



**CITY OF LONG LAKE
PLANNING COMMISSION MEETING MINUTES
JULY 13, 2010**

CALL TO ORDER

The meeting was called to order at 6:35 p.m. by Chair Pro-tem Loosen.

Present: Committee Members Hultmann, Skjaret, Hughes and Loosen; City Councilmember Carpenter; City Administrator Post.

Absent: Chair Crump.

APPROVE AGENDA

Commissioner Hultmann moved to approve the agenda as presented. Commissioner Skjaret seconded. Ayes: all.

CONSENT AGENDA

A. Minutes of the June 8, 2010 Planning Commission Meeting

Commissioner Skjaret moved to approve the Consent Agenda as presented. Commissioner Hultmann seconded. Ayes: all.

OPEN CORRESPONDENCE

None.

NEW BUSINESS

A. Planning Case #2010-02 Brian and Leah Carpenter, 1776 Martha Lane, Conditional Use Permit to Allow Building Within 1,000 Feet of Shoreline

City Planning Consultant Perry reviewed the staff report for the Planning Commission. She explained that the properties along Martha Lane fall under the shoreline district and have more stringent regulations than other zoning districts within the City. She explained that the applicant is requesting a conditional use permit to allow a building within 1,000 feet of the shoreline and explained the rehabilitation process for the home and garage. She reviewed the ordinance standards that would need to be met in order to qualify for a conditional use permit, and noted that staff would like to see more detailed plans once they are completed for both the garage and the grading. She recommended that the Planning Commission recommend approval of the request to the City Council.

Brian Carpenter, the applicant, explained that the house is almost completely designed and stated that within ten days he would request a building permit. He advised that the intent of the garage rehabilitation will be to match the roof to the home and make general improvements to the shingles and aesthetics.

Chair Pro-tem Loosen confirmed that a plan for reseeding could be included for the City Council review.

City Administrator Post stated that Chair Crump sent his encouragement that the applicant review storm water discharge and suggested applying for a storm water grant to assist with that issue.

Mr. Carpenter advised that he spoke with the Watershed District and the direction he received was to wait until the turn back project is completed with the highway, as anything he does at this point may be redone when that project is done.

Commissioner Skjaret asked for further clarification regarding the specifics of the use of the existing home and new home.

Mr. Carpenter provided a larger sketch that clearly showed the specifics of the property.

Commissioner Skjaret moved to recommend approval and adopt Resolution No. 2010-02 PC recommending approval of the conditional use permit to allow building within 1,000 feet of shoreline at 1776 Martha Lane, based on the findings in the staff report and resolution and the conditions noted in the staff report. Commissioner Hultmann seconded. Ayes: all.

B. Reschedule August 10, 2010 Planning Commission Meeting

City Administrator Post noted the primary election would be held on August 10th and would conflict with the regular meeting of the Planning Commission.

Commissioner Loosen moved to reschedule the August 10, 2010 Planning Commission meeting to August 11, 2010. Commissioner Hughes seconded. Ayes: all.

OTHER BUSINESS

Council Liaison Report

Councilmember Carpenter reported that the City Council has been discussing the lack of communication between the Planning Commission and the Council, which has gone on for the past few years. He noted that his inability to attend the Commission meetings is work related. He advised that he would remain as the liaison and if he is not able to attend, another Councilmember would attempt to attend in his place. He noted that there is always an open invitation for members of the Planning Commission to attend the City

Council meeting and provide feedback. He advised that the Police RFP is also an item of interest and invited any interested people to attend the meeting next week where interviews will take place with three different police departments; Orono, Wayzata, and Hennepin County. He advised that it would be a value based decision, but the cost would also be a part of the discussion.

Commission Member Business

Commissioner Skjaret stated that a property on Heather Lane has a tree that is leaning into the roadway and noted that it is becoming a public safety issue. He advised that he attended the meeting of the EDA last week to discuss the City branding.

Chair Pro-tem Loosen noted that he is no longer working out of the Elite Auto facility and therefore no longer has a conflict of interest with that item.

Staff Business

City Administrator Post provided an update on the Elite Auto issue and advised that the attorney for Elite Auto was going to provide a response. He noted that the City is also going out for an RFP for a City Attorney, as the current City Attorney works for both Long Lake and Orono, and there had been previous inter-city issues that the City Attorney could not advise the City on without having a conflict of interest. He advised that the current City Attorney does not want to start an Elite Auto proceeding, as his office may not be able to see it to resolution because of timing issues. He advised that June 2010 Minnesota Supreme Court ruling that effectively severely limits the ability of cities to issue zoning variances.

City Planning Consultant Perry explained the process for a resident to obtain a zoning variance from a City, and advised that the new decision would mean that a variance cannot be issued by a City unless the property would otherwise be unusable. She explained that variances could no longer be granted in the same manner as the past. She advised that a sign variance may soon be up for discussion but noted that it would be almost impossible to show a hardship to grant a variance. She advised that the League of Minnesota Cities was currently discussing the issue and would attempt to draft language which would be presented at the next legislative session.

ADJOURN

Commissioner Hultmann moved to adjourn the meeting at 7:15 p.m. Commissioner Skjaret seconded. Ayes: all.

Respectfully submitted,

Terry Post
City Administrator