

**CITY OF SPRING PARK
HENNEPIN COUNTY, MINNESOTA**

ORDINANCE NO. 2017 – _____

**AN ORDINANCE AMENDING CITY OF SPRING PARK ZONING / SHORELAND
ORDINANCE SECTION 42-44 J, SECTION 42-52 R DEFINITIONS, SECTION 42-64
ACCESSORY BUILDINGS, USES AND EQUIPMENT, WITHIN THE CITY OF
SPRING PARK, MINNESOTA**

**THE CITY COUNCIL OF THE CITY OF SPRING PARK, MINNESOTA
ORDAINS AS FOLLOWS:**

Section 1. Definitions, Section 42-38D. is hereby amended to add the following:

Derelict Vehicles: Any motorized vehicle, trailer, watercraft, or recreational vehicle that meets any of the following criteria: unlicensed; inoperable (immediate startup and moving under its own power); unmaintained related to the condition of the vehicles appearance and immediate operation; vehicles used as storage containers. This requirement does not intend to prohibit the outdoor storage of antique or classic cars that are in good repair, are covered, and holding a pioneer, collector, classic, or street rod vehicle license from the State of Minnesota, pursuant to Minnesota Statutes Section 168.10.

Comment: This definition has been changed in both zoning and nuisance codes to allow the outdoor storage of a variety of collector vehicles licensed by the State of Minnesota, provided they are in good repair and covered.

Section 2. Definitions, Section. 42-44J. is hereby amended to delete the strikeouts and add the following underlined language:

Junk or refuse. Any scrap, waste, reclaimable material or debris, whether or not stored or used in conjunction with dismantling, processing, salvaging, storing, baling, disposal or other use or disposition. Junk includes, but is not limited to, ~~vehicles~~, unlicensed vehicles or RVs, inoperable vehicles or RVs, derelict vehicles or RVs, unmaintained vehicles or RVs, tires, vehicle parts, equipment, paper, rags, metal, glass, building materials, household appliances, brush, wood and lumber.

Section 3. Definitions, Section 42-52R. is hereby amended to delete the strikeouts and add the following underlined language:

Recreational vehicle. ~~A self-propelled vehicle which is used primarily for recreational purposes~~ means self-propelled vehicles, trailers, or vehicle(s) stored on the trailer itself that can be pulled by a motor vehicle of less than fourteen thousand (14,000) pounds GWT, which are used primarily for recreational-leisure time activities including, but not limited to campers, tent trailers, motor homes or other vehicles used for temporary living quarters, boats, canoes, kayaks,

personal watercraft, all-terrain vehicles, snowmobiles, golf carts, race cars, stock cars, motorcycles, utility trailers, watercraft trailers, off-road vehicles and similar vehicles or equipment. A trailer which contains multiple vehicles shall be considered one recreational vehicle.

Comment: Removed any reference to vehicle length.

Section 4. Section 42-530, Outside Storage, Residential, Commercial and Industrial Uses is hereby amended to add the following underlined language:

DIVISION 13. - OUTSIDE STORAGE, RESIDENTIAL, COMMERCIAL AND INDUSTRIAL USES:

(a) All outside storage of materials and equipment for residential uses shall be stored within a building or fully screened so as not to be visible from adjoining properties, except for the following:

(1) Clothesline pole and wire.

(2) Not more than three (3) licensed and motorized recreational vehicles or trailers owned by the lot owner, subject to the following conditions:

a. Street side storage:

1. All permitted recreational vehicle storage must be on a driveway or paved surface.

2. On local streets: all permitted recreational vehicle storage must be setback at least five (5) feet from the edge of the street and may not extend into any sidewalk area.

3. On county roads: all permitted recreational vehicle storage must be setback at least twenty (20) feet from the edge of the street and may not extend into any sidewalk area. Recreational vehicles may not extend into a public right-of-way.

4. Permitted recreational vehicle storage shall not interfere with stormwater drainage or be located over an existing utility.

5. The storage or parking of recreational vehicles cannot compromise off street parking.

6. On a corner lot, no storage may be placed within the traffic visibility triangle setback. The traffic visibility triangle is defined as beginning at the corner of a lot located at the intersection of two

streets and extending twenty feet (20') along both lot lines and then diagonally connecting the twenty foot (20') setbacks.

7. Docks and boat lifts for non-riparian lots having lake access may be stored in the street side yard of property provided:
 - i. Equipment is set back a minimum of twenty (20) feet from the edge of the street surface and the equipment does not obstruct traffic visibility along the street.
 - ii. Dock storage shall be neatly stacked to a height not to exceed four (4) feet.

Comment: Some properties have lake access/dock rights but are not riparian lots. These homes have historically stored their docks in their street side yards. The aforementioned change allows for this practice to continue. The 20 foot setback attempts to keep the storage out of the street boulevard so as not to interfere with traffic visibility or snow plowing of the street.

b. Side yard storage:

1. All permitted recreational vehicle storage in a side yard must be on an area surfaced with asphalt, concrete, paver blocks, grass pavers, or crushed rock with a border that prevents erosion. The total impervious surface must meet the hard surface standards of the respective district.
2. All permitted recreational vehicle storage must be set back at least two feet (2') from the side yard property line.
3. Permitted recreational vehicle or trailer storage shall not interfere with stormwater drainage or divert stormwater to neighboring properties.
4. No parking pad shall be located within a drainage or utility easement.
5. On a corner lot, all permitted recreational vehicle storage must be set back at least ten feet (10') from the street edge abutting a local street right-of-way and twenty feet (20') from the street edge on a county road.

c. Lakeside storage:

1. No recreational vehicle storage in a floodplain area except as follows.
2. Between March 1 and November 30, licensed boats and motorized personal watercraft owned by the lot owner may be stored on the lakeshore side of any lot.
3. Between October 1 and May 15, snowmobiles and ATVs may be stored on the lakeshore side of any lot.
4. Properties may store manual propulsion lake equipment (canoes, paddle boats, water bikes, etc.) on the lake side of a property provided that:
 - i. The equipment carries current registration as required by State Statute.
 - ii. The equipment is owned by the property owner or occupant of the property.
 - iii. The equipment is intended for use by manual propulsion.
5. Docks, boat lifts and associated boat equipment may be stored on the lakeside of a property provided that they meet the following requirements:
 - i. Docks and boat equipment may only be stored from September 1 through May 30.

Comment: Per public comment, the outdoor storage that has time limits have been amended to increase the time allowance by 15 to 60 days.

d. Rear yard (non-riparian lots):

1. All permitted recreational vehicle storage within the rear yard shall be set back at least five (5) feet from any side or rear lot line.
2. All storage within the rear yard shall be screened from adjoining properties or public streets. Said screening shall consist of landscaping or a fence that provides year round screening of seventy-five (75) percent opacity, and a minimum height of six (6) feet.
3. Rear yard outdoor storage may be placed on grass surfaces. Property owners may provide a storage area surfaced of asphalt, concrete, paver blocks, or grass pavers provided the total hard

cover of the lot meets the hard surface requirements of the respective zoning district.

Comment: Rear yard non-riparian lots were not in the July ordinance packet.

- (3) One (1) ice fishing house provided it meets the following requirements:
 - a. The structure must meet all setback requirements of an accessory structure in the subject district.
 - b. The structure cannot be a permanent accessory building.
 - c. The structure cannot be used for the storage of items or junk.
 - d. The structure must be kept in good condition, meaning that the exterior is not showing signs of deterioration, the fish house is movable, and the storage area is kept from weeds and/or debris.
 - e. The structure must have current registration as required by State Statute.
- (4) Construction and landscaping materials currently part of an active project provided that:
 - a. The project is completed within thirty (30) days or is affiliated with a building permit on site.
 - b. The equipment and materials cannot be scrap, salvage, or junk.
- (5) On and off street parking of currently registered and operable passenger vehicles and trucks not to exceed a gross weight of twelve-thousand (12,000) pounds.
- (6) Lawn furniture or furniture used and constructed explicitly for outdoor use.
- (7) Lakeside or side yard exterior storage of firewood for the purpose of consumption only by the person or persons on whose property it is stored. Firewood storage shall not exceed one (1) cord of wood having dimensions not exceeding four (4) feet high, four (4) feet wide and eight (8) feet in length. Three (3) cords of firewood may be stored on a residential property provided it is set back a minimum of fifteen (15) feet from a house or an adjoining lot.

Comment: This ordinance change will accommodate the storage of up to three cords of wood, provided it is located away from adjoining homes.

- (8) Stationary recreational equipment provided the equipment does not meet the definition of “recreational vehicle” and does not exceed two-hundred (200) square feet in impervious surface.

Section 5. Effective Date. This ordinance shall be in full force and effective immediately upon its passage and publication.

ADOPTED by the City Council of Spring Park this _____ day of _____, 2017.

CITY OF SPRING PARK

By _____
Jerome P. Rockvam, Mayor

ATTEST:

By _____
Theresa Schyma, City Clerk