



**MINUTES
CITY COUNCIL MEETING
April 21, 2015**

CALL TO ORDER

The meeting was called to order at 6:34 pm.

Present: Mayor: Donny Chillstrom; Council: Jahn Dyvik, Marty Schneider, and Liz Olson

Staff Present: City Administrator: Scott Weske; Planning Consultant: Addison Lewis; Public Works Director: Marv Wurzer; and City Clerk: Jeanette Moeller

Absent: Council: Kurt Kaminski (with prior notice)

PLEDGE OF ALLEGIANCE

LONG LAKE NEWS UPDATE AND WORK SESSION REVIEW

Mayor Chillstrom offered the following updates:

- Congratulations to the Long Lake Fire Department on hosting a very successful pancake breakfast over the past weekend. Mayor Chillstrom thanked everyone who attended, and praised the Department on their excellent breakfast meal.
- In a work session prior to the regular meeting, Council members discussed the purchase of a dump truck to replace the Public Works 1994 dump truck; and continued discussion of a Watertown Road improvement project.
- Both the Wayzata and Orono Police Departments have issued advisories that they have seen an increase in theft from parked boats.

APPROVE AGENDA

A motion was made by Dyvik, seconded by Olson, to approve the Agenda as presented. Ayes: all.

CONSENT AGENDA

The Consent Agenda consisted of:

- A. Approve Minutes of April 7, 2015 City Council Work Session
- B. Approve Minutes of April 7, 2015 City Council Meeting
- C. Receive Unofficial Draft Minutes of April 14, 2015 Planning Commission Meeting
- D. Approve Vendor Claims and Payroll

A motion was made by Olson, seconded by Schneider, to approve the Consent Agenda as presented. Ayes: all.

OPEN CORRESPONDENCE

Dan MacDonald, 335 Russell Lane – Mr. MacDonald questioned whether there has been further discussion of moving the speed notification sign at the east end of Wayzata Boulevard to a straighter section of roadway. Mayor Chillstrom confirmed that Hennepin County is aware of both

the need to move the sign, and local interest in restriping the roadway to include a center lane, but the City is not aware of dates scheduled for completion of either task. Council member Schneider indicated he would be seeing Police Chief Risvold in the nearby future and will check in with him regarding progress.

BUSINESS ITEMS

Planning Case #2015-02 / Long Lake Rowing Crew, 1310 W Wayzata Boulevard, Request for Zoning Code Amendment to Allow Rowing Club Facilities in B-3 Lakeshore Business District and Amended 1 Year Interim Use Permit

Planning consultant Lewis reported that the Long Lake Rowing Crew (LLRC) is seeking an amendment to the zoning ordinance to allow Rowing Club Facilities as an interim use in the B-3 district, as well as a one year Interim Use Permit (IUP) for the 2015 season to use the property located at 1310 West Wayzata Boulevard. The property is the former Billy's Lighthouse site which was recently approved for use as Birch's Restaurant and Brewhouse, which is scheduled to open late summer or early fall of this year. The LLRC, which leases the property from the property owner, was previously approved in November of 2014 for an IUP for the 2015 season; however, when the property was rezoned from PUD to B-3 to accommodate Birch's Brewhouse, the IUP was voided. Section 28A, Subd. 6 states that an IUP shall terminate if there is a change in the zoning ordinance that no longer allows the interim use. Rowing Club Facilities are not currently listed as an allowable interim use in the B-3 district, which is why a new IUP is needed and an amendment to the zoning ordinance is also required to accommodate the proposed use.

The LLRC is also seeking to continue use of the property as its staging and launching area for rowing shells to access and use Long Lake. Use of the site would involve storage of boats, parking of rower's and parents vehicles, assembly of rowing class participants, and accessing the lake from the walkway next to the existing building.

The LLRC has obtained a Water Patrol Permit from Hennepin County for use of Long Lake. The Water Patrol Permit is valid from April 1 through November 30, 2015. Exact hours are not specified in the permit but the general hours proposed by the LLRC during the summer would be morning and afternoon practices (8:00 am to 11:00 am, and 3:30 pm to 5:30 pm) Monday through Thursday, as well as Saturday morning practice (8:00 am to 11:00 am). Approximately two or three weekday evenings per week, an evening rowing session for 5-10 adult rowers would take place from 6:00 pm to 7:30 pm. No morning practice would take place Monday through Thursday during the spring and fall while school is in session.

With previously approved IUPs for the LLRC, the parking area had been utilized for the storage of rowing equipment. An enclosed fenced area was constructed for storing and screening the equipment. With the redevelopment of the site for Birch's Brewhouse, the parking area is needed during 2015 for construction phasing and redevelopment. As a short term alternative to storing boats in the parking lot, the LLRC is proposing to store up to four (4) boat racks and one (1) oar rack along the lakeshore. The racks are portable and will not impact the shoreline structure. The site plan shows that the equipment racks will be stored on the eastern side of the lakeshore, which is not located in the bluff impact zone. If a long term option for the rowing crew to remain at the site is considered in the future (beyond the extent of this requested IUP), the applicant would seek a more permanent storage location for the equipment, possibly incorporated into storage space underneath the deck of the building.

The boat trailer that had previously been stored on the property will be stored off-site. The launching area would include a boat lift for the coaching skiff (small boat) and L-shaped dock for rowing shells. The boat lift and dock will be required to meet all DNR requirements and the applicant

will be responsible for obtaining any necessary permits. All of the proposed equipment is consistent with the issuance of last year's IUP. The only difference is the proposed location for the storage of the equipment.

Access to the property is provided off of West Wayzata Boulevard. The LLRC estimates approximately 35-50 rowers, however, rowers will generally be split between morning and afternoon sessions and would not all be at the site at the same time. In addition, many younger rowers would be dropped off by parents. The owner of the property has indicated that a parking area will be available to the LLRC to park during redevelopment, but not for the storage of boats.

The parking area will be redeveloped prior to the opening of Birch's Brewhouse. The new parking layout will provide 132 parking stalls. This was the exact number of parking stalls that was required for the restaurant by City Code and is based on the number of seats in the restaurant. With Birch's Brewhouse opening in late summer or early fall and the rowing season extending through November, there will be some overlap in 2015 where both uses would occur on the property at the same time. Although demand for parking for the restaurant may be highest soon after opening, the rowing season will begin to scale down when many rowers go back to school and there is no morning practice. Due to the fact that the practice hours for the LLRC are not during the peak restaurant hours, the property owner and representatives from Birch's do not anticipate parking to be an issue; however, a condition of any approval should be that the City of Long Lake reserves the right to revoke the IUP if it is determined that use of the property by the LLRC is resulting in a shortage of parking on the property.

The subject property was recently rezoned from PUD to B-3 Lakeshore Business District. Rowing Club Facilities were an allowable interim use in the PUD district but are not currently listed as an allowable interim use in the B-3 district. In order to issue an IUP to the applicant, the B-3 district standards must be amended to list Rowing Club Facilities as an interim use. The City Council should consider whether Rowing Club Facilities are an appropriate use on the subject property and would effectively coexist with the restaurant use.

Lewis reviewed criteria for issuance of an Interim Use Permit and discussed how the application conforms with permitting standards. At the April 14, 2015 Planning Commission meeting, the Planning Commission reviewed the request and held the public hearing. Members from the Long Lake Rowing Crew were in attendance to answer any questions. There were no other members of the public that attended and no other comments have been received by City staff at the time of this report.

The Planning Commission discussed whether the IUP should be approved for one year or two years and decided that a two year IUP would be more appropriate. The Planning Commission voted 4-0 (Adams absent) to recommend that the City Council adopt an ordinance amendment to allow Rowing Club Facilities as an interim use in the B-3 district. In addition, the Planning Commission voted 4-0 to recommend that the City Council adopt a resolution approving an Interim Use Permit with the findings and conditions outlined in this staff report for the Long Lake Rowing Crew to operate a rowing club facility on property located at 1310 West Wayzata Boulevard, and that the attached resolution and IUP agreement be amended to extend through the 2016 rowing season (November 30, 2016).

Council and staff discussed the storage of the LLRC's non-motorized and motored craft; the current and future docking plans and potential limitations; the relationship between the LLRC and Birch's on the Lake and possible concerns they'll need to work through moving forward; the Interim Use ordinance and interest in seeing the LLRC's use of the property become a more permanent conditional use; approving a two-year IUP to allow for the LLRC and Birch's to work through their

new relationship before implementing a more permanent solution; and the LLRC's arrangements for portable restrooms and trash enclosures to be on site.

Council members expressed interest in seeing the approving resolution and IUP agreement being amended to reflect the LLRC's intended hours of operation, limiting non-motorized craft to two boats, and extending the term of the IUP through November 30, 2016.

John Winston and Amy Johnson spoke on behalf of the LLRC and responded to Council member questions regarding their equipment, proposed use of the site, and clarified their intended hours of operation on the lake.

A motion was made by Olson, seconded by Dyvik, to adopt Ordinance No. 2015-02 to allow Rowing Club Facilities as an Interim Use in the B-3 Lakeshore Business District. Ayes: all.

A motion was made by Schneider, seconded by Dyvik, to adopt Resolution No. 2015-11 approving an Interim Use Permit (IUP) and IUP agreement with findings and conditions for the Long Lake Rowing Crew to operate a rowing club facility on property located at 1310 West Wayzata Boulevard, amended to include hours of operation on the lake, no more than two motorized watercraft to be used, and extending the term of the IUP to expire November 30, 2016. Ayes: all.

Authorization of Public Works Dump Truck and Plow Purchase

Mayor Chillstrom stated that this item was discussed in a work session prior to the meeting, and Council members were in agreement that they would like to table this item while further investigating pricing options for the vehicle purchase.

A motion was made by Schneider, seconded by Olson, to table further action on this agenda item until the May 5, 2015 City Council meeting. Ayes: all.

OTHER BUSINESS

CSAH 112 Turnback Project Open House – Council member Dyvik noted Hennepin County will be hosting an open house regarding the CSAH 112 turnback project on Wednesday, April 22 from 4:30 pm to 6:30 pm at Lake Community Bank.

Long Lake Cleanup Dive – Council member Schneider indicated that the Council is pursuing planning a cleanup dive for Long Lake with divers and boaters to take place on a date in June. Any individuals interested in participating are encouraged to reach out to a Council member or to the City Clerk and leaving their contact information.

Lions Club Crappie Contest – Mayor Chillstrom stated that the Lake Minnetonka area Lions Clubs will be holding their annual crappie contest fishing Lake Minnetonka on April 25, 2015. The event is a great fundraiser for a lot of good causes and projects.

Open Book Meeting Report – Following up on the Council's earlier request for follow up, City Clerk Moeller reported that no one had appeared to attend the April 16 Open Book meeting for Long Lake. The City Assessor did indicated he had worked with approximately four homeowners prior to the meeting and resolved their concerns. Though no one appeared at Long Lake's Open Book, City Assessor Erickson stated that a similar first Open Book meeting held in Corcoran had resulted in nine attending, and all attendees commented that they liked the less formal atmosphere an Open Book meeting format provides.

Spring Leaf Pickup – Moeller noted that for those who still have leaves to dispose of, there is one more curbside leaf pickup date scheduled for Tuesday, April 28.

Quick Update – Moeller stated that the Quick Burger appears to be moving forward at the former Burger King site, as the sign vendor has applied for and will be receiving an approved sign permit.

ADJOURN

A motion was made by Olson, seconded by Schneider, to adjourn the meeting. Ayes: all. The meeting was adjourned at 7:35 pm.

Respectfully submitted,

Jeanette Moeller
City Clerk