



AGENDA ITEM # 6.3

REPORT TO CITY COUNCIL

Report Prepared by: Dawn Bittner

Date: May 7, 2019

Subject: Ordinance Amendment to expand the Offsite Sign Overlay District

Report: Please see attached report.

Council Action Requested:

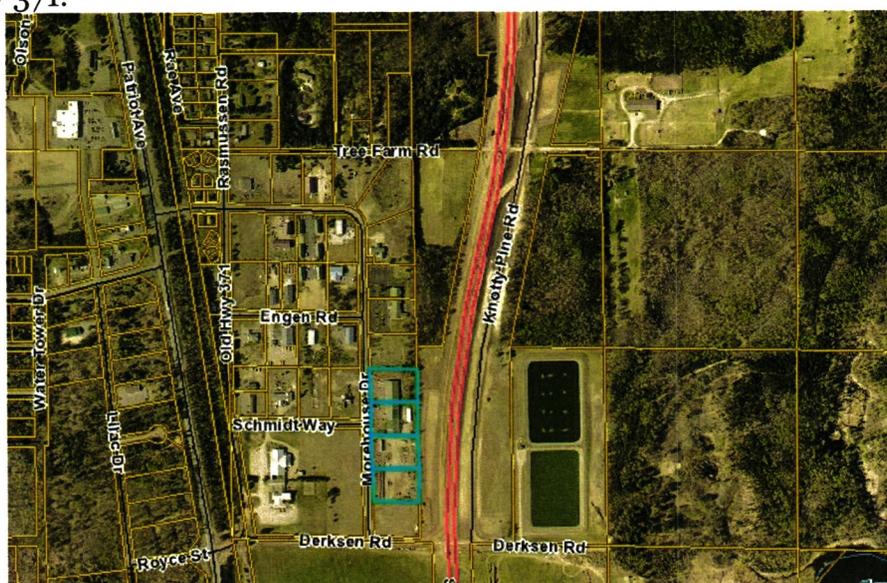
- A. Council motion amending Section 17-6.9 expanding the Offsite Sign Overlay District.
- B. Council motion authorizing Summary Publication. (4/5 vote required)

COUNCIL REPORT

Application: Ordinance Amendment to expand the Offsite Sign Overlay District

Applicant: Brandon Andersen, Lonesome Real Estate, LLC

Background Information: Applicant is requesting an Ordinance Amendment to expand the Offsite Sign Overlay District to include parcels he owns along State Highway 371.



Each lot of the subject property is approximately 1.74 acres. The subject property contains a manufacturing building and several accessory structures. The subject property is zoned Light Industrial.

Planning Commission Recommendation:

The Planning Commission unanimously recommends the City Council expand the Offsite Sign Overlay District to include these parcels.

**ORDINANCE NUMBER 19-___, SECOND SERIES
AN ORDINANCE AMENDING CHAPTER 17 OF THE
CITY CODE ESTABLISHING AN
OFFSITE SIGN OVERLAY DISTRICT**

The City Council of the City of Pequot Lakes does ordain as follows:

Section 1. Purpose and Intent: The purpose and intent of this ordinance is to amend Chapter 17 of the Pequot Lakes City Code by creating a new Section 17-6.9, establishing an Offsite Sign Overlay District.

Section 2. A new Section 17-6.9, Offsite Sign Overlay District, is hereby enacted and shall read as follows:

17-6.9 OFFSITE SIGN OVERLAY DISTRICT (OS)

1. **Purpose and Intent.** The purpose of the Offsite Sign Overlay District is to establish a limited area with safe visibility from Minnesota Highway 371 where offsite signs are allowed, while preserving and protecting the health, safety and general welfare of the people of the city and their property therein situate. The city finds:
 - A. That allowing offsite signs with visibility from Minnesota Highway 371 serves the public interest by providing opportunities to businesses and organizations located in the city's historic downtown (among other entities and organizations), which is bypassed by the highway, to reach travelers thereon with messaging, thus promoting the economic vitality of the city's downtown;
 - B. That the city reaffirms the important governmental interests served by generally prohibiting offsite signs in the city as set forth in Section 17-7.1, but finds that such interests should yield to the public benefit that would be realized in allowing offsite signs on a limited basis in the narrowly-defined area included in the Offsite Sign Overlay District; and
 - C. That a minimum distance of 2,000 feet between offsite signs to be located within the Offsite Sign Overlay District is necessary because the offsite signs will primarily be visible to traffic traveling at high rates of speed on Minnesota Highway 371, and allowing offsite signs at more frequent intervals would constitute an unacceptable risk of distraction to drivers.

2. Establishment of Offsite Sign Overlay District. The following establishes the Offsite Sign Overlay District. These properties are also identified on the Offsite Sign Overlay District map.
- A. That part of the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 23, Township 136, Range 29, Crow Wing County, Minnesota, lying easterly of Parcel 4, MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 18-110, on file in the Crow Wing County Recorder's Office. Subject to utility easement Doc. No. 380151, subject to Derksen Road Right of Way, and also subject to other easements, reservations or restrictions of record, if any.
 - B. That part of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 23, Township 136, Range 29, Crow Wing County, Minnesota, lying easterly of Parcel 4, MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 18-110, on file in the Crow Wing County Recorder's Office. Subject to easements, reservations or restrictions of record, if any.
 - C. That part of the Southeast Quarter (SE $\frac{1}{4}$), Section 3, Township 136, Range 29, lying north of a line 700 feet south of the south line of the tract of land conveyed in Book 200 of Deeds, page 286, to the Minnesota Power and Light Company and lying south of the south line of the tract of land conveyed to the Minnesota Power and Light Company in Book 200 of Deeds, page 286, that lies east of the east right-of-way line of State Highway 371 as said highway is described in final certificate filed April 8, 1953 in Book 117 of Deeds, page 491, and that also lies west of a line 500 feet east of and parallel with the east right-of-way line of State Highway 371 as said highway is described in final certificate filed April 8, 1953 in Book 117 of Deeds, page 491, except the west 300 feet of said 500 feet thereof (being a 200 foot strip of land) and that part of the Southeast Quarter lying southerly of a line measured 700 feet southerly of and parallel with the south line of the tract of land conveyed to the Minnesota Power and Light Company in Book 200 of Deeds, page 286, and that lies easterly of the easterly right-of-way line of State Highway 371 as said highway is described in final certificate filed April 8, 1953 in Book 117 of Deeds, page 491, and which lies westerly of a line 500 feet easterly of and parallel with the easterly right-of-way line of State Highway 371 as said highway is described in final certificate filed April 8, 1953 in Book 117 of Deeds, page 491 (being a 500 foot strip of land). Subject to any easements, restrictions or reservations of record. Excepting previously reserved minerals and/or mineral rights, if any.
 - D. Lots 2 through 5, Block 2, Pequot Lakes Industrial Park.

Effective Date: This ordinance amendment shall be in full force and effect from and after passage and publication according to state law.

Repeal: This ordinance shall repeal all ordinances inconsistent herewith.

Passed by the Pequot Lakes City Council this 7th day of May, 2019.

James Tayloe
Mayor

ATTEST:

Nancy Malecha
City Administrator

**ORDINANCE NUMBER 19-___, SECOND SERIES
AN ORDINANCE AMENDING CHAPTER 17 OF THE CITY CODE
EXPANDING THE OFFSITE SIGN OVERLAY DISTRICT
CITY OF PEQUOT LAKES
COUNTY OF CROW WING
STATE OF MINNESOTA**

The following is the official summary of Ordinance No. 19-___, Second Series, approved by the City Council of the City of Pequot Lakes, on the 7th day of May, 2019.

The purpose and intent of this ordinance is to amend Chapter 17 of the City Code expanding the Offsite Sign Overlay District.

A printed copy of the ordinance is available for inspection by any person at City Hall.

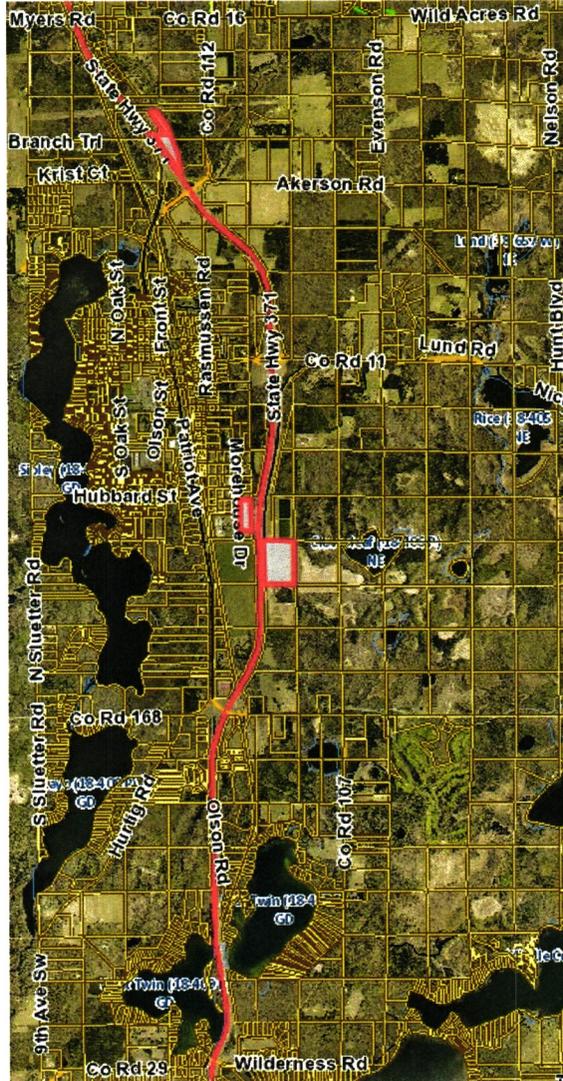
Passed by the Pequot Lakes City Council the 7th day of May, 2019.

James Tayloe
Mayor

ATTEST:

Nancy Malecha
City Administrator

Advertising Device Overlay District



KEY:

Offsite Sign Overlay District