



CITY OF FREEPORT

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RESOLUTION 2014-015

A RESOLUTION APPROVING ORDINANCE 2014-002 ENTITLED “AN ORDINANCE REPEALING AND REPLACING SECTION 500 OF THE FREEPORT CITY CODE RELATING TO ZONING, PLANNING, AND LAND USE WITHIN THE CITY OF FREEPORT” AND PROVIDING FOR AUTHORIZING SUMMARY PUBLICATION THEREOF

WHEREAS, The City Council of the City of Freeport from time to time reviews the City Code for consistency with existing conditions and state and federal law; and,

WHEREAS, The City Council of the City of Freeport has found Section 500 of the Code relating to zoning and land use is outdated; and,

WHEREAS, The City Council of the City of Freeport has studied proposed updated language and finds the repeal and replacement of the earlier version of Section 500 of the City Code is warranted; and,

WHEREAS, The City Council of the City of Freeport held a public hearing on the proposed Ordinance on June 24, 2014 following publication and posting as required under state law; and,

WHEREAS, The City Council of the City of Freeport has determined the publication of the title and a summary of Ordinance 2014-002, entitled “An Ordinance Repealing and Replacing Section 500 of the Freeport City Code Relating to Zoning, Planning, and Land Use Within the City of Freeport”; and,

WHEREAS, Pursuant to Minnesota Statutes 412.191, Subdivision 4, the Council may, by a majority vote of its members, direct that only the title of the Ordinance and a summary be published with notice that a printed copy of the Ordinance is available for inspection by any person during regular office hours at the City Offices; and,

WHEREAS, Prior to the publication of the title and summary, the Council has read and approved the text of the summary and determined that it clearly informs the public of the intent and effect of the Ordinance.

NOW THEREFORE BE IT RESOLVED by the City Council (the "Council") of the City of Freeport, Minnesota (the "City"), that the title and summary of Ordinance 2014-002 entitled, ‘An Ordinance Repealing and Replacing Section 500 of the Freeport City Code Relating to Zoning, Planning, and Land Use Within the City of Freeport’ be published with notice that a printed copy is available for inspection by any person during regular office hours at the City Offices.

BE IT FURTHER RESOLVED: the publication shall read as follows:

"On June 24, 2014 the City Council of the City of Freeport approved Ordinance No. 2014-002, entitled, ‘An Ordinance Repealing and Replacing Section 500 of the Freeport City Code Relating to Zoning, Planning, and Land Use Within the City of Freeport’.

The following is a summary of Ordinance No. 2014-002, a copy of which is available in its entirety for review and/or photocopying during regular office hours at the City of Freeport, 125 Main Street East, Freeport MN.

The intent of this Ordinance is to protect the public health, safety, and general welfare of the community and its people through the establishment of minimum regulations governing development and use of land. The Ordinance divides the City into use districts and establishes regulations in regard to location, erection, construction, reconstruction, alteration, and use of structures and land. Such regulations are established to provide adequate light, air and convenience of access to property; to protect the City's natural resources, to prevent congestion in the public right-of-way; and, to prevent overcrowding of land and undue concentration of structures by regulating land, buildings, yards, and density of population.

The Ordinance defines permitted, conditional, and accessory uses for each zoning district and prescribes minimum performance standards including lot size, lot width, building setbacks, maximum site coverage, and building height limitations for each district. Additional standards regulate home occupations, off-street parking, and signage. The Ordinance also prescribes general standards applicable to all land uses, as referenced within the ordinance including: dwelling unit regulations; accessory building standards; building and yard regulations; outdoor storage; fencing, screening and landscaping; and lighting.

The Ordinance provides for administration by establishing procedures for non-conformances, exceptions, variances, conditional use permits, and duties of administrating officers. An enforcement provision allows the City to enforce the rules and regulations contained in the Ordinance by prescribing penalty for violations. This Ordinance repeals and replaces Section 500 of the City Code. The Ordinance shall be in full force and effect from and after the date of its passage and publication of a summary of the ordinance, according to law.”

DATED THIS 24th DAY OF JUNE, 2014

Motion by: Ken Goebel

Second by: Ron Ritter

Council members in favor: Ken Goebel, Ron Ritter, C. Goebel, Rodney Atkinson, Matt Worms

Council members opposed or abstained: Non

Matthew Worms, Mayor

ATTEST:

Mason Schirmer, Clerk-Treasurer