

ORDINANCE NO. 447

AN ORDINANCE AMENDING SECTION 153.132 OF THE SPRING LAKE PARK CITY CODE RELATING TO YARDS; SETBACKS

The City Council of the City of Spring Lake Park, Minnesota, ordains as follows:

Section 1. §153.132 of the Spring Lake Park Code of Ordinance is hereby amended as follows:

§153.132 YARDS; SETBACKS.

Off street parking and loading facilities shall be subject of the front yard, side yard and rear yard regulations for the use district in which the parking is located, with the following exceptions.

In any of the residence districts, no parking or loading space shall be located within 15 feet of any property line. Driveways, garages and carports in conjunction with any single- or two-family residence shall be exempted from this requirement; however, they shall not be located less than five feet from the property line, except by variance obtained in the manner provided in this code, unless it can be demonstrated to the reasonable satisfaction of the Zoning Administrator that the driveway, garage, or carport which is located less than five feet from the property line existed on the property, in its present dimensions, on or before December 1, 2017 and does not encroach upon any neighboring property. Driveways, garages and carports which the Zoning Administrator determines to have been in existence on a property and located less than five feet from the property line, without encroaching on a neighboring property, on or before December 1, 2017, shall be considered a legal non-conforming use on the property, subject to the provisions of Minnesota Statute 462.357 subdivision 1e, as it may be amended from time to time, and use of the same may continue subject to the terms of state law and this code but may not be expanded within the setbacks set forth herein without a variance and may not encroach upon other properties. Variances in the case of driveways may be allowed down to zero feet setback from the property line. Recreational vehicles parked in conformance with § 153.066(B)(2) of this code are also exempted from the above yard setback regulations.

Section 2. Effective Date. The ordinance shall become effective from and after its final passage, approval and publication as provided by law.

Passed by the City Council of the City of Spring Lake Park, Minnesota, this 4th day of September, 2018.

Cindy Hansen, Mayor

ATTEST:

Daniel R. Buchholtz, Administrator, Clerk/Treasurer