

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

RESOLUTION #19-062

A RESOLUTION AFFIRMING THE STATUS OF A SECOND ACCESS ON THE PROPERTY GENERALLY KNOWN AS 5735 ALPINE DRIVE NW

WHEREAS, the Jeff Abrahamson (the “Property Owner”) has asked for clarification regarding the status of accesses on the property legally described as follows:

Lot 2, Block 1 Wildlife Sanctuary 3rd Addition

(the “Subject Property”)

WHEREAS, the property in question has a detached building in the northwest section of the property; and

WHEREAS, the property owner states that they have been granted a second access off of Alpine Drive NW in the southwest corner of their property to access said building; and

WHEREAS, the access southwest of their property is in the right-of-way and is striped as a crosswalk; and

WHEREAS, the crosswalk is believed to be striped due to a daycare on the Subject Property to ensure the safety of the children; and

WHEREAS, the City has an obligation to maintain the safety of its residents by enforcing laws within striped crosswalks; and

WHEREAS, the Subject Property is zoned R-1 Residential (MUSA) and is allowed one paved driveway; and

WHEREAS, the Subject Property has one paved driveway in the southeast portion of the lot; and

WHEREAS, the City has two crosswalks within approximately 500 and 900 feet of the crosswalk in question; and

WHEREAS, the City has no record of the detached building being built.

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

- 1) That the Ramsey City Council affirms the following, all subject to City Code Sections 117-111 (R-1 Residential District), 117-349 (Accessory Uses and Buildings), 117-351 (Home Occupations), and 117-355 (Residential Off-Street Parking):

- a. The detached building in the rear yard can be accessed and utilized, but any repeated access of the building resulting in erosion and a clear drive aisle will require paving and a variance to the number of driveways.
- b. The homeowner is allowed to drive across the grass for periodic access of the detached building and is allowed to access off Alpine Drive, but repeated access that creates physical evidence of a driveway will require paving conforming to City Code standards at the time of paving.
- c. That Outlot A, Wildlife Sanctuary 3rd Addition is not to be used as access for the Subject Property; and that Outlot A, Wildlife Sanctuary 3rd Addition is to be deeded to the City of Ramsey per the Development Agreement of Wildlife Sanctuary 3rd Addition. The City will consider a private driveway easement upon conveyance to the City.
- d. That the Subject Property must comply with all off-street parking regulations.
- e. That the City of Ramsey has a strict home-occupation ordinance (home-based businesses) and that the homeowner, or any future homeowner, must properly apply for and receive a home-occupation permit before running a home-based business.
- f. That any driveway on this property will require paving and the driveway must meet setbacks and standards at the time of paving.
- g. That the Homeowner forgoes any other claim to lawful, non-conforming rights on the Subject Property.

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:

Existing Vacancy

whereupon said resolution was declared duly passed and adopted by the Ramsey City Council this 26th day of February, 2019.

Mayor

ATTEST:

City Clerk

EXHIBIT A: Subject Property

