

City of Albertville Council Agenda

Tuesday, September 3, 2024 City Council Chambers 7 pm

PUBLIC COMMENTS - The City of Albertville welcomes and encourages public input on issues listed on the agenda or of general community interest. Citizens wishing to address the Council regarding specific agenda items, other than public hearings, are invited to do so under Public Forum and are asked to fill out a "Request to Speak Card". Presentations are limited to five (5) minutes.

1. Call to Order

- 2. Pledge of Allegiance Roll Call
- 3. **Recognitions Presentations Introductions**
- 4. **Public Forum** (time reserved 5 minutes)

5. Amendments to the Agenda

6. Consent Agenda

All items under the Consent Agenda are considered to be routine by the City staff and will be enacted by one motion. In the event an item is pulled, it will be discussed in the order listed on the Consent Agenda following the approval of the remaining Consent items. Items pulled will be approved by a separate motion.

- A. Approve the August 5, 2024, regular City Council Meeting minutes as presented.
- B. Approve the August 19, 2024, Budget Workshop Meeting minutes as presented.
- **C.** Authorize the Monday, August 19, 2024, payment of claims as presented, except bills specifically pulled which are passed by separate motion. The claims listing has been provided to City Council as a separate document and is available for public view at City Hall upon request.
- **D.** Approve Payment Estimate No. 1 to Omann Contract in the amount of \$108,144.32 for the 2024 Street Improvement project.

7. Public Hearing – None

8. Wright County Sheriff's Office – Updates, reports, etc.

9. Department Business

- A. City Council
 - 1. Committee Updates (STMA Arena, Planning, JPWB, Parks, Fire Board, FYCC, etc.)
- B. Building None

C. City Clerk

1. Set Special Council Meeting to Canvass 2024 General Results

(Set the Canvassing Board meeting to certify the results of the November 5, 2024, General Election for 5:45 pm on Tuesday, November 12, 2024, in the Albertville Council Chambers.)

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Pages

D. Finance

- 1. 2025 Preliminary Budget and Property Tax Levy
 - (Motion to adopt Resolution No. 2024-25 adopting the 2024 Preliminary Tax Levy collectable in 2025.)
 - (Motion to adopt Resolution No. 2024-26 adopting the 2025 Preliminary Budget.)

E. Fire – None

F. Planning and Zoning

1. Conditional Use Permit for Detached Accessory Building at 11760 57th Street (*Motion to adopt Resolution No. 2024-27 approving a request for a conditional use permit for a 194 sq. ft. detached accessory building at 11780 57th Street within the City of Albertville.)*

2. Albertville Plaza – Gravity Dance Studio Applications

(Motion to adopt Resolution No. 2024-28 approving requests for Gravity Dance Studio PUD Development Site and Building Plans for Lot 2, Block 1, Albertville Plaza 2nd Addition to allow for the construction a 9,544 sq. ft. Commercial Building containing a 7,000 sq. ft. Dance Studio and 2,544 sq. ft. Commercial Tenant Bay within the City of Albertville.)

3. Shoppes at Prairie Run 2 – Si Senor Restaurant Applications

(Motion to adopt Resolution No. 2024-29 approving requests for an amendment to the Shoppes of Prairie Run 2 Site and Building Plans for Lot 1, Block 1 Shoppes At Prairie Run 2 to allow the Si Senor Commercial Building and for the construction of a 7,227 Sq. Ft. Commercial Building containing a 4,832 sq. ft. Restaurant and 2,395 sq. ft. Commercial Tenant Bay at 5292 Kyler Avenue NE within the City of Albertville.)

G. Public Works/Engineering

1. Linwood Park Sports Court Quotes

H. Legal

1. Special Assessment of Cleanup cost to Maeyaert Property

(Motion to adopt Resolution No. 2024-30 calling for hearing on proposed assessment related to nuisance and zoning violations on property located at 10479 61st Street NE in Albertville, MN.)

I. Administration

1. City Administrator's Update

10. Announcements and/or Upcoming Meetings

September 9	STMA Arena Board, 7 pm
September 10	Planning Commission, 7 pm
September 16	City Council, 7 pm
September 23	Joint Powers Water Board, 6 pm
-	Parks Committee, 7 pm

11. Adjournment

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ALBERTVILLE CITY COUNCIL

DRAFT REGULAR MEETING MINUTES

August 5, 2024 – 7 pm Council Chambers Albertville City Hall

1. Call to Order

Mayor Hendrickson called the meeting to order at 7 pm.

2. Pledge of Allegiance – Roll Call

Present: Mayor Hendrickson, Councilmembers Cocking, Hayden and Olson.

Absent: Councilmember Zagorski

Staff Present: City Administrator Nafstad, Fire Chief Bullen, City Attorney Couri, City Planner Brixius, Finance Director Lannes, and City Clerk Luedke.

3. **Recognitions – Presentations – Introductions – None**

4. Public Forum – None

5. Amendments to the Agenda

City Administrator Nafstad requested to add an item 9I2 under Administration entitled "Parcel on 60th Street".

MOTION made by Councilmember Olson, seconded by Councilmember Cocking to approve the August 5, 2024, agenda as amended. Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

6. Consent Agenda

All items under the Consent Agenda are considered to be routine by the City staff and will be enacted by one motion. In the event an item is pulled, it will be discussed in the order listed on the Consent Agenda following the approval of the remaining Consent items. Items pulled will be approved by a separate motion.

- A. Approve the July 15, 2024 Budget Workship Meeting minutes as presented.
- **B.** Approve the July 15, 2024, regular City Council Meeting minutes as presented.
- **C.** Authorize the Monday, August 5, 2024, payment of claims as presented, except bills specifically pulled which are passed by separate motion. The claims listing has been provided to City Council as a separate document and is available for public view at City Hall upon request.
- **D.** Approve Payment Application No. 16 to Gridor Construction in the amount of \$333,912 for the Wastewater System Improvements.
- **E.** Approve Final Payment Application to Fehn Companies in the amount of \$11,926.49 for the 2024 Concrete Improvements.

MOTION made by Councilmember Cocking, seconded by Councilmember Hayden to approve the August 5, 2024, consent agenda as submitted Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

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7. Public Hearing – None

8. Wright County Sheriff's Office – Updates, reports, etc.

The Wright County Sheriff Deputy who was present asked if parking of semi-trucks was allowed on Kyler Avenue because he was not able to find an ordinance prohibiting it. He reported the Sheriff's Department has been receiving complaints on the issue lately.

City Administrator Nafstad reported as long as the trailers were attached to a vehicle, parking would be allowed. He said the City was not aware of the complaints but added the City would monitor it.

9. Department Business

A. City Council

1. Committee Updates (STMA Ice Arena, Planning, JPWB, Parks, Fire Board, FYCC, etc.)

There were no Council updates.

- **B.** Building None
- C. City Clerk None

D. Finance

1. Tort Liability Insurance Renewal

Finance Director Lannes provided background information on the insurance renewal and answered questions from Council.

MOTION made by Councilmember Olson, seconded by Councilmember Cocking to not waive the City's monetary limits on tort liability established by Minnesota Statutes, Section 466.04. Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

E. Fire

1. PERA SVF Report Discussion

Fire Chief Bullen provided a short update which included that he recently accepted a position with the League of Minnesota Cities Insurance Trust on their Advisory Board and former Fire Chief Tate Mills had been appointed as the State Fire Marshall Chief Deputy.

Chief Bullen said last year, the Fire Relief Association moved to the Public Employees Retirement Association of MN Statewide Volunteer Firefighter Plan. He reviewed the Summary of Results report and the current Albertville Volunteer Fire Department's benefit level. Chief Bullen said at this time, no action was required that he was looking for Council's direction on what contribution level he should bring back for their consideration by the end of the year. He answered questions from Council regarding the funding and Relief Association.

Finance Director Lannes answered questions from Council regarding the funding.

There was Council discussion regarding the Summary of Results report, the current benefit level for the Albertville Fire Department and the cost impact of the different increase in benefit levels.

F. Planning and Zoning

1. Albertville Plaza 3rd Addition/KinderCare Daycare Zoning Amendment

City Planner Brixius presented the staff report which included background information on the proposed subdivision application to create three lots which would be accessed by the private road extended from Albertville Plaza. He explained the requirements of a Business Association to maintain and repair the private road in which he reported the applicant would be required to join. Planner Brixius said the Planning Commission held a public hearing on July 9, 2024, and recommended approval of the application with the conditions outlined in the resolution. He answered questions from Council.

City Administrator Nafstad provided further explanation on the concept of the subdivision and reported that the applicant was proposing to purchase a portion of the property from the current property owner which would be divided into three lots. He said the current owner would retain the other two lots for future development. Administrator Nafstad recommended adding a requirement to the resolution regarding wetland conservation act approvals.

There was Council discussion regarding the future daycare, the subdivision for the property, and the private street and Business Association. The Council directed City staff to amend the Resolution to include a condition requiring wetland approval and to provide the City with documentation.

Mr. Sean Graham, applicant with Insite Real Estate, answered questions from Council regarding the proposed daycare, capacity levels, and locations of other facilities.

MOTION made by Councilmember Hayden, seconded by Councilmember Cocking to adopt **Resolution No. 2024-20** and **Ordinance No. 2024-04** addressing the development applications from InSite Development Services LLC for a three lot subdivision, a zoning map and text amendment to change the zoning on the site from B-2A to PUD/ B-2A and a PUD development stage site and building plan for the construction of a 10,000 square foot KinderCare daycare facility, at 5953 Labeaux Avenue NE as amended. Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

G. Public Works/Engineering – None

H. Legal – None

I. Administration

1. City Administrator's Update

City administrator Nafstad presented the City Administrator's Update and provided information on upcoming events within the City.

2. Parcel on 60th Street Discussion

City Administrator Nafstad provided information on the property located at 11308 60th Street which was for sale. He reported the property had a metal building on it that could be used for the Public Works Department to store equipment used on this side of the freeway, especially items for Central Park such as mowers, snow blowers, etc. He answered questions from Council regarding the building structure and equipment that could be stored there.

There was Council discussion regarding the property and the building structure.

City Attorney Couri reported under Chapter 13D, the Council could close the meeting to discuss a purchase price for the property.

MOTION made by Councilmember Hayden, seconded by Councilmember Olson to close the meeting. Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

The Council discussed a purchase price for the property.

MOTION made by Councilmember Hayden, seconded by Councilmember Olson to re-open the Council meeting. Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

MOTION made by Councilmember Cocking, seconded by Councilmember Hayden to authorize the City Attorney to prepare a purchase agreement in the amount of \$130,000 with the cost of phase I and phase II if recommended. Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

3. Closed Meeting – Update on City of Albertville vs Potter Litigation

MOTION made by Councilmember Cocking, seconded by Councilmember Hayden to close the meeting for the purposes of litigation to discuss Wright County Court file 86-CV-23-5596. Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

City Attorney Couri provided an update to the Council regarding the on-going litigation.

MOTION made by Councilmember Cocking, seconded by Councilmember Olson to re-open the Council meeting. Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

MOTION made by Councilmember Cocking, seconded by Councilmember Hayden to approve the settlement agreement presented by the City Attorney. Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

City Attorney Couri presented an update on the on-going nuisance complaint with the Maeyaert property. He said another cleanup had happened today and answered questions from Council regarding the cleanup process. City Attorney Couri said there would be another special assessment from this cleanup.

Finance Director Lannes answered questions from Council regarding the assessment process.

10. Announcements and/or Upcoming Meetings

- August 12 STMA Arena Board, 6 pm
- August 13 Primary Election
- August 14Planning Commission, 7 pm
- August 19 Council Budget Workshop, 6:15 pm
- August 19 City Council, 7 pm
- August 26 Joint Power Water Board, 6 pm Parks Committee, 7 pm

11. Adjournment

MOTION made by Councilmember Cocking, second by Councilmember Hayden to adjourn the meeting at 8:30 pm. Ayes: Cocking, Hayden, Hendrickson, and Olson. Nays: None. Absent: Zagorski. The motion carried.

Respectfully submitted,

Kristine A. Luedke, City Clerk



ALBERTVILLE CITY COUNCIL WORKSHOP

DRAFT MINUTES

August 19, 2024 – 6:15 pm Council Chambers Albertville City Hall

1. Call to Order

Mayor Hendrickson called the workshop to order at 6:25 pm.

Present: Mayor Hendrickson, Councilmembers Olson and Zagorski.

Absent: Councilmember Cocking and Hayden

Staff Present: City Administrator Nafstad, Chief Bullen, Finance Director Lannes, and City Clerk Luedke.

2. Continued 2025 Preliminary Budget Presentation

City Administrator Nafstad introduced the item and reported the City had until the end of September to approve the preliminary budget. He said the draft preliminary budget being presented was set at 4.8% and reported no new line items had been added since the last workshop and answered questions from Council.

Finance Director Lannes reviewed the draft 2025 budget summary and presented the 2025 estimated financial impacts to the residential and commercial properties within the City with the 4.8% proposed levy increase. She answered questions from Council regarding the franchise fees the City collects, the building inspection fees and the budget for future street and building improvements needed within the City.

Fire Chief Bullen provided additional information on the budget for fire and police services and answered questions from Council.

There was much Council discussion regarding the 2025 Preliminary Budget, franchise fees the City collects, the proposed levy impacts, the future increase to policing service and the phase out of the Otsego Fire Contract. Planning for the future expenses, the Council's consensus was to amend the proposed levy to 5.4%. City Administrator Nafstad reported that City staff would bring the proposed budget back to the first meeting in September for Council's review recognizing if changes were proposed to the budget, it could be approved at the second meeting in September.

3. Adjournment

MOTION made by Councilmember Olson, second by Councilmember Zagorski to adjourn the workshop at 6:59 pm. Ayes: Hendrickson, Olson, and Zagorski. Nays: None. Absent: Cocking and Hayden. The motion carried.

Respectfully submitted,

Kristine A. Luedke, City Clerk



September 3, 2024

SUBJECT: CONSENT – FINANCE – PAYMENT OF BILLS

RECOMMENDATION: It is respectfully requested that the Mayor and Council consider the following:

MOTION TO: Authorize the Tuesday, September 3, 2024, payment of the claims as presented except the bills specifically pulled, which are passed by separate motion. The claims listing has been provided to Council as a separate document. The claims listing is available for public viewing at City Hall upon request.

BACKGROUND: The City processes claims on a semi-monthly basis. The bills are approved through their respective departments and administration and passed onto the City Council for approval.

KEY ISSUES:

• Account codes starting with 810 are STMA Arena Expenses/Vendors (bolded) and key issues will be presented in the claims listing document.

POLICY/PRACTICES CONSIDERATIONS: It is the City's policy to review and approve payables on a semi-monthly basis.

FINANCIAL CONSIDERATIONS: City staff have reviewed and recommends approval of payments presented.

LEGAL CONSIDERATIONS: The Mayor and Council have the authority to approve all bills pursuant to Minnesota State Law, which requires all bills to be paid in a timely manner, generally within 30 days unless one party determines to dispute the billing.

Responsible Person: Tina Lannes, Finance Director

Submitted through: Adam Nafstad, City Administrator-PWD

Attachment:

• List of Claims (under separate cover)



September 3, 2024

SUBJECT: CITY CLERK – SET SPECIAL COUNCIL MEETING TO CANVASS 2024 GENERAL ELECTION RESULTS

RECOMMENDATION: It is respectfully requested that the Mayor and Council consider the following:

MOTION TO: Set the Canvassing Board meeting to certify the results of November 5, 2024, General Election for 5:45 pm on Tuesday, November 12, 2024, in the Albertville Council Chambers.

BACKGROUND: The Albertville City Council serves as the Election Canvassing Board for the City. The Canvassing Board must meet no sooner than three (3) days after the election and no later than ten (10) days after the election and requires at least a quorum of the Board. The Board must review the results for correctness. If the Board is satisfied that the tabulation of the votes is correct, the Board may make the results official. Due to Monday, November 11 being a holiday, City staff is recommending setting the special Canvassing Board meeting for Tuesday, November 12, 2024, at 5:45 pm prior to the STMA Arena Board meeting.

KEY ISSUE:

- The Albertville Council serves as the Election Canvassing Board for the City.
- The Canvassing Board must meet between Friday, November 8, 2024, and Friday, November 15, 2024, to canvass the election results from the November 5, 2024, General Election.
- Monday, November 11, 2024, the Albert City Hall offices will be closed in observance of Veteran's Day.
- Staff is recommending setting the Canvassing Board meeting for Tuesday, November 12, 2024, at 5:45 pm prior to the STMA Arena Board meeting.
- A quorum of the Canvassing Board must be present to certify the election results.

POLICY/PRACTICES CONSIDERATIONS: A special meeting must be set between the third and tenth day after an election to canvass the election results

LEGAL CONSIDERATIONS: Per MN Statute 205.185, sub. 3, between the third and tenth days after an election, the governing body of a City conducting the general election in November shall act as the canvassing board, canvass the returns, and declare the results of the election.

Responsible Person: Kris Luedke, City Clerk

Submitted Through: Adam Nafstad, City Administrator-PWD



September 3, 2024

SUBJECT: FINANCE – 2025 PRELIMINARY BUDGET AND PROPERTY TAX LEVY

RECOMMENDATION: It is respectfully requested that the Mayor and Council consider the following:

MOTION TO:

- Adopt Resolution No. 2024-25 adopting the 2024 Preliminary Property Tax Levy collectible in 2025.
- Adopt Resolution No. 2024-26 adopting the 2025 Preliminary Budget.

BACKGROUND: Annually, the budget and property tax levy process start in June with staff preparing estimates and projections for the following year's preliminary or draft budget. Through meetings and workshop sessions, the City Council reviews the preliminary budget and amends it as desired. Prior to September 30 of each year, the following year's proposed tax levy is submitted to Wright County for preliminary certification.

Attached is the preliminary summary budget for 2025.

The preliminary budget for 2025 totals \$6,897,356. The budget includes a general fund tax levy of \$2,721,294 for taxes payable 2025, the debt service levy of \$755,126 and a levy for capital in the amount of \$2,344,018. The total levy, general fund, debt service and capital has increased from \$5,522,071 in 2024 to \$5,820,438, which is a 5.40% increase.

KEY ISSUES:

- Levy Adoption Schedule: The final levy is not certified until mid-December so there is still an opportunity to review, discuss, and change the 2025 budget and tax levy as needed. The important thing to note is that the final levy <u>can</u> be less than the preliminary levy, but it <u>cannot</u> be more. For the preliminary levy, it is best to avoid "locking" into a levy that could be inadequate to fund operations and programs for next year.
- 2. LGA: The City is estimated to receive LGA in the amount of \$261,315, which reduces the general fund levy by that amount.

POLICY CONSIDERATIONS: It is the City's policy to review and approve the 2025 Budget and Proposed Property Tax Levy.

FINANCIAL CONSIDERATIONS: In reviewing the Albertville projected 2025 Budget, we anticipate maintaining the Office of the State Auditors minimum requirements of 35% of the budget in designated funds for general reserve, as well as, Albertville's policy of 50%.

LEGAL CONSIDERATIONS: The Mayor and Council have the authority to approve the 2025 Annual Preliminary Budget and Preliminary Property Tax Levy pursuant to Minnesota State Law. Responsible Person: Tina Lannes, Finance Director

Submitted Through: Adam Nafstad, City Administrator-PWD

Attachments:

- Preliminary Summary Budget
- Resolution No. 2024-25 Adopting the Preliminary Tax Levy
- Resolution No. 2024-26 Adopting the 2025 Preliminary Budget

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8/19/2024

Genera	Fund Revenue:	2024 Budget	2025 Budget	Difference 24 to 25 \$	Difference 24 to 25 %
31010	Current Ad Valorem Taxes	2,744,776	2,721,294	-\$23,482	-0.86%
32000	Licenses & Permits	30,500	30,500	\$0	0.00%
32110	Liquor Licenses	30,000	30,000	\$0	0.00%
32150	Sign Permits	2,500	2,500	\$0	0.00%
32210	Building Permits	200,000	200,000	\$0	0.00%
33401	LGA Revenue expected	258,858	261,315	\$2,457	0.95%
33405	Police Aid	48,000	50,000	\$2,000	4.17%
33423	Municipal Maintenance Aid	11,535	11,535	\$0	0.00%
34000	Charges for Services	18,000	18,000	\$0	0.00%
34001	Administrative Fee	1,500	1,500	\$0	0.000
34005	Engineering Review Fee - Bldg	3,000	250	-\$2,750	-91.679
34101	Leases - City Property	31,700	31,700	\$0	0.00%
34103	Zoning & Subdivision Fees	2,500	2,500	\$0	0.00%
34104	Plan Check Fee	80,000	65,000	-\$15,000	-18.759
34107	Title Searches	2,500	2,500	\$0	0.000
34110	Arena	15,093	15,546	\$453	3.000
34112	Electric Franchise Fee	130,000	134,700	\$4,700	3.62%
34113	Franchise Fee - Cable	60,000	50,000	-\$10,000	-16.679
34114	Gas Franchise	190,000	168,000	-\$22,000	100.009
34202	Fire Protection Contract Charges	589,923	714,498	\$124,575	21.129
34780	Rental Fees	15,000	17,000	\$2,000	13.33%
34950	Other Revenues	20,000	25,000	\$5,000	25.00%
102	Capital Levy	2,028,138	2,344,018	\$315,880	15.57%
	Total Revenues	6,513,524	6,897,357	\$383,833	5.89%

Mayor and Council Request for Action – September 3, 2024 Finance – 2025 Budget and Preliminary Levy

General I Expendit	Fund Department ures:	2024 Budget	2025 Budget	Difference 24 to 25 \$	Difference 24 to 25 %
41000	General Government	70,000	80,000	\$10,000	14.29%
41100	Council	58,128	58,128	\$0	0.00%
	Combined				
41300	Administrator/Engineer	199,256	208,949	\$9,693	4.86%
41400	City Clerk	159,001	167,890	\$8,889	5.59%
41440	Elections	27,000	27,000	\$0	0.00%
41500	Finance	139,691	148,881	\$9,190	6.58%
41550	City Assessor	52,000	50,000	-\$2,000	-3.85%
41600	City Attorney	30,000	30,000	\$0	0.00%
41700	City Engineer	35,000	35,000	\$0	0.00%
41800	Economic Development	13,000	5,000	-\$8,000	-61.54%
41910	Planning & Zoning	56,507	61,507	\$5,000	8.85%
41940	City Hall	172,268	171,882	-\$386	-0.22%
42000	Fire Department	685,992	723,401	\$37,409	5.45%
42110	Police	1,216,246	1,237,746	\$21,500	1.77%
42400	Building Department	329,445	317,487	-\$11,958	-3.63%
42700	Animal Control	12,000	8,000	-\$4,000	-33.33%
43100	Public Works - Streets	494,290	490,876	-\$3,414	-0.69%
45000	Culture & Recreation	95,167	90,846	-\$4,321	-4.54%
45100	Parks & Recreation	529,074	526,745	-\$2,329	-0.44%
43160	Electric street lights	111,320	114,000	\$2,680	2.41%
102	Capital 102	2,028,138	2,344,018	\$315,880	15.57%
	Total Expenditures	6,513,524	6,897,356	\$383,832	5.89%
	Levy	2024	2025		Difference 24 to 25 %
	General Fund & EDA	2,744,776	2,721,294		-0.86%
		2,744,770	2,721,294		-0.00 /
	Capital Levy	2,028,138	2,344,018		15.57%
	Total Tax Levy (Oper. Levy)	4,772,914	5,065,312		6.13%
102/601	Go Sewer Revenue 2019A	218,156	220,781		
359	City Hall 05 2012B	261,699	261,043		
358	PW Facility 04 2011C	102,302	0		
601	GO Sewer Revenue 2023	114,000	220,302		
468	I-94	53,000	53,000		
	Total Debt Service Levy	749,157	755,126	Debt Levy	0.80%
	Total Levy	5,522,071	5,820,438	Total Levy	5.40%

CITY OF ALBERTVILLE COUNTY OF WRIGHT STATE OF MINNESOTA

RESOLUTION NO. 2024-25

A RESOLUTION ADOPTING THE 2024 TAX LEVY COLLECTIBLE IN 2025

BE IT RESOLVED by the Council of the City of Albertville, County of Wright, Minnesota, that the following sums of money be levied for the current year, collectible in 2025, upon taxable property in the City of Albertville for the following purposes:

Total Levy \$5,820,438

The City Clerk is hereby instructed to transmit a certified copy of this Resolution to the County Auditor of Wright County, Minnesota.

Adopted by the City Council of the City of Albertville this 3rd day of September 2024.

Jillian Hendrickson, Mayor

ATTEST:

Kristine A. Luedke, City Clerk

CITY OF ALBERTVILLE COUNTY OF WRIGHT STATE OF MINNESOTA

RESOLUTION NO. 2024-26

A RESOLUTION ADOPTING THE 2025 PRELIMINARY BUDGET

WHEREAS, the City Council of the City of Albertville has adopted a proposed budget; and

WHEREAS, the Albertville City Council has adopted a preliminary tax levy to be placed upon the taxable property in the City of Albertville; and

WHEREAS, the Albertville City Council desires to reserve within the General Fund those monies designated as capital outlays within various budget classifications, such that those monies can be disbursed only for those capital outlays so specified within the budget.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Albertville, Minnesota:

- 1. The attached budget is hereby adopted as the preliminary budget for the City of Albertville for the period January 1, 2025 through December 31, 2025.
- 2. All monies designated within the budget as capital outlays shall be reserved within the Capital Reserves Fund, such that those monies can be disbursed only for those capital outlays so specified within the budget.
- 3. The Albertville City Council has hereby complied with Minnesota Statutes.
- 4. The Finance Director is hereby authorized to transmit certification of compliance with Minnesota Statutes to the Commissioner of Revenue as required.

Adopted by the City Council of the City of Albertville on this 3rd day of September 2024.

Jillian Hendrickson, Mayor

ATTEST:

Kristine A. Luedke, City Clerk



September 3, 2024

SUBJECT: PLANNING – CONDITIONAL USE PERMIT FOR DETACHED ACCESSORY BUILDING AT 11760 57th STREET IN ALBERTVILLE

RECOMMENDATION: It is respectfully requested that the Mayor and Council consider the following:

MOTION TO: Adopt Resolution No. 2024 -27 approving a request for a conditional use permit for a 194 sq. ft. detached accessory building at 11780 57th Street within the City of Albertville.

BACKGROUND: Mr. Larry Frase has submitted a development application requesting a conditional use permit to allow a detached accessory building along with their existing attached garage that is 192 square feet in floor area. His property at 11760 57th Street is zoned R-1 Single Family Zoning District which allows a for a second accessory building in addition to the attached garage in excess of 150 square feet by conditional use permit.

City Staff has reviewed the applications and submission materials and prepared the August 1, 2024, Planning Report.

The Albertville Planning Commission held a public hearing to consider the development application and staff reports on August 14, 2024. Upon conclusion of the public hearing, the Planning Commission recommended approval of the development application with the conditions outlined in the August 1, 2024, Planning Report.

KEY ISSUES:

- The property at 11760 57th Street is zoned R-1 Single Family district. Within the R-1 district it allows for each lot to have an attached garage and a second detached shed. Sheds up to 150 sq. ft. are allowed administratively. Sheds larger than 150 sq. ft. may be allowed by conditional use permit.
- The property at 11760 57th Street is 90 feet wide and 153 feet deep. The lot exceeds the minimum R-1 lot area requirements.
- The property at 11760 57th Street backs onto the railroad right-of-way. The rear yard provides isolation away from other lots.
- The proposed location of the shed will meet the R-1 Accessory building setbacks.
- The proposed shed will meet the R-1 Accessory building height requirements.
- The proposed building will be 194 sq. ft. in floor area, 44 sq. ft. over the 150 sq. ft. allowed limit.
- The August 1, 2024, Planning Report outlines the conditions that are recommended for the approval of the 194 sq. ft. shed at 11760 57th Street. These conditions have been reviewed and recommended for approval by the Albertville Planning Commission.

POLICY/PRACTICES CONSIDERATIONS: The Albertville Planning Commission held a public hearing on August 14, 2024, and agreed with the recommendations outlined in the August 1, 2024, Planning Report. Upon closing the public hearing, the Planning Commission

Mayor and Council Request for Action – September 3, 2024 Planning – Conditional Use Permit for Detached Building

recommended that the City Council approve the Fraze conditional use permit to allow a 194 sq. ft. shed at the 11760 57th Street subject to the conditions outlined in the attached resolution.

FINANCIAL CONSIDERATIONS: All required improvements shall be the responsibility of the developer.

LEGAL CONSIDERATIONS: The requested Fraze conditional use permit application required public hearing before the Planning Commission and final approval by the City Council per the Albertville zoning code.

Responsible Person: Alan Brixius, City Planner

Submitted Through: Adam Nafstad, City Administrator-PWD

Attachments:

- August 1, 2024, Planning Report and Exhibits
- Resolution No. 2024-27

ABCITIES LLC

PLANNING REPORT

TO:	Adam Nafstad
FROM:	Alan Brixius
DATE:	August 1, 2024
RE:	Frase – CUP Oversized Accessory Building
FILE NO:	163.06 24.04

BACKGROUND

Mr. Larry Frase has submitted a development application requesting a conditional use permit to allow a detached accessory building along with their existing attached garage that is 192 square feet in floor area. His property at 11760 57th Street is zoned R-1 Single Family Zoning District which allows for a second accessory building in addition to the attached garage in excess of 150 square feet by conditional use permit. The following analysis compares Mr. Frase's request against the conditional use permit for an oversized shed.

EXHIBITS

Exhibit A: Shed detail Exhibit B: Site plan

ANALYSIS

Zoning: The property at 11760 57th Street NE. is zoned R-1 Single Family zoning district. The lot is oversized when compared to the R-1 zoning district standards, 90 feet wide and 153 feet deep. The site abuts the railroad to the north. The lot size and surrounding land uses will allow the larger shed to fit within the neighborhood

Accessory Building Requirements. The following rules apply to accessory buildings (sheds) in the R-1 district.

Setbacks: Accessory buildings must be located in the rear yard and meet the following setbacks.

Accessory Buildings shall be located in the rear yard and meet the following setbacks. Rear Yard but not less than ten feet (10'). Side Yard: As required by zoning district. The R-1 district setback is ten (10') feet.

Comment: The submitted site plan meets the required setbacks.

Agenda Page 19

Number of buildings: No more than two (2) accessory storage buildings or garages shall be allowed on one or more single-family lots under common ownership. One attached garage and one shed is permitted.

Comment: If a second building already exists, it must be removed with the construction of the new building.

Building size: A second accessory storage building may not exceed one hundred fifty (150) square feet in floor area, when accompanied by an attached garage on the same lot, except by conditional use permit. A detached accessory building in an R-1 zoning district may not exceed 16 feet in height. The building height is measured between the ground to the midpoint between the eave and the peak of the roof.

Comment: The proposed building is 12' x 16' or 192 sq. ft. in floor area. This size shed will require a CUP. The building height appears to meet the Code requirements.

Building Type Standards:

- 1. The same or similar quality "exterior building material" (meaning exterior finish and color) shall be used in the accessory building and in the principal building.
- 2. All accessory buildings shall also be compatible with the principal building on the lot. "Compatible" means that the exterior appearance of the accessory building is not different from the principal building from an aesthetic and architectural standpoint, as to cause:

Comment: The shed shall be constructed with material and color to match the house.

Conditional Use Permits: Application for a conditional use permit under this section shall be regulated by chapter 400 of this ordinance. Such a conditional use permit may be granted; provided the following are met:

- 1. There is a demonstrated need and potential for a continued use of the structure and the purpose stated.
- 2. The building has an evident reuse or function related to the principal use.
- 3. Accessory building shall be maintained in a manner that is compatible with the adjacent residential uses and does not present a hazard to public health, safety, and general welfare.
- 4. For conditional uses for a second accessory building exceeding one hundred fifty (150) square feet in floor area in the R-1A, R-1, R-2, R-3, or R-4 zoning districts, the accessory building shall not occupy more than twenty five percent (25%) of a rear yard and/or the cumulative floor area of all accessory buildings on the lot and shall not exceed ten percent (10%) of the minimum lot area standard of the respective district.
- 5. The accessory building will not be used for a commercial use or home occupation.

Comment: In discussion with the property owner, the building size is needed for personal storage related to the residential use of the house. The building meets these CUP requirements.

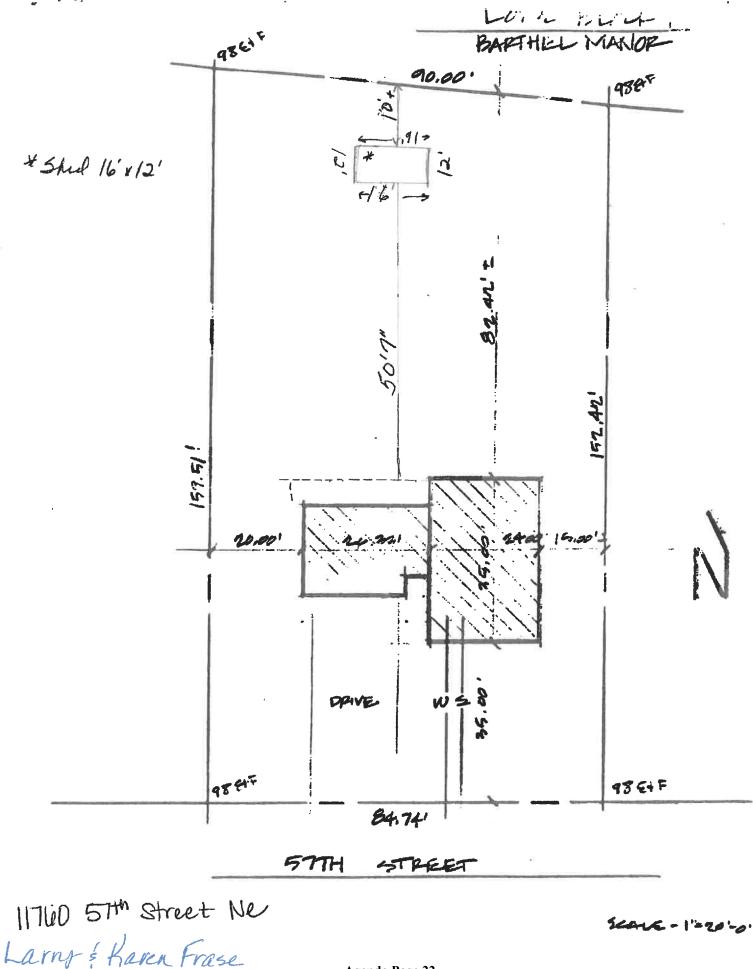
CONCLUSION

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In review of the requested conditional use permit for 192 sq. ft. at 11760 57th Street NE shed we recommend approval with the following conditions.

- 1. The shed shall have a color and exterior building to match the house.
- 2. The shed shall not be used for commercial and or home occupation.





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CITY OF ALBERTVILLE COUNTY OF WRIGHT STATE OF MINNESOTA

RESOLUTION NO. 2024-27

RESOLUTION APPROVING A REQUEST FOR A CONDITIONAL USE PERMIT FOR A 194 SQUARE FOOT DETACHED ACCESSORY BUILDING AT 11760 57th STREET WITHIN THE CITY OF ALBERTVILLE

WHEREAS, Larry Frase has requested a conditional use permit to allow a 194 sq. ft. detached accessory building at 11760 57th Street in Albertville; and

WHEREAS, City Staff has reviewed submitted plans and prepared a planning report dated August 1, 2024; and

WHEREAS, the Albertville Planning Commission met and held a public hearing on August 14, 2024, to consider the applications from Larry Frase requesting an oversized 194 sq. ft. detached accessory building 11760 57th Street in Albertville; and

WHEREAS, upon considering the application materials, the August 1, 2024, Planning Report and public testimony, the Planning Commission closed the public hearing and recommended that the City Council approve the requested application for a conditional use permit to allow a 194 sq. ft. detached accessory building at 11760 57th Street with the findings and conditions outlined in the August 1, 2024, Planning Report; and

WHEREAS, upon considering the application materials, the August 1, 2024, Planning Report and the recommendations of the Planning Commission, the City Council agrees with the findings and recommendations of City Staff and the Planning Commission.

NOW, THEREFORE BE IT RESOLVED, that the City Council of Albertville, Minnesota hereby approves the conditional use permit allow for the construction of a 194 sq. ft. detached accessory building at 11760 57th Street in Albertville with the following conditions.

- 1. The shed shall have a color and exterior building to match the house.
- 2. The shed shall not be used for commercial and or home occupation.

Adopted by the City Council of the City of Albertville on this 3rd day of September 2024.

Jillian Hendrickson, Mayor

ATTEST:

Kristine A. Luedke, City Clerk



September 3, 2024

SUBJECT: PLANNING – ALBERTVILLE PLAZA – GRAVITY DANCE STUDIO APPLICATIONS

RECOMMENDATION: It is respectfully requested that the Mayor and Council consider the following:

MOTION TO: Adopt Resolution No. 2024-28 approving requests for Gravity Dance Studio PUD Development Site and Building Plans for Lot 2, Block 1, Albertville Plaza 2nd Addition to allow for the construction a 9,544 sq. ft. Commercial Building containing a 7,000 sq. ft. Dance Studio and 2,544 sq. ft. Commercial Tenant Bay within the City of Albertville.

BACKGROUND: Gravity Dance Studio has requested Planned Unit Development (PUD) Stage Site and Building Plan approval to allow the construction of a 9,544 square foot commercial building containing a 7,000 sq. ft. dance studio and a 2,544 sq. ft. commercial tenant bay upon a 2.0-acre undeveloped site described as Lot 2, Block 1 of the Albertville Plaza 2nd Addition.

The site is zoned PUD, Planned Unit Development/B-3, Highway Commercial. The PUD zoning designation was applied at the time of platting to allow the construction of private streets within the subdivision.

City Staff has reviewed the applications and submission materials and prepared the August 2, 2024, Planning Report.

The Albertville Planning Commission held a public hearing to consider the development application and staff reports on August 14, 2024. Upon conclusion of the public hearing, the Planning Commission recommended approval of the development application with the conditions outlined in the August 2, 2024, Planning Report.

KEY ISSUES:

- The Albertville Plaza 2nd Addition was approved as a B-3/PUD to allow for a subdivision with access via a private street. The new application proposes a 9,544 sq. ft. commercial building containing a 7,000 sq. ft. dance studio and 2,544 sq. ft. commercial tenant bay.
- The site is zoned B-3. The proposed dance studio is a commercial recreation land use. Both the dance studio and the commercial tenant bay are permitted uses within the B-3 zoning district.
- The Gravity Dance Studio project is required to be a member of the Albertville Plaza Business Association to manage, maintain and repair of the private shared street.
- Lot 2, Block 1, Albertville Plaza 2nd Addition meets the lot area and width requirements of the B-3 zoning district. The building's location meets all the setbacks of the B-3 district.

- The proposed Gravity Dance Studio commercial building meets the City's B-3 district architectural standards.
- The August 2, 2024, Planning Report outlines the conditions that are recommended for approval of the amended PUD Site and Building plans. These conditions have been reviewed and recommended for approval by the Albertville Planning Commission.

POLICY/PRACTICES CONSIDERATIONS: The Albertville Planning Commission held a public hearing on August 14, 2024, and agreed with the recommendations outlined in the August 2, 2024, Planning Report. Upon closing the public hearing, the Planning Commission recommended that the City Council approve the Gravity Dance Studio development applications for a PUD development stage site and building plans based on architectural plans dated July 4, 2024, Civil plans dated July 11, 2024, and landscape plan dated June 16, 2024 for Lot 2, Block 1, Albertville Plaza 2nd Addition subject to the conditions outlined in the attached resolution.

FINANCIAL CONSIDERATIONS: All required on-site and off-site improvements shall be the responsibility of the developer.

LEGAL CONSIDERATIONS: The requested Gravity Dance Studio application required a public hearing before the Planning Commission and final approval by the City Council per the Albertville zoning code.

Responsible Person: Alan Brixius City Planner

Submitted Through: Adam Nafstad, City Administrator-PWD

Attachments:

- August 2, 2024, Planning Report and Exhibits
- Resolution No. 2024-28

ABCITIES LLC

PLANNING REPORT

TO:	Adam Nafstad
FROM:	Alan Brixius
DATE:	August 2, 2024
RE:	Gravity Dance Studio – Albertville Plaza 2 nd Addition PUD
FILE NO:	163.06 24.05

BACKGROUND

Gravity Dance Studio has requested PUD Development Stage Site and Building Plan approval to allow the construction of a 9,176 square foot dance studio upon a 2.0-acre undeveloped site located southwest of the intersection of County Road 37 NE and County Road 19 NE. Specifically, the subject site occupies Lot 2, Block 1 of the Albertville Plaza 2nd Addition.

The site is zoned PUD, Planned Unit Development/B-3, Highway Commercial. The PUD zoning designation was applied at the time of platting to allow the construction of private streets within the subdivision.

EXHIBITS

- Exhibit A: Approved Albertville Plaza PUD Concept Plan
- Exhibit B: Site and Utility Plan
- Exhibit C: Grading and Erosion Control Plan
- Exhibit D: Landscape Plan
- Exhibit E: Lighting Plan
- Exhibit F. Building Floor Plan
- Exhibit G. Building Elevations
- Exhibit H. Building Renderings

ANALYSIS

Land Use: As noted, the subject site is zoned PUD, Planned Unit Development/B-3, Highway Commercial. Within the B-3 zoning district "recreational businesses" including dance schools are permitted uses.

Lot Area: The subject site was platted as Albertville Plaza 2nd Addition subdivision. The site measures 2.02 acres in size and is presently undeveloped. The subject size meets applicable dimensional requirements imposed in the B-3 district.

Setbacks: The following table illustrates that the footprint of the building, and associated parking area meet applicable setback requirements. The building and parking lot meet all the required setbacks.

	Required	Proposed	Compliant
Structure Setbacks		·	
Front (North)	25 feet	290 feet	Yes
(from private street)			
Side (East)	20 feet	22 feet	Yes
(from private street)			
Side (West)	35 feet (abuts	40 feet	Yes
	an R district)		
Rear (South)	20 feet	20 feet	Yes
Parking Setbacks			
Front (North)	10 feet	80 feet	Yes
(from private street)			
Side (East)	10 feet	12 feet	Yes
(from private street)			
Side (West)	10 feet (abuts	15 feet	Yes
	an R district)		
Rear (South)	NA	NA	Yes

Access: Site access will be via a private street that runs through the Albertville Plaza 1st, 2nd, and ultimately 3rd Additions. As a condition of site and building plan approval, the property owner shall be required to be a member of a business property owners' association for the subdivision which is responsible for the maintenance and upkeep of the common elements including, but not limited the private streets, streetlights and the shared stormwater ponds.

The subject site is to be accessed from the east via two curb cut locations each measuring 22 feet in width meeting code.

Off-Street Parking:

<u>Parking Supply.</u> The Albertville Zoning Code does not have a parking standard specifically for "dance studios."

According to an American Planning Association reference document entitled "Off-Street Parking Requirements" however, the following parking supply standard is recommended for "dance school" uses:

One space per four students (at maximum dance school capacity)

The submitted site plan illustrates 56 off-street parking stalls, three of which are accessible stalls. In addition, 10 "proof of parking" stalls are illustrated along the northern boundary of the parking lot. Thus, a maximum of 66 stalls can be available to accommodate the off-street parking demand generated by the proposed use. Based on the occupancy loads identified on the floor plan the 56 stalls will be

sufficient to meet the needs of the dance studio. If the parking demand exceeds the available supply the proof of parking stall must be constructed. If parking occurs outside of approved parking stalls or on the private street the City will mandate the construction of the proof of parking stalls.

<u>Dimensional Requirements.</u> All parking stalls and drive aisles have been found to meet the minimum dimensional requirements of the Ordinance (9 feet wide and 20 feet in length with drive aisle widths not less than 24 feet).

<u>Accessible Parking.</u> In accordance with minimum ADA standards, the illustrated parking lot includes three disability parking stalls. As a condition of site and building plan approval, the disability stalls must include proper signage.

Loading: The proposed building will contain both the dance studio and another retail tenant space. As part of plan review, the site must have adequate area within the parking lot to accommodate turning maneuvers of oversized vehicles including garbage and delivery trucks.

While the curb cut locations and widths are considered acceptable for dance studio patron vehicles, some concern exists whether such width and related turning radii will be able to accommodate turning maneuvers of oversized service vehicles. As a condition of site and building plan approval, the applicant must demonstrate, to the satisfaction of the City, an ability to accommodate trash handling and delivery vehicles on the site by superimposing truck movements through the site plan.

Trash: As shown on the submitted site plan, a detached trash handling enclosure is proposed near the northwest corner of the dance studio building. The applicant shall be required to provide a detail of the trash enclosure demonstrating that its exterior finish materials match or complement the principal building.

Landscaping: As required, a landscape plan has been submitted for review. In total, the landscape plan calls for a total of 133 new plantings on the site. The majority of proposed site plantings are located along the subject site's western boundary which abuts single family residential uses. In this regard, the plantings are intended to provide a screen between the residential uses and higher intensity dance studio use.

Additional plantings are proposed along the site's eastern boundary (alongside the private street), north and south of the dance studio building, and within the parking lot.

Also of note is that seed mix is proposed to be located around the periphery of the stormwater pond (located near the subject site's northern boundary).

The location and variety of proposed site plantings are considered satisfactory, some concern exists in regard to the immediate effectiveness of the screen plantings proposed along the site's western boundary. According to the landscape plan, 24 Nannyberry Viburnum plantings are proposed along the west property line. The Nannyberry Viburnum must be shrubs rather than trees to be an effective screen. With the Viburnum being of a #10 container size they will be immediately effective in screening the parking lot.

Grading and Drainage: Appropriately, a grading and erosion control plan has been submitted for review. The plan shall be subject to review and approval by the City Engineer.

Utilities: The provided utility plan has been superimposed on the submitted site plan. The utility plan shall be subject to review and approval by the City Engineer. The Utility plan must provide separate potable water and fire suppression services entering the building.

Lighting: According to the submitted lighting plan, two freestanding light fixtures are proposed within the parking lot curb islands and nine wall mounted fixtures are proposed along the perimeter of the dance studio building. The photometric plan illustrates that proposed light levels are compliant with City code requirements.

As a condition of site and building plan approval, all lighting must be hooded at 90 degrees and luminaries must not extend beyond the 90-degree cutoff (such that light sources are not visible from neighboring streets and properties). Further, the freestanding light fixtures may not exceed the maximum 30-foot height requirement of the Ordinance.

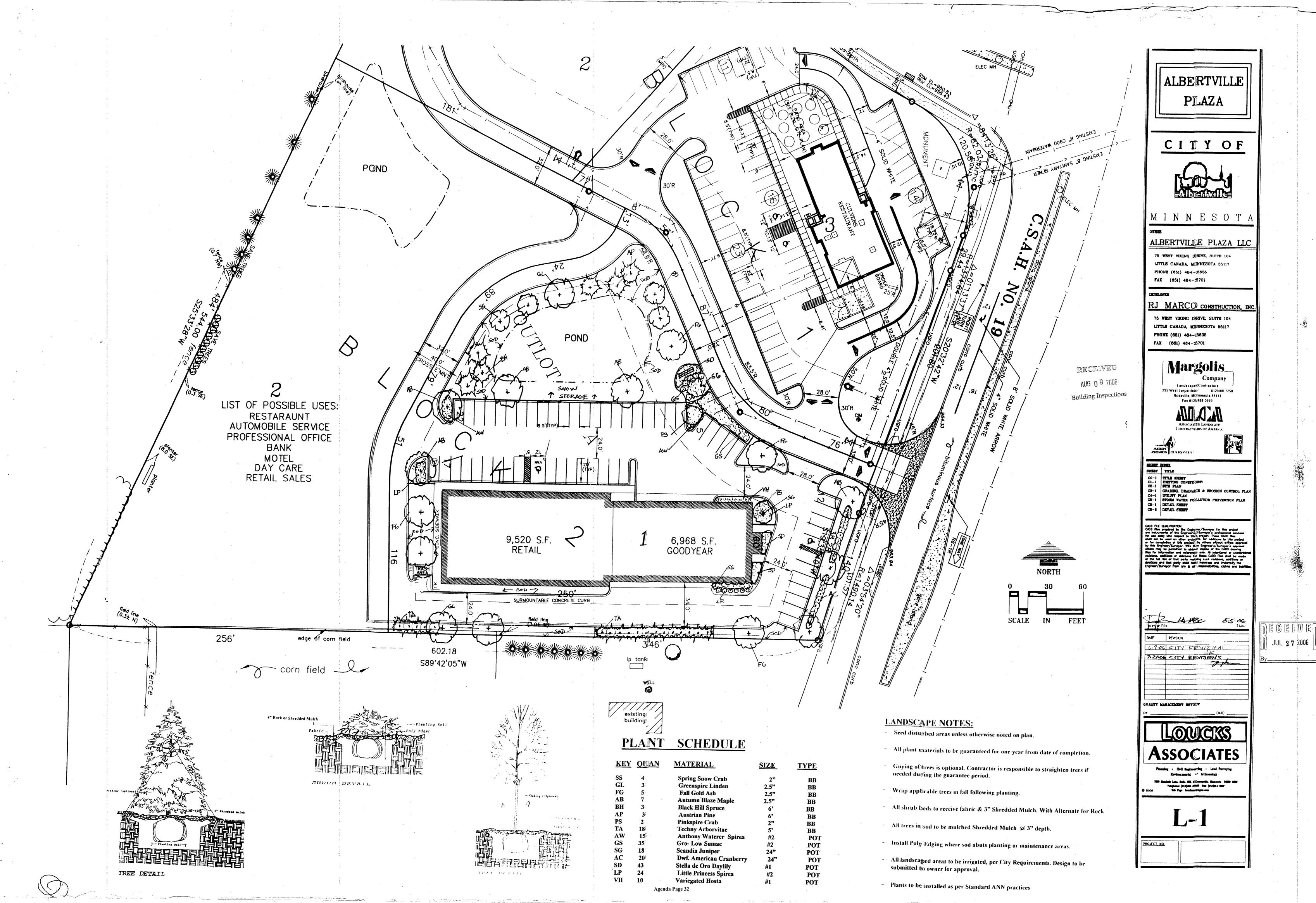
Building Design: The building exterior elevations is a combination of LP siding and Smart Panels, manufactured Stone veneer of various colors and textures resulting in an attractive commercial building. The building elevations comply with the B-3 district architectural standards.

CONCLUSION

Based on the preceding review, Staff recommends approval of PUD Development Stage Site and Building Plans subject to the following conditions:

- 1. The property owner shall be required to be a member of a business property owners' association for the subdivision which is responsible for the maintenance and upkeep of the common elements including, but not limited the private streets, streetlights and the shared stormwater ponds
- 2. The site plan shall demonstrate truck turning movements to accommodate trash handling and delivery vehicles moving through the site.
- 3. The City retains the right to require the proof of parking stalls be constructed if parking occurs outside of approved parking stalls or on the private street.
- 4. Disability parking stalls shall include proper signage.
- 5. The applicant shall be required to provide a detail of the trash enclosure demonstrating that its exterior finish materials match or complement the principal building.
- 6. The Nannyberry Viburnum must be shrubs rather than trees to be an effective screen.
- 7. The grading and erosion control plan shall be subject to review and approval by the City Engineer.

- 8. The utility plan shall be subject to review and approval by the City Engineer.
- 9. Applicant shall provide details on the exterior light fixture. All lights must be 90 degree cutoff fixtures with shielded light source to prevent glare toward the residential properties.
- 10. Freestanding light fixtures shall not exceed the maximum 30-foot height requirement of the Ordinance.
- Cc. Maeghan Becker Kris Luedke Mike Couri Kevin Benshoof Ryland Rosenlund



GRADING, DRAIN/AGE & EROSION CONTROL NOTES

- The contractor shall refer to the architectural plans for exact locations and dimensions of buildings, vestibules, sloped paving, exit porches, ramps, truck docks, entry locations and locations of downspouts.
- 2. All disturbed unpaved areas are to receive minimum of 4 inches of top soil and sod or seed. These areas shall be watered by the contractor until the sod or seed is growing in a healthy manmer.
- 3. The contractor shall take all precautions necessary to avoid property damage to adjacent properties during the construction phase of this project. The contractor will be held responsible for any damages to adjacent properties occurring during the construction phase of this project.
- 4. The contractor will be responsible for providing and maintaining traffic control devices such as barricades, warning signs, directional signs, flagmen and lights to control the movement of traffic where necessary. Placement of these devices shall be approved by the engineer prior to placement. Traffic control devices shall conform to the appropriate Minnesota department of Transportation standards.
- 5. In accordance with generally accepted construction practices, the contractor will be solely and completely responsible for conditions on the job site, including safety of all persons and property during the performance of the work. This requirement will apply continuously and mot be limited to normal working hours.
- 6. The duty of the engineer or the developer to conduct construction review of the contractors performance is mot intended to include review of the adequacy of the contractors safety measures in, or near the construction site.
- 7. Before beginning construction the contractor shall install a Temporary Rock Entrance pad at all points of vehicle exit from the project site. Said Rock Entrance pad shall be maintained by the contractor for the duration of the project. See details shown on Sheet C8-2 of the project plans.
- 8. Erosion and Sedimentation control measures shall be established around the entire site perimeter and in accordance with NPDES permit requirements, Best Management Practices, City requirements; and the details shown on Sheet C—_ of the project plans.
- 9. All entrances and connectioms to city streets shall be performed per the requirements of the city. The contractor shall be responsible for all permits and notifications as required by the city.
- 10. See utility plan and storm srewer profiles for further detail regarding the storm sewer. CALL BEFORE YOU DIG!

Gopher State One Call

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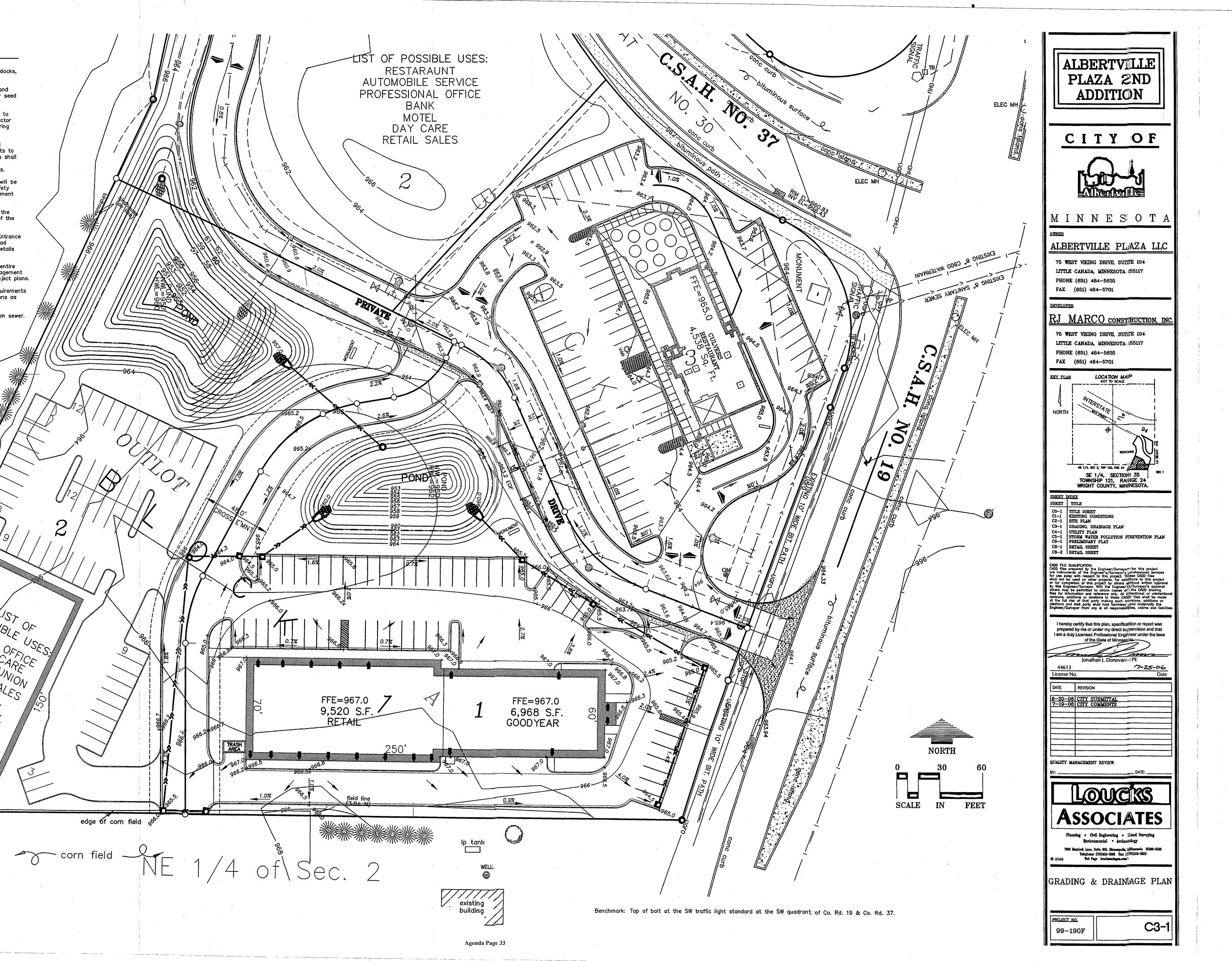
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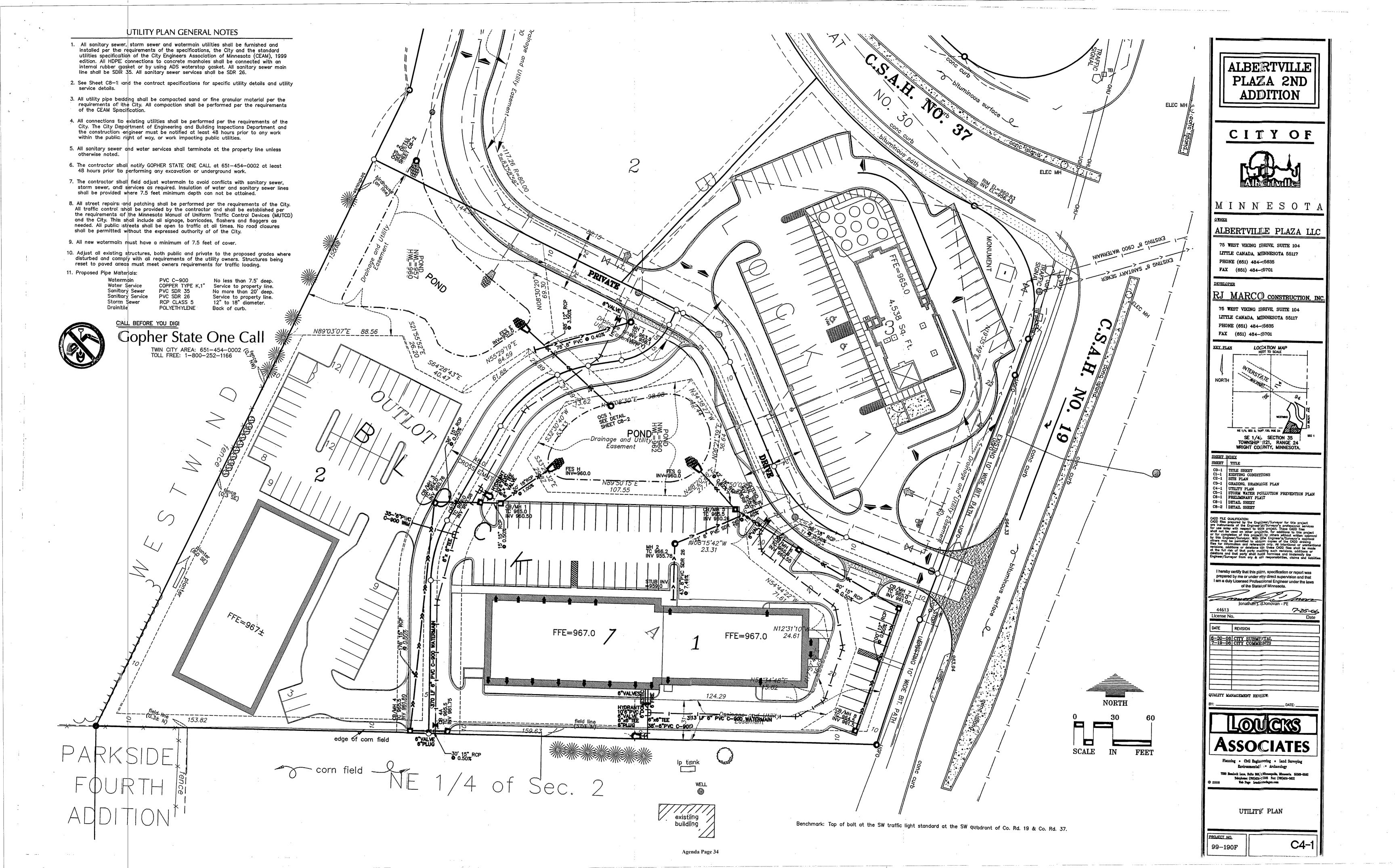
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GRADING & EROSION CONTROL NOTES:

- Where soil corrections and!/or filling occur within the street right—of—way, the backfill material shall be compacted to 95% of the standard moisture density relationship of soills (astm d—698—70) except the top three feet (3') of the backfill which shall be compacted to 100% density. An independent testing firm shall test thre street section in fill areas and provide the

- testing firm shall test the street section in fill dreas and provide the results of these tests to the city, engineer and the client.
 The contractor shall install silt fence prior to commencing grading activities and shall maintain said fience for the duration of construction activities.
 The contractor shall limit this activities to the grading limits shown on the grading plan. All construction activities shall comply with the local ordinance.
 The contractor shall install snow fence, as directed by the engineer, to
- protect tree roots. 5. The contractor shall schedule his operations to minimize the disturbed area
- at any given time.
 All disturbed non-street creas shall be restored with a minimum of 4" top soil and seed or sod as directed by the engineer, within 72 hours of completion of the grading activity in that particular area.
- a. All seed, sod, mulch and fertilizer shall conform with the following mn/dot specifications;, as modified below:

Specification Number
3878
3876
3882
3881
2575

- b. Sod shall be placed behind curb immediately following the backfilling under city street and utility project. c. The seed mixture shall consist of a MnDOT type 500 unless noted otherwise on the plam.
- Following street construction, the developer shall clean the streets on an on-going basis as required by the city.
 Unless otherwise noted, the siltation ponds are temporary, and shall be removed and restored to the ariginal contour by the developer following the permanent establishment of turf on 75% of the drainage area. The ponds and pond outlets shall be constructed under the grading contract.
- Rip—rap shall be placed at all storm sewer outlets under the utility contract and shall conform with applicable city and watershed district standards and specifications. 10. Vertical grading tolerance shall be within 0.2 feet of the city approved grading plan.

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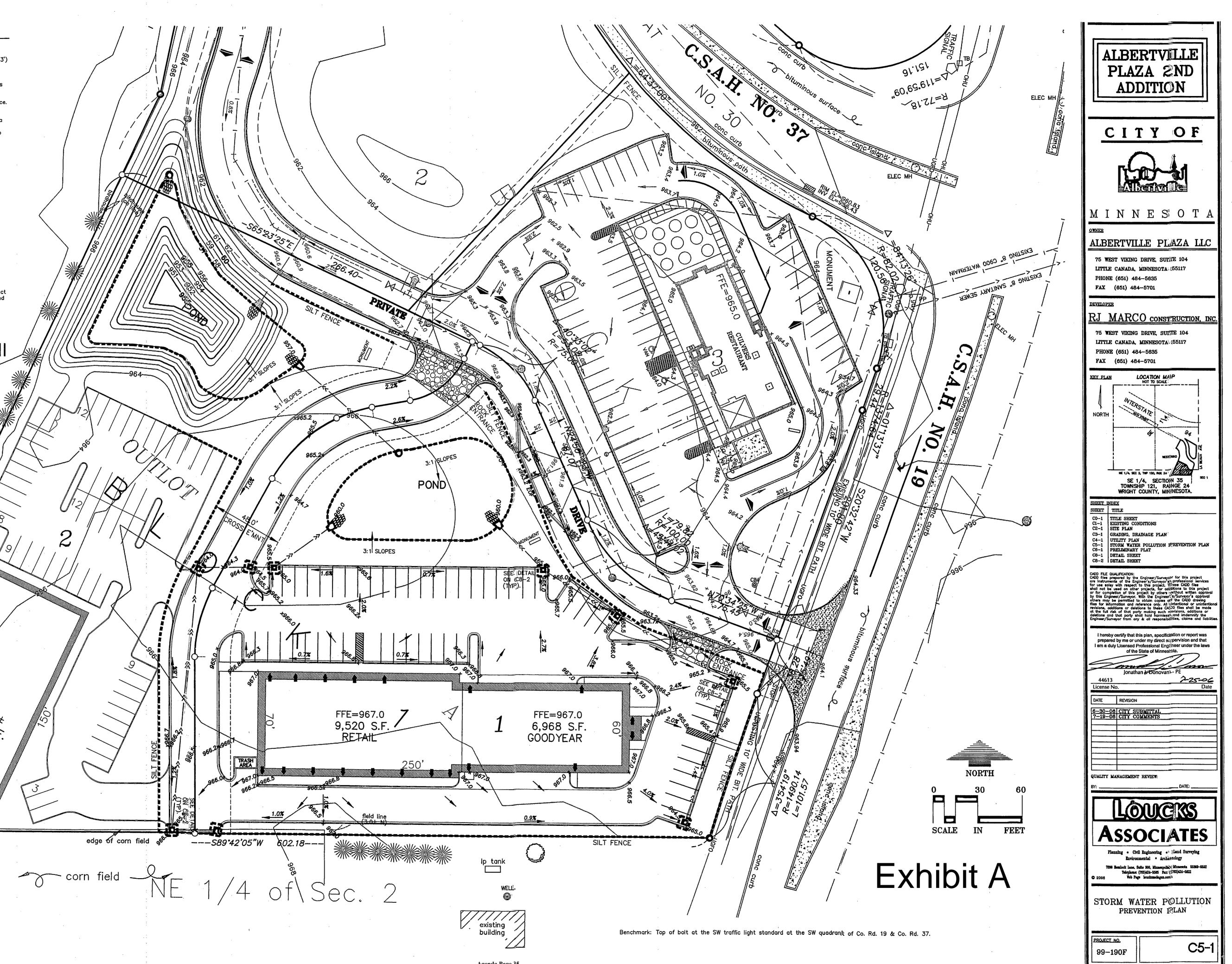
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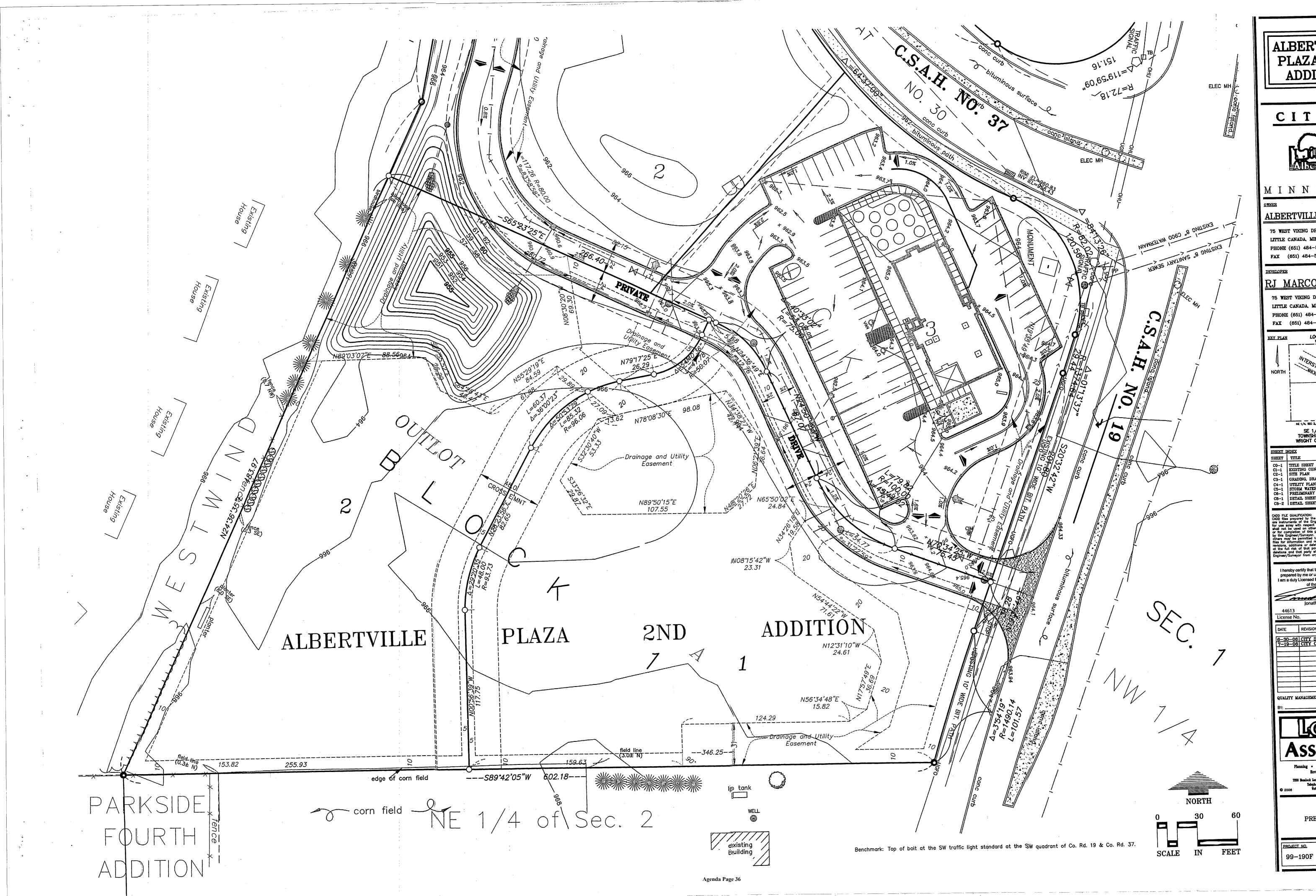
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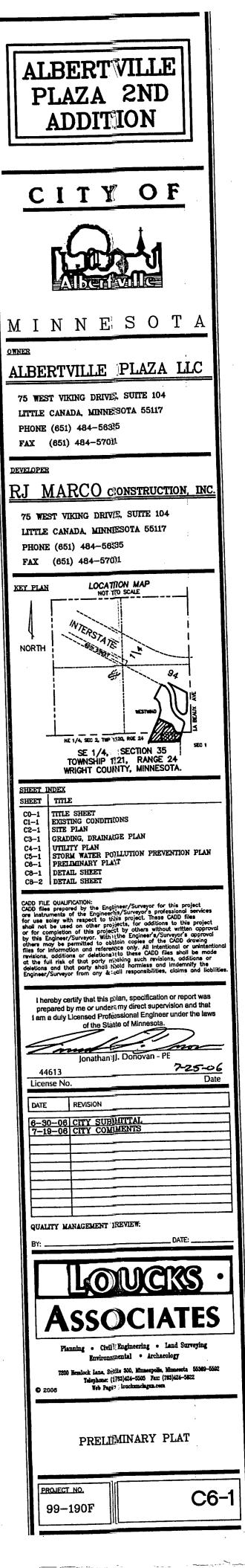
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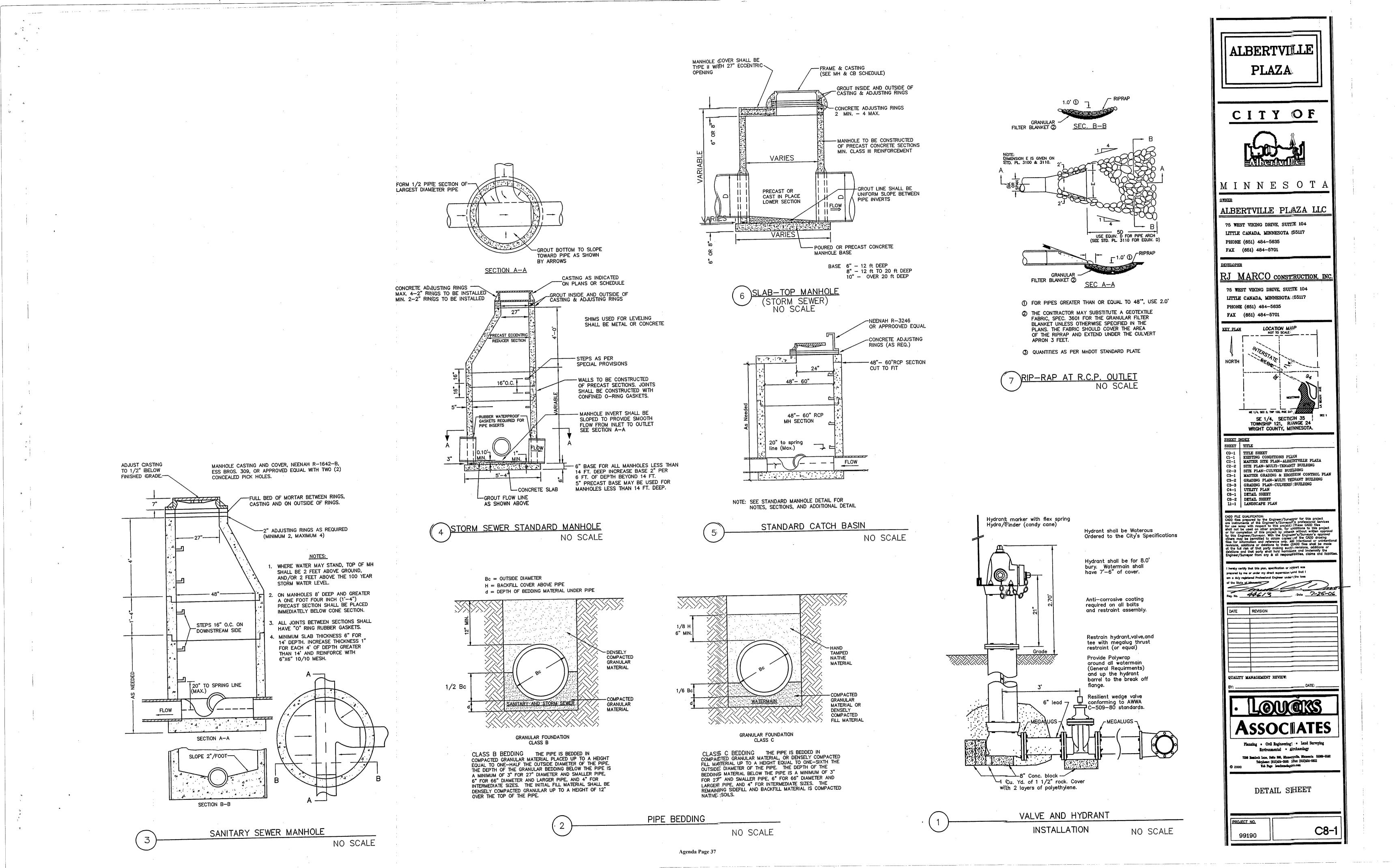
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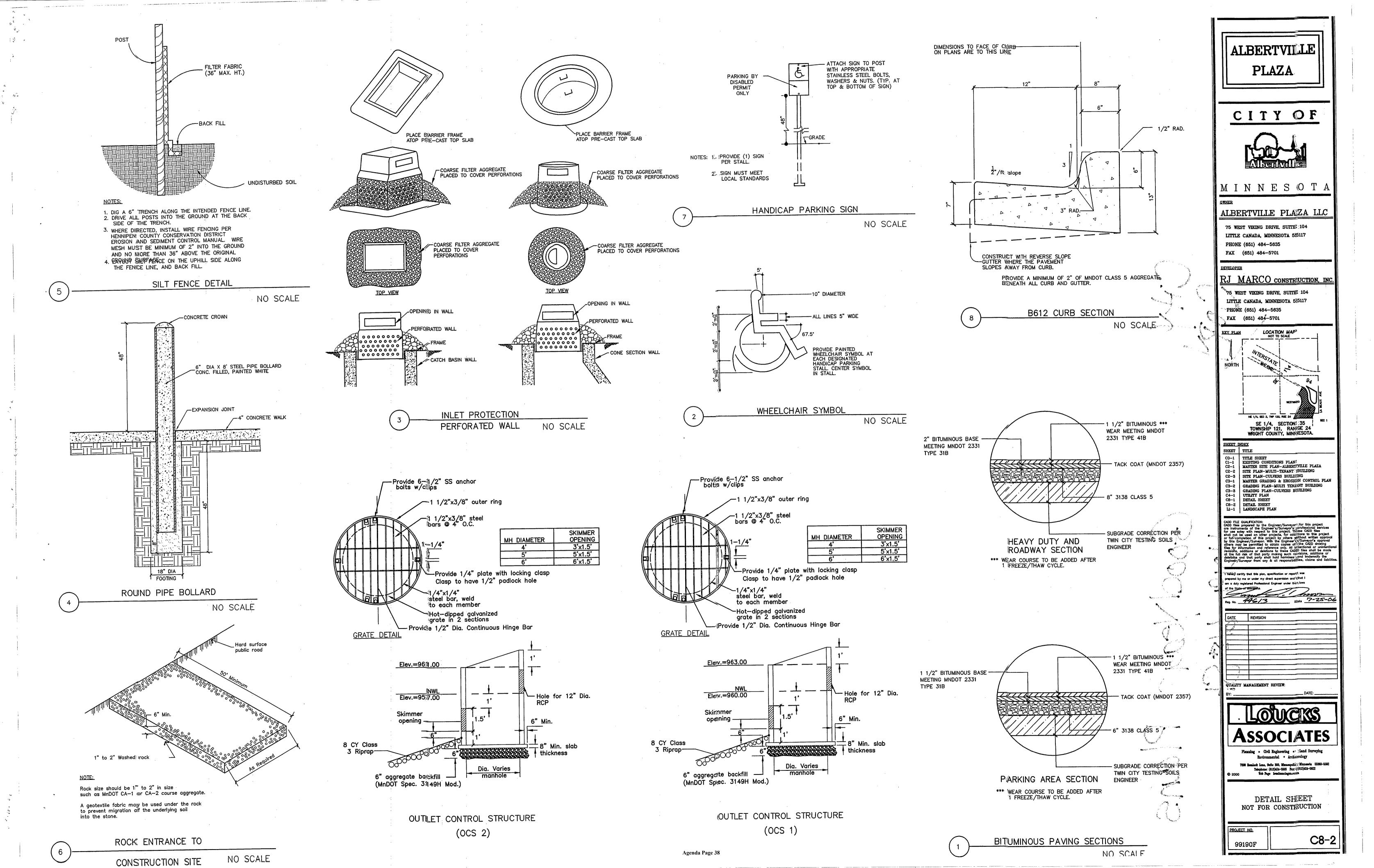


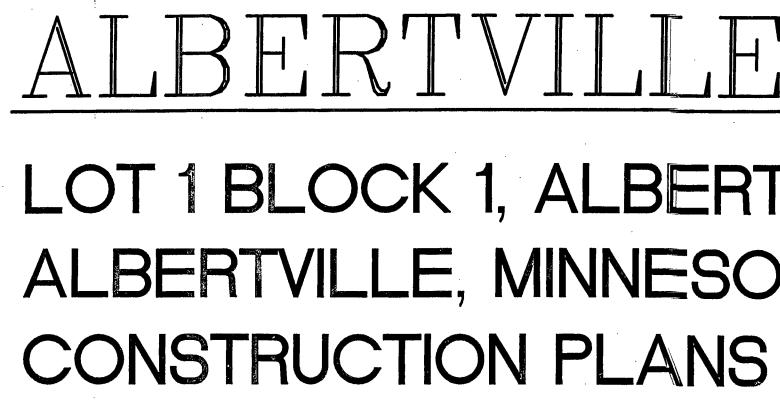
Agenda Page 35

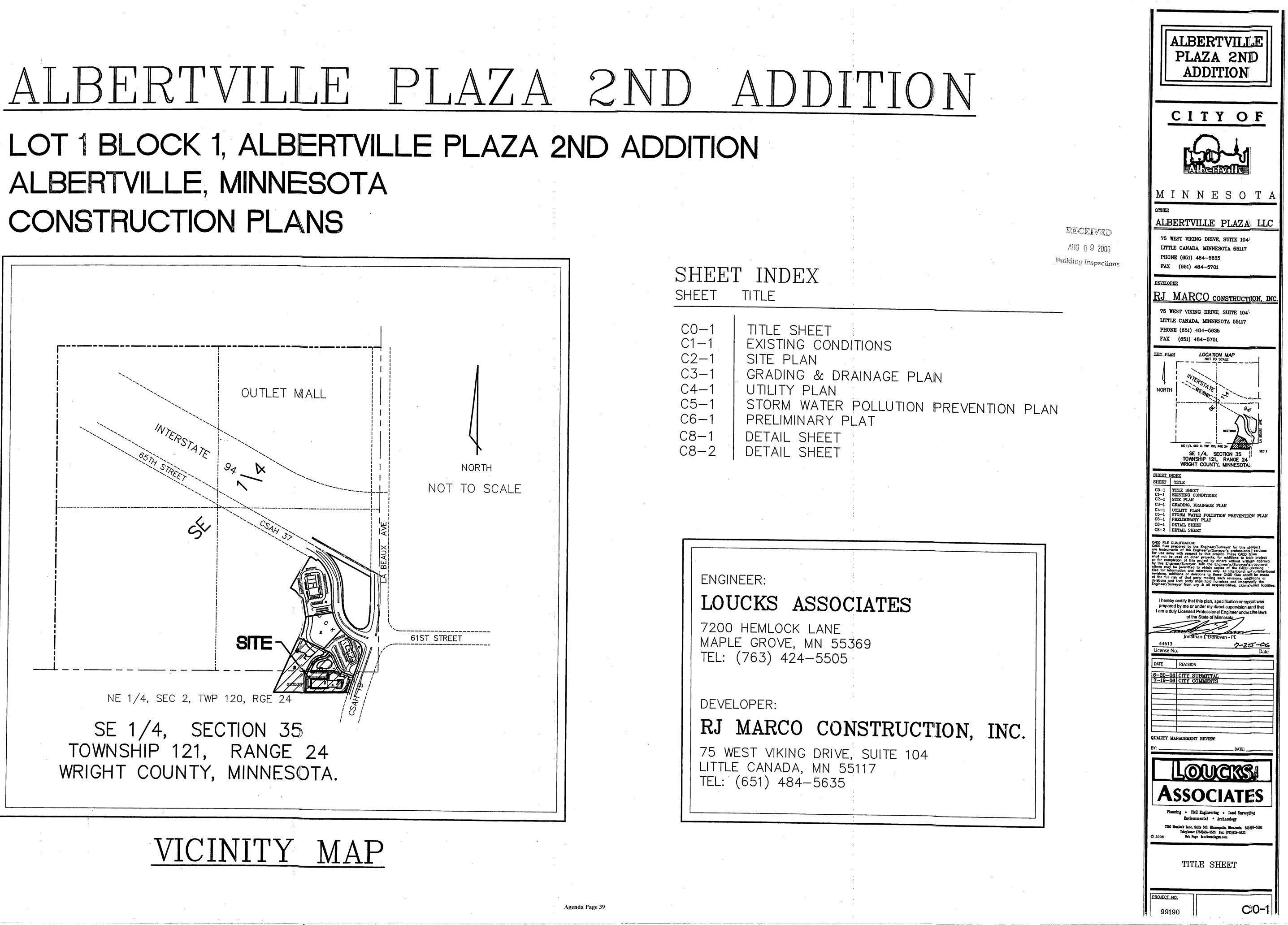


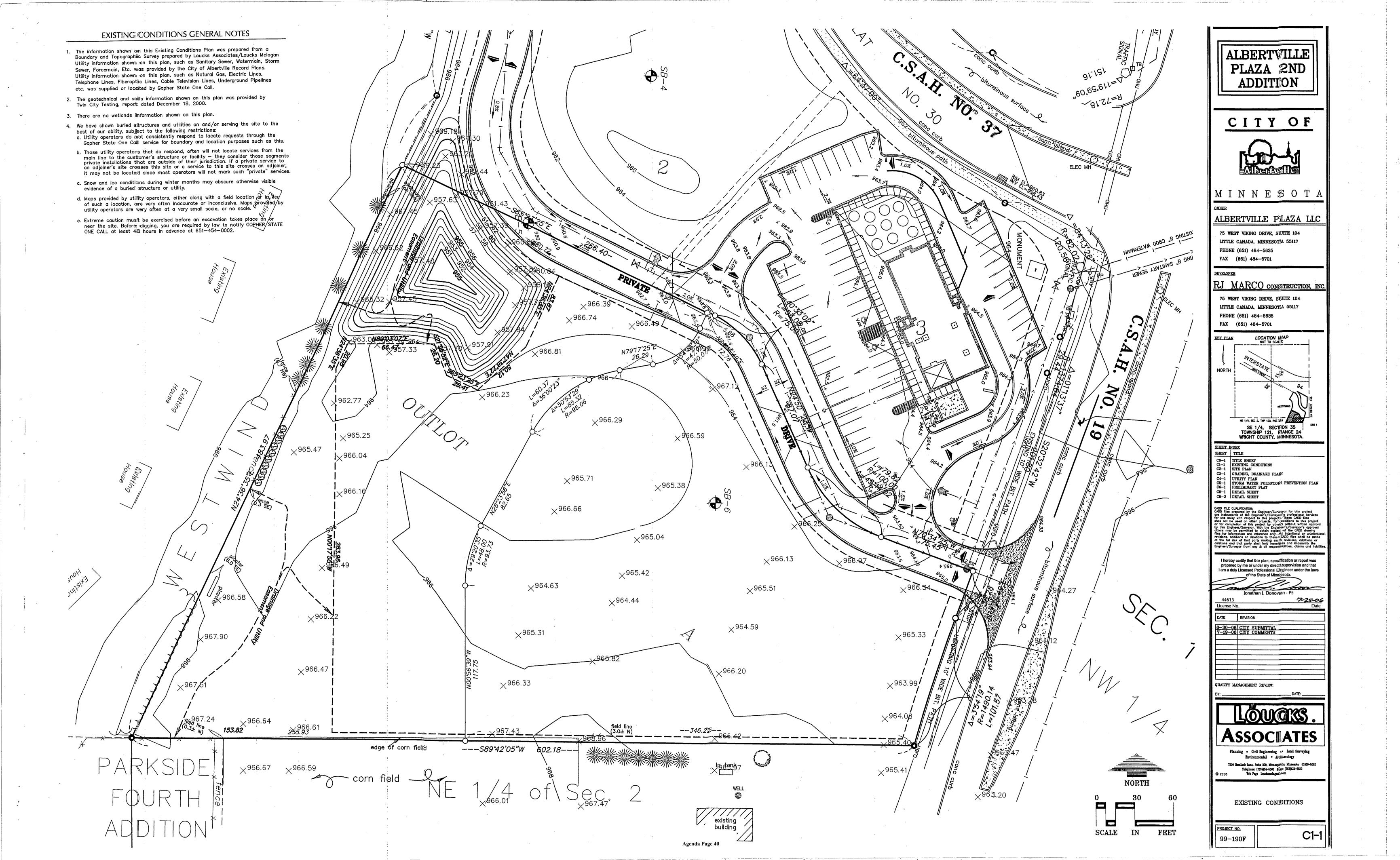








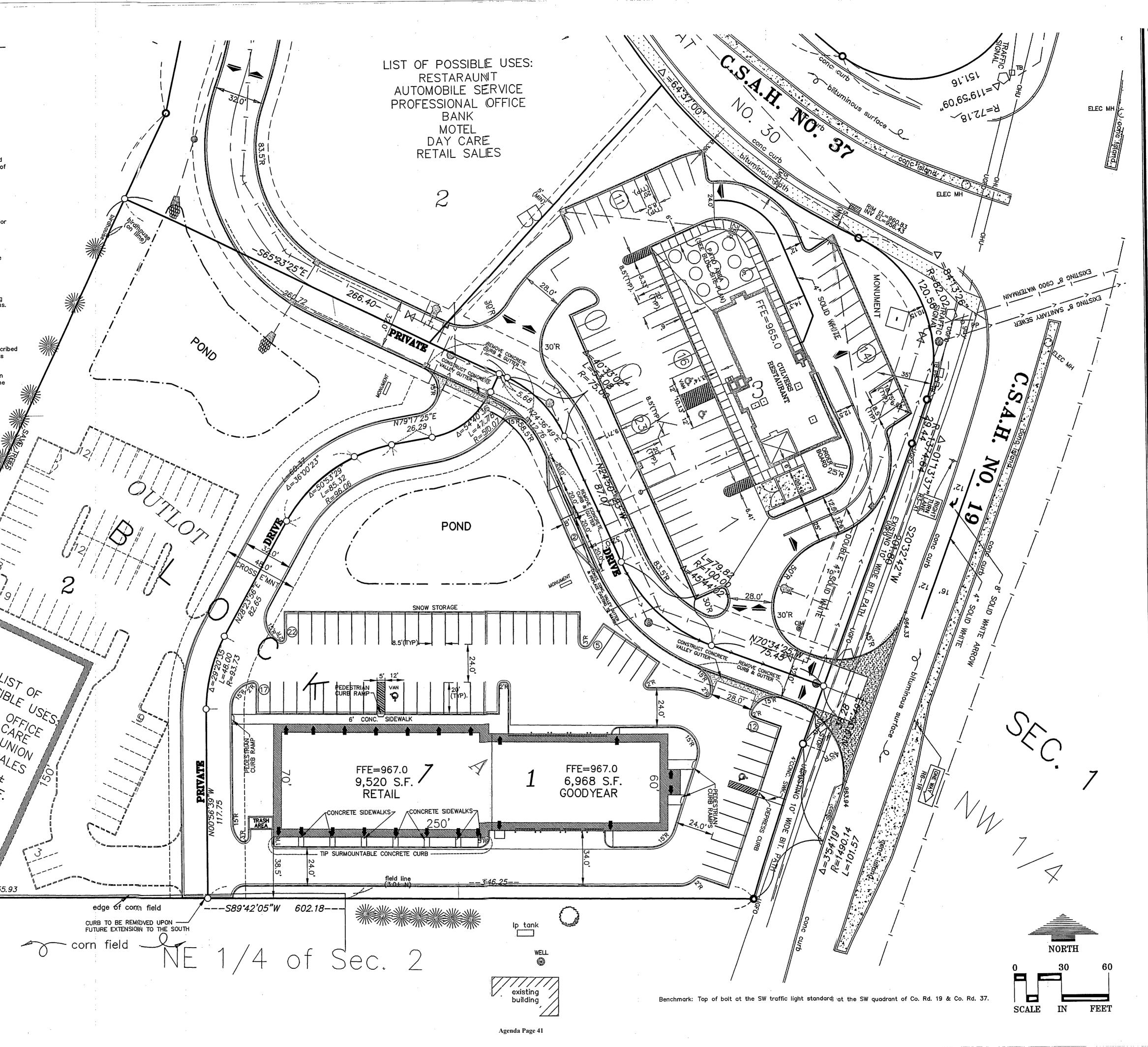




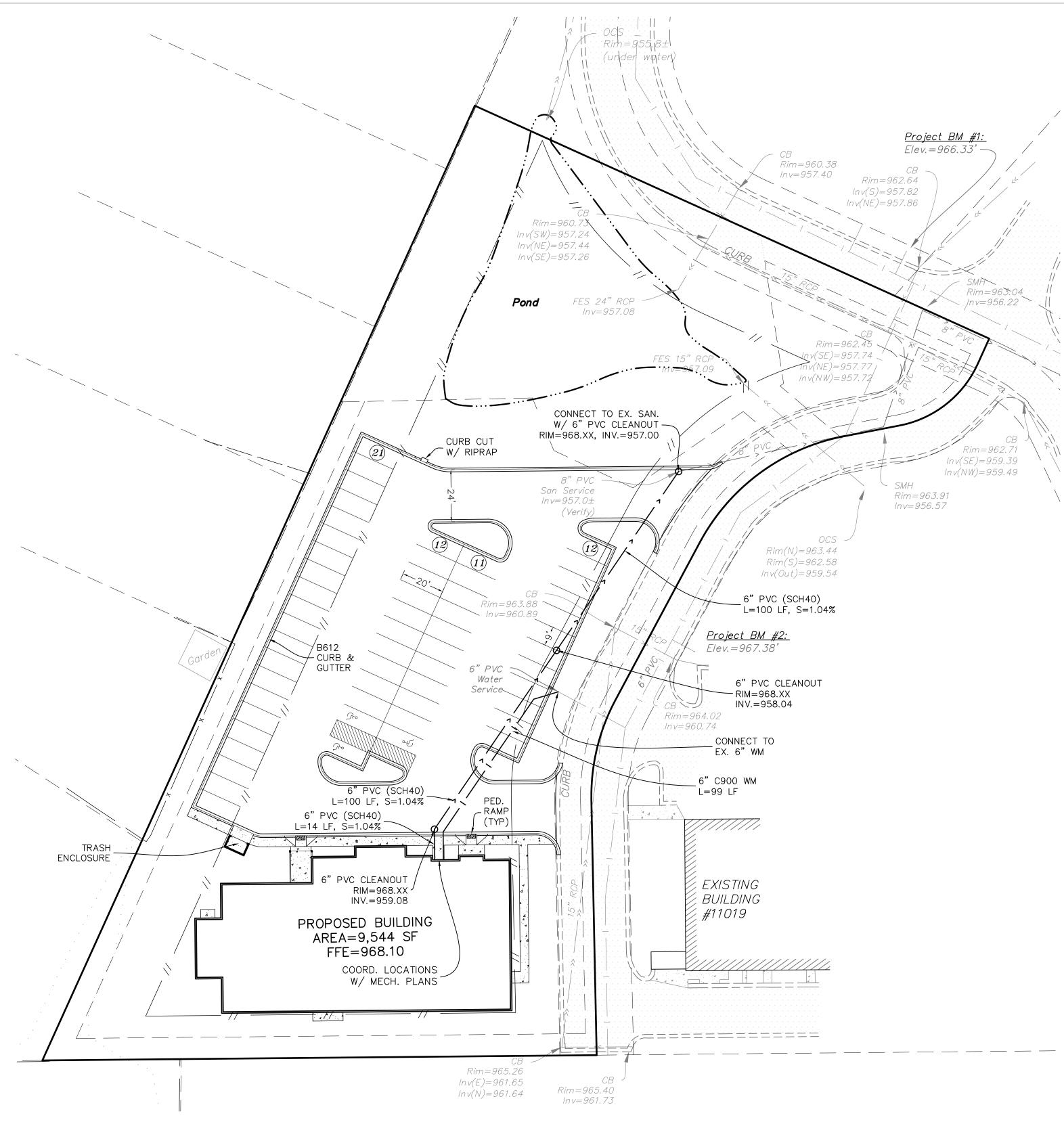
	SITE PLAN GE	NERAL NOTES			
1.	<u>SETBACKS:</u> Front builkding setback = 35' Side building setback = 10' Rear building setback = 20'	Front parking setback = Side parking setback = Rear rear setback =	5' 5' 5'	:	
2.	ZONING Existing zoning = B-3 PU) Proposed zoning =	B-3 PUD	:	
3.	<u>PARKING: (SUMMARY</u> Surface rægular stalls = 56 Total Surfíace stalls = 58	Surface Handicapped stalls Surface stalls∶required =	s = 2 58		Þ
4.	<u>AREA/DEINSITY</u> Total Plat Area = 175,145 Sq.Ft. or Lot 1, Block 2 Area = 87,120 Sq.Ft.	or Z.U Acres - Jum			ji
5.	Lot 2, Block 2 Area = 88,025 Sq.Ft All paving, concrete curb, gutter and in accordiance with the details show the City. See Landscape and Archite additional hardscape applications.	l sidewalk shall be furnished per sheet C8—1 and the r ctural Plans for any		: : : :	
6.	The City Department of Engineering construction engineer shall be notified within the street right of way (sidew		ot. and the o any work		
7.		tification per "Gopher State	One Call" prior		er en
. 8.	See contiract specifications for any		t of the site	*	
9.	work shall be replaced by the contr requirements. The contractor shall r street lights and traffic signs per t	breserve and maintain any exp ne requirements of the City.	xisting		
	Clear and grub and remove all tree grading. (All removed material shall and grubbing and removals shall be Erosion control measures shall be in (See Sheret C3-1)	performed per the contract nmediately established upon	removal.		
	The constructor shall be required to required for all work with the street	t and public right of way.		*	i
12.	A significant portion of site improv and proviided in further detail on th includes: llandscaping, lighting and o	ther fixtures.		i i	
13.	B618 comcrete curb and gutter sha drives amd parking lots. Surmountat proposed building.	ll be installed at the edge c le curb placed along th sou	of all common oth side of the		
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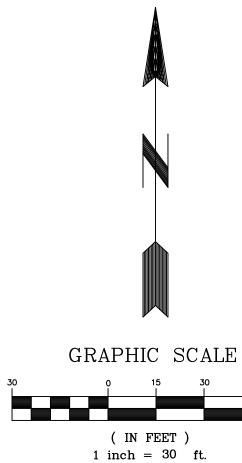
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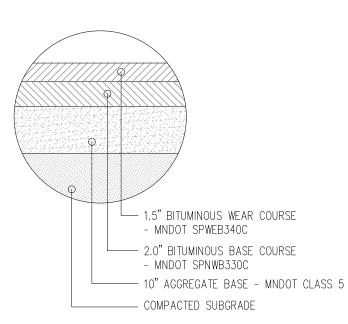
ALBERTVILLE PLAZA 2ND ADDITION					
<u>CITYOF</u>					
MINNESOTA					
ALBERTVILLE PLAZA LLC					
75 WEST VIKING DRIVE, SUITE 104 LITTLE CANADA, MINNESOTA 55117 PHONE ((651) 484–5635 FAX ((651) 484–5701					
DEVELOPER RJ MARCO CONSTRUCTION, INC. 75 WEST VIKING DRIVE, SUITE 104 LITTLE (CANADA, MINNESOTA 55117 PHONE ((651) 484-5635 FAX ((651) 484-5701					
KEY PLAN LOCATION MAP NOT TO SCALE					
NORTH					
HE 1/4, SEC 2, THP 120, RGE 24 SEE 1/4, SECTION 35 TOWNSHIP 121, RANGE 24					
WRIGHT COUNTY, MINNESOTA. SHEET INDEEX SHEET TITTLE CO-1 TITTLE SHEET CI-1 EXISTING CONDITIONS C2-1 SINTE PLAN C3-1 GRADING, DRAINAGE PLAN C4-1 UTILITY PLAN C5-1 STORM WATER POLLUTION PREVENTION PLAN C6-1 PRELIMINARY PLAT C8-1 DESTAIL SHEET C8-2 DESTAIL SHEET					
CADD FILE QUMALFICATION: CADD FILE QUMALFICATION: CADD files prepared by the Engineer's/Surveyor's professional services for use soley/with respect to this project. These CADD files shall not be used on other projects, for additions to this project or for completion of this project by others without written approval by this Engineer/Surveyor. With the Engineer's/Surveyor's approval others may be permitted to obtain copies of the CADD drawing files for information and reference only. All intentional or unintentional revisions, additions or deletions to these CADD files shall be made at the full right of that party making such revisions, additions or deletions and that party shall hold harmless and indemnify the Engineer/Surveyor from any & all responsibilities, claims and liabilities.					
I hereby certify that this plan, specification or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota.					
Jonathan J. Donovan - PE <u>446133</u> License Nilo. Date					
DATE					
6-30-016 CITY SUBMITTAL 7-19-016 CITY COMMENTS					
QUALITY MANAGEMENT REVIEW:					
LOUCKS					
ASSOCIATES					
Planning • Civil Engineering • Land Surveying Environmental • Archaeology 72000 Henlock Lane, Suits 300, Minnespolis, Minnespolis 55369-5562					
72007 Hemiock Iane, Suits 300, Himseyons, Amneesta bosto-coa2 Telsphone: (763)424-5505 Far: (763)424-5822 © 2006 Web Page louckmaciagan.com					
SITE PLAN					
PROJECT ¹ INO. 99–190F C2–1					





NOTES:

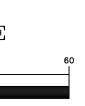
- 1. BASE PLAN USED IS A SURVEY PREPARED BY BOGART PEDERSON & ASSOCIATES.
- 2. ALL EXISTING UTILITY LOCATIONS AND ELEVATIONS SHOWN ARE APPROXIMATE ONLY. CONTRACTOR SHALL CONFIRM ALL LOCATIONS AND ELEVATIONS PRIOR TO CONSTRUCTION. CONTRACTOR SHALL CONTACT UTILITY COMPANIES VIA GOPHER STATE ONE-CALL.
- 3. ALL CONSTRUCTION SHALL CONFORM TO THE MOST RESTRICTIVE OF THE PROJECT SPECIFICATIONS, THE STANDARD SPECIFICATIONS OF THE CITY OF ALBERTVILLE AND THE LATEST EDITION OF MNDOT STANDARD SPECIFICATIONS FOR CONSTRUCTION.
- 4. LOT AREA=88,003 SF (2.02 AC) EXISTING IMPERVIOUS AREA=9,313 SF (10.6%) PROPOSED IMPERVIOUS AREA=43,297 SF (49.2%)
- 5. 56 PARKING STALLS (INCLUDING 3 ACCESSIBLE STALLS).



NOTE: PAVEMENT SECTION MAY BE REVISED IN ACCORDANCE WITH THE GEOTECHNICAL RECOMMENDATIONS

PAVEMENT SECTION NO SCALE

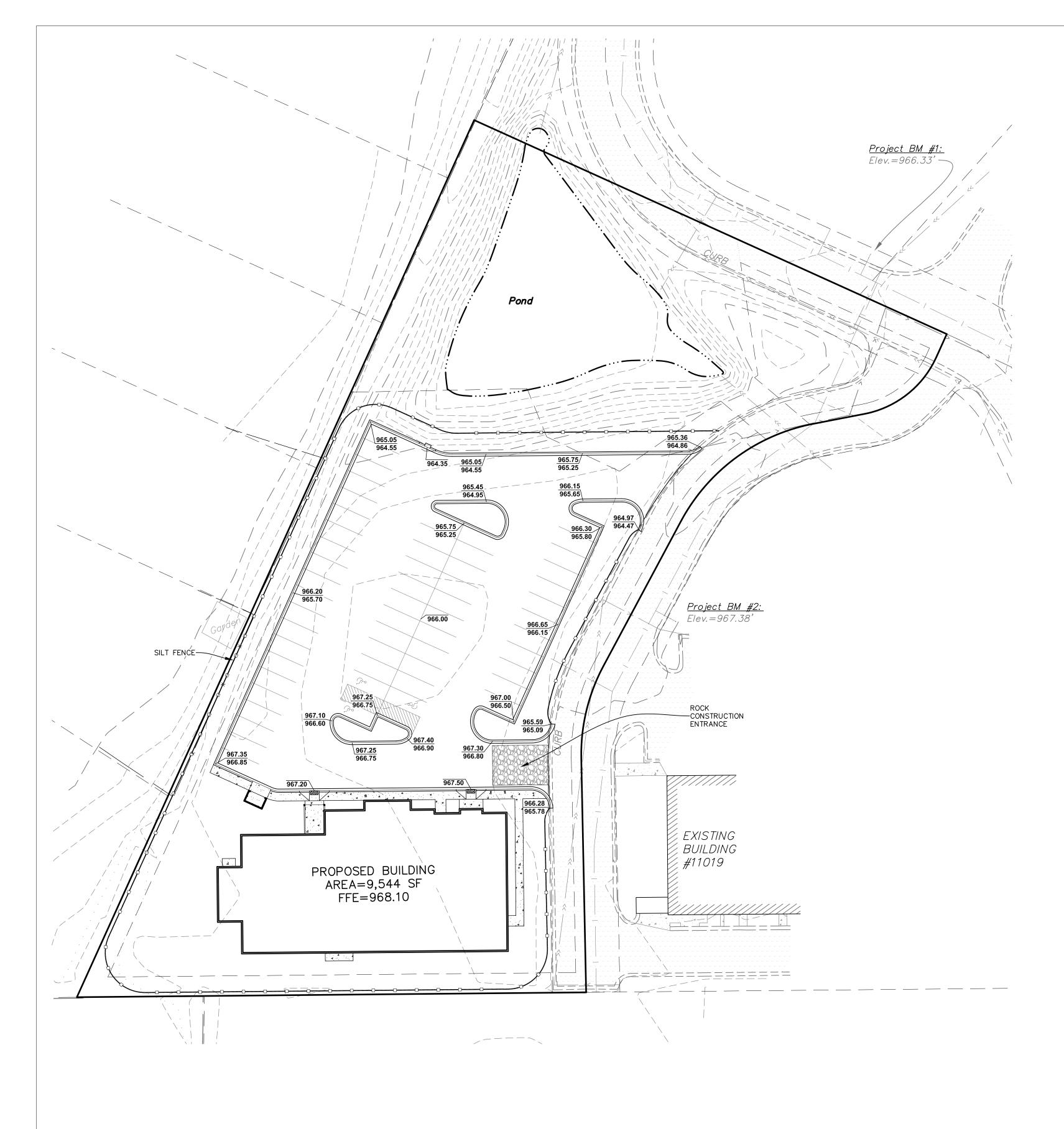


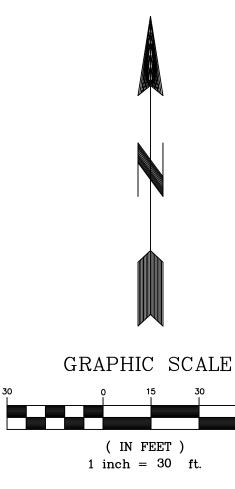




REVIEW PLAN NOT FOR CONSTRUCTION

Sauk Rapids, Minnesota
REVISIONS Ihereby certify that this plan, specification 6/28/24 PER REVIEW 7/11/24 CITY SUB. Registered Engineer under the laws of the State of Minnesota 7/11/24 CITY SUB. State of Minnesota 7/11/24 Mayne C.B. Stark Date 26093
SITE AND UTILITY PLAN
C THE GRAVITY DANCE STUDIO ALBERTVILLE, MINNESOTA for: AXYS CONSTRUCTION





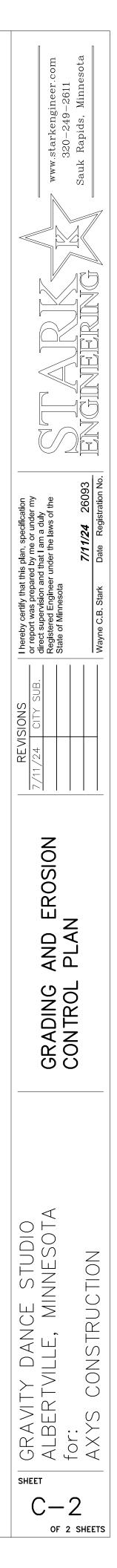
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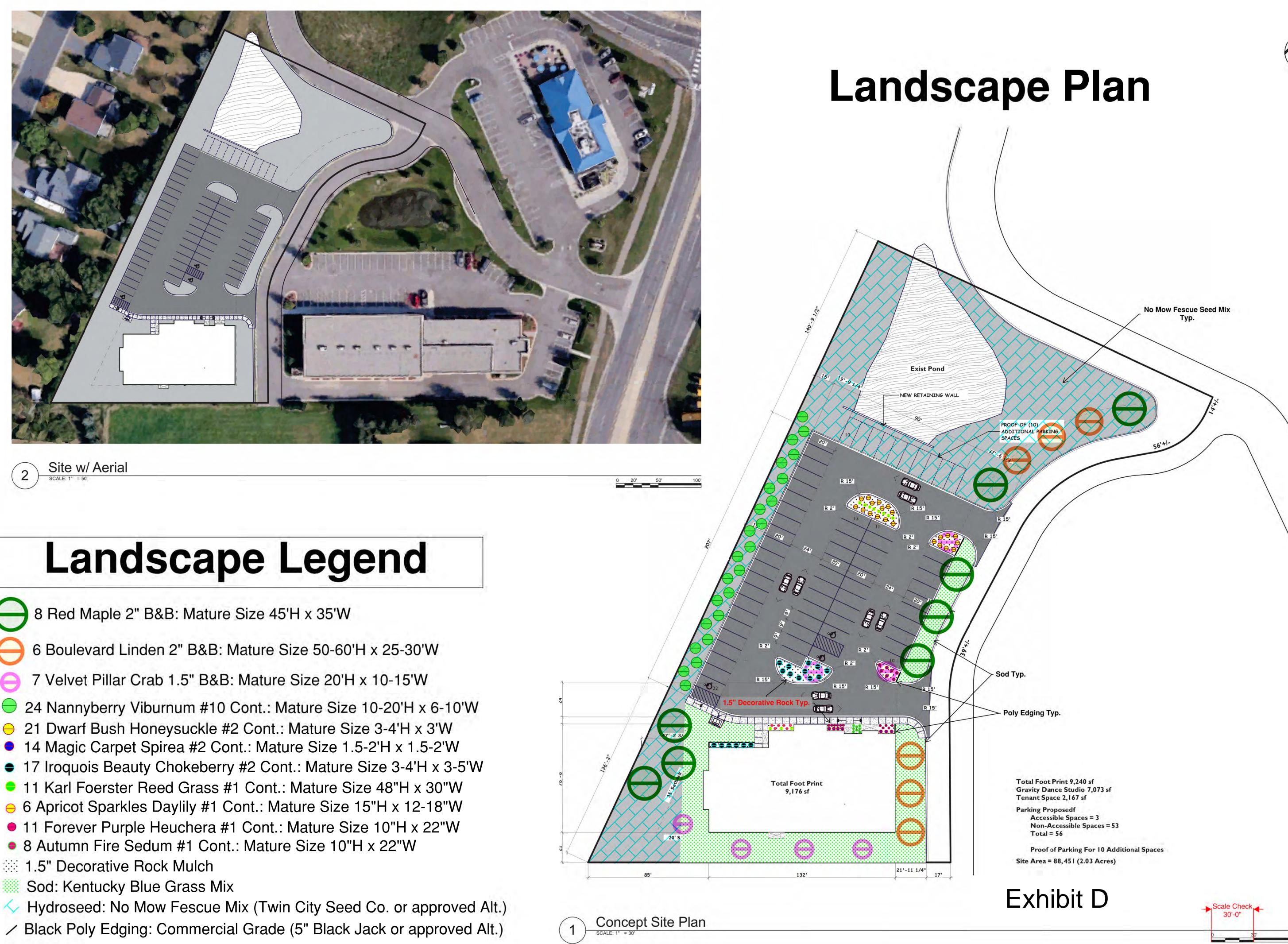
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- 4. THE FOLLOWING SEQUENCE AND PROTOCOLS SHALL BE FOLLOWED FOR EROSION AND SEDIMENT CONTROL DURING THE SITE DEVELOPMENT PROCESS: A. INSTALL PERIMETER CONTROLS (SILT FENCE & ROCK ENTRANCE) AS SHOWN ON THE PLANS PRIOR TO START OF WORK.
- B. NO CONCRETE WASHOUTS ARE ALLOWED ON THE PROJECT SITE. SOIL STOCKPILES SHALL HAVE PERIMETER CONTROL AND HAVE TEMPORARY SEED AND MULCH.
- C. MAINTAIN ALL TEMPORARY EROSION CONTROL DEVICES IN PLACE UNTIL THE CONTRIBUTING DRAINAGE AREA HAS BEEN STABILIZED. INSPECT TEMPORARY EROSION CONTROL DEVICES ON A WEEKLY BASIS AND AFTER EACH 1/2" OR MORE RAIN EVENT. CLEAN OR MAINTAIN THESE DEVICES AS NEEDED TO BE EFFECTIVE. REPLACE DETERIORATED, DAMAGED OR ROTTED EROSION CONTROL DEVICES IMMEDIATELY.
- D. REMOVE ALL SOILS AND SEDIMENTS DEPOSITED ONTO PUBLIC AND/OR PRIVATE PAVEMENT AREAS WITHIN 24 HOURS OF DEPOSITION. REMOVAL OF TRACKING MATERIALS SHALL BE COMPLETED AT THE END OF EACH WORK DAY WHEN IT OCCURS. SWEEPING MAY BE ORDERED AT ANY TIME IF CONDITIONS WARRANT.
- E. PERFORM GRADING, EXCAVATION AND EMBANKMENT. SEED AND MULCH ALL DISTURBED AREAS OUTSIDE OF PROPOSED BUILDING AND PAVEMENT AREAS WITHIN 72 HOURS OF THIS WORK.
- F. INSTALL UTILITIES, CONSTRUCT BUILDING AND PAVEMENT SECTION. FINE GRADE SITE AND RESTORE GREEN AREAS WITH PERMANENT VEGETATION OF SOD/SEED PER PLANS.
- G. REMOVE ALL TEMPORARY EROSION AND SEDIMENT CONTROL DEVICES AFTER SITE HAS UNDERGONE FINAL STABILIZATION AND PERMANENT VEGETATION HAS BEEN ESTABLISHED WITH AT LEAST 70% COVERAGE.





REVIEW PLAN NOT FOR CONSTRUCTION





- 1.5" Decorative Rock Mulch





4918 S. Tri Oak Circle NE East Bethel, MN 55092

Phone 651-245-2346 www.michaeljthomasarchitect.com

Project No: 24009

Date Last Revised: 05-26-24, 06-01-24, 06-12-24 06-16-24

File Name: 24009 Axys Gravity Dance Studio 06-16-24.pln

Drawn By: MJT

Minnesota License No 23592

Date Signed: 00-00-00

I hereby certify that this plan, specification, o report was prepared by me or under my direct supervision and that I am a duly License Architect under the laws of the State of Minnesota.

Signature

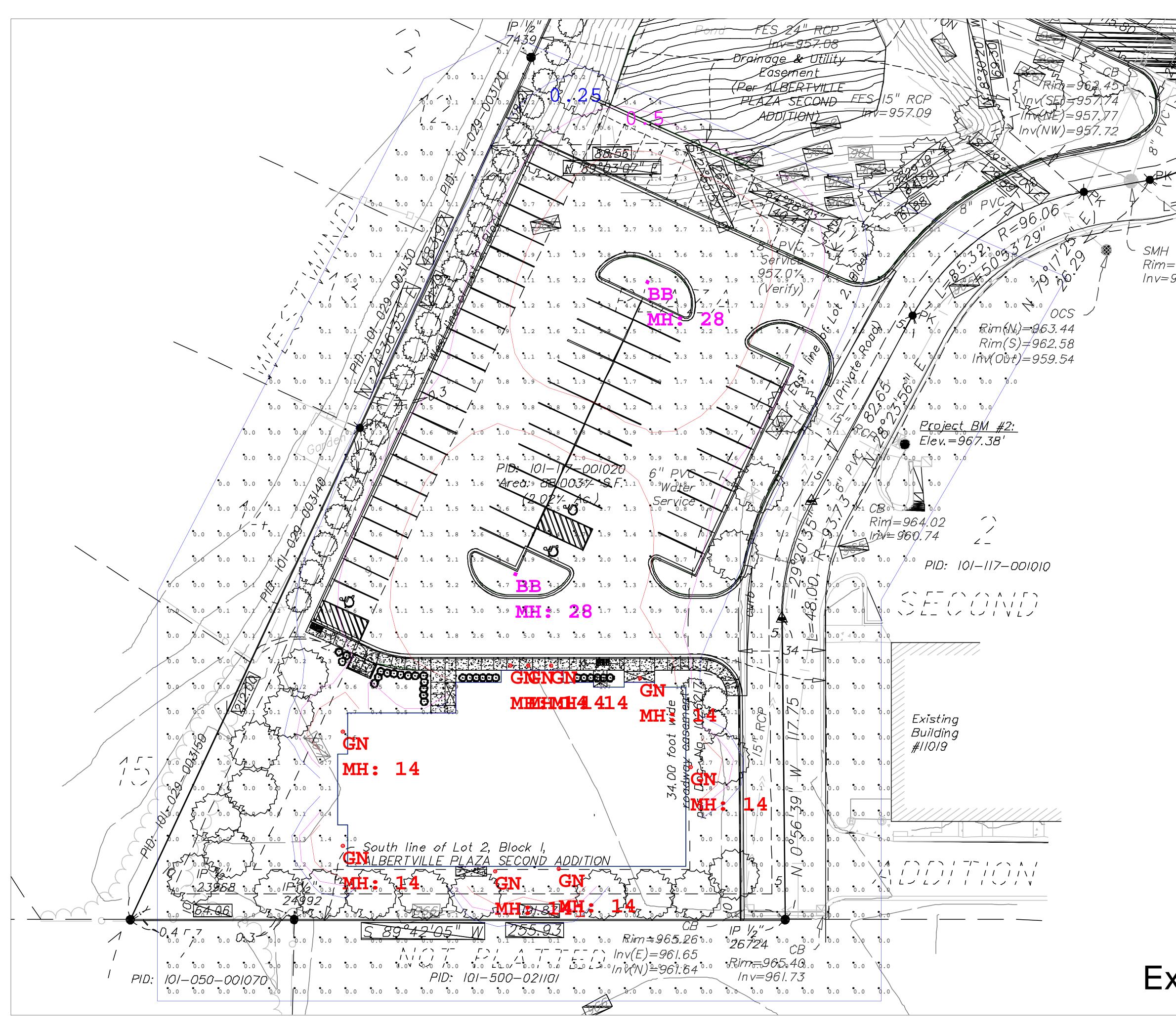
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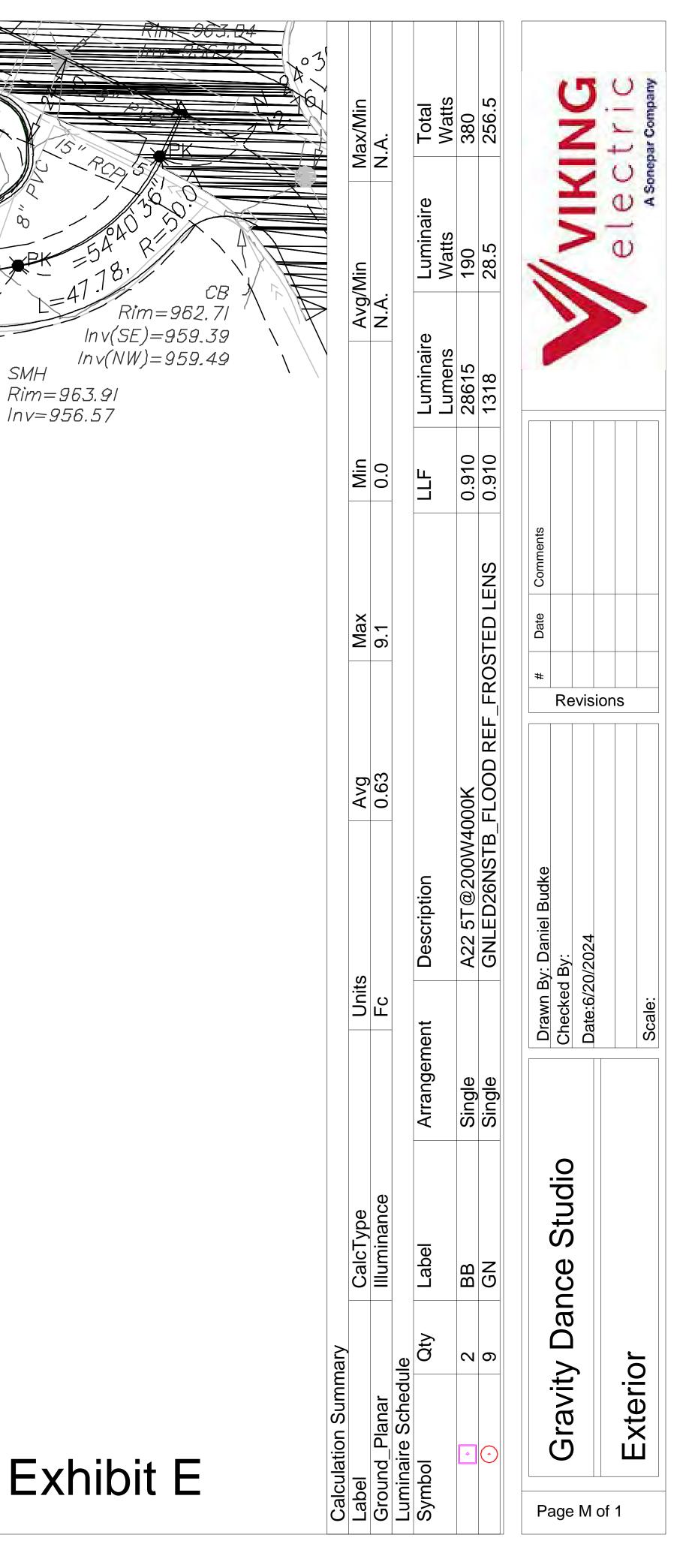
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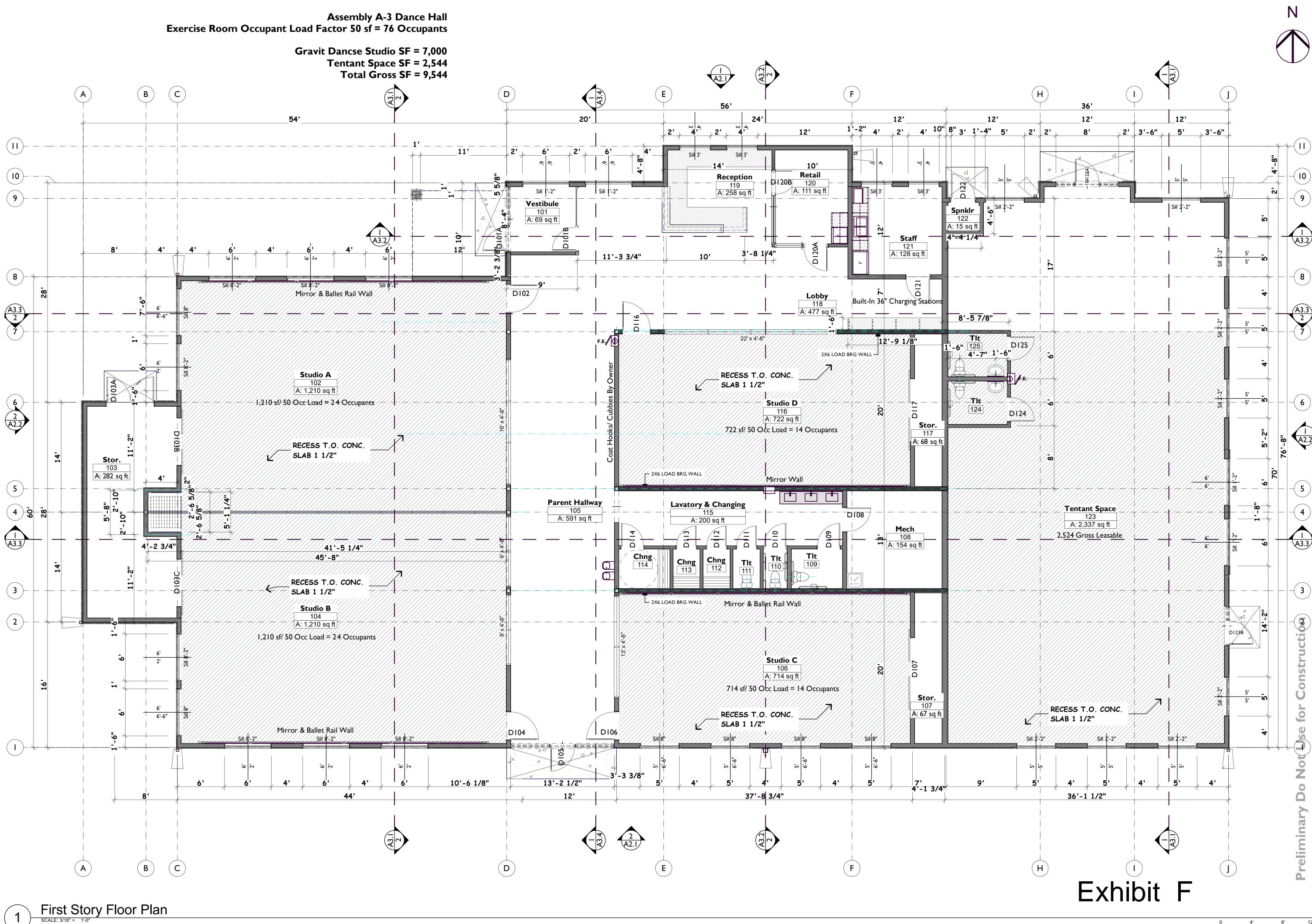
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4918 S. Tri Oak Circle NE East Bethel, MN 55092

Phone 651-245-2346

www.michaeljthomasarchitect.com

Project No:

24009 Date Last Revised: 05-26-24, 06-01-24, 06-12-24, 06-16-24, 06-29-24, 07-04-24

File Name: 24009 Axys Gravity Dance Studio 07-04-24.pln Drawn By:

Minnesota License No.: 23592

Date Signed: 00-00-00

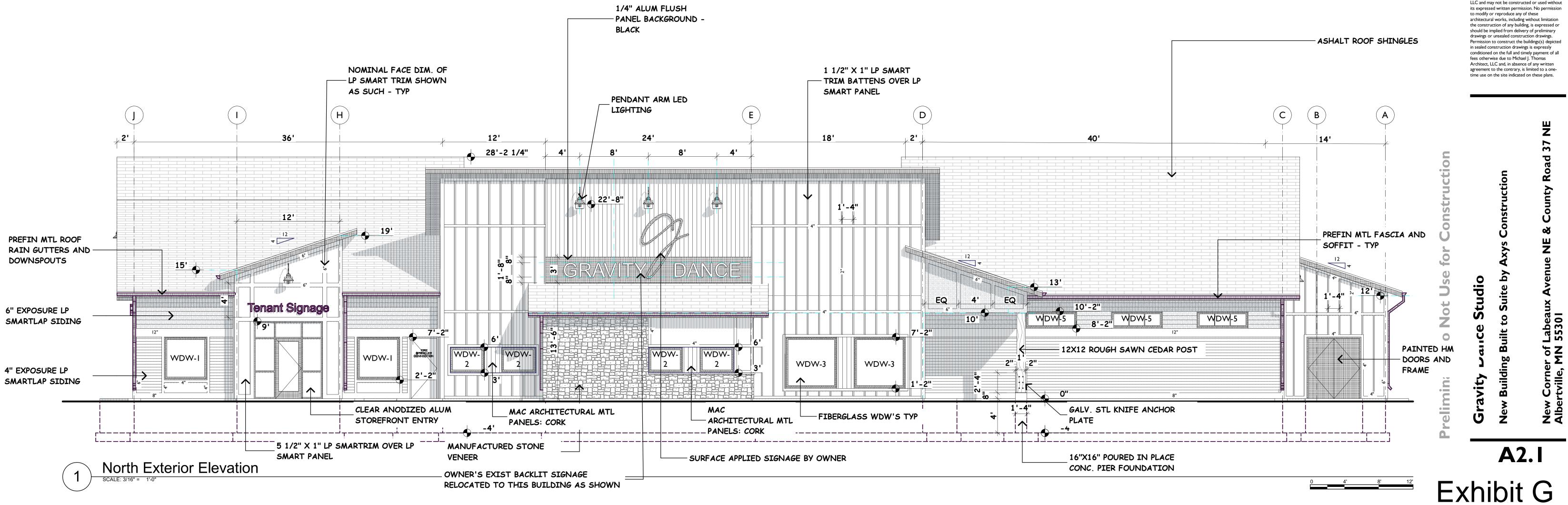
I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Architect under the laws of the State of Minnesota

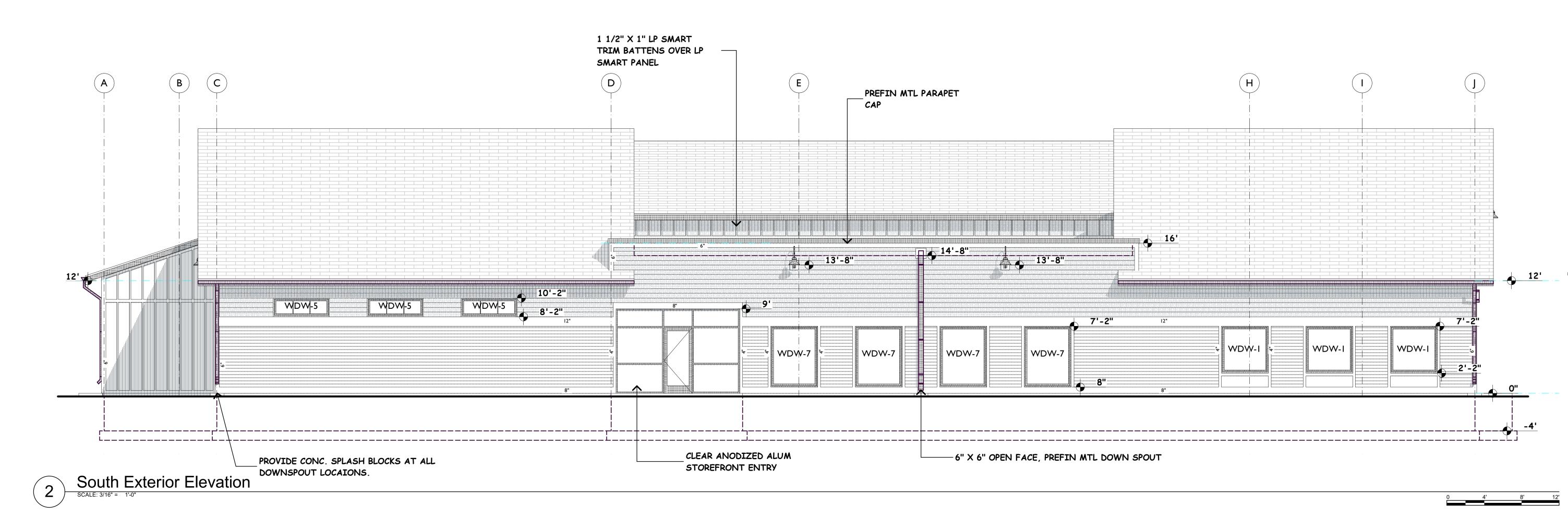
Signature

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AI.I







East Bethel, MN 55092

Phone 651-245-2346 www.michaeljthomasarchitect.com

Project No:

24009 Date Last Revised: 05-26-24, 06-01-24, 06-12-24, 06-16-24, 06-29-24, 07-04-24

File Name:

24009 Axys Gravity Dance Studio 07-04-24.pln Drawn By: MJT

Minnesota License No.: 23592

Date Signed: 00-00-00

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Architect under the laws of the State of Minnesota.

Signature

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24009 Axys Gravity Dance Studio 07-04-24 - North Color Elevation



4918 S. Tri Oak Circle NE East Bethel, MN 55092

Phone 651-245-2346 www.michaeljthomasarchitect.com

Project No:

24009 Date Last Revised: 05-26-24, 06-01-24, 06-12-24, 06-16-24, 06-29-24, 07-04-24

File Name:

24009 Axys Gravity Dance Studio 07-04-24.pln Drawn By: MJT

Minnesota License No.: 23592

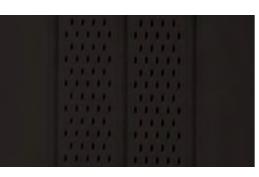
Date Signed: 00-00-00

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Signature

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PREFIN MTL ROOF SOFFITS, FASCIAS, DRIP CAPS, RAIN -GUTTERS, DOWNSPOUTS AND MISC. BREAK MTL. EDCO COLOR: BLACK



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Corner of Labeau tville, MN 55301 New Albe

Exhibit H



CITY OF ALBERTVILLE COUNTY OF WRIGHT STATE OF MINNESOTA

RESOLUTION NO. 2024-28

RESOLUTION APPROVING REQUESTS FOR GRAVITY DANCE STUDIO PUD DEVELOPMENT SITE AND BUILDING PLANS FOR LOT 2, BLOCK 1, ALBERTVILLE PLAZA 2ND ADDITION TO ALLOW FOR THE CONSTRUCTION A 9,544 SQ. FT. COMMERCIAL BUILDING CONTAINING A 7,000 SQ. FT. DANCE STUDIO AND 2,544 SQ. FT. COMMERCIAL TENANT BAY WITHIN THE CITY OF ALBERTVILLE

WHEREAS, Gravity Dance Studio has submitted application for the consideration of a PUD development stage site and building plan review to allow for the construction of a 9,544 sq. ft. commercial building containing a 7,000 sq. ft. Gravity Dance Studio and a 2,544 sq. ft. commercial tenant bay on Lot 2, Block 1, Albertville Plaza 2nd Addition; and

WHEREAS, City Staff has reviewed submitted plans and prepared a planning report dated August 2, 2024; and

WHEREAS, the Albertville Planning Commission met and held a public hearing on August 14, 2024, to consider the application for Gravity Dance Studio PUD site and building plans; and

WHEREAS, upon considering the application materials, the August 2, 2024 Planning Report and public testimony, the Planning Commission closed the public hearing and recommended that the City Council approve the requested application for a PUD development stage site and building plans to allow for the construction of a 9,544 sq. ft. commercial building with the findings and conditions outlined in the August 2, 2024, Planning Report; and

WHEREAS, upon considering the application materials, the August 2, 2024, Planning Report and the recommendations of the Planning Commission, the City Council agrees with the findings and recommendations of City Staff and the Planning Commission.

NOW, THEREFORE BE IT RESOLVED, that the City Council of Albertville, Minnesota hereby approves the Gravity Dance School PUD development stage site and building plans for Lot 2, Block 1, Albertville Plaza 2nd Addition to allow for the construction of a 9,544 sq. ft commercial building based on building plans dated July 4, 2024, and Civil plans dated July 11, 2024, with the following conditions.

- 1. The property owner shall be required to be a member of a business property owners' association for the subdivision which is responsible for the maintenance and upkeep of the common elements including, but not limited the private streets, streetlights and the shared stormwater ponds
- 2. The site plan shall demonstrate truck turning movements to accommodate trash handling and delivery vehicles moving through the site.

- 3. The City retains the right to require the proof of parking stalls be constructed if parking occurs outside of approved parking stalls or on the private street.
- 4. Disability parking stalls shall include proper signage.
- 5. The applicant shall be required to provide a detail of the trash enclosure demonstrating that its exterior finish materials match or complement the principal building.
- 6. The Nannyberry Viburnum must be shrubs rather than trees to be an effective screen.
- 7. The grading and erosion control plan shall be subject to review and approval by the City Engineer.
- 8. The utility plan shall be subject to review and approval by the City Engineer.
- 9. Applicant shall provide details on the exterior light fixture. All lights must be 90-degree cutoff fixtures with shielded light source to prevent glare toward the residential properties.
- 10. Freestanding light fixtures shall not exceed the maximum 30-foot height requirement of the Ordinance.
- 11. The site and building plans shall show the location and screening of ground mounted or rooftop mechanical equipment.

Adopted by the City Council of the City of Albertville this 3rd day of September 2024.

Jillian Hendrickson, Mayor

ATTEST:

Kristine A. Luedke, City Clerk



Mayor and Council Request for Action

September 3, 2024

SUBJECT: PLANNING – SHOPPES AT PRAIRIE RUN 2 – SI SENOR RESTAURANT APPLICATIONS

RECOMMENDATION: It is respectfully requested that the Mayor and Council consider the following:

MOTION TO: Adopt Resolution No. 2024-29 approving requests for an amendment to the Shoppes of Prairie Run 2 Site and Building Plans for Lot 1, Block 1 Shoppes At Prairie Run 2 to allow the Si Senor Commercial Building and for the construction of a 7,227 Sq. Ft. Commercial Building containing a 4,832 Sq. Ft. Restaurant and 2,395 Sq. Ft. Commercial Tenant Bay at 5292 Kyler Avenue NE within the City of Albertville.

BACKGROUND: Heidi Ortiz has submitted a development application for an amendment to the Shoppes of Prairie Run 2 Planned Unit Development (PUD) to allow for the construction of a 4832 sq. ft. restaurant and 2395 sq. ft. tenant bay on lot 1, Block 2 Shoppes at Prairie Run 2.

The Shoppes of Prairie Run Planned Unit Development and Plat was approved in 2004, to allow for two identical 12,000 sq. ft. multiple tenant commercial buildings. The southern building was constructed, however, the north building never proceeded. The current proposal changes the building configuration and site design for Lot 1, Block 2, Shoppes at Prairie Run 2 requiring a PUD Amendment.

City Staff has reviewed the applications and submission materials and prepared the August 1, 2024, Planning Report.

The Albertville Planning Commission held a public hearing to consider the development application and staff reports on August 13, 2024. Upon conclusion of the public hearing, the Planning Commission recommended approval of the development application with the conditions outlined in the August 1, 2024, Planning Report.

KEY ISSUES:

- The Shoppes at Prairie Run 2 was approved as a PUD/CUP in 2004 to allow for the construction of twin 12,000 shopping centers on two lots. The Si Senor application proposes an amendment to allow for a new building and site design for Lot 2, Block 1, Shoppes of Prairie Run 2. The new application proposes a 7,227 sq. ft. commercial building containing a 4,832 sq. ft. sit-down restaurant and 2,395 sq. ft. commercial tenant bay.
- The site is zoned B-2, the proposed restaurant, outdoor dining, and commercial tenant bay are allowed conditional uses.
- The original Shoppes of Prairie Run 2 established shared access for the properties within the subdivision. The proposed development maintains this access design. Cross access easements must be established between the Lots.

- The Si Senor project is required the enter into an agreement with the adjoining property owner to manage, maintain and repair the private shared driveways.
- Lot 1, Block 1, Shoppes of Prairie Run 2 meets the lot area and width requirements of the B-2 zoning district. The building's location meets all the setbacks of the B-2 district.
- The proposed Si Senor commercial building meets the City's B-2 district architectural standards.
- The August 1, 2024, Planning Report, outlines the conditions and PUD flexibility that are recommended for approval of the amended PUD Site and Building plans. These conditions have been reviewed and recommended for approval by the Albertville Planning Commission.

POLICY/PRACTICES CONSIDERATIONS: The Albertville Planning Commission held a public hearing on August 13, 2024, and agreed with the recommendations outlined in the August 1, 2024, Planning Report. Upon closing a public hearing, the Planning Commission recommended that the City Council approve the Si Senor development applications for an amendment to the Shoppes at Prairie Run 2 PUD site and building plans based on plans dated June 26, 2024, for Lot 1, Block 1 Shoppes at Prairie Run 2 subject to the conditions outlined in the attached resolution.

FINANCIAL CONSIDERATIONS: All required on-site and off-site improvements shall be the responsibility of the developer.

LEGAL CONSIDERATIONS: The requested Si Senor development applications require a public hearing before the Planning Commission and final approval by the City Council per the Albertville zoning code.

Responsible Person: Alan Brixius City Planner

Submitted Through: Adam Nafstad, City Administrator-PWD

Attachments:

- August 1, 2024, Planning Report and Exhibits
- Resolution No. 2024-29

ABCITIES LLC

PLANNING REPORT

TO:	Adam Nafstad
FROM:	Alan Brixius
DATE:	August 1, 2024
RE:	Shoppes at Prairie Run – Si Senor Restaurant
FILE NO:	163.06 24.06

BACKGROUND

Heidi Ortiz has submitted a development application for an amendment to the Shoppes of Prairie Run Planned Unit Development to allow for the construction of a 4832 sq. ft. restaurant and 2395 sq. ft. adjacent tenant bay on lot 1, Block 2 Shoppes at Prairie Run 2.

The Shoppes of Prairie Run Planned Unit Development and Plat was approved in 2004, to allow for two identical 12,000 sq. ft. multiple tenant commercial buildings. The southern building was constructed, however, the north building never proceeded. The current proposal changes the building configuration and site design for Lot 1, Block 2, Shoppes at Prairie Run 2 requiring a PUD Amendment.

This report is an analysis of the new site plan against the past PUD approval and the City zoning standards.

EXHIBITS

- Exhibit A: Boundary Survey and Topography
- Exhibit B: Site Plan
- Exhibit C: Truck Movement plan
- Exhibit D: Grading Plan
- Exhibit E: Utility Plan
- Exhibit F: Landscape Plan
- Exhibit G: Building Footprint
- Exhibit H: Building Elevations
- Exhibit I: Building Renderings.

ANALYSIS

Zoning: The site is zoned B-2 Limited Business District. Within the B-2 district, offices and retail businesses are permitted uses. Restaurants and outdoor dining are allowed by conditional use permit.

Lot Size and Setbacks: The following table compares the proposed site plan with the B-2 zoning district lot size and setback requirements. The lot and building setbacks exceed all the B-2 Zoning district requirements.

B-2 District Standards	Required	Proposed	Compliance
Lot Area	10,000 sq. ft.	61,200 sq. ft.	Yes
Lot Width	100 ft.	360 ft.	Yes
Setbacks			
Front (East)	35 ft.	58.8 ft.	Yes
Side (North)	10 ft.	83.3 ft.	Yes
Side (South)	10 ft.	160 ft.	Yes
Rear (West)	20 ft.	36.2 ft.	Yes

Parking: Consistent with the original approved Shoppes at Prairie Run PUD site plan, the current site plan integrates the parking lot with the property to the south through shared access and interconnected parking lots. Site access is via two curb cuts from Kyler Avenue.

The zoning code requires the following parking counts for the proposed uses.

Restaurant:	
Dining: 1 space per 40 sq. ft. of gross floor	area.
Indoor dining:	(1,923/40 = 48 spaces)
Outdoor dining:	(96/40 = 22 spaces)
Kitchen: 1 space per 80 sq. ft. of gross floor	area.
Kitchen area 1476 – cooler and sto	orage 153 = 1323 sq. ft.
	(1,323/80 = 17 spaces)
Retail: 1 space per 200 sq. ft of floor area	(2395 x .9 = 2,154/200 = <u>11 spaces)</u>
Total Parking Count Required:	98 spaces
Total Parking Count Provided:	93 spaces

By ordinance, the new development requires 98 parking stalls. The site plan provides 93 parking stalls. In the past, the City has approved a slight reduction in parking for outdoor dining recognizing that this is seasonal dining which does not create a full time demand for parking. The proposed site provides 93 parking stalls and has access to additional parking to the south. In this light, staff recommends approval of PUD flexibility for 93 parking stalls.

The site plan shows properly dimensioned parking stalls and drive aisles per code requirements. The parking lot meets the City standards with regard to setbacks, paving, striping and perimeter curbing. The site plan has the proper number and design of disability parking spaces.

Loading: The Applicant has provided a site plan showing delivery truck movements through the site. Restaurant deliveries are proposed be received at the front of the building with a WB-40 semi-truck and trailer. The truck movements plan shows that the truck can move through the site, however, the truck jumps the curb island on the north end of the parking lot. Increasing the curb radii will ease this truck movement.

The plan shows the movements for a 40 foot garbage truck accessing and egressing the trash enclosure. The plan illustrates that the garbage truck movements will interfere with parking stalls, curb islands and moves into the building to the south. The plan must be revised to accommodate garbage truck movements through the site.

Restaurants without drive-through facilities are allowed in the B-2 provided, that:

1. The site abuts a collector or minor arterial street or is included within an approved shopping center.

Comment: The site abuts County 19 which meets this requirement

2. A buffer yard of twenty feet (20') in width shall be provided at the boundaries abutting an R district in accordance with section <u>1000.7</u> of this ordinance.

Comment: The site does not abut a residential zoning district.

3. The operation shall be responsible for litter control on the site, which is to occur on a daily basis. Trash receptacles shall be screened.

Comment: The site provides for a trash enclosure on the south end of the site. The trash enclosure is designed to match the building. The site plan must be revised to accommodate garbage trucks through the site.

4. Outdoor dining facilities as regulated by this section.

Comment: See the following comments.

Outdoor dining facilities are allowed in the B-2 district provided that:

1. The applicant shall be required to submit a site plan and other pertinent information demonstrating the number, location and type of all tables, refuse receptacles, and wait stations.

Comment: The attached Exhibit G building floor plan shows the layout of the proposed outdoor dining area including access, aisles, table placement and total seating. Eight tables are proposed for the outdoor dining area with a total seating for 64 people.

 Access to the dining area shall be provided only via the principal building if the dining area is a full-service restaurant or tavern, including table waiting service. All exit gates shall be marked "Exit Only" and shall meet all building code requirements.

Comment: The building plan provides a door access directly into the outdoor dining area. This is required to control access into the dining area for the service of food and alcoholic beverages. Both of the outdoor dining areas must be segregated from the main entrance via a fence to control access into the outdoor areas having liquor consumption.

3. The size of the dining area is restricted to twenty percent (20%) of the gross area of the current building and shall maintain the lot requirements of the district.

Comment: The proposed dining area is 1105 sq. ft. in an area exclusive of the pathway to the main restaurant entrance. The dining area comprises approximately 23% of the floor area of the restaurant bay. However, the code allows the dining area to be 20% of the gross floor space of the current building. The entire building is 7,227 sq. ft. in floor area. The proposed dining area is 15.2% of the total building. The northern tenant bay is intended for retail or office use. The proposed outdoor dining area may be approved as a PUD flexibility with the condition that this outdoor dining area will limit the opportunities for additional outdoor dining on this site in the future.

4. The dining area is screened from view from adjacent residential uses.

Comment: The site does not abut any residential uses.

5. All lighting shall be hooded at ninety degrees (90°) and directed away from adjacent properties. No luminaries shall extend beyond the ninety-degree (90°) cutoff.

Comment: The outdoor dining will be within a covered patio at the front of the building. All lighting will be internal in the dining area. The building renderings show wall mounted exterior lights. The Applicant shall provide a detailed lighting and photometric plan including the number, location of all freestanding and wall mounted lights and details on the types of light fixtures and details of the pole design and height of freestanding lights.

6. No outdoor dining shall be allowed on the public sidewalk.

Comment: This requirement is not applicable to the site.

7. The dining area is surfaced with concrete bituminous or decorative pavers or may consist of a deck with wood or other flooring material that provides a clean, attractive, and functional surface.

Comment: This requirement is met.

8. A minimum width of thirty six inches (36") shall be provided within aisles of the outdoor dining area.

Comment: This requirement is met.

9. Off street parking shall be adequate for both indoor and outdoor seating areas.

Comment: Adequate parking is provided for both the indoor and outdoor seating areas.

- 10. Refuse containers are provided for self-service outdoor dining areas. Such containers shall be placed in a manner which does not disrupt pedestrian circulation and must be designed to prevent spillage and blowing litter.
- 11. Property owners shall pick up litter within one hundred feet (100') of the patio area.

Comment: Items 10 and 11 are addressed as the outdoor dining will be contained within a covered patio. The area will be policed and kept by wait staff.

12. Live outdoor music performance shall meet the requirements of section 5-5-3 of the city code.

Comment: This is not applicable.

13. Electronically amplified outdoor music, intercom, audio speakers, or other such noise generating devices may be allowed in the outdoor dining area, provided the lot on which the outdoor dining area is located doesn't abut a residential use or zoning district. The playing of outdoor music shall not become a nuisance as defined by Title 5, Chapter 1 of the Albertville City Code.

Comment: The site does not abut a residential district. Any noise issues would be subject to nuisance code requirements.

14. No outdoor bar, cooking facility, food preparation or holding area shall be established.

Comment: No outdoor cooking facilities are proposed with this application.

15. The City Council may limit the hours of operation.

Comments: The site is isolated from residential neighborhoods. No nuisance issues are anticipated. No restrictions on the hours of operation are recommended.

Grading, Drainage and Wetlands: Exhibit A, site survey shows a wetland on the north end of the site. Applicant must pursue WCA approvals for the mitigation of this wetland.

Grading and drainage plans shall be reviewed and approved by the City Engineer.

Utility Plan: In review of the utility plan, we offer the following comments.

- 1. The City Engineer shall review and approve the utility plan.
- 2. The building shall have separate potable water and fire suppression services going into the building.

Landscape plan: In review of the submitted landscape plans, we offer the following comments.

- 1. The landscape plan is generous in the number and types of plantings.
- 2. The plant sizes and species meet code requirements.
- 3. The landscape plan must identify snow storage areas to avoid damaging the landscape areas of the site.

Building Design: Within the B-2 zoning district, all building exterior wall finishes shall be constructed of materials containing only brick, dimension stone, glass, stucco and its replicas, wood, rock faced block, or precast concrete panels.

The building elevations illustrate the exterior building materials consisting of white EIFS with brick face accents. The patio roof will be metal. The building design is attractive and meets the B-2 district architectural requirements.

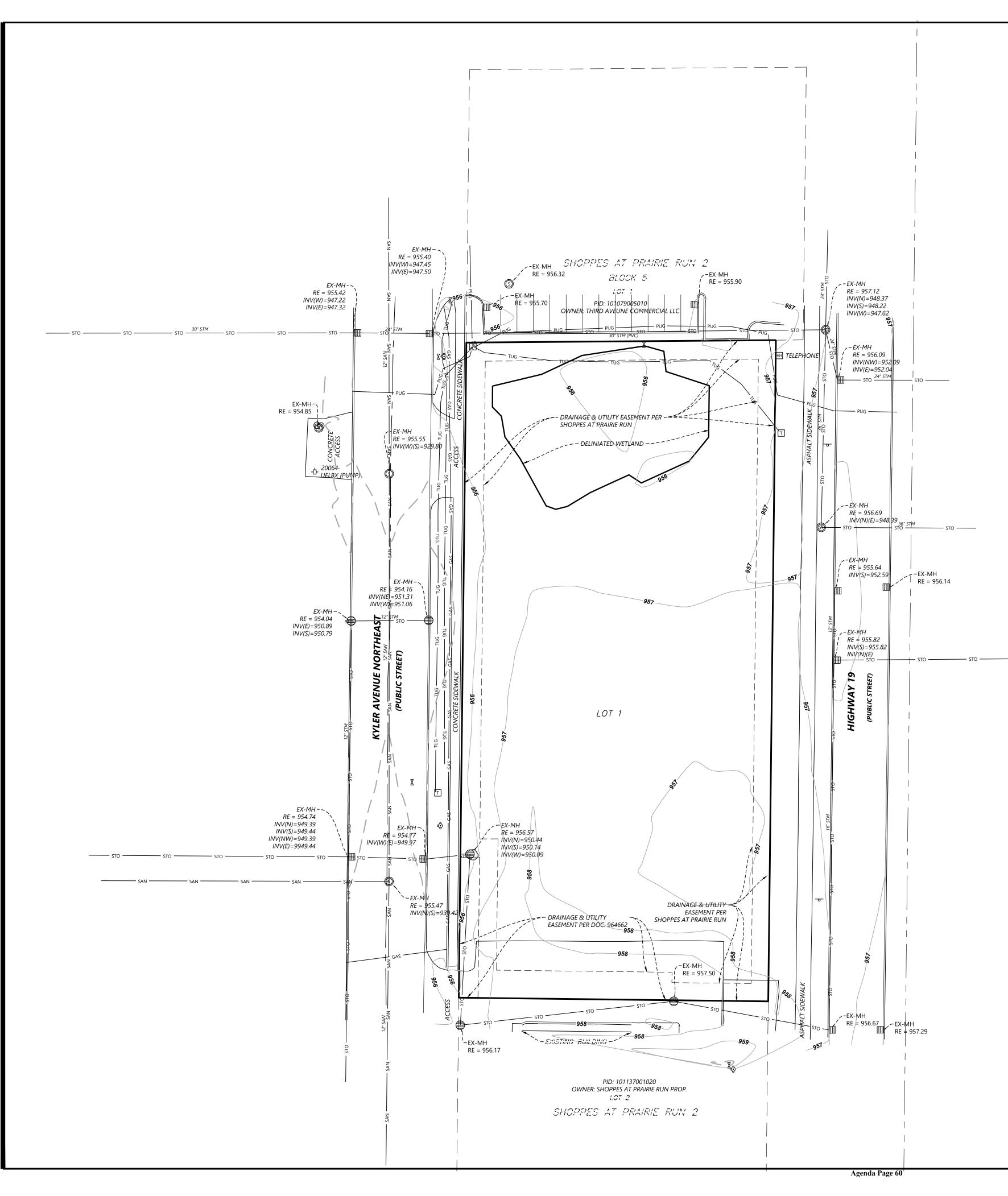
The building and site plan must show the locations of all ground and/or rooftop mounted mechanical equipment. Said mechanical equipment shall be screened from the adjoining streets and properties.

CONCLUSION.

Based on our review of the Si Senor Mexican Restaurant conceptual building plans dated June 26, 2024, and Civil plans dated July 16, 2024, we recommend approval of the amendment to the Shoppes at Prairie Run CUP/PUD with the following conditions.

- 1. The City approves the parking count as illustrated on the site plan as condition of the PUD.
- 2. The plan must be revised to accommodate garbage truck movements through the site without interfering with on-site parking stalls or travelling over parking lot curbs.
- 3. The Applicant shall establish cross-access easement between Lots 1 and 2, Block 1, Shoppes at Prairie Run 2 to provide shared access through these lots. Said cross-access easement shall be approved by the City Attorney and recorded with the County.
- 4. The outdoor dining area is approved as being 20% or less than the entire building's total floor area. This will be counted against any future outdoor dining areas requested for the building.
- 5. The outdoor dining areas must be segregated from the pathway to the main entrance. Access to the outdoor dining areas shall be provided only via the principal building if the dining area is a full-service restaurant or tavern, including table waiting service. All exit gates from the outdoor dining area shall be marked "Exit Only" and shall meet all building codes.
- 6. The Applicant shall provide a detailed lighting and photometric plan including the number, location of all freestanding and wall mounted lights and details on the types of light fixtures and details of the pole design and height of freestanding lights.
- 7. Applicant shall provide documentation of WCA approval of the wetland mitigation for the site.
- 8. Grading, Drainage and Utility plans shall be reviewed and approved by the City Engineer.
- 9. Water services shall be divided outside the building for potable water supply and fire suppression.

- 10. The site and building plans shall show the location and screening of ground mounted or rooftop mechanical equipment.
- Cc. Kris Luedke Maeghan Becker Kevin Benshoof Heidi Ortiz



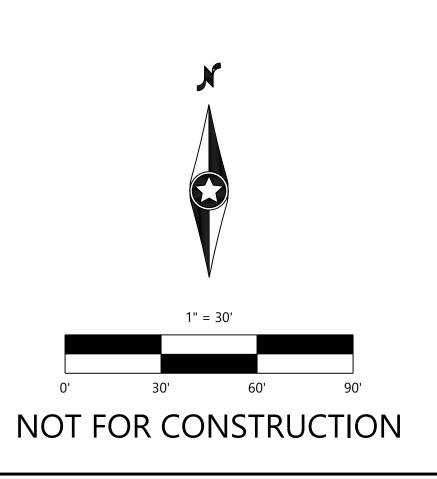


SECT-02 TWP-120 RANGE-024 SHOPPES AT PRAIRIE RUN 2 LOT-001 BLOCK-001* *RETRIEVED FROM WRIGHT COUNTY WEBSITE 07/15/2024





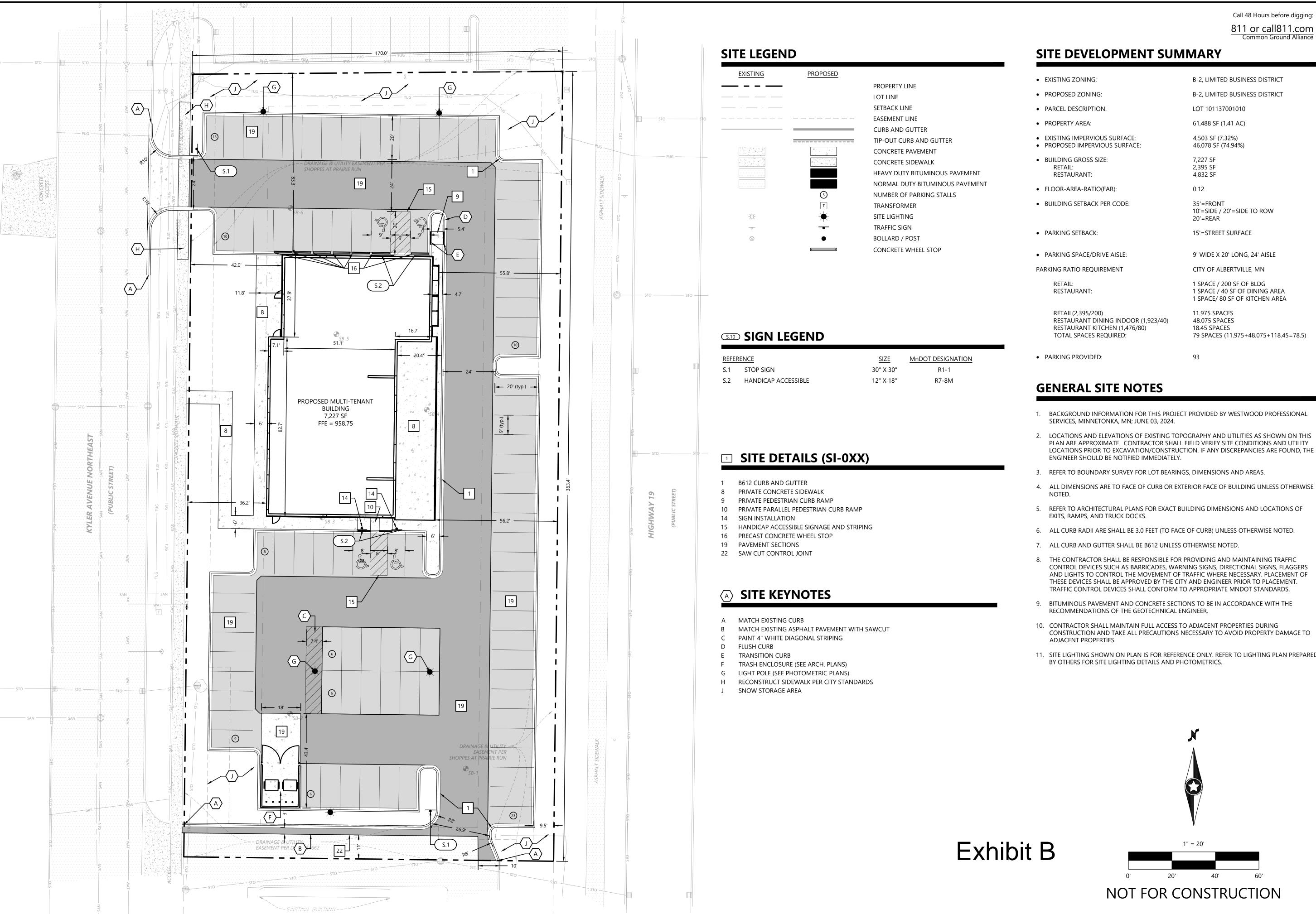
Call 48 Hours before digging: 811 or call811.com



DATE: 07/16/2024 PROJECT NUMBER: 0051896.00

SI SEN





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1. BACKGROUND INFORMATION FOR THIS PROJECT PROVIDED BY WESTWOOD PROFESSIONAL

2. LOCATIONS AND ELEVATIONS OF EXISTING TOPOGRAPHY AND UTILITIES AS SHOWN ON THIS PLAN ARE APPROXIMATE. CONTRACTOR SHALL FIELD VERIFY SITE CONDITIONS AND UTILITY LOCATIONS PRIOR TO EXCAVATION/CONSTRUCTION. IF ANY DISCREPANCIES ARE FOUND, THE

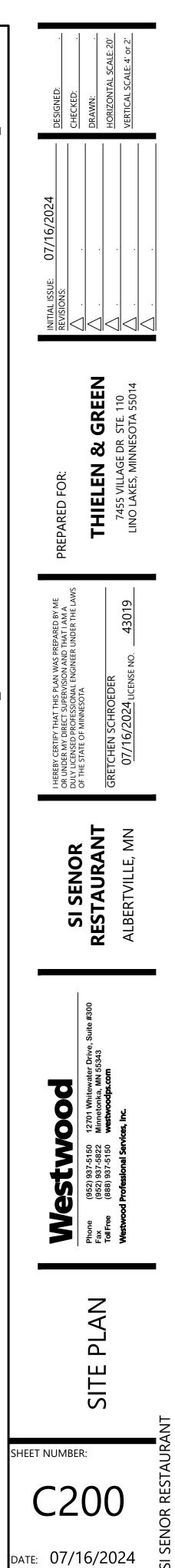
4. ALL DIMENSIONS ARE TO FACE OF CURB OR EXTERIOR FACE OF BUILDING UNLESS OTHERWISE

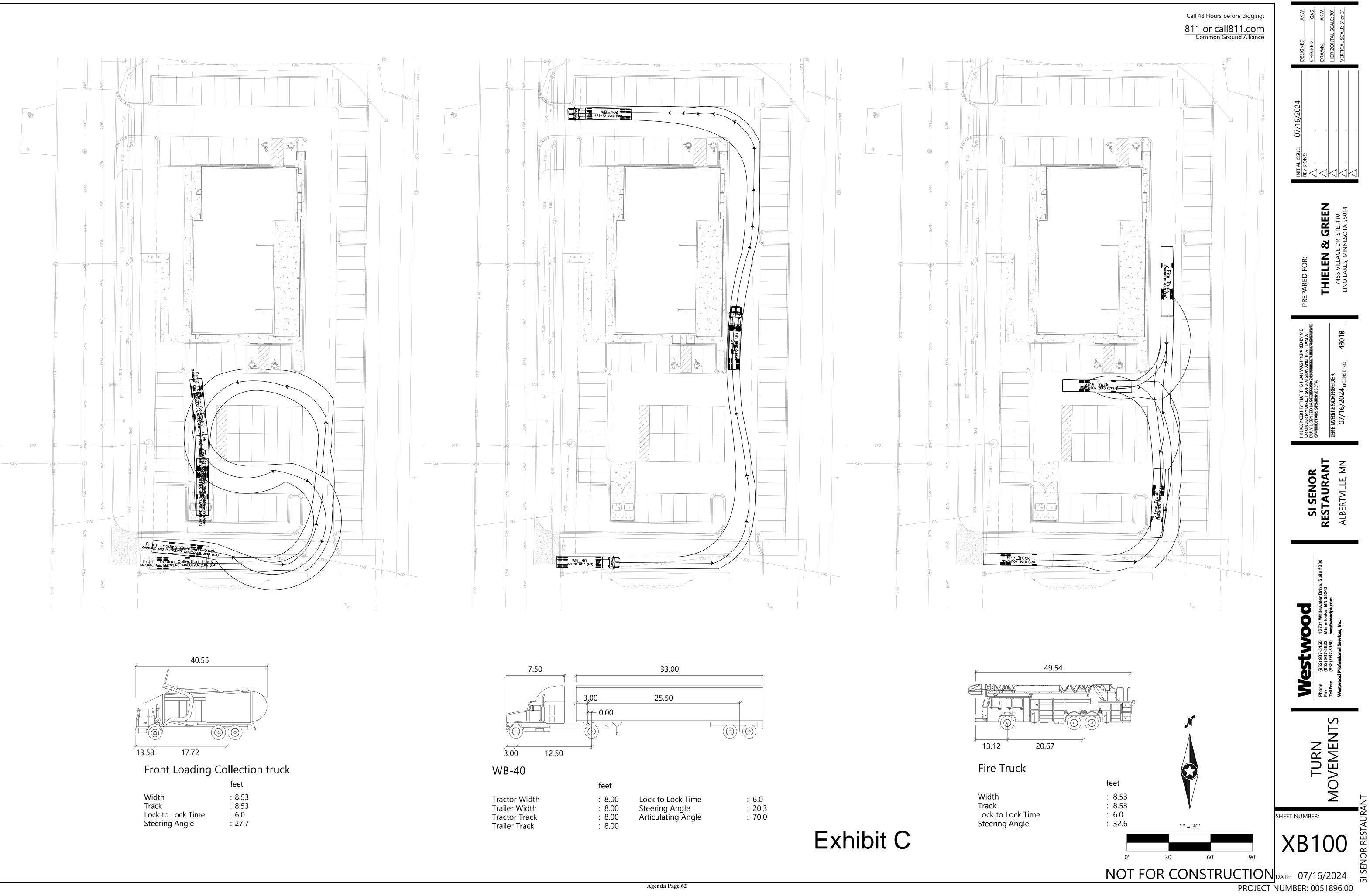
5. REFER TO ARCHITECTURAL PLANS FOR EXACT BUILDING DIMENSIONS AND LOCATIONS OF

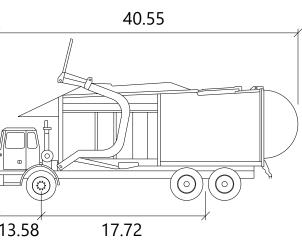
8. THE CONTRACTOR SHALL BE RESPONSIBLE FOR PROVIDING AND MAINTAINING TRAFFIC CONTROL DEVICES SUCH AS BARRICADES, WARNING SIGNS, DIRECTIONAL SIGNS, FLAGGERS AND LIGHTS TO CONTROL THE MOVEMENT OF TRAFFIC WHERE NECESSARY. PLACEMENT OF THESE DEVICES SHALL BE APPROVED BY THE CITY AND ENGINEER PRIOR TO PLACEMENT.

CONSTRUCTION AND TAKE ALL PRECAUTIONS NECESSARY TO AVOID PROPERTY DAMAGE TO

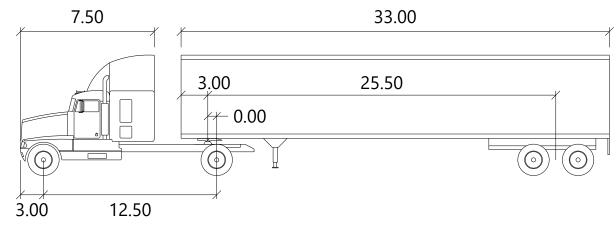
11. SITE LIGHTING SHOWN ON PLAN IS FOR REFERENCE ONLY. REFER TO LIGHTING PLAN PREPARED





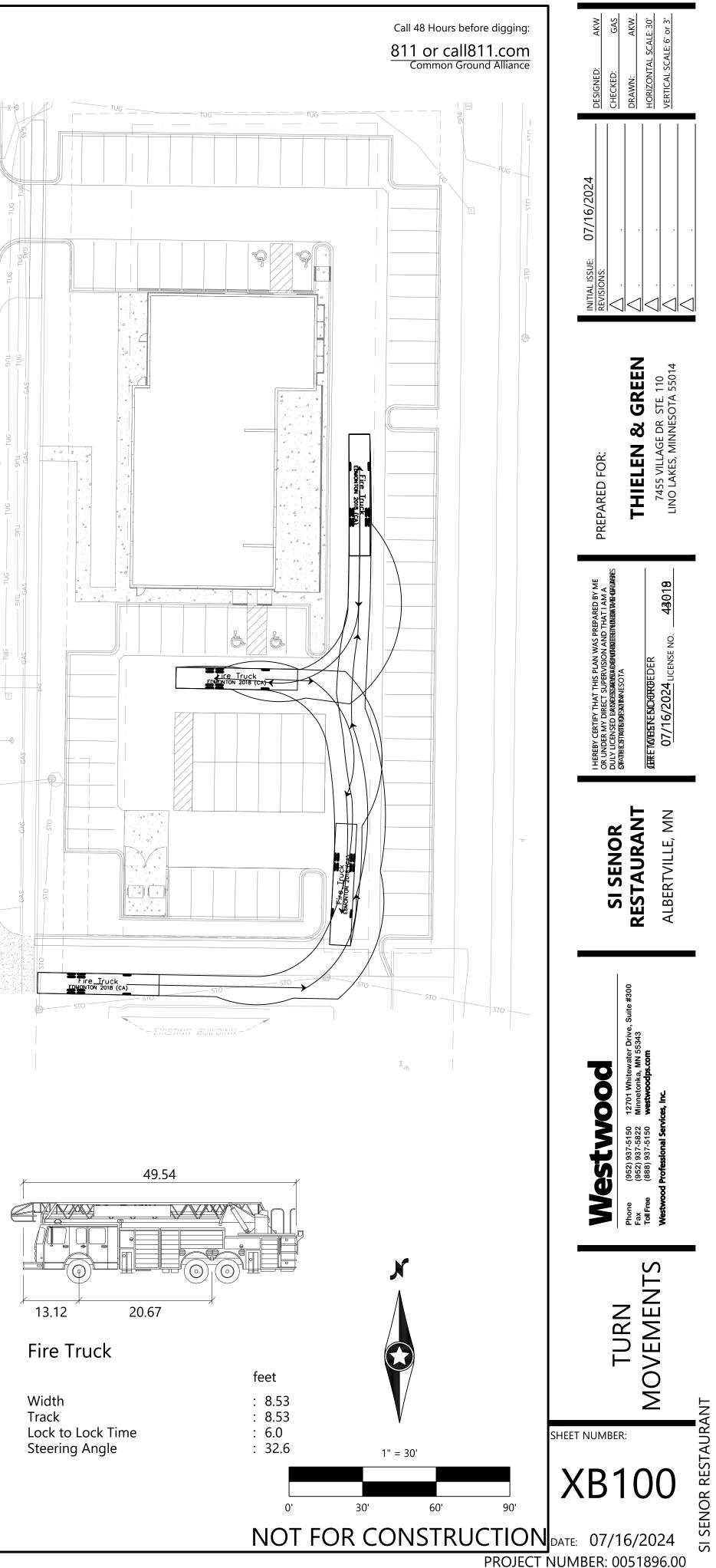


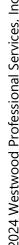
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Track	: 8.53
Lock to Lock Time	: 6.0
Steering Angle	: 27.7

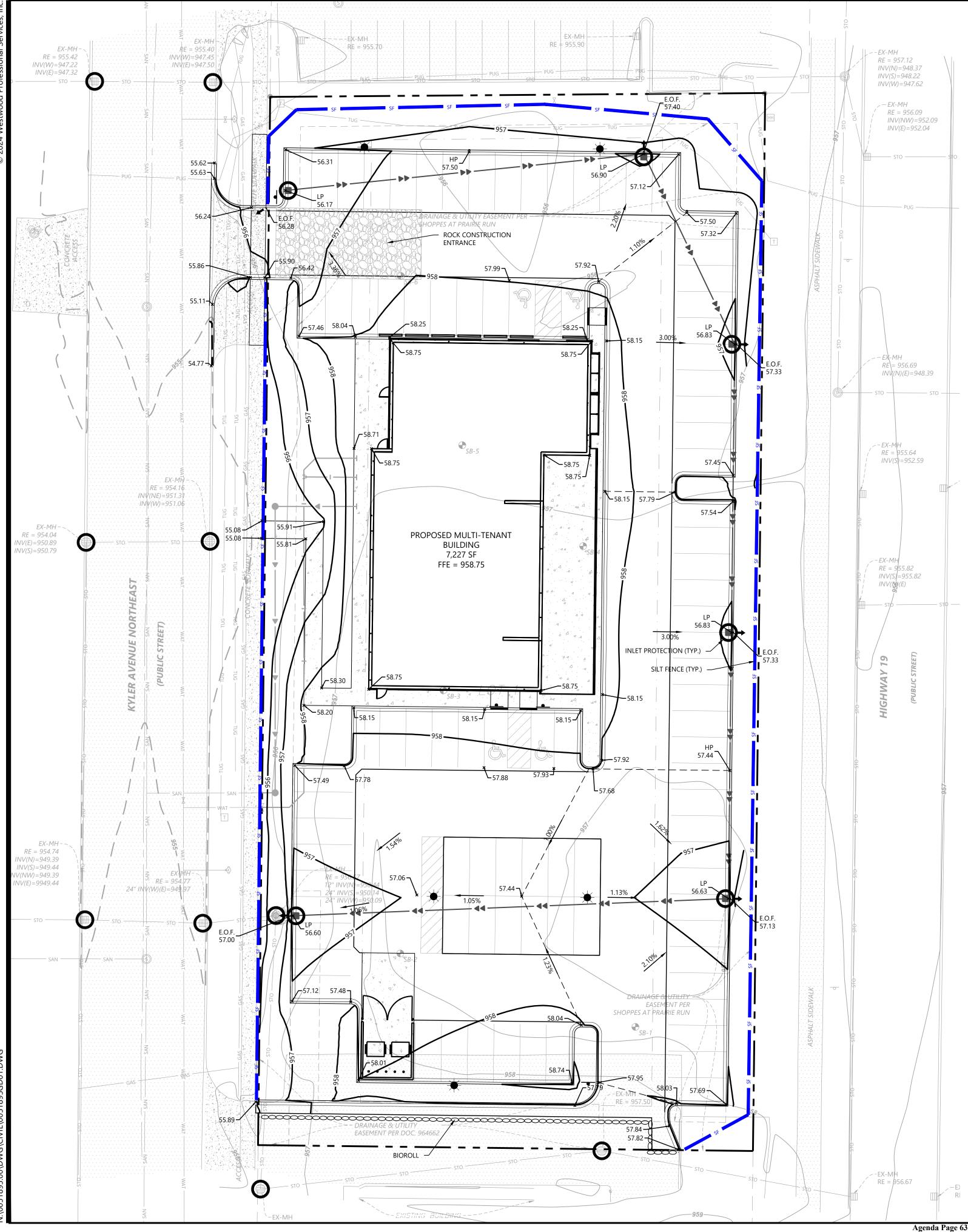


Tractor Width
Trailer Width
Tractor Track
Trailer Track

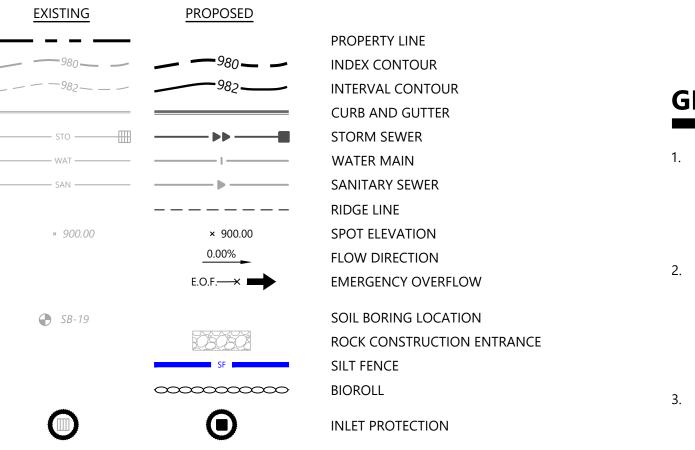
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GRADING LEGEND



GRADING NOTES

- 1. LOCATIONS AND ELEVATIONS OF EXISTING TOPOGRAPHY AND UTILITIES AS SHOWN ON THIS PLAN ARE APPROXIMATE. CONTRACTOR SHALL FIELD VERIFY SITE CONDITIONS AND UTILITY LOCATIONS PRIOR TO EXCAVATION/CONSTRUCTION. THE ENGINEER SHALL BE NOTIFIED IMMEDIATELY IF ANY DISCREPANCIES ARE FOUND. 2. CONTRACTORS SHALL REFER TO ARCHITECTURAL PLANS FOR EXACT LOCATIONS AND
- DIMENSIONS OF VESTIBULE, SLOPED PAVEMENT, EXIT PORCHES, RAMPS, TRUCK DOCKS, PRECISE BUILDING DIMENSIONS, EXACT BUILDING UTILITY ENTRANCE LOCATIONS, AND EXACT LOCATIONS AND NUMBER OF DOWNSPOUTS.
- ALL EXCAVATION SHALL BE IN ACCORDANCE WITH THE CURRENT EDITION OF "STANDARD SPECIFICATIONS FOR TRENCH EXCAVATION AND BACKFILL/SURFACE RESTORATION" AS PREPARED BY THE CITY ENGINEERS ASSOCIATION OF MINNESOTA.
- 4. ALL DISTURBED UNPAVED AREAS ARE TO RECEIVE SIX INCHES OF TOPSOIL AND SOD OR SEED. THESE AREAS SHALL BE WATERED UNTIL A HEALTHY STAND OF GRASS IS OBTAINED. SEE LANDSCAPE PLAN FOR PLANTING AND TURF ESTABLISHMENT.
- 5. THE CONTRACTOR SHALL BE RESPONSIBLE FOR PROVIDING AND MAINTAINING TRAFFIC CONTROL DEVICES SUCH AS BARRICADES, WARNING SIGNS, DIRECTIONAL SIGNS, FLAGMEN AND LIGHTS TO CONTROL THE MOVEMENT OF TRAFFIC WHERE NECESSARY. PLACEMENT OF THESE DEVICES SHALL BE APPROVED BY THE ENGINEER PRIOR TO PLACEMENT. TRAFFIC CONTROL DEVICES SHALL CONFORM TO APPROPRIATE MNDOT STANDARDS.
- 6. ALL SLOPES SHALL BE GRADED TO 3:1 OR FLATTER, UNLESS OTHERWISE INDICATED ON THIS SHEET
- 7. CONTRACTOR SHALL UNIFORMLY GRADE AREAS WITHIN LIMITS OF GRADING AND PROVIDE A SMOOTH FINISHED SURFACE WITH UNIFORM SLOPES BETWEEN POINTS WHERE ELEVATIONS ARE SHOWN OR BETWEEN SUCH POINTS AND EXISTING GRADES.
- 8. SPOT ELEVATIONS SHOWN INDICATE FINISHED PAVEMENT ELEVATIONS & GUTTER FLOW LINE UNLESS OTHERWISE NOTED. PROPOSED CONTOURS ARE TO FINISHED SURFACE GRADE.
- 9. SEE SOILS REPORT FOR PAVEMENT THICKNESSES AND HOLD DOWNS.
- 10. CONTRACTOR SHALL DISPOSE OF ANY EXCESS SOIL MATERIAL THAT EXISTS AFTER THE SITE GRADING AND UTILITY CONSTRUCTION IS COMPLETED. THE CONTRACTOR SHALL DISPOSE OF ALL EXCESS SOIL MATERIAL IN A MANNER ACCEPTABLE TO THE OWNER AND THE REGULATING AGENCIES.
- 11. CONTRACTOR SHALL PROVIDE A STRUCTURAL RETAINING WALL DESIGN CERTIFIED BY A LICENSED PROFESSIONAL ENGINEER.
- 12. ALL CONSTRUCTION SHALL CONFORM TO LOCAL, STATE AND FEDERAL RULES INCLUDING THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT REQUIREMENTS.
- 13. PRIOR TO PLACEMENT OF ANY STRUCTURE OR PAVEMENT, A PROOF ROLL, AT MINIMUM, WILL BE REQUIRED ON THE SUBGRADE. PROOF ROLLING SHALL BE ACCOMPLISHED BY MAKING MINIMUM OF 2 COMPLETE PASSES WITH FULLY-LOADED TANDEM-AXLE DUMP TRUCK, OR APPROVED EQUAL, IN EACH OF 2 PERPENDICULAR DIRECTIONS WHILE UNDER SUPERVISION AND DIRECTION OF THE INDEPENDENT TESTING LABORATORY. AREAS OF FAILURE SHALL BE EXCAVATED AND RE-COMPACTED AS SPECIFIED HEREIN.
- 14. EMBANKMENT MATERIAL PLACED BENEATH BUILDINGS AND STREET OR PARKING AREAS SHALL BE COMPACTED IN ACCORDANCE WITH THE SPECIFIED DENSITY METHOD AS OUTLINED IN MNDOT 2105.3F1 AND THE REQUIREMENTS OF THE GEOTECHNICAL ENGINEER.
- 15. EMBANKMENT MATERIAL NOT PLACED IN THE BUILDING PAD, STREETS OR PARKING AREA, SHALL BE COMPACTED IN ACCORDANCE WITH REQUIREMENTS OF THE ORDINARY COMPACTION METHOD AS OUTLINED IN MNDOT 2105.3F2.
- 16. ALL SOILS AND MATERIALS TESTING SHALL BE COMPLETED BY AN INDEPENDENT GEOTECHNICAL ENGINEER. EXCAVATION FOR THE PURPOSE OF REMOVING UNSTABLE OR UNSUITABLE SOILS SHALL BE COMPLETED AS REQUIRED BY THE GEOTECHNICAL ENGINEER. THE CONTRACTOR SHALL BE RESPONSIBLE FOR COORDINATING ALL REQUIRED SOILS TESTS AND INSPECTIONS WITH THE GEOTECHNICAL ENGINEER.

Exhibit D

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GENERAL EROSION CONTROL NOTES

1. THE CONTRACTOR IS SPECIFICALLY CAUTIONED THAT THE LOCATION AND/OR ELEVATION OF EXISTING UTILITIES AS SHOWN ON THESE PLANS ARE BASED ON RECORDS OF THE VARIOUS UTILITY COMPANIES AND LIMITED MEASUREMENTS TAKEN IN THE FIELD. THE INFORMATION SHALL NOT BE RELIED ON AS BEING EXACT OR COMPLETE. THE CONTRACTOR SHALL VERIFY EXISTING CONDITIONS PRIOR TO CONSTRUCTION AND NOTIFY THE OWNER OR ENGINEER OF DISCREPANCIES.

2. ALL SILT FENCE AND OTHER EROSION CONTROL FEATURES SHALL BE IN-PLACE PRIOR TO ANY EXCAVATION/CONSTRUCTION AND SHALL BE MAINTAINED UNTIL VIABLE TURF OR GROUND COVER HAS BEEN ESTABLISHED. EXISTING SILT FENCE ON-SITE SHALL BE MAINTAINED AND OR REMOVED AND SHALL BE CONSIDERED INCIDENTAL TO THE GRADING CONTRACT. IT IS OF EXTREME IMPORTANCE TO BE AWARE OF CURRENT FIELD CONDITIONS WITH RESPECT TO EROSION CONTROL. TEMPORARY PONDING, DIKES, HAYBALES, ETC., REQUIRED BY THE CITY SHALL BE INCIDENTAL TO THE GRADING CONTRACT.

3. EROSION AND SILTATION CONTROL (ESC): THE CONTRACTOR SHALL ASSUME COMPLETE RESPONSIBILITY FOR CONTROLLING ALL SILTATION AND EROSION OF THE PROJECT AREA. THE CONTRACTOR SHALL USE WHATEVER MEANS NECESSARY TO CONTROL THE EROSION AND SILTATION INCLUDING BUT NOT LIMITED TO: CATCH BASIN INSERTS, CONSTRUCTION ENTRANCES, EROSION CONTROL BLANKET, AND SILT FENCE. ESC SHALL COMMENCE WITH GRADING AND CONTINUE THROUGHOUT THE PROJECT UNTIL ACCEPTANCE OF THE WORK BY THE OWNER. THE CONTRACTOR'S RESPONSIBILITY INCLUDES ALL IMPLEMENTATION AS REQUIRED TO PREVENT EROSION AND THE DEPOSITING OF SILT. THE OWNER MAY DIRECT THE CONTRACTOR'S METHODS AS DEEMED FIT TO PROTECT PROPERTY AND IMPROVEMENTS. ANY DEPOSITION OF SILT OR MUD ON NEW OR EXISTING PAVEMENT OR IN EXISTING STORM SEWERS OR SWALES SHALL BE REMOVED AFTER EACH RAIN EVENT. AFFECTED AREAS SHALL BE CLEANED TO THE SATISFACTION OF THE OWNER, ALL AT THE EXPENSE OF THE CONTRACTOR. ALL TEMPORARY EROSION CONTROL SHALL BE REMOVED BY THE CONTRACTOR AFTER THE TURF IS ESTABLISHED.

4. ALL STREETS DISTURBED DURING WORKING HOURS MUST BE CLEANED AT THE END OF EACH WORKING DAY. A CONSTRUCTION ENTRANCE TO THE SITE MUST BE PROVIDED ACCORDING TO DETAILS TO REDUCE TRACKING OF DIRT ONTO PUBLIC STREETS.

5. PROPOSED PONDS SHALL BE EXCAVATED FIRST AND USED AS TEMPORARY PONDING DURING CONSTRUCTION.

6. WHEN INSTALLING END-OF-LINE FLARED END SECTIONS, BRING THE SILT FENCE UP & OVER THE FLARED END SECTIONS & COVER DISTURBED AREAS WITH RIP RAP. THE UPSTREAM FLARED END SECTIONS SHALL HAVE WOOD FIBER BLANKET INSTALLED ON THE DISTURBED SOILS.

7. ALL UNPAVED AREAS ALTERED DUE TO CONSTRUCTION ACTIVITIES MUST BE RESTORED WITH SEED AND MULCH, SOD, EROSION CONTROL BLANKET OR BE HARD SURFACE WITHIN 2 WEEKS OF COMPLETION OF CONSTRUCTION.

8. THE SITE MUST BE STABILIZED PER THE REQUIREMENTS OF THE MPCA, NPDES, MNDOT, AND CITY.

TEMPORARY (GREATER THAN 1-YEAR) SEED SHALL BE MNDOT SEED MIX 22-111 AT 30.5-POUNDS PER ACRE.

TEMPORARY (LESS THAN 1-YEAR) SEED SHALL BE MNDOT SEED MIX 21-112 (FALL) OR 21-111 (SPRING/SUMMER) AT 100-POUNDS PER ACRE

INFILTRATION/FILTRATION BASIN SHALL BE MNDOT SEED MIX 34-262 AT 14.5-POUNDS PER ACRE.

D. POND SLOPES SHALL BE MNDOT SEED MIX 33-261 AT 35-POUNDS PER ACRE.

GENERAL SEEDING SHALL BE MNDOT SEED MIX 25-151 AT 70-POUNDS PER ACRE.

MULCH SHALL BE MNDOT TYPE 1 APPLIED AT 2-TONS PER ACRE.

Α

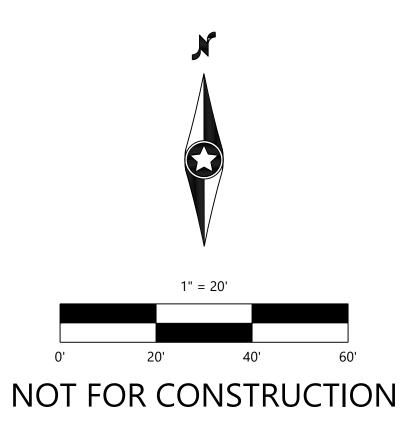
9. FOR AREAS WITH SLOPE OF 3:1 OR GREATER, RESTORATION WITH SOD OR EROSION CONTROL BLANKET IS REQUIRED.

10. ALL TEMPORARY STOCKPILES MUST HAVE SILT FENCE INSTALLED AROUND THEM TO TRAP SEDIMENT.

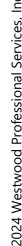
11. ALL PERMANENT PONDS USED AS TEMPORARY SEDIMENT BASINS DURING CONSTRUCTION SHALL BE DREDGED AFTER THE SITE HAS BEEN STABILIZED TO RESTORE THE POND TO THE PROPOSED BOTTOM ELEVATION.

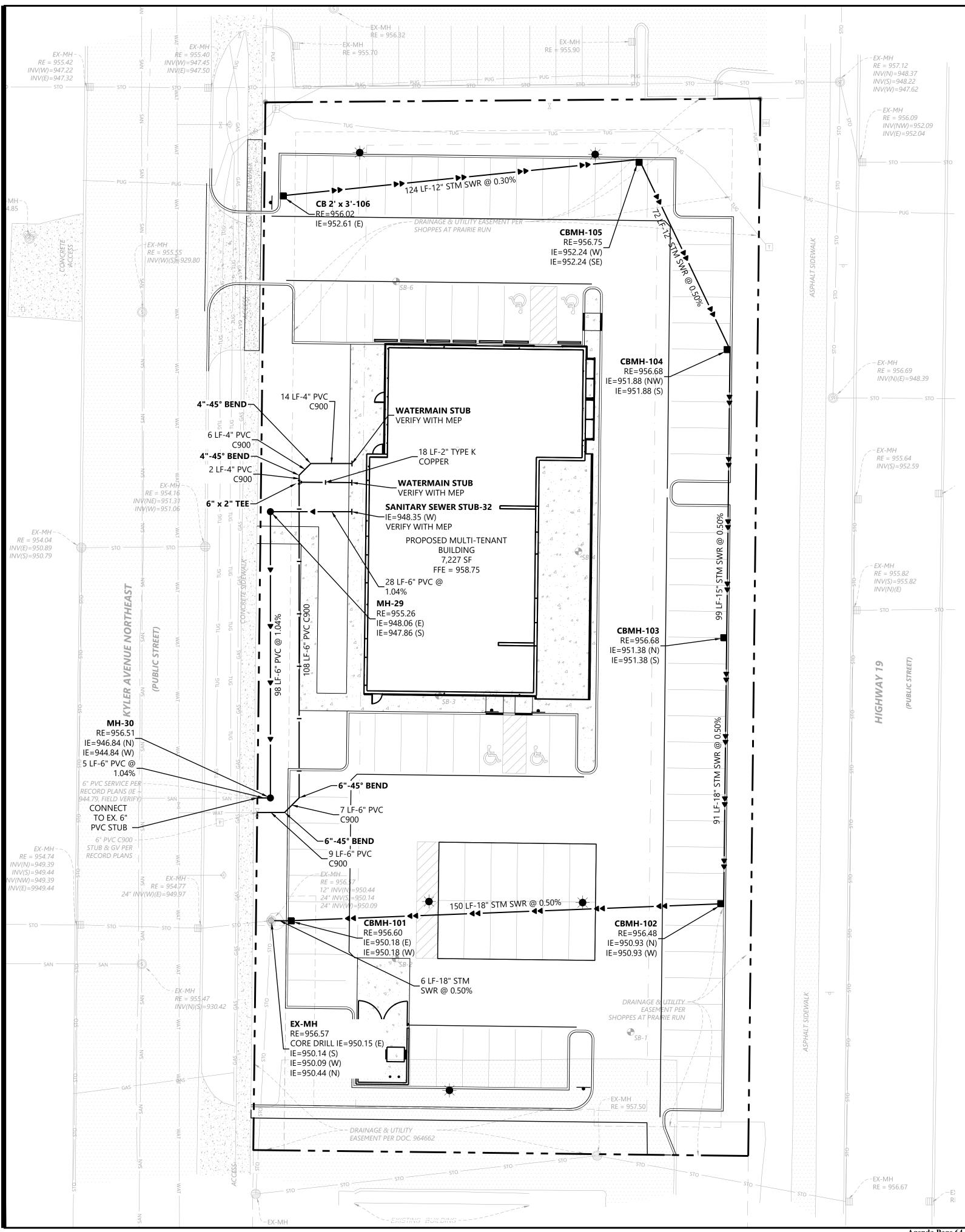
12. ALL CONSTRUCTION SHALL CONFORM TO LOCAL AND STATE RULES INCLUDING THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT REQUIREMENTS.

13. THE SITE MUST BE KEPT IN A WELL-DRAINED CONDITION AT ALL TIMES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR TEMPORARY DITCHES, PIPING OR OTHER MEANS REQUIRED TO INSURE PROPER DRAINAGE DURING CONSTRUCTION. LOW POINTS IN ROADWAYS OR BUILDING PADS MUST BE PROVIDED WITH A POSITIVE OUTFLOW.

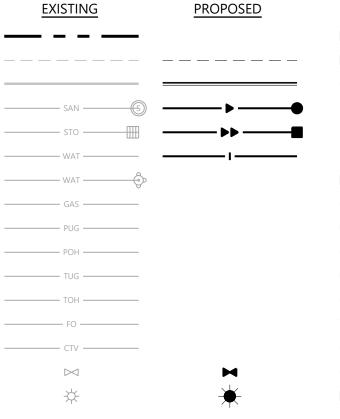








UTILITY LEGEND



PROPERTY LINE EASEMENT LINE CURB AND GUTTER SANITARY SEWER STORM SEWER WATER MAIN HYDRANT GAS UNDERGROUND ELECTRIC OVERHEAD ELECTRIC UNDERGROUND TELEPHONE OVERHEAD TELEPHONE **TELEPHONE FIBER OPTIC** CABLE TELEVISION GATE VALVE LIGHT POLE

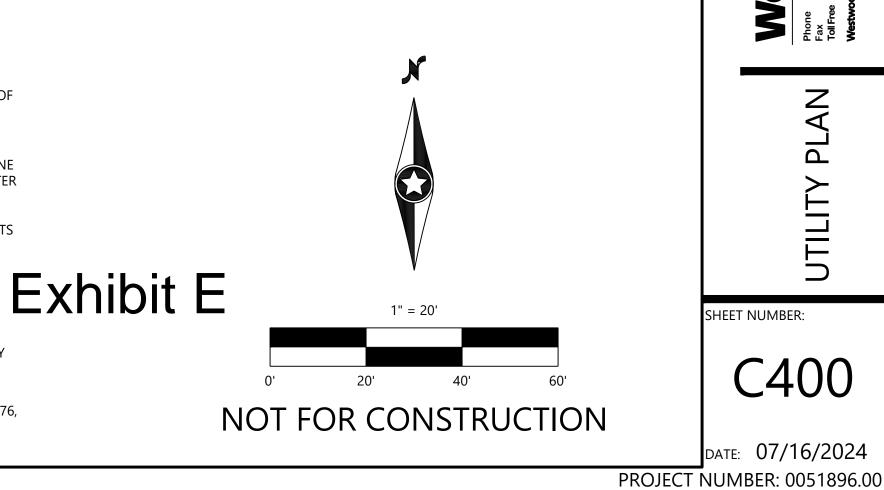
GENERAL UTILITY NOTES

- THE CONTRACTOR IS SPECIFICALLY CAUTIONED THAT THE LOCATION AND/OR ELEVATION OF EXISTING UTILITIES AS SHOWN ON THESE PLANS ARE BASED ON RECORDS OF THE VARIOUS UTILITY COMPANIES AND LIMITED MEASUREMENTS TAKEN IN THE FIELD. THE INFORMATION SHALL NOT BE RELIED ON AS BEING EXACT OR COMPLETE. THE CONTRACTOR SHALL VERIFY EXISTING CONDITIONS PRIOR TO CONSTRUCTION AND NOTIFY THE OWNER OR ENGINEER OF DISCREPANCIES.
- 2. ALL SANITARY SEWER, STORM SEWER AND WATER MAIN MATERIAL AND INSTALLATIONS SHALL BE PER CITY REQUIREMENTS, MINNESOTA PLUMBING CODE, AND IN ACCORDANCE WITH THE CURRENT EDITION OF "STANDARD SPECIFICATIONS FOR WATER MAIN AND SERVICE LINE INSTALLATION AND SANITARY SEWER AND STORM SEWER INSTALLATION" AS PREPARED BY THE CITY ENGINEERS ASSOCIATION OF MINNESOTA.
- 3. PRIOR TO CONSTRUCTION, THE CONTRACTOR SHALL OBTAIN THE NECESSARY FEDERAL, STATE AND LOCAL PERMITS FOR THE PROPOSED WORK OR VERIFY WITH THE OWNER OR ENGINEER THAT PERMITS HAVE BEEN OBTAINED. PERMIT FEES SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR UNLESS OTHERWISE ARRANGED WITH THE OWNER.
- 4. CONTRACTOR SHALL REFER TO ARCHITECTURAL PLANS FOR EXACT LOCATION AND DIMENSIONS OF DOORWAYS, RAMPS, TRUCK DOCKS, PRECISE BUILDING DIMENSIONS AND EXACT BUILDING UTILITY CONNECTION LOCATIONS.
- 5. ALL PRIVATE LARGE UTILITIES SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE SPECIFICATIONS OF THE LOCAL JURISDICTION AND MINNESOTA PLUMBING CODE. ALL SMALL / DRY UTILITIES SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE SPECIFICATIONS OF THE APPROPRIATE UTILITY COMPANY. THE CONTRACTOR SHALL COORDINATE THE SERVICE LINE CONSTRUCTION WITH THE UTILITY COMPANIES.
- CONTRACTOR SHALL OBTAIN ALL NECESSARY CITY PERMITS FOR UTILITY CONNECTIONS, AND UTILITIES SHALL BE INSPECTED AND APPROVED BY THE CITY. THE CITY SHALL BE NOTIFIED 48-HOURS PRIOR TO COMMENCING WITH THE UTILITY CONSTRUCTION OR ANY REQUIRED TESTING. CONTRACTOR SHALL NOT OPERATE, INTERFERE WITH, CONNECT ANY PIPE OR HOSE TO, OR TAP ANY WATER MAIN BELONGING TO THE CITY UNLESS DULY AUTHORIZED TO DO SO BY THE CITY. ANY ADVERSE CONSEQUENCES OF SCHEDULED OR UNSCHEDULED DISRUPTIONS OF SERVICE TO THE PUBLIC ARE TO BE THE RESPONSIBILITY OF THE CONTRACTOR.
- 7. WATER MAIN LENGTHS AS SHOWN ARE APPROXIMATE HORIZONTAL LENGTHS. ALLOW FOR ADDITIONAL PIPE WHEN INSTALLING ON SLOPES OR WHEN DEFLECTIONS ARE REQUIRED. THE JOINT DEFLECTIONS SHALL NOT EXCEED THE MAXIMUM RECOMMENDED BY THE PIPE MANUFACTURER OR BY LOCAL GOVERNING SPECIFICATIONS. FITTINGS REQUIRED TO CONSTRUCT WATER MAIN SHALL BE INCLUDED IN WATER MAIN CONSTRUCTION.
- 8. PROVIDE WATER MAIN THRUST RESTRAINTS PER CITY STANDARD REQUIREMENTS.
- 9. A MINIMUM VERTICAL SEPARATION OF 18 INCHES IS REQUIRED AT ALL WATER LINE CROSSINGS WITH SANITARY SEWER OR STORM SEWER AND WATER LINES SHALL CROSS ABOVE ANY SEWER. IF THIS IS NOT ACHIEVABLE, SANITARY AND STORM SEWER SHALL BE CONSTRUCTED OF A MATERIAL APPROVED FOR USE WITHIN A BUILDING AND AS LISTED IN TABLE 701.2 OF THE MINNESOTA PLUMBING CODE. THE WATER LINE SHALL NOT HAVE JOINTS OR CONNECTION WITHIN 10-FEET OF THE CROSSING. INSULATE CROSSINGS WITH STORM SEWER.
- 10. UTILITY SERVICES TYPICALLY TERMINATE 5' OUTSIDE BUILDING WALL UNLESS OTHERWISE SHOWN OR NOTED.
- 11. DUCTILE IRON WATER LINES SHALL BE CLASS 52, PER AWWA C115 OR C151. COPPER WATER LINES SHALL BE TYPE K PER ASTM B88. PVC WATER LINES SHALL BE PER AWWA C900 AND INSTALLED PER AWWA C605 IF ALLOWED BY CITY.
- 12. ALL WATER LINES SHALL HAVE 8' MINIMUM COVER. INSULATE WATER MAIN IF LESS THAN 8' OF COVER. INSULATION SHALL BE DOW STYROFOAM HI BRAND 35 OR EQUIVALENT, WITH 4 INCHES OF THICKNESS.
- 13. SANITARY SEWER PIPE OUTSIDE THE BUILDING ENVELOPE AND NOT WITHIN 10' OF WATER LINE SHALL BE POLYVINYL CHLORIDE (PVC) SDR 35 OR 26. SDR 26 IS REQUIRED FOR DEPTHS GREATER THAN 15 FEET. SANITARY AND STORM SEWER PIPE WITHIN 10 FEET OF THE BUILDING AND UNDER FOOTINGS, AND WITHIN10 FEET OF WATER LINE SHALL BE SCHEDULE 40 PER ASTM D2665. ALL PLASTIC SANITARY SEWER SHALL BE INSTALLED PER D2321. SOLVENT WELD JOINTS MUST INCLUDE USE OF A PRIMER WHICH IS OF A CONTRASTING COLOR TO THE PIPE AND CEMENT. ALL SANITARY SEWER SHALL BE TESTED ACCORDING TO MINNESOTA PLUMBING CODE, PART 712.0.
- 14. STORM SEWER PIPE:
 - A. RCP AND HDPE PIPE MAY BE INSTALLED WITH APPROVAL OF LOCAL GOVERNING AGENCY OR MN DEPARTMENT OF LABOR .
 - B. REINFORCED CONCRETE PIPE SHALL BE CLASS 5 FOR PIPE DIAMETERS 18" AND SMALLER, CLASS 3 FOR PIPE DIAMETERS 21" AND LARGER UNLESS OTHERWISE NOTED, PER ASTM C76, WITH GASKETS PER ASTM C443.

Agenda Page 64

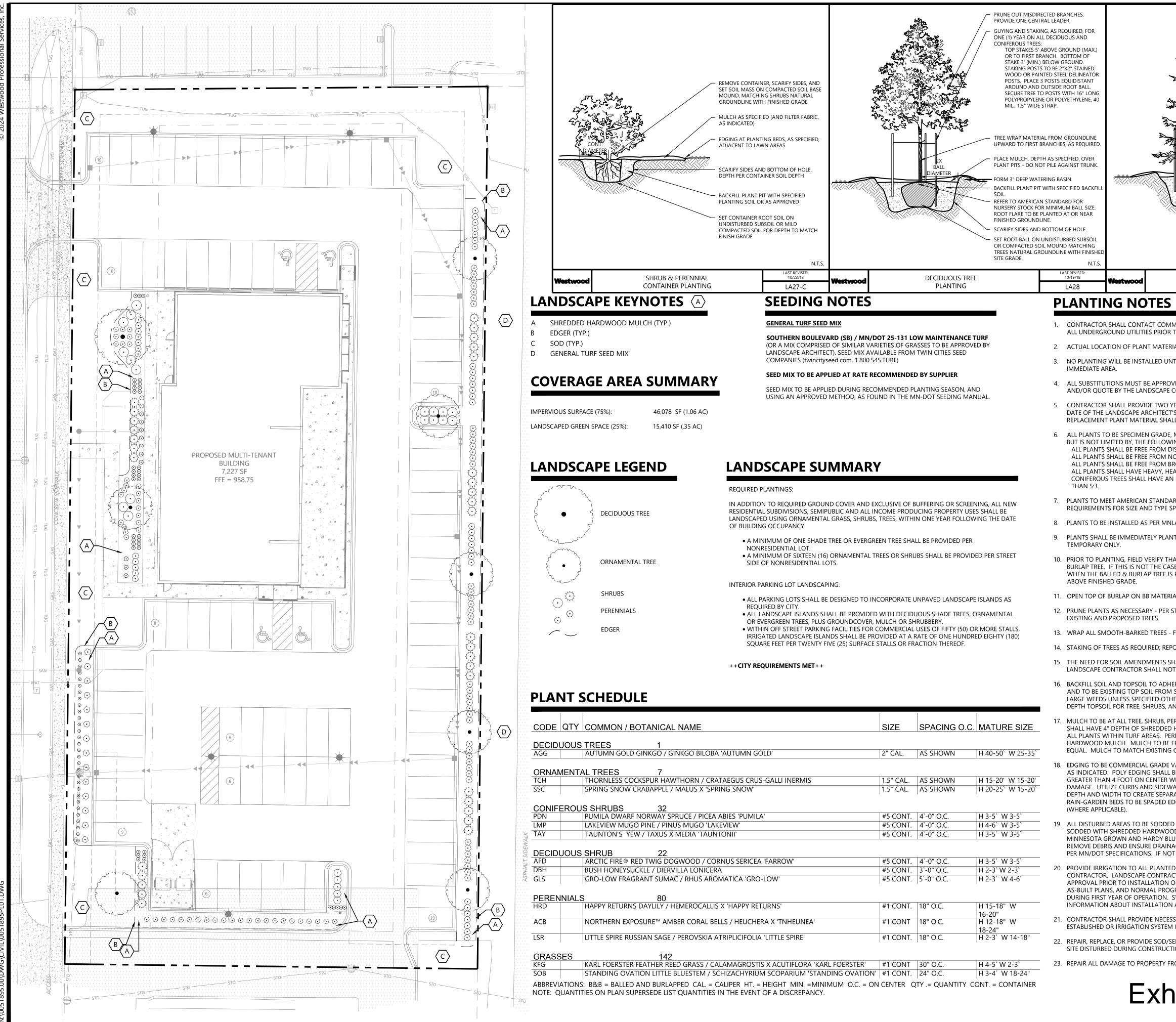
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- C. HDPE STORM PIPE 4- TO 10-INCHES IN DIAMETER SHALL MEET REQUIREMENTS OF AASHTO M252. HDPE STORM PIPE 12- TO 60-INCHES IN DIAMETER SHALL MEET REQUIREMENTS OF ASTM F2306. FITTINGS SHALL BE PER ASTM D3212 AND INSTALLED PER ASTM D2321.
- D. PVC STORM SEWER PIPE AND FITTINGS SHALL BE SCHEDULE 40 PIPE PER ASTM D2665 AND INSTALLED PER ASTM D2321.
- E. CORRUGATED METAL PIPE (CMP) FOR SIZES 18- TO 120-INCH AND MUST MEET ASTM A760 OR ASTM A796 AND BE INSTALLED PER ASTM A798. CMP MAY NOT BE INSTALLED WITHIN 10-FEET OF A WATERMAIN, WATER SERVICE, OR A BUILDING.
- F. ALL STORM SEWER JOINTS AND STRUCTURE CONNECTIONS SHALL BE GASTIGHT OR WATERTIGHT AS REQUIRED BY MINNESOTA PLUMBING CODE, PART 707.3. STORM SEWER LOCATED WITHIN 10-FEET OF A BUILDING AND/OR WATER LINE SHALL BE TESTED PER MINNESOTA PLUMBING CODE, PART 712.
- 15. ALL NONCONDUCTIVE PIPE SHALL BE INSTALLED WITH A LOCATE (TRACER) WIRE PER MINNESOTA PLUMBING CODE 604.10.1.
- 16. POST INDICATOR VALVES SHALL BE CLOW F-5750 (OR EQUIVALENT) MEETING AWWA STANDARD C509 AND CITY STANDARDS. VALVE TO BE MECHANICAL JOINT RESILIENT WEDGE GATE VALVE. POST TO BE ADJUSTABLE FOR 8 FEET WATER MAIN DEPTH. THE ELECTRICAL ALARM SWITCH SHALL BE PART NO. PCVS2 (OR EQUIVALENT).
- 17. AFTER CONSTRUCTION IS COMPLETED, THE CONTRACTOR SHALL PROVIDE THE OWNER WITH AN AS-BUILT RECORD OF UTILITY CONSTRUCTION. THE AS-BUILT SHALL INCLUDE LOCATION AND LENGTH DEVIATIONS OR CHANGES TO THE PLAN. CONTRACTOR TO VERIFY WITH OWNER OR ENGINEER WHETHER A PLAN WITH POST-CONSTRUCTION ELEVATIONS IS REQUIRED.
- 18. ALL MANHOLE CASTINGS IN PAVED AREAS SHALL BE SUMPED 0.05 FEET. RIM ELEVATIONS ON PLAN REFLECT THE SUMPED ELEVATIONS.
- 19. ALL CATCH BASIN CASTINGS IN CURB SHALL BE SUMPED 0.15 FEET AND MANHOLE CASTINGS IN PAVED AREAS SHALL BE SUMPED 0.05 FEET. RIM ELEVATIONS ON PLAN REFLECT THE SUMPED ELEVATIONS.





DATE: 07/16/2024



SURFACE (75%):	
GREEN SPACE (25%)	

QTY COMMON / BOTANICAL NAME	SIZE	SPACING O.C.	MATURE SIZE
IOUS TREES 1			
AUTUMN GOLD GINKGO / GINKGO BILOBA 'AUTUMN GOLD'	2" CAL.	AS SHOWN	H 40-50` W 25-35`
ENTAL TREES 7	- -		
THORNLESS COCKSPUR HAWTHORN / CRATAEGUS CRUS-GALLI INERMIS	1.5" CAL.	AS SHOWN	H 15-20' W 15-20'
SPRING SNOW CRABAPPLE / MALUS X 'SPRING SNOW'	1.5" CAL.	AS SHOWN	H 20-25` W 15-20`
ROUS SHRUBS 32			
PUMILA DWARF NORWAY SPRUCE / PICEA ABIES 'PUMILA'	#5 CONT.	4`-0" O.C.	H 3-5` W 3-5`
LAKEVIEW MUGO PINE / PINUS MUGO 'LAKEVIEW'	#5 CONT.	4`-0" O.C.	H 4-6`W 3-5`
TAUNTON'S YEW / TAXUS X MEDIA 'TAUNTONII'	#5 CONT.	4`-0" O.C.	H 3-5` W 3-5`
IOUS SHRUB 22			
ARCTIC FIRE [®] RED TWIG DOGWOOD / CORNUS SERICEA 'FARROW'	#5 CONT.	4`-0" O.C.	H 3-5` W 3-5`
BUSH HONEYSUCKLE / DIERVILLA LONICERA	#5 CONT.	3`-0" O.C.	H 2-3` W 2-3`
GRO-LOW FRAGRANT SUMAC / RHUS AROMATICA 'GRO-LOW'	#5 CONT.	5`-0" O.C.	H 2-3` W 4-6`
NIALS 80			
HAPPY RETURNS DAYLILY / HEMEROCALLIS X 'HAPPY RETURNS'	#1 CONT.	18" O.C.	H 15-18" W 16-20"
NORTHERN EXPOSURE™ AMBER CORAL BELLS / HEUCHERA X 'TNHEUNEA'	#1 CONT	18" O.C.	H 12-18" W 18-24"
LITTLE SPIRE RUSSIAN SAGE / PEROVSKIA ATRIPLICIFOLIA 'LITTLE SPIRE'	#1 CONT.	18" O.C.	H 2-3` W 14-18"
ES 142			
KARL FOERSTER FEATHER REED GRASS / CALAMAGROSTIS X ACUTIFLORA 'KARL FOERSTER'	#1 CONT	30" O.C.	H 4-5` W 2-3`
STANDING OVATION LITTLE BLUESTEM / SCHIZACHYRIUM SCOPARIUM 'STANDING OVATION'	#1 CONT.	24" O.C.	H 3-4`W 18-24"

- 4. ALL SUBSTITUTIONS MUST BE APPROV AND/OR QUOTE BY THE LANDSCAPE C
- DATE OF THE LANDSCAPE ARCHITECT' REPLACEMENT PLANT MATERIAL SHAL
- BUT IS NOT LIMITED BY, THE FOLLOWI ALL PLANTS SHALL BE FREE FROM DI ALL PLANTS SHALL BE FREE FROM NO ALL PLANTS SHALL BE FREE FROM BR ALL PLANTS SHALL HAVE HEAVY, HEA CONIFEROUS TREES SHALL HAVE AN
- REQUIREMENTS FOR SIZE AND TYPE SF

- BURLAP TREE. IF THIS IS NOT THE CAS WHEN THE BALLED & BURLAP TREE IS F
- 11. OPEN TOP OF BURLAP ON BB MATERIA
- 12. PRUNE PLANTS AS NECESSARY PER S

- AND TO BE EXISTING TOP SOIL FROM LARGE WEEDS UNLESS SPECIFIED OTH
- SHALL HAVE 4" DEPTH OF SHREDDED ALL PLANTS WITHIN TURF AREAS. PER HARDWOOD MULCH. MULCH TO BE F EQUAL. MULCH TO MATCH EXISTING
- AS INDICATED. POLY EDGING SHALL B GREATER THAN 4 FOOT ON CENTER W DAMAGE. UTILIZE CURBS AND SIDEWA DEPTH AND WIDTH TO CREATE SEPARA RAIN-GARDEN BEDS TO BE SPADED ED
- SODDED WITH SHREDDED HARDWOO MINNESOTA GROWN AND HARDY BLU REMOVE DEBRIS AND ENSURE DRAINA PER MN/DOT SPECIFICATIONS. IF NOT
- CONTRACTOR. LANDSCAPE CONTRAC APPROVAL PRIOR TO INSTALLATION C AS-BUILT PLANS, AND NORMAL PROG INFORMATION ABOUT INSTALLATION A
- ESTABLISHED OR IRRIGATION SYSTEM
- SITE DISTURBED DURING CONSTRUCTION

Exh

24 cz	 PRUNE OUT MISDIRECTED BRANCHES. PROVIDE ONE CENTRAL LEADER. GUYING AND STAKING, AS REQUIRED, FOR ONE (1) YEAR ON ALL DECIDUOUS AND CONIFEROUS TREES: 	Call 48 Hours before digging: 811 or call811.com Common Ground Alliance):
	TOP STAKES 5' ABOVE GROUND (MAX.) OR TO FIRST BRANCH. BOTTOM OF STAKE 3' (MIN.) BELOW GROUND. STAKING POSTS TO BE 2"X2" STAINED WOOD OR PAINTED STEEL DELINEATOR POSTS. PLACE 3 POSTS EQUIDISTANT AROUND AND OUTSIDE ROOT BALL. SECURE TREE TO POSTS WITH 16" LONG POLYPROPYLENE OR POLYETHYLENE, 40 MIL., 1.5" WIDE STRAP.	Common Ground Alliance	DESIGNED: CHECKED: DRAWN: HORIZONTAL VERTICAL SCA
ZXBALL DIAMETER	PLACE MULCH, DEPTH AS SPECIFIED, OVER PLANT PITS - DO NOT PILE AGAINST TRUNK.		07/16/2024
	 FORM 3" DEEP WATERING BASIN. BACKFILL PLANT PIT WITH SPECIFIED BACKFILL SOIL. REFER TO AMERICAN STANDARD FOR NURSERY STOCK FOR MINIMUM BALL SIZE. ROOT FLARE TO BE PLANTED AT OR NEAR FINISHED GROUNDLINE. 		INITIAL ISSUE: REVISIONS:
	 SCARIFY SIDES AND BOTTOM OF HOLE. SET ROOT BALL ON UNDISTURBED SUBSOIL OR COMPACTED SOIL MOUND MATCHING TREES NATURAL GROUNDLINE WITH FINISHED SITE GRADE. N.T.S. 		GREEN STE. 110 SOTA 55014
EVERGREEN TREE PLANTING	10/19/18 LA29		DR: EN & GR ILLAGE DR STE. ES, MINNESOTA
TO INSTALLATION OF ANY PLANT AL IS SUBJECT TO FIELD AND SITE		OF	PREPARED FC THIEL
ED BY THE LANDSCAPE ARCHITE CONTRACTOR.	CT PRIOR TO SUBMISSION OF ANY BID		RED BY ME R THE LAWS 44018
S OR OWNER'S WRITTEN ACCEPT. L HAVE A ONE YEAR GUARANTEE MINNESOTA-GROWN AND/OR H. NG STANDARDS: SEASE, PESTS, WOUNDS, SCARS, F DTICEABLE GAPS, HOLES, OR DEFO OKEN OR DEAD BRANCHES. ALTHY BRANCHING AND LEAFING	COMMENCING UPON PLANTING. ARDY. SPECIMEN GRADE SHALL ADHERE ETC. DRMITIES.	TO,	I HEREBY CERTIFY THAT THIS PLAN WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LANDSCAPE ARCHITECT UNDER THE LAWS OF THE STATE OF MINNESOTA JEFF WESTENDORF 07/16/2024 LICENSE NO. 44018
PECIFIED.	50.1-2014 OR MOST CURRENT VERSION)		
A & ANSI STANDARD PLANTING TED UPON ARRIVAL AT SITE. PRC	PRACTICES. PERLY HEEL-IN MATERIALS IF NECESSARY	;	R ⊼ N N
E, SOIL SHALL BE REMOVED DOW	R IS LOCATED AT THE TOP OF THE BALLEI 'N TO THE ROOT COLLAR/ROOT FLAIR. OT FLAIR SHALL BE EVEN OR SLIGHTLY	D &	I SENO TAUR¢ ERTVILLE,
	ANTS; SPLIT AND BREAK APART PEAT POT ND TO CORRECT POOR BRANCHING OF	S.	SI RES ALBI
ASTEN TOP AND BOTTOM. REM			
	SOIL CONDITIONS PRIOR TO PLANTING.		Suite #300
RE TO MN/DOT STANDARD SPEC SITE FREE OF ROOTS, ROCKS LAR(THE NEED OF ANY SOIL AMENDMENTS. IFICATION 3877 (SELECT TOPSOIL BORRO GER THAN ONE INCH, SUBSOIL DEBRIS, AI PSOIL FOR ALL LAWN GRASS AREAS AND	ND	1 2701 Whitewater Drive, Su Minnetonka, MN 55343 westwoodps.com es, Inc.
HARDWOOD MULCH. SHREDDED ENNIAL AND ORNAMENTAL GRA	REAS. TREE AND SHRUB PLANTING BEDS HARDWOOD MULCH TO BE USED AROU SS BEDS SHALL HAVE 2" DEPTH SHREDDE AND NATURAL COLORED, OR APPROVED E).		1100000000000000000000000000000000000
BE PLACED WITH SMOOTH CURVE ITH BASE OF TOP BEAD AT GRAD ALKS FOR EDGING WHERE POSSIE ATION BETWEEN MULCH AND GR	R EQUAL) POLY EDGING OR SPADED EDG S AND STAKED WITH METAL SPIKES NO E, FOR MOWERS TO CUT ABOVE WITHOU BLE. SPADED EDGE TO PROVIDE V-SHAPE ASS. INDIVIDUAL TREE, SHRUB, OR EDGING TO MATCH EXISTING CONDITIO	Т Э	Phone (952) 937-5150 12 Fax (952) 937-5150 with the text of the text of text
D MULCH AROUND ALL TREES AN JEGRASS MIX, FREE OF LAWN WEI GE. SLOPES OF 3:1 OR GREATER	NOTED. PARKING LOT ISLANDS TO BE ND SHRUBS. SOD TO BE STANDARD EDS. ALL TOPSOIL AREAS TO BE RAKED TO SHALL BE STAKED. SEED AS SPECIFIED AN N, SEE EROSION CONTROL PLAN.	N 77	APE
TOR TO PROVIDE SHOP DRAWIN F IRRIGATION SYSTEM. CONTRA RAMMING. SYSTEM SHALL BE W SYSTEM SHALL HAVE ONE-YEAR V	STEM TO BE DESIGN/BUILD BY LANDSCAF GS TO LANDSCAPE ARCHITECT FOR CTOR TO PROVIDE OPERATION MANUALS INTERIZED AND HAVE SPRING STARTUP VARRANTY ON ALL PARTS AND LABOR. A INED FROM THE GENERAL CONTRACTOR.	5, LL	ANDSC/ PLAN
ED AS REQUIRED FOR ANY ROAD	RIALS UNTIL THE PLANT IS FULLY NOT PROVIDE WATER FOR CONTRACTOR WAY BOULEVARD AREAS ADJACENT TO T		
ON. OM PLANTING OPERATIONS AT N	NO COST TO OWNER.	1" = 20'	
ibit F	0'	20' 40' 60'	SHEET NUMBER: L100 DATE: 07/16/2024
	NOT FOR CO	ONSTRUCTION	DATE: 07/16/2024

PROJECT NUMBER: 0051896.00

ZONING INFORMATION (B-2)

ZONED: <u>B-2, LIMITED BUSINESS DISTRICT + COMMERCIAL PUD OVERLAY</u> <u>CONDITIONAL USE:</u> RESTAURANTS WITHOUT DRIVE-THRU SERVICES BUILDING STANDARDS - MAX HEIGHT 35'-0"

PARKING REQUIREMENTS

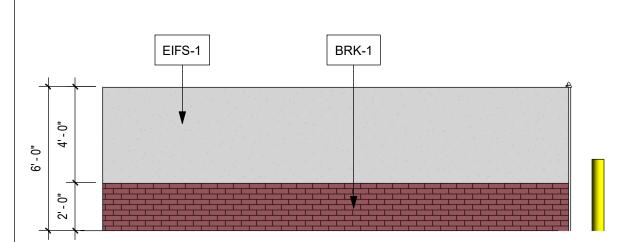
SIZE - 9'X20' SPACE DIMENSIONS, MIN - 24' 2-WAY DRIVE AISLES

RESTAURANT - AT LEAST 1 SPACE FOR EACH 40 SQUARE FEET OF GROSS FLOOR AREA OF DINING AND BAR AREA AND 1 SPACE FOR EACH 80 SQUARE FEET OF KITCHEN AREA

2928 / 40 = 73.2 STALLS (DINING) 1518 / 80 = 18.97 STALLS

TOTAL = 92.175 STALLS (INCLUDING 4 ADA STALLS); 96 PROVIDED

RETAIL - AT LEAST 8 SPACES OR 1 SPACE FOR EACH 200 SQUARE FEET DEVOTED TO PUBLIC SALES OR SERVICE, PLUS 1 SPACE FOR EACH 500 SQUARE FEET OF STORAGE AREA; OR AT LEAST 8 SPACES OR 1 SPACE FOR EACH EMPLOYEE ON THE MAXIMUM SHIFT, WHICHEVER IS APPROPRIATE



2 TYP TRASH ENCLOSURE WALL 1/4" = 1'-0" 1100.4: BUILDING TYPE AND CONSTRUCTION: A. EXTERIOR MATERIALS: NO GALVANIZED OR UNFINISHED STEEL, GALVALUM OR

UNFINISHED ALUMINUM BUILDINGS (WALLS OR ROOFS), EXCEPT THOSE SPECIFICALLY INTENDED TO HAVE A CORROSIVE DESIGNED FINISH SUCH AS CORTEN STEEL, SHALL BE PERMITTED IN ANY ZONING DISTRICT, EXCEPT IN ASSOCIATION WITH FARMING OPERATIONS OR AS ALLOWED BY SECTION 1000.4 OF THIS ORDINANCE. B. ARCHITECTURE AND AESTHETICS: BUILDINGS IN ALL ZONING DISTRICTS SHALL MAINTAIN A HIGH STANDARD OF ARCHITECTURAL AND AESTHETIC COMPATIBILITY WITH SURROUNDING PROPERTIES TO ENSURE THAT THEY WILL NOT ADVERSELY IMPACT THE PROPERTY VALUES OF THE ABUTTING PROPERTIES OR ADVERSELY IMPACT THE PUBLIC HEALTH, SAFETY, AND GENERAL WELFARE. C. EXTERIOR FINISHES: EXTERIOR BUILDING FINISHES SHALL CONSIST OF MATERIALS COMPARABLE IN GRADE AND QUALITY TO THE FOLLOWING:

BRICK.
 NATURAL STONE.

3. DECORATIVE CONCRETE BLOCK.

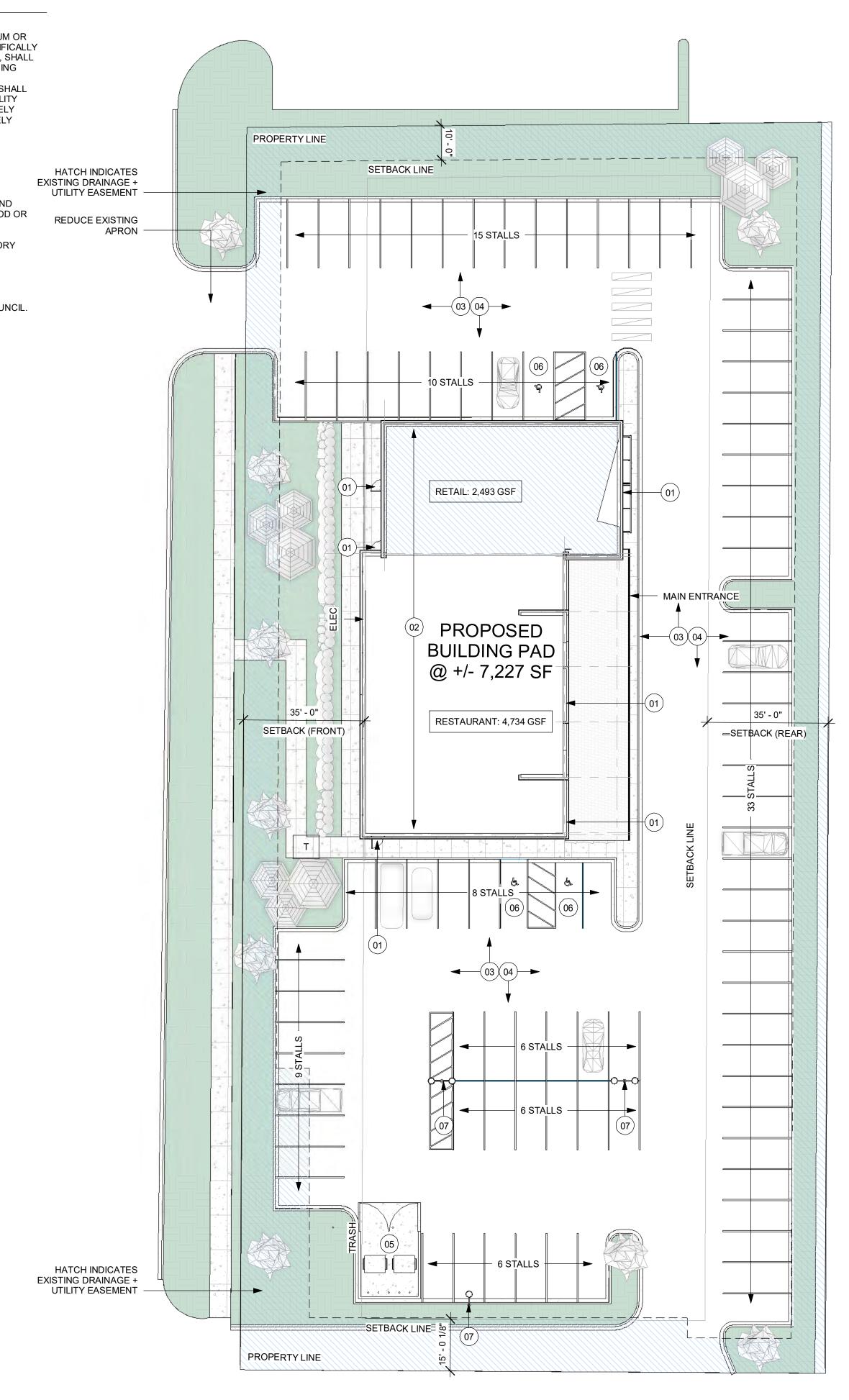
 CAST IN PLACE CONCRETE OR PRECAST CONCRETE PANELS.
 WOOD, PROVIDED THE SURFACES ARE FINISHED FOR EXTERIOR USE AND WOOD OF PROVEN EXTERIOR DURABILITY IS USED, SUCH AS CEDAR, REDWOOD OR CYPRESS.

6. CURTAIN WALL PANELS OF STEEL, FIBERGLASS AND ALUMINUM (NONSTRUCTURAL, NONLOAD BEARING), PROVIDED SUCH PANELS ARE FACTORY FABRICATED AND FINISHED WITH A DURABLE NONFADE SURFACE, AND THEIR FASTENERS ARE OF A CORROSION RESISTANT DESIGN.

GLASS CURTAIN WALL PANELS.
 STUCCO.

9. VINYL.

10. OTHER MATERIALS DETERMINED TO BE ACCEPTABLE BY THE CITY COUNCIL.



GENERAL SITE PLAN NOTES

- 1. ARCHTIECTURAL SITE PLAN IS FOR REFERENCE ONLY CIVIL ENGINEERING IS A DEFERRED SUBMITTAL PROVIDED BY THE OWNER AS NEEDED; NOT IN CONTRACT
- 2. ALL GROUND MOUNTED EQUIPMENT SHALL BE SCREENED FROM PUBLIC VIEW TYPICAL
- ALL SIGNAGE SHOWN FOR REFERENCE ONLY PROVIDED BY OTHERS UNDER A DEFERRED SUBMITTAL
 ALL EXTERIOR LIGHTING SHOWN FOR REFERENCE ONLY - REFER TO DESIGN-BUILD ELECTRICAL DRAWINGS FOR ADD. INFO. - REFER TO EXTERIOR
- ELEVATIONS FOR BUILDING MOUNTED FIXTURES COORDINATE FINAL LOCATIONS WITH OWNER IN FIELD PRIOR TO INSTALLATION
 GC TO VERIFY THAT ALL ENTRANCE LANDINGS ARE FLUSH WITH FINISHED
- FLOOR AND PATCH/ REPAIR AS REQUIRED
 6. GC TO VERIFY THAT ALL PAVED SURFACES ADJACENT TO THE BUILDING SLOPE AWAY TO PROVIDE POSITIVE DRAINAGE

SITE PLAN KEYNOTES

01	BUILDING ENTRY/ EXIT STOOP LOCATION - REFER TO STRUCT. TYPICAL STOOP DETAIL FOR ADD. INFO - SLOPE AWAY FROM BLDG AT MAX 2% - MAINTAIN ADA REQ. PER 2020 MAC
02	BUILDING FOOTPRINT - REFER TO PLAN SET FOR ADD INFO
03	REFER TO CIVIL DWGS FOR EXTENTS OF LANDSCAPING - SHOWN FOR REFERENCE ONLY
04	SEE CIVIL DWGS FOR MODIFICATION OF EXISTING SITE
05	TRASH ENCLOSURE - SEE 051 FOR ADD INFO
06	ACCESSIBLE STALL - SEE CIVIL DWGS FOR ADD INFO
07	LIGHT POLE LOCATIONS - REFER TO ELEC DWGS - GC TO PROVIDE

LIGHT POLE LOCATIONS - REFER TO ELEC DWGS - GC TO PROVIDE POWER AS REQ - SHOWN AS REFERENCE

CITY STAMP AREA **THIELEN & GREEN** 7455 VILLAGE DRIVE, SUITE #110 LINO LAKES, MN 55014 763-553-7927 WWW.TANDGARCH.COM ORTIZ FAMILY RESTAURANTS 5292 KYLER AVE NE ALBERTVILLE, MN 55301 218-204-0528 ORTIZRESTAURANTS@HOTMAIL.COM E NE 55301 U Z MEXI AVE MN 5 5292 KYLER / ALBERTVILLE, 2 SENO 5 Ш S ISSUE DATE CONCEPTUAL DESIGN 01/09/2024 SCHEMATIC DESIGN 07/02/2024 PLANNING & ZONING SUBMITTAL 07/16/2024 TBD PERMIT & BID SET FOR CONSTRUCTION TBD PRELIMINARY NOT FOR CONSTRUCTION **REVISION SCHEDULE** DATE NO. DESCRIPTION **ARCHITECTURAL SITE PLAN** Project Number 286_2024 Date 06/26/2024 Drawn By KPG Checked By KMT **A050**

Scale

As indicated

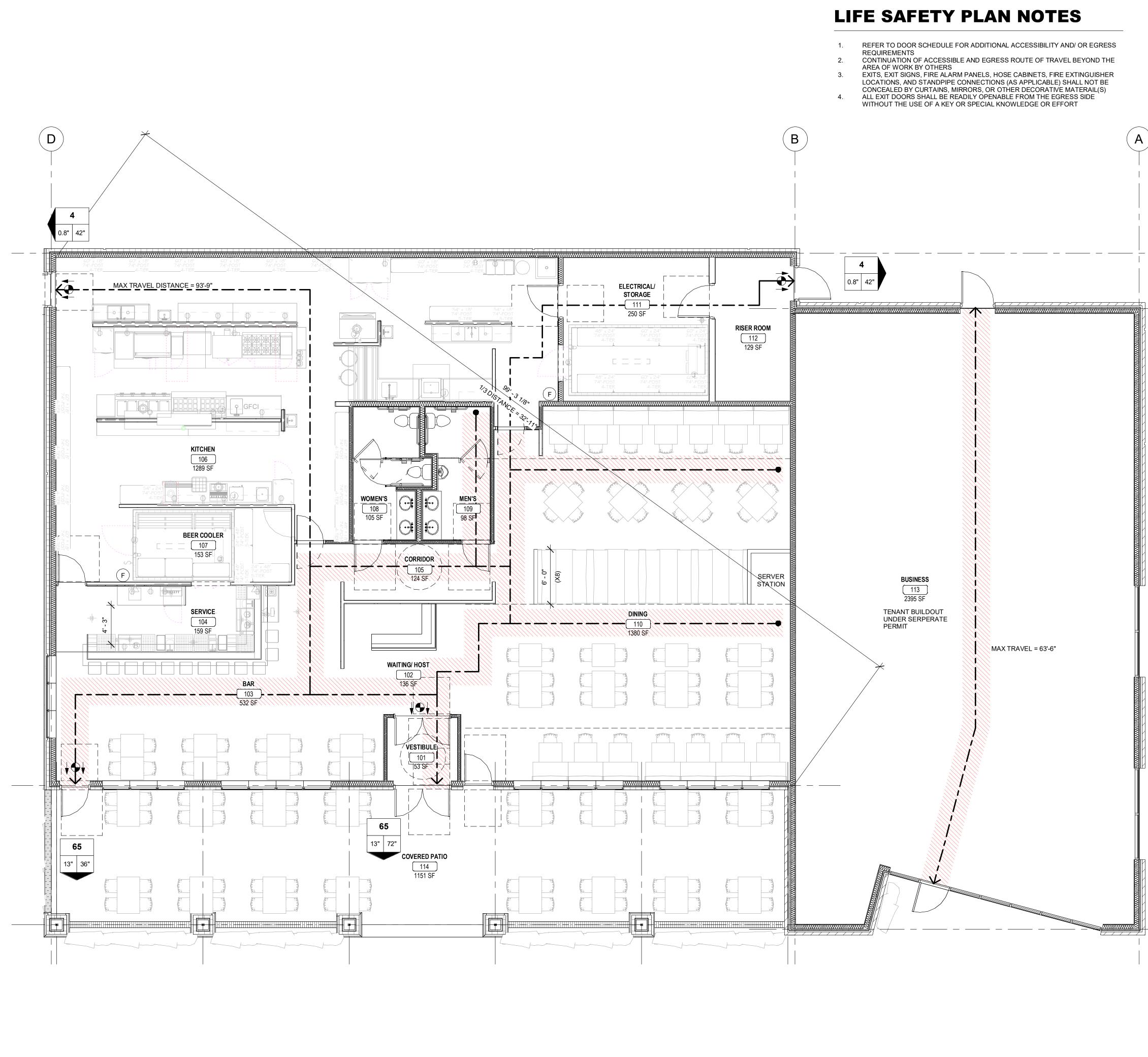
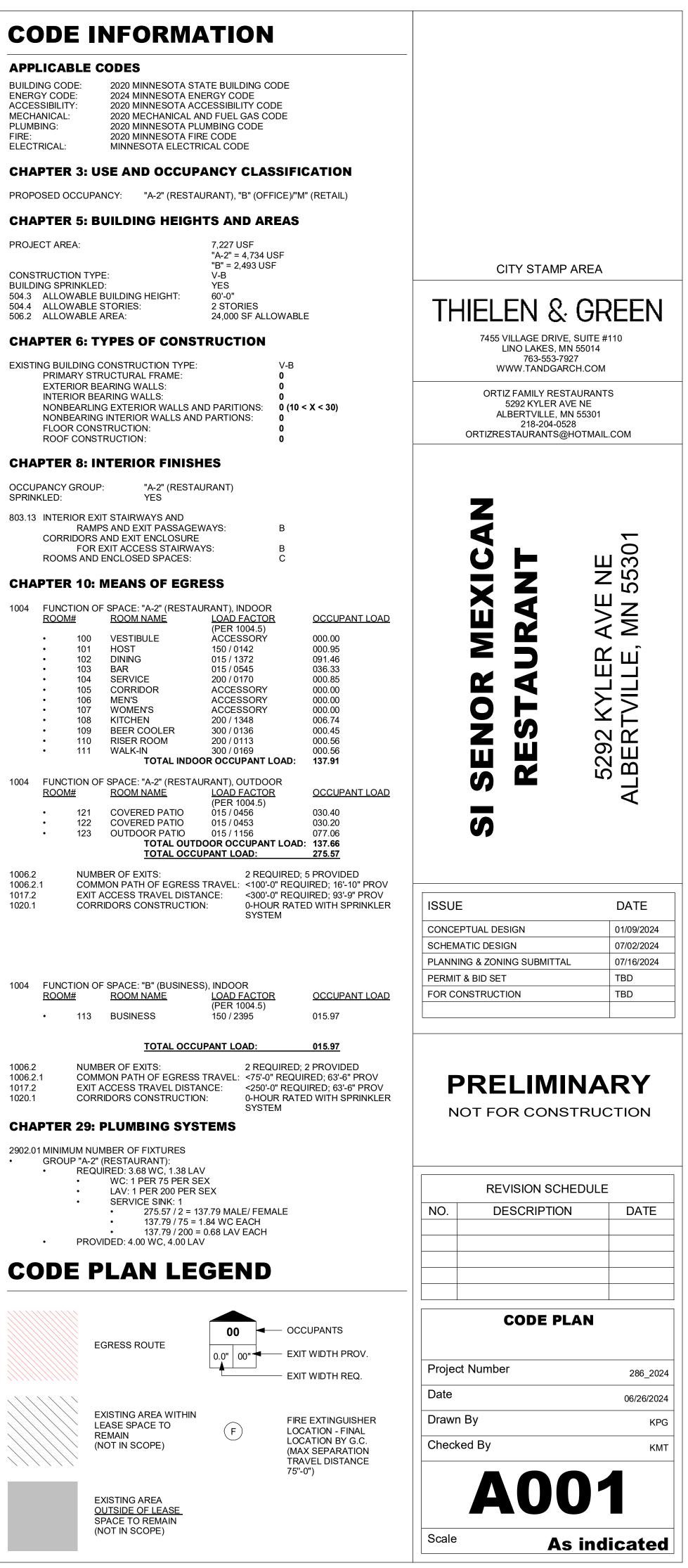


Exhibit G



16/2024 0-14-58 AN

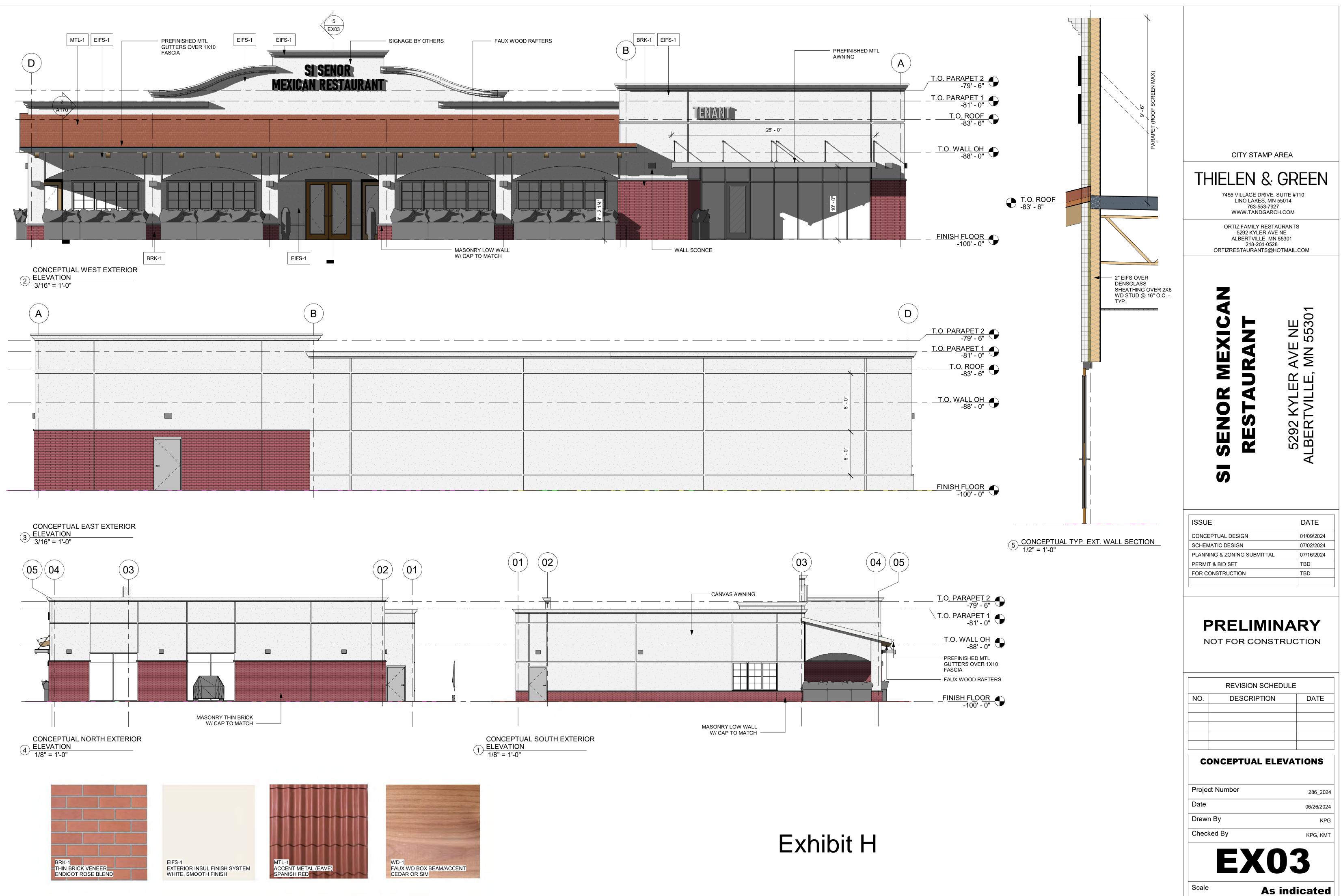




Exhibit I

CITY STAMP AREA <section-header> THIELEN & GREEN A55 VILLAGE DRIVE #110 LINO LAKES, MN 55104 763-553-7927 WWW.TANDGARCH.COM ORTIZ FAMILY RESTAURANTS 5292 KYLER AVE NE ALBERTVILLE, MN 55301 218-204-0528 ORTIZRESTAURANTS@HOTMAIL.COM</section-header>
SI SENOR MEXICAN BESTAURANT S292 KYLER AVE NA 5292 KYLER AVE NA 5292 KYLER AVE NA 5301 101137001010 D101137001010
CONCEPTUAL DESIGN 01-09-2024 Image: Conceptual design Image: Conceptual design Image: Conceptual design Image: Conceptua
Image: Conceptual content of the co



Agenda Page 70

CITY OF ALBERTVILLE COUNTY OF WRIGHT STATE OF MINNESOTA

RESOLUTION NO. 2024-29

RESOLUTION APPROVING REQUESTS FOR AN AMENDMENT TO THE SHOPPES OF PRAIRIE RUN 2 SITE AND BUILDING PLANS FOR LOT 1, BLOCK 1 SHOPPES AT PRAIRIE RUN 2 TO ALLOW THE SI SENOR COMMERCIAL BUILDING AND FOR THE CONSTRUCTION A 7,227 SQ. FT. COMMERCIAL BUILDING CONTAINING A 4,832 SQ. FT. RESTAURANT AND 2,395 SQ. FT. COMMERCIAL TENANT BAY AT 5292 KYLER AVENUE NE WITHIN THE CITY OF ALBERTVILLE

WHEREAS, Heidi Ortiz has requested amendment to change Shoppes at Prairie Run 2 PUD final stage site and building plan to allow for the construction of a 7,227 sq. ft. commercial building containing a 4,832 square foot Si Senor restaurant and a 2,395 sq. ft. commercial tenant bay at 5292 Kyler Avenue NE; and

WHEREAS, City Staff has reviewed submitted plans and prepared a planning report dated August 1, 2024; and

WHEREAS, the Albertville Planning Commission met and held a public hearing on August 13, 2024, to consider the applications from Heidi Ortiz requesting an amendment to the Shoppes at Prairie Run 2 PUD site and building plans; and

WHEREAS, upon considering the application materials, the August 1, 2024, Planning Report and public testimony the Planning Commission closed the public hearing and recommended that the City Council approve the requested application for an amendment to the Shoppes of Prairie Run 2 PUD site and building plans to allow for the construction of a 7,227 sq. ft. commercial building with the findings and conditions outlined in the August 1, 2024, Planning Report; and

WHEREAS, upon considering the application materials, the August 1, 2024 Planning Report and the recommendations of the Planning Commission, the City Council agrees with the findings and recommendations of City Staff and the Planning Commission.

NOW, THEREFORE BE IT RESOLVED, that the City Council of Albertville, Minnesota hereby approves the amendment of the Shoppes of Prairie Run 2 PUD final stage site and building plans for Lot 1, Block 1, Shoppes at Prairie Run 2 to allow for the construction of a 7,227 sq. ft commercial building based on building plans dated 06/26/2024 and Civil plans dated 07/16/2024 for property at 5292 Kyler Avenue NE in Albertville with the following conditions.

- 1. The City approves the parking count as illustrated on the site plan as condition of the PUD.
- 2. The plan must be revised to accommodate garbage truck movements through the site without interfering with on-site parking stalls or travelling over parking lot curbs.

- 3. The Applicant shall establish cross-access easement between Lots 1 and 2, Block 1, Shoppes at Prairie Run 2 to provide shared access through these lots. Said cross-access easement shall be approved by the City Attorney and recorded with the County.
- 4. The outdoor dining area is approved as being 20% or less than the entire building's total floor area. This will be counted against any future outdoor dining areas requested for the building.
- 5. The outdoor dining areas must be segregated from the pathway to the main entrance. Access to the outdoor dining areas shall be provided only via the principal building if the dining area is a full-service restaurant or tavern, including table waiting service. All exit gates from the outdoor dining area shall be marked "Exit Only" and shall meet all building codes.
- 6. The Applicant shall provide a detailed lighting and photometric plan including the number, location of all freestanding and wall mounted lights and details on the types of light fixtures and details of the pole design and height of freestanding lights.
- 7. Applicant shall provide documentation of WCA approval of the wetland mitigation for the site.
- 8. Grading, Drainage and Utility plans shall be reviewed and approved by the City Engineer.
- 9. Water services shall be divided outside the building for potable water supply and fire suppression.
- 10. The site and building plans shall show the location and screening of ground mounted or rooftop mechanical equipment.

Adopted by the City Council of the City of Albertville on this 3rd day of September 2024.

Jillian Hendrickson, Mayor

ATTEST:

Kristine A. Luedke, City Clerk



September 3, 2024

SUBJECT: LEGAL – SPECIAL ASSESSMENT OF CLEANUP COSTS TO MAEYAERT PROPERTY

RECOMMENDATION: It is respectfully requested that the Mayor and Council consider the following:

MOTION TO: Adopt Resolution No. 2024-30 calling for Hearing on proposed assessment related to Nuisance and Zoning Violations on property located at 10479 61st Street N.E. in Albertville, MN.

BACKGROUND: On April 19, 2023, the Wright County District Court issued a second order authorizing the City to remove nuisances and zoning violations for the second time from the Maeyaert property. Like the first order, that order authorized the City to special assess the attorney's fees, court costs and cleanup costs to the Maeyaert property pursuant to Minn. Stat. § 429.101. On August 5, 2024, the City's contractor, Trilogy Properties, cleaned up the Maeyaert property.

KEY ISSUES:

- The City has incurred \$10,480 in costs in obtaining the Court order and cleaning up the Maeyaert property.
- The Court's order authorizes the City to special assess these costs against Maeyaert's property.
- The special assessments will bear interest at 10% per year.
- The City must hold a public hearing before such costs can be specially assessed. The resolution calls for the public hearing on October 7, 2024.
- The City has previously special assessed Maeyaert's property in excess of \$57,038.75 for past clean ups.
- 2025 taxes payable will include \$17,038.75 of the previously assessed amount plus the recently incurred \$10,480.

POLICY/PRACTICES CONSIDERATIONS: Because these costs are a direct result of Mr. Maeyaert's violation of City ordinances and the Court's prior order, it makes sense that he should bear all of the costs incurred by the City to bring his property into compliance with City ordinances.

FINANCIAL CONSIDERATIONS: If the City does not special assess these costs to the Maeyaert property, then these costs will likely be absorbed by the general fund and will essentially be borne by all taxpayers in the City rather than just Mr. Maeyaert.

LEGAL CONSIDERATIONS: The Court's April 19, 2023, Order authorizes the City to special assess these costs to the Maeyaert property.

Responsible Person: Mike Couri, City Attorney

Submitted Through: Adam Nafstad, City Administrator-PWD

Attachment:

• Resolution No. 2024-30

CITY OF ALBERTVILLE COUNTY OF WRIGHT STATE OF MINNESOTA

RESOLUTION NO. 2024-30

RESOLUTION CALLING FOR HEARING ON PROPOSED ASSESSMENT RELATED TO NUISANCE AND ZONING VIOLATIONS ON PROPERTY LOCATED AT 10479 61ST STREET N.E. IN ALBERTVILLE, MINNESOTA

WHEREAS, the City of Albertville has obtained a Wright County District Court order against Charles Maeyaert ("Maeyaert"), the owner of property located at 10479 61st Street N.E. in Albertville, Minnesota and identified as Wright County Property Identification Number 101-048003110 ("Property"); and

WHEREAS, such Court order gave Maeyaert 60 days to remedy the nuisance and zoning violations and provided that if he did not remedy such violations the City could enter onto the Property, remedy the violations, and special assess the costs of remedying such violations, including Court costs and attorney's fees, against the Property pursuant to Minn. Stat. § 429.101 for collection with the real estate taxes; and

WHEREAS, Maeyaert did not remedy such violations and the City hired a contractor to enter the Property and dispose of the items that constituted such nuisance and zoning violations; and

WHEREAS, the City has incurred \$10,480 in contractor costs, attorney's fees and Wright County Sheriff's fee in remedying such violations; and

WHEREAS, the City Clerk has notified the City Council that a preliminary special assessment roll has been prepared and filed in her office for public inspection related to such costs.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE THE CITY OF ALBERTVILLE, MINNESOTA:

- 1. The City Council hereby accepts the preliminary assessment roll attached hereto as prepared.
- 2. A hearing shall be held on the 7th day of October 2024, in the Albertville City Hall at 7 pm to pass upon such proposed assessment and at such time and place all persons owning property affected by such assessment will be given an opportunity to be heard with reference to such assessment.
- 3. The portion of the cost of such improvement to be paid by the City is hereby declared to be \$0.00 and the portion of the cost to be assessed against the Property is declared to be \$10,480.
- 4. The City Clerk is hereby directed to cause a notice of the hearing on the proposed assessment to be published once in the official newspaper at least two weeks prior to the hearing. She shall also cause mailed notice to be given to the owner of each parcel described in the assessment roll not less than two weeks prior to the hearing.

City of Albertville, MN Resolution No. 2024-30 Meeting of September 3, 2024 Page 2

5. The owner of any property so assessed may, at any time prior to certification of the assessment to the county auditor pay the whole of the assessment on such property, with interest accrued to the date of payment, to the City Clerk except that no interest shall be charged if the entire assessment is paid within 30 days from the adoption of the assessment. He may at any time thereafter, pay the City Treasurer the entire amount of the assessment remaining unpaid, with interest accrued to December 31 of the year in which such payment is made. Such payment must be made before November 15 (except in the year of the assessment) or interest will be charged through December 31 of the succeeding year. If not paid in full within 30 days of adoption of said assessment, said assessment shall bear interest at 10% per annum and shall be due in its entirety with the 2025 real estate tax payments.

Adopted by the City Council of the City of Albertville this 3rd day of September 2024.

Jillian Hendrickson, Mayor

ATTEST:

Kristine A. Luedke, City Clerk



GENERAL ADMINISTRATION

2025 Preliminary Budget: The 2025 Preliminary Budget will be included on the agenda. The Preliminary Budget needs to be approved by September 30.

O'Donnell Property: The City has entered into a purchase agreement for the property on 60th Street and will be working towards an October closing.

Transportation Alliance Fly-In: The annual D.C. fly-in event will be September 17 to 19. The I-94 Coalition is working to set up meetings with Minnesota's congressional members. Please let me know if you are interested in attending.

2024 General Election: Absentee voting for the November 5 General Election will begin in September with in-person voting available at the Albertville City Hall on September 23. The Albertville City Hall is open 7 am to 5:30 pm Monday through Thursday.

Parks Committee Vacancy: The Parks Committee still has a vacancy due to a resignation. The vacancy has been posted on the City's website and Facebook page.

Code/Zoning Enforcement: The City is working on several properties regarding zoning ordinance and/or nuisance ordinance violations. Generally, the violations include outdoor storage of vehicles, materials, and/or equipment, and typically include junk accumulation and illegal structures.

ENGINEERING/PUBLIC WORKS

Linwood Park Sport Courts: Quotes to replace the fencing, pavement, and paint the two sports courts (tennis and basketball) at Linwood park will be presented at the meeting.

I-94 Gap Project – Albertville to Monticello: The 3-year expansion project began on July 22. This year crews will prepare the work zone, including temporary lane widening and median crossovers. Major construction will take place spring 2025 to fall 2026. Overall, I-94 will remain open to two lanes, each direction, on one side of the interstate as crews construct the adjacent side.

Main Avenue Reconstruct: Staff is working on preliminary design and is working to coordinate a project schedule with Xcel.

Central Park Play Area: Staff is updating park playground plans and will be developing plans and specification for a 2025 project.

2024 Street Overlay: The project is underway and is expected to be completed by the end of the month.

WWTF Improvements: The project continues to progress well. Currently, the Contractor is working to complete site grading and road construction.

Generator Improvements: The generator for the fire hall and Villas Lift Station are expected to arrive by the end of the year.

Lift Station Upgrades: Public Works is working on 4 lift station upgrades. Generally, upgrades are related to control panels and electrical components. Eligible expenses can be paid with ARPA funds otherwise are paid with enterprise capital reserves.