

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

RESOLUTION #13-09-149

A RESOLUTION APPROVING THE ISSUANCE OF A HOME OCCUPATION PERMIT TO OPERATE A PLUMBING BUSINESS ON THE PROPERTY LOCATED AT 5565 164TH AVE NW BASED ON FINDINGS OF FACT #0917 AND DECLARING TERMS OF PERMIT

WHEREAS, the Ramsey City Council adopted Resolution #13-09-148 adopting Findings of Fact #0917 for this use and herein approves the home occupation permit.

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

On September 24th, 2013, a home occupation permit ("Permit") was issued by the City of Ramsey ("CITY") to Matt Ariola ("PERMITTEE") to operate a plumbing business located on the property generally known as 5565 164th Ave NW and legally described as follows:

Lot 2, Block 2, Barthels Rum River Acres 2nd Addition, Anoka County, Minnesota

(the "Subject Property")

This **Permit** is issued pursuant to Sections 117-51 and 117-351 of the Ramsey City Code. The conditions of this **Permit** are as follows:

1. That this resolution shall allow for a plumbing business (the "Home Occupation") to operate in a detached accessory building on the **Subject Property**. The **PERMITTEE** shall be required to reserve at least 400 square feet of accessory structure space for the purposes of the primary residential use.
2. That the **PERMITTEE** shall reside in the dwelling unit of the **Subject Property** and is allowed one (1) non-resident employee (administrative) to work on the **Subject Property**. The **PERMITTEE** may also employ two (2) non-resident employees (plumbers) that may only arrive on site to pick up and/or drop off paperwork. The two (2) non-resident employees (plumbers) may not perform any other function related to the **Home Occupation** on the **Subject Property**. Notification must be given to the **CITY** if the **PERMITTEE** will utilize non-resident employees.
3. That the established business hours on the **Subject Property** are Monday through Friday between 8:00 a.m. and 4:00 p.m. The **Home Occupation** may not operate on Saturdays or Sundays.
4. That the number of vehicular traffic trips per day to the **Subject Property** may not exceed two (2) trips per hour per standard eight (8) hour business day or sixteen (16) vehicle trips per twenty-four (24) hour period and vehicular traffic trips include deliveries, customer, sub-contractor and employee trips.
5. That the **PERMITTEE** may not lease the business portion of the accessory structure located on the **Subject Property** to any person(s) that does not reside on the **Subject Property**.
6. That the **PERMITTEE** agrees to comply with Chapter 117, Article II, Division 6, Subdivision 1 of City Code, titled "Signs".

7. That the **PERMITTEE** agrees to comply with section 117-355 of City Code relating to outside storage and maneuvering of vehicles and equipment on the **Subject Property**; all parking and maneuvering areas on the **Subject Property** must be surfaced with class V gravel, concrete or asphalt.
8. That all private use and commercial vehicles and equipment related to the **Home Occupation** shall be parked on a driveway on the **Subject Property**.
9. That the **PERMITTEE** shall reduce the number of items parked/stored outside on the **Subject Property** to ensure compliance with Section 117-355 of City Code no later than thirty (30) days after approval of this **Permit** by the City Council.
10. That the **PERMITTEE** shall either bring the hoop-style accessory building into compliance with all applicable codes or have the structure removed from the **Subject Property** and the building contents moved inside another accessory building within sixty (60) days of City Council approval of this **Permit**.
11. That the **PERMITTEE** must obtain all applicable permits to ensure that the structures and driveway(s) are compliant with all applicable state and local codes.
12. That should the **PERMITTEE** die or sell the **Subject Property**, the **Permit** shall be automatically terminated, except that in the case of death, should a surviving spouse or child, residing at the same address, desire to continue the home occupation, written notice to that effect shall be given to the City Administrator and the City Council may authorize continuation of the **Permit** without further hearing.
13. The **PERMITTEE** shall reside on the **Subject Property**; if the **PERMITTEE** does not reside on the **Subject Property**, the **Permit** shall be terminated.
14. That adequate water supply and on-site sewage disposal facilities shall be the responsibility of the **PERMITTEE**.
15. The **PERMITTEE** shall be responsible for maintaining any applicable State or County licenses.
16. The **PERMITTEE** shall be responsible for all costs incurred in the administration and enforcement of this **Permit**.
17. That the City Administrator, or his/her designee, shall have the right to inspect the **Subject Property** for compliance and safety purposes annually or at any time, upon reasonable request.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember _____, and 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 September, 2013.

CITY OF RAMSEY:

By: _____
Mayor

By: _____
City Clerk

STATE OF MINNESOTA)
) ss.
COUNTY OF ANOKA)

On this _____ day of _____, _____, before me, a Notary Public, personally appeared Sarah Strommen and JoAnn M Thieling, to me personally known, who, being each by me duly sworn did say that they are respectively the Mayor and City 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 Sarah Strommen and JoAnn M. Thieling acknowledge said instrument to be the free act and deed of said Municipal Corporation.

Notary Public

The document drafted by:
The City of Ramsey
7550 Sunwood Dr NW
Ramsey, Minnesota 55303

This document reviewed by:
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