

Councilmember

introduced the following resolution and moved for its adoption:

RESOLUTION #12-07-XXX

A RESOLUTION REQUESTING MINNESOTA LEGISLATURE REVIEW OF MINNESOTA STATUTE SECTION 462.357, SUBDIVISION 6a THROUGH SUBDIVISION 8

WHEREAS, Minnesota Statute 462.357 Subd. 6a through Subd. 8 states that persons with disabilities shall not be excluded by zoning ordinances or other land use regulations from the benefits of normal residential surroundings; and

WHEREAS, the City of Ramsey (the “City”) has adopted its ordinances to be consistent with the requirements of Minnesota Statute Chapter 462 and agrees that many of the uses noted in the Statute shall not be prevented from the benefits of normal residential surroundings; and

WHEREAS, the City has noted there are potential adverse secondary effects with permitted residential uses including, but not limited to, additional police calls, public nuisance complaints, off-street parking violations, and maintenance of buildings; and

WHEREAS, the City has adopted ordinances for all residential uses to address issues of public nuisance, off-street parking, and building maintenance, regardless of whether a license is required by Minnesota Statute; and

WHEREAS, the City still experiences complaints from area residents regarding lack of advance notification and issues of public nuisance; and

WHEREAS, the City believes its ability to respond to some of these complaints are hindered by the protections included in Minnesota Statute Chapter 462; and

WHEREAS, the City appreciates recent enhancements by the State of Minnesota and Anoka County in advance notification of license approvals for residential uses requiring license approvals

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

- 1) That the City requests that the Minnesota Legislature review and update Minnesota Statute Chapter 462 related to permitted residential uses in residential areas to allow local units of government the ability to better respond to concerns related to permitted residential uses including, but not limited to, addressing excessive police calls, providing for requirements for notification to adjacent residents, and allowing for separation requirements preventing concentrations of uses that have proven adverse secondary effects.

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

and the following voted against the same:

and the following abstained:

and the following were absent:

whereupon said resolution was declared duly passed and adopted by the Ramsey City Council this the 24th day of July, 2012.

Mayor

ATTEST:

City Clerk