

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

RESOLUTION #15-01-004

A RESOLUTION APPROVING THE ISSUANCE OF A HOME OCCUPATION PERMIT TO OPERATE A FROZEN FOODS SALES AND DELIVERY BUSINESS ON THE PROPERTY LOCATED AT 14920 CHAMELEON ST NW BASED ON FINDINGS OF FACT #0938 AND DECLARING TERMS OF PERMIT

WHEREAS, Abdelfettah Benzoubair properly applied for a home occupation permit to operate a frozen foods sales and delivery business on the property generally known as 14920 Chameleon St NW and legally described as:

Lot 1, Block 2, Greenland Hills, Anoka County, Minnesota, Subject to easement as shown on the plat.

(the "Subject Property")

WHEREAS, the Ramsey Planning Commission met on December 4, 2014, conducted a public hearing, and recommended City Council approval of the request; and

WHEREAS, the Ramsey City Council adopted Resolution #15-01-003 adopting Findings of Fact #0938 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 January 13th, 2015, a home occupation permit ("Permit") was issued by the City of Ramsey ("CITY") to Abdelfettah Benzoubair ("PERMITTEE") to operate a frozen foods sales and delivery business on 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 frozen foods sales and delivery business (the "Home Occupation") to operate in an attached garage 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 two (2) non-resident (do not reside at the **Subject Property**) employees. Notification must be given to the **CITY** if the **PERMITTEE** will utilize non-resident employees.
3. That the established business hours of the **Home Occupation** on the **Subject Property** are Monday through Friday between 9:00 a.m. and 9:00 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 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 (minimum depth of two [2] inches), 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 comply with Section 117-355 (Residential Development Off-Street Parking) of City Code at all times regarding number of items parked/stored outside on the **Subject Property**, location, surfacing, and screening of commercial vehicles.
10. 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.
11. 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 or receiving title to the **Subject Property**, 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.
12. The **PERMITTEE** shall reside on the **Subject Property**; if the **PERMITTEE** does not reside on the **Subject Property**, the **Permit** shall be terminated.
13. That adequate water supply and on-site sewage disposal facilities shall be the responsibility of the **PERMITTEE**.
14. The **PERMITTEE** shall be responsible for maintaining any applicable State or County licenses.
15. The **PERMITTEE** shall be responsible for all costs incurred in the administration and enforcement of this **Permit**.
16. 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:

