



## MEMORANDUM

To: Mayor Webster and St. Anthony Village City Council

From: Stephen Grittman, City Planner

Date: City Council Meeting – March 12, 2024

GC Project No. 140.00

Request: General Code Amendments

Property Address: NA

Property PID: NA

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### PROJECT DESCRIPTION

The attached ordinance presents a series of proposed code amendments for the City Council's first reading. These have been generated primarily through a review of the existing City Code in preparation for the upcoming recodification through American Legal. Most of these are believed to be clerical, but some policy issues are raised. The code sections are summarized briefly below to assist in the Council's discussion and review.

### CITY COUNCIL ACTION

This is the first of three readings of the proposed ordinance. The Council is asked to comment on any elements of the language, and move the ordinance to its second reading.

### PRIOR PLANNING COMMISSION ACTION

The Planning Commission considered the proposed elements of the Ordinance at a public hearing during its regular meeting on February 20, 2024. The Planning Commission discussed the various sections and noted that there was nobody from the public to comment on the amendments. Their discussion included comments in the staff report (reproduced below) noting potential policy or technical issues for review.

The primary discussion related to the hours during which additional noise regulations were to be enforced (Section 1 of the proposed ordinance). The current ordinance has a variety of start and/or end times for a night-time quiet period. The draft ordinance proposed consolidating those times, regardless of noise source. The Commission's discussion (and recommendation) altered the draft ordinance to retain the current 10:00p deadline for music-related sound, and also to retain the current distinction between weekday and weekend morning quiet times

(retaining the current 9:00a.m. rather than modify it). The changes and/or discussion notes are added to the draft ordinance and highlighted for ease of interpretation.

There were a few other clerical changes that were recommended, but which did not involve substantive language. The Planning Commission unanimously passed a recommendation to send the proposed ordinance to the City Council with changes to the proposed text as noted in the redline draft, attached.

## **PROPOSED ORDINANCE SECTIONS**

Section 1. Consolidates a variety of limits for outdoor noise generation to a consistent time, requiring no excessive noise creation between 9:00pm and 7:00am.

Section 2. Establishes a more quantifiable definition for landscape screening when it is required by either the Code or by Council action.

Section 3. Deletes parking references from the Nuisance section (these parking requirements were updated and established as a separate section in a prior amendment, now codified as Section 152.179).

Section 4. Creates a definition for “rodents”, which are then regulated in the subsequent sections. NOTE: the language was taken from other code examples – the Commission discussed the inclusion of chipmunks and squirrels in this list, and recommended no change.

Section 5. Adds a prohibition on rodent harborage for Owner/Landlords.

Section 6. Adds a prohibition on rodent harborage for renter/occupants.

Section 7. Moves Nuisance Automobile language into a related public health nuisance section.

Section 8. Adds a process requirement for Abandoned Sign removal (currently there is a definition and prohibition, but no specific consequence).

Section 9. Adds an specific allowance for refuse container screening structures – now allowed in the front yard – to be constructed of prefabricated materials, rather than the prior inference that they be custom-built.

Sections 10. and 11. Consolidates adult- and child-care centers a Conditional Uses in the C, Commercial and LI, Light Industrial Districts – current language is inconsistent.

Sections 12. and 13. Adoption/Admin language.

## **SUMMARY AND STAFF RECOMMENDATIONS**

As noted above, staff is requesting Planning Commission comment and action on this batch of code amendment updates. Please review and identify any questions or suggestions for discussion at the upcoming public hearing.

**ATTACHMENTS**

Exhibit A: Draft Ordinance