

Councilmember ~~Connolly~~ _____ introduced the following resolution and moved for its adoption:

RESOLUTION #~~1100-1110-309~~ _____

A RESOLUTION APPROVING THE ISSUANCE OF AN AMENDED CONDITIONAL USE PERMIT BASED ON FINDINGS OF FACT # ~~0540~~ AND DECLARING TERMS OF PERMIT TO MAINTAIN A SECOND DWELLING ON A PARCEL.

WHEREAS, ~~Pamela and Stephen Upton~~ Anthony Reed ~~have~~ has properly applied for an amendment to the existing conditional use permit to maintain a second dwelling on the property generally known as 16101 Ramsey Boulevard and legally described as follows:

South 138.4 feet of West 825 feet of Southwest quarter of Northeast quarter Section 15-32-25 as measured along West and South lines thereof excluding road; subject to easement of record.

("Subject Property").

WHEREAS, the Planning Commission met on ~~November 6~~ October 6, 2000~~11~~, conducted the public hearing and recommended that the City Council approve ~~al of~~ the request.

NOW THEREFORE, BE IT RESOLVED BY THIS CITY COUNCIL OF THE CITY OF RAMSEY, ANOKA COUNTY, STATE OF MINNESOTA, as follows:

1. Based on Findings of Fact # ~~309~~, an amended conditional use permit ("Permit") to maintain a second dwelling on the Subject Property is hereby granted to ~~Pamela and Stephen Upton~~ Anthony Duane Reed and Anisa Marie Thomas (the "~~Permittees~~ PERMITTEES").
2. The second dwelling shall not be discontinued as an accessory use to the principal dwelling by way of sale, ~~lease, or use by other than a relative of the Permittees and a relative is defined as someone who is related by blood, marriage, or adoption to the Permittees,~~ unless the property is subdivided in accordance with relevant City Codes. ~~In addition, the permittee shall not be permitted to rent or lease the premises in exchange for any consideration.~~
3. The ~~Permittees~~ PERMITTEES shall obtain a Certificate of Occupancy for the second dwelling on the Subject Property. The Building Official will conduct the appropriate inspections of the second dwelling to insure the structure meets Uniform Building Code requirements, prior to occupancy.
4. The ~~Conditional Use~~ Permit, upon written notice being provided by the City to the ~~Permittees~~ PERMITTEES but without further action by the Planning Commission or City Council, shall expire if the ~~permit holder~~ PERMITTEES fails to initiate such conditional use permit and fulfill each and every condition attached thereto within one (1) year from the date of its authorization, or if the use is discontinued for a continuous twelve (12) month period, unless

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a petition for an extension of time in which to complete or utilize the use that has been granted by the Council. Such extension shall be requested in writing and filed with the ~~City~~ CITY at least thirty (30) days before the expiration of the original ~~conditional use permit~~ Permit. The request for extension shall state facts showing a good faith attempt to complete or utilize the use permitted in the ~~conditional use permit~~ Permit. Such petition shall be presented to the Planning ~~and Zoning~~ Commission for a recommendation to the Council and acted upon by the City Council.

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5. The ~~Permittees~~ PERMITTEES shall be responsible for all ~~City~~ CITY costs incurred in administering and enforcing this Permit. Said expenses shall be paid within 15 days of billing by the ~~City~~ CITY and failure to pay the ~~City's~~ CITY'S expenses within the 15 day billing period will permit the ~~City~~ CITY to draw upon any of the escrows required by this agreement for payment.

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6. The City Administrator and/or his/her designee shall have the right to inspect the premises for compliance and safety purposes annually or at any time upon reasonable request. Any violation of City Code or State or Federal law may result in revocation of the Permit.

7. The ~~City~~ CITY shall record this Permit in the office of the Anoka County Recorder and the ~~Permittees~~ PERMITTEES agree to the terms and provisions of this Permit.

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The motion for the adoption of the foregoing resolution was duly seconded by Councilmember ~~Hendriksen~~ _____, and upon vote being taken thereon, the following voted in favor thereof:

- ~~Mayor Gamee~~
- ~~Councilmember Connolly~~
- ~~Councilmember Hendriksen~~
- ~~Councilmember Anderson~~
- ~~Councilmember Zimmerman~~

and the following voted against the same:

~~None~~

and the following abstained:

~~None~~

and the following were absent:

~~None~~

whereupon said resolution was declared duly passed and adopted by the Ramsey City Council this the ~~25~~ 7th day of ~~November~~ October ~~November~~, 2011~~00~~.

~~Mr. and Mrs. Upton~~ Anthony Duane Reed and Anisa Marie Thomas, hereby acknowledge receipt of this permit and have reviewed the conditions of this permit and have agreed that they will comply with the terms of this permit.

By: _____
~~Mr. and Mrs. Upton~~ Anthony Duane Reed _____ Anisa Marie Thomas

STATE OF MINNESOTA)
) SS.
COUNTY OF)

On this _____ day of _____, 20110, before me a Notary Public personally appeared ~~Mr. and Mrs. Upton~~ Anthony Duane Reed and Anisa Marie Thomas, to me known to be the person described in and who executed the foregoing instrument and acknowledged that she executed the same at her free act and deed.

Notary Public

CITY OF RAMSEY:

By: _____ By: _____
Mayor City Administrator

STATE OF MINNESOTA)
) SS.
COUNTY OF ANOKA)

On this _____ day of _____, 2009, before me a Notary Public personally appeared ~~Thomas G. Gamee~~ Bob Ramsey and ~~James E. Norman~~ Jo Thieling, to me personally known, who, being each by me duly sworn, did say that they are respectively the Mayor and City ~~Administrator~~ Clerk of the City of Ramsey, the Municipal Corporation named in the foregoing instrument, and seal affixed to said instrument is the corporate seal of said Municipal corporation, and the said instrument was signed and sealed on behalf of said Municipal Corporation by authority of its City Council, and said ~~Thomas G. Gamee~~ Bob Ramsey and ~~James E. Norman~~ Jo Thieling acknowledge said instrument to be the free act and deed of said Municipal Corporation.

Notary Public

This document drafted by:
The City of Ramsey
15153 Nowthen Boulevard N.W.
Ramsey, MN 55303

This document reviewed by:
Randall, Dehn & Goodrich
2140 4th Avenue
Anoka, MN 55303