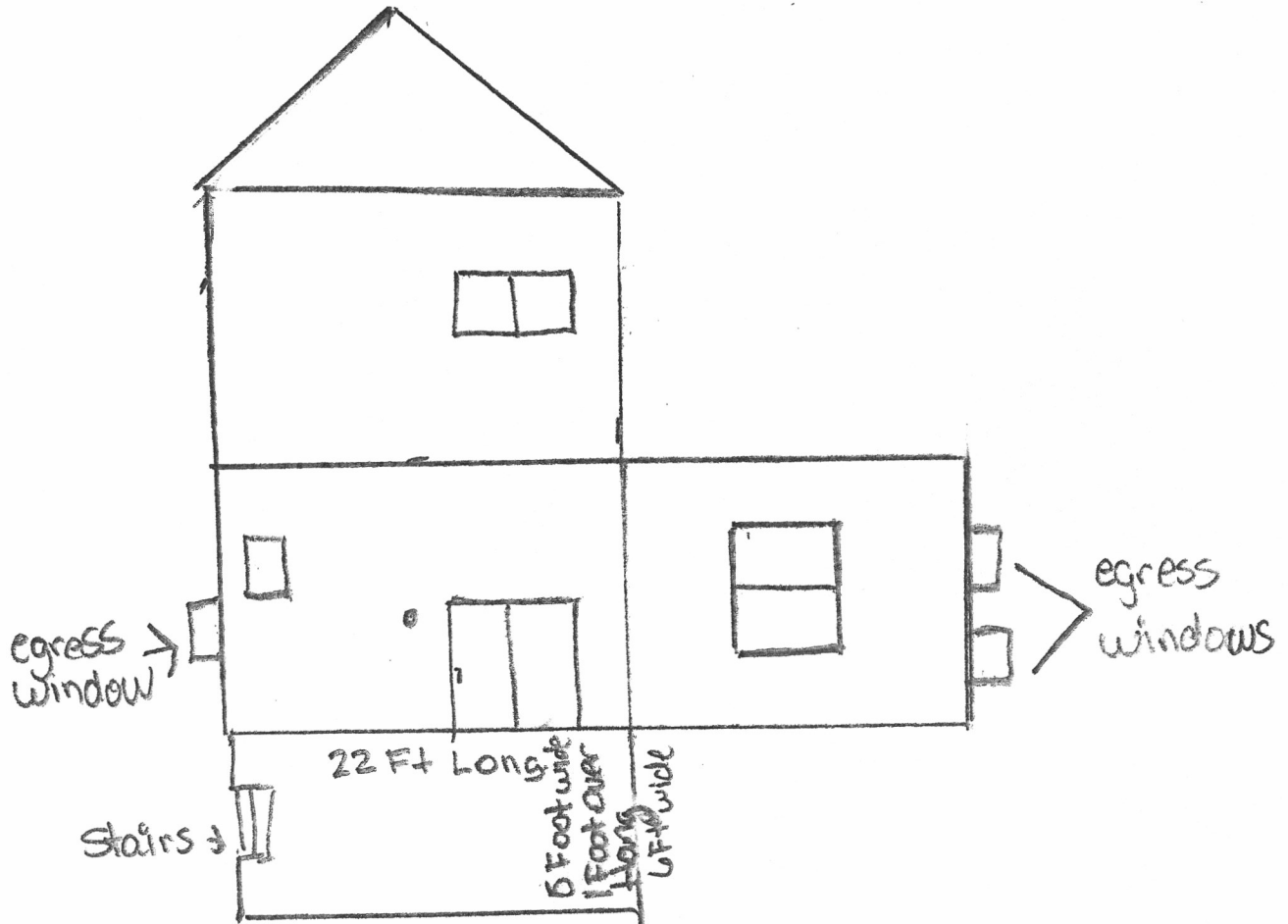
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 developed by  
The Schneider Corporation  
[www.schneidercorp.com](http://www.schneidercorp.com)

# Back of the house



35 Feet  
from  
sewer  
to house



which if I  
use 6 Ft you  
still have 29 Ft  
Plus what the  
resident behind  
us has.

To Whom It May Concern: I live at 946 Roosevelt St S in Cambridge MN 55008

We want to build a deck since our house was built with a walk out patio off the kitchen and we need a deck to be able to utilize our patio door and to have an outdoor area to sit in the back yard.

We were told we could not build because there are not enough feet in between our proposed deck and the sewer that is in our back yard. There isn't a street in our back yard so why is there a sewer? It doesn't make sense to me.

We cannot build on either the north side or the south side because there are egress windows on both the North and South side of the house. So the back is the only place we can build a deck.

We will build a removable deck just in case we should ever need to move it. Our proposed deck will be 22 ft. wide by 5 feet out with an overhang of 1 foot.

We are asking for a reasonable amount of space to use and since it will be removable I believe it should not be a problem.

Thank you in advance for looking at our situation and evaluating it so we can come to a solution to this problem.

Shaela Robinson 763 639 1488

Heginio Garcia 763 439 3554

**Resolution No. R15-0XX**

**A RESOLUTION OF THE CAMBRIDGE CITY COUNCIL GRANTING A VARIANCE  
946 ROOSEVELT ST S, SETBACK FOR A DECK**

**WHEREAS**, Heginio Garcia, 946 Roosevelt St. S., Cambridge, MN, 55008, representative of the following described property located in Cambridge, Minnesota, to-wit:

Lot 17, Block 7, Parkwood Southeast, Isanti County, Minnesota .

has applied for a variance from the provisions of City Code Section 156.038 Residence Districts and 156.080 Accessory Building and Structure Requirements to allow for the rear yard setback to be less than the required setback allowed, and

**WHEREAS**, The Planning Agency of the City has completed a review of the application and city staff has made a report pertaining to said request, a copy of which has been presented to the City Council; and

**WHEREAS**, The Planning Commission of the City, on the 7th day of April, 2015, following proper notice, held a public hearing regarding the request, and following said public hearing, adopted a recommendation that the request for Variance approval be granted; and

**WHEREAS**, The City Council finds that the seven (7) required standards to approve a variance request have been satisfied as follows:

- (1) *General standard. No variance shall be granted unless the applicant shall establish that conforming to the strict letter of the provisions of this chapter would create practical difficulties.*

**Staff finds that no useable deck can be built for the existing patio door unless a variance is granted due to the existing setback and egress window location. The location of the patio doors and 35' setback creates a practical difficulty.**

- (2) *“Practical difficulties”, as used in conjunction with the granting of a variance, means that the property owner proposes to use the property in a reasonable manner not permitted by the Zoning Ordinance; the plight of the landowner is due to circumstances unique to the property not created by the landowner, and the variance, if granted, will not alter the essential character of the area.*

**Staff finds that the plight of the landowner is due to the original builder placing the patio doors in a location not conducive for a deck, and the applicant is requesting a reasonable size deck that will not alter the character of the area and still maintain a reasonable 30' setback.**

- (3) *Harmony. Variances shall only be permitted if they are in harmony with the general purposes and intent of the Zoning Ordinance and Comprehensive Plan.*

**Staff finds that the proposed deck is in harmony with the general purposes and intent of the Zoning Ordinance and Comprehensive Plan. Specifically, the purpose of the Zoning Ordinance is to insure the public health, safety, order, convenience and general welfare of the City in accordance with the City's development goals, plans and policies. Housing Goal #2 as identified in the Comprehensive plan states "Create a high-quality, livable environment in all residential neighborhoods. The proposed deck is reasonable and will create a more livable environment for the owner while maintaining an appropriate rear yard setback.**

- (4) *Economic Considerations. Economic considerations alone shall not constitute a practical difficulty; The alleged hardship shall not include the inability of the property owner to realize a greater profit than if the variance were not granted.*

**Staff finds no economic considerations to evaluate for the proposed deck. The owner's proposal is for their own use.**

- (5) *No other remedy. There are no less intrusive means other than the requested variance by which the alleged hardship can be avoided or remedied to a degree sufficient to permit a reasonable use of the lot.*

**Staff finds no other remedy, or less intrusive means, as the proposed deck is a reasonable width for enjoyment of the deck placed where the existing patio door has been installed. A 30' setback can still be maintained and is not found to be intrusive.**

- (6) *Variance less than requested. A variance less than or different from that requested may be granted when the record supports the applicant's right to some relief but not to the relief requested.*

**Staff finds the deck could be reduced in width, however the 6' proposal is not overwhelmingly intrusive to gain relief from the strict enforcement of the code.**

- (7) *Essential character of the area. In considering whether a proposed variance will have an effect on the essential character of the area, the following factors shall be considered:*

(a) *Would the variance be materially detrimental to the public welfare or materially injurious to the enjoyment, use, development or value of property or improvements permitted in the vicinity;*

*(b) Would the variance materially impair an adequate supply of light and air to the properties and improvements in the vicinity;*

*(c) Would the variance substantially increase congestion in the public streets due to traffic or parking;*

*(d) Would the variance unduly increase the danger of flood or fire;*

*(e) Would the variance unduly tax public utilities and facilities in the area; and*

*(f) Would the variance endanger the public health or safety.*

**Staff finds that through granting of the proposed variance that the essential character of the area will be maintained. A residential deck is standard to many homes in the city.**

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of Cambridge, Minnesota, approves the variance request to the City Code to allow the setback of the deck at 946 Roosevelt St. S. to be 30' from the rear yard.

Adopted by the Cambridge City Council  
this 20<sup>th</sup> day of April, 2015.

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Marlys A. Palmer, Mayor

ATTEST:

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Lynda J. Woulfe, City Administrator

**CITY CODE AMENDMENT . . . CITY OF CAMBRIDGE . . . SIGNAGE.**

**Request**

A request by the City of Cambridge to amend City Code Section 156.063 Sign Regulation.

The purpose of the amendment is to add language for window graphics or window clings.

**Background**

Window Graphics or window clings have been installed on several businesses in Cambridge. One identifiable business with these window clings is Anytime Fitness on Main St. S. The windows are covered with a sheer cling that has graphics on it. As with Anytime Fitness's window clings, staff is proposing that all clings be transparent, especially at night. The police department requests that all businesses have visibility into their store for security reasons and emergency response. The historical reasoning behind the 30% window coverage requirement in the code is for this same reason; the police department needs to be able to see inside businesses. No more than 30% of the window can be covered by signage.

Staff proposes the following underlined language be added to § 156.063 Sign Regulation (F) (2) (k):

Window signs are restricted to 30% of the area of the window(s) in which the sign is to be displayed and are in addition to those otherwise permitted on the principal structure.

All window signs shall be applied to the interior of the windows except for temporary painted messages on the exterior. Window clings or window graphics must be transparent and visible into the building at night so emergency responders can see inside.

Staff finds that this language needs to be added to conform to the current practices of sign installation and business trends. In addition, staff finds that Section 156.116.E. Standards for Amendments can be met as follows:

1. *Whether the proposed amendment is consistent with the goals, objectives and policies of the Comprehensive Land Use Plan, as adopted and amended from time to time by the City Council;*

Staff finds that the proposed amendment is consistent with the goals, objectives and policies of the Comprehensive Land Use Plan. Specifically, staff finds that the purpose and intent is met of Land Use Goal #4: Enhance community character and identity. Number (2) under this section says, "Develop and enforce architectural/site-planning

*standards that support and promote community standards.”*

- 2. Whether the proposed amendment is compatible with the overall character of existing development in the immediate vicinity of the affected property;*

Staff finds the proposed amendment can be compatible with the overall character of existing developments.

- 3. Whether the proposed amendment will have an adverse effect on the value of adjacent properties; and*

Staff finds that there should be no significant adverse effect on the value of adjacent properties as a result of this amendment as reviewed on a case by case basis.

- 4. The adequacy of public facilities and services.*

The proposed amendment shall have no effect on public facilities or services.

**Planning Commission Action**

A motion on the attached draft ordinance, as may be modified by the Commission, recommending approval of the proposed amendment to City Code Section 156.063 Sign Regulation.

**Attachments**

1. Draft Ordinance



## Ordinance XXX

*Amending Title XV Land Usage, Chapter 156 Zoning, Section 156.063 Sign Regulation*

NOW THEREFORE BE IT RESOLVED that the City of Cambridge does hereby ordain the following amendments to Title XV Land Usage, Chapter 156 Zoning, Section 156.063 Sign Regulation:

### **§ 156.063 Sign Regulation**

(F) (3) (k) Window signs are restricted to 30% of the area of the window(s) in which the sign is to be displayed and are in addition to those otherwise permitted on the principal structure. All window signs shall be applied to the interior of the windows except for temporary painted messages on the exterior. Window clings or window graphics must be transparent and visible into the building at night so emergency responders can see inside.

All other sections and subsections of this Chapter shall remain as written and previously adopted by the City Council. This ordinance shall become effective upon publication.

Adopted this 20<sup>th</sup> day of April, 2015.

\_\_\_\_\_  
Marlys A. Palmer, Mayor

ATTEST:

\_\_\_\_\_  
Lynda J. Woulfe, City Administrator

### BACKGROUND

Mr. and Mrs. Parson's live at 130 3<sup>rd</sup> Ave SW and have received two parking tickets for parking on the street during the snow season. City Code, Section 72.02, prohibits parking on any public street from November 1 through March 31 each year between the hours of 2:00 a.m. and 7:00 a.m. Staff discussed options with Mr. Parson's such as a new driveway/parking area on the north end of his property however Mr. Parson's does not want to pay for this improvement.

On March 16, 2015, Mr. and Mrs. Parson's requested approval from Council to park on the street. Council denied the request but requested Mr. Parson's to ask the Planning Commission to hear the request, and the Commission could give a recommendation.

The City adopted the no parking ordinance for the safe and effective means of snow removal. If cars are allowed to park on the streets, the plow trucks cannot efficiently remove the snow and vehicles parked have the potential to be harmed. Also, the vehicles can get plowed in with snow and cost more for the owner in the long run. In addition, the leftover snow that doesn't get plowed compacts down and most often turns to ice creating a traffic hazard.

Council discussed looking into an odd/even day parking system during snow removal like other cities such as St. Cloud and Minneapolis have. Our Public Works staff does not recommend this option. This type of system is a 2 night event where one side of the street is cleared on the odd day then the other side of the street is cleared on the even day. This would double the snow plow budget for the city and currently there is not enough staff to cover this option.

Staff explained the only viable solution to this is to create a driveway and parking area on the north side of the property. Mr. and Mrs. Parson's do not want to disturb this part of their property due to it being beautifully landscaped with mature trees, and they do not want to pay for the work.

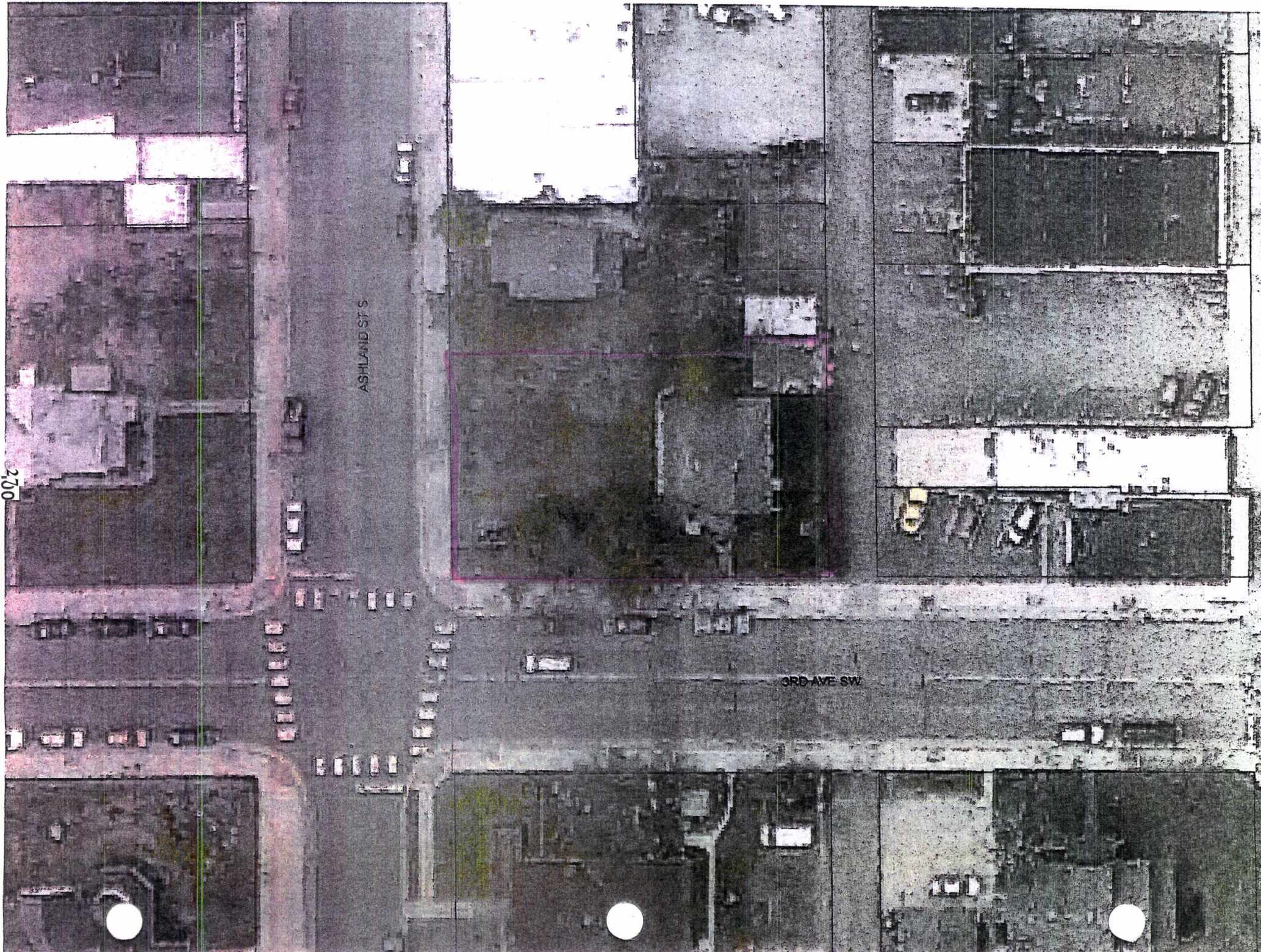
The Parson's did contact staff prior to purchasing the property and knew about the snow season parking regulations and limited parking availability on this parcel. The Parson's explained that they purchased the property anyway in hopes they could approach Council and get the ordinance changed.

### PLANNING COMMISSION ACTION

The Planning Commission should discuss the issue and make a recommendation with your ideas for Council.

### ATTACHMENTS

Aerial photo  
Photos labeled 1-4 submitted by homeowner  
March 16, 2015 City Council Minutes



ASHLAND ST S

3RD AVE SW

2,700



Photo 1



292

Picture 2



Photo 3



3104

Photo 4

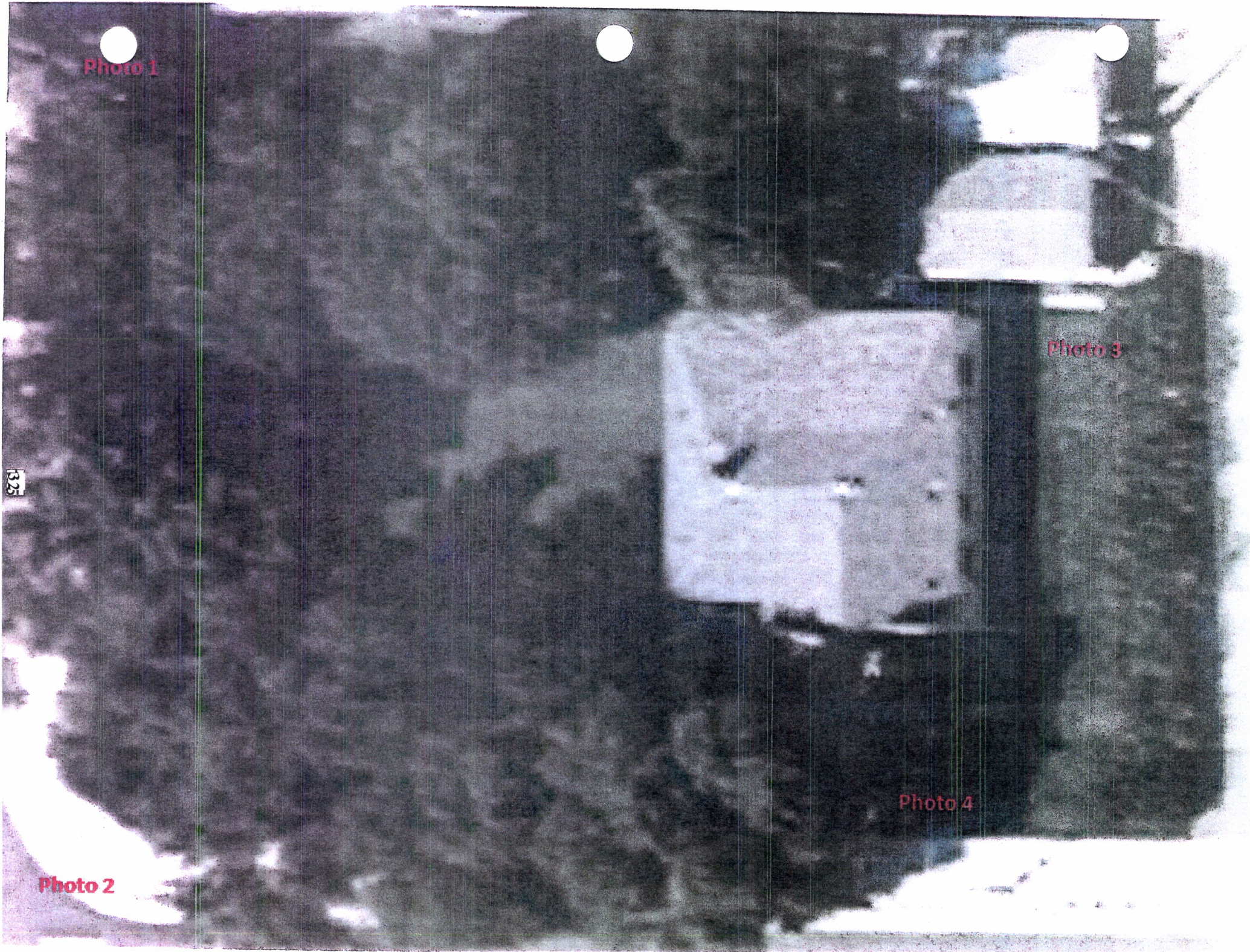
Photo 1

Photo 3

Photo 4

Photo 2

135





Palmer Proclaimed April and May 2015 to be the Cambridge Community-Wide Read and announced Ordinary Grace, a novel by William Kent Krueger, had been chosen to be the focus of the "Cambridge Community-Wide Reading Program" for 2015.

### **CI Robotics Team Presentation**

John Almos, the Cambridge-Isanti High School Robotics Team coach, informed the City Council Cambridge-Isanti High School has started a robotics team. Almos explained the dynamics of Robotics, announced the team has made it to the Championships in Missouri and is currently hosting fundraising events to raise money to get them to St. Louis. Almos reviewed the events and encouraged the residents of Cambridge and the City Council to attend the events.

### **Unfinished Business**

There was no unfinished business.

### **New Business**

#### ***Second Amendment to the Cambridge-Isanti Bike Walk Trail Agreement***

Woulfe and Palmer gave background information and history of the Cambridge-Isanti Bike Walk Trail.

Lewis asked how they determined the financial responsibility. Woulfe explained approximately 67% of the trail is within the City of Cambridge and 33% is within the City of Isanti. This formula was adopted by both cities after the construction of the trail and is based upon the length of trail each City maintains. Woulfe noted Isanti Township agrees to contribute \$1,000 annually to the maintenance of the trail.

Kafer moved, seconded by Lewis to approve the second amendment to the Cambridge-Isanti Bike Walk Trail agreement as presented. Motion carried unanimously.

#### ***Mutual Aid Agreement between the City of Cambridge and City of North Branch Mutual Aid Agreement between the City of Cambridge and ISD 911***

Woulfe briefly reviewed the agreements. Lewis requested that in the future, acronyms be spelled out in staff reports so the general public can understand what the acronyms stand for.

Kafer moved, seconded by Lewis to approve Mutual Aid Agreement between the City of Cambridge and the City of North Branch and the Mutual Aid Agreement between the City of Cambridge and Independent School District 911 as presented. Motion carried unanimously.



#### ***Casey Parsons' 130 3<sup>rd</sup> Ave SW Street Parking Request***

Westover introduced Casey and Susan Parsons. Casey Parsons explained they purchased their home a year ago and since they only have a one car garage, there is no room to park a second vehicle on their property without destroying their yard and without it being a large financial burden. The Parsons requested the City Council to grant them a waiver and allow

them to park on the street in front of their home. Parsons recommended the City of Cambridge look at St. Cloud, Eagan, and Owatonna's parking restrictions which allows odd and even day parking. Parsons stated he felt parking is very restricted and homes that have more than one vehicle do not have viable options. Parsons stated he has rented parking spots in the past from local businesses around his home but is running out of options and he would like a more permanent solution.

Lewis asked staff for a solution. Westover explained the owners could expand their driveway on the west side, but it would mean altering their yard. Lewis questioned Council if the City is meeting the needs of the snow plow drivers rather than their citizens. Lewis stated he was in favor of granting the owners a waiver until spring and felt the City should consider changing the ordinance.

Palmer explained the City isn't accommodating staff because the City has a fiduciary and liability responsibility to ensure the roads are kept clear. Wou noted prior to the Parsons purchasing the property, they called the City and asked about parking restrictions. Parsons stated they went ahead with the purchase of the property in hopes of approaching the Council they could get the ordinance changed. Parsons stated the police don't regulate and enforce the parking restrictions consistently.

Morin explained the streets get more narrow as winter progresses and snow is accumulated on the side streets and parking on the streets becomes a safety issue, especially with first responders such as fire trucks.

Lewis stated he questions how other cities have different policies with more flexibility. Kafer explained cities such as Minneapolis have a system in place and they notify their residents when there is a snow emergency. Lewis stated the City should look at the system Hinckley has in place and felt that the citizens of Cambridge are smart enough to figure it out and when someone doesn't follow the ordinance, staff can plow around their car. Lewis stated he felt they can work it out to accommodate the citizens better.

Schwab explained the difficulty a truck has when plowing around a vehicle. Schwab indicated larger cities such as St. Cloud and Minneapolis have larger crews and the plowing staff Cambridge has is on a schedule that caters to the size city Cambridge is.

Iverson asked if there are other businesses the Parsons could contract parking with. Parson stated they have contracted with businesses in the past but it became a problem when they didn't move their vehicle.

Kafer asked staff's opinion on granting them a waiver until March 31, 2015. Schwab stated it would be up to Council to grant a waiver, but they would need to be prepared to grant other requests as well.

Squires stated he would not recommend the Council grant variances for specific circumstances.

Morin moved, seconded by Iverson to deny the request by Casey and Susan Parsons to park on the street during winter parking restrictions. Parsons asked what he can do to keep things

moving forward. Morin suggested meeting with staff and ask to meet with the Planning Commission. Morin stated the Planning Commission could then give a recommendation to Council for their consideration. Motion carried 4/1. Lewis opposed.

***Approve Resolution R15-018 Application to the Community Assistance Program for the Center for Urban Rural Affairs***

Gustafson reviewed the application for a student research project over the summer months to help assist with information that is needed for the Minnesota Design Team Application.

Morin moved, seconded by Lewis to approve Resolution R15-018 Supporting an Application to Community Assistance Program for the Center for Urban Rural Affairs. Motion carried unanimously.

***Purchase of Replacement Bucket Truck***

Kafer asked how many miles the current bucket truck has. Schwab explained the amount of miles is not a concern as much as the idling hours.

Lewis moved, seconded by Kafer to approve the purchase of a used 2006 F-600 Bucket Truck for the amount not to exceed \$25,000 and to declare the 1984 Ford F-600 Bucket Truck as surplus property to be sold on the Government Auction Site. Motion carried unanimously.

***Sale of Grain Bins Sandquist Park***

Schwab stated there are nine grain bins located at the Sandquist Farm Property that are not in use anymore and will be in the way of future development of ball fields. Schwab stated staff recommends the City solicit sealed bids for the sale and removal of the nine grain bins.

Morin confirmed the Sandquists are done farming.

Kafer moved, seconded by Iverson to declare nine grain bins as surplus property on the Sandquist Farm property and authorize staff to advertise for sealed bids for the sale and removal of the nine grain bins located at Sandquist Park. Motion carried unanimously.

***Aquatics Center Task Force Membership Requests***

Woulfe stated staff has received two additional requests from Cathy Lewis and Julie Page.

Morin moved, seconded by Kafer to approve to add Cathy Lewis and Julie Page to the Aquatics Center Task Force and to close the application process. Iverson stated she has to vote no because she feels they need to increase membership with City residents since there are many on the Task Force that do not live in the City of Cambridge. Lewis stated he has reservations with limiting the numbers of members because of stakeholders and other businesses partnering. Motion carried 3/1 with Lewis abstaining because of a perceived conflict of interest. Iverson opposed.