

**CITY OF SANDSTONE
PLANNING COMMISSION
November 8, 2017**

CALL TO ORDER

Members present: Randy Riley, Rene Stadin, Cassandra Linder, Steve Palmer, Reese Frederickson, Cassie Gaede
Members absent: Andrew Spartz
Staff present: Administrator Kathy George
Others: Essentia Health Sandstone Facilities Manager David Fornengo

Chair Riley called the meeting to order at 7:05 p.m.

AGENDA – Motion Riley, second Gaede, to approve the Agenda as presented. Motion passed 6-0.

MINUTES – Motion Palmer, second Linder, to approve the minutes from the October 11, 2017 Planning Commission meeting as presented. Motion passed 6-0.

PRESENTATIONS: None

PUBLIC HEARINGS:

- A. Heliport Ordinance – Essentia Health petitioned the City to adopt a heliport ordinance. The City is not required to adopt an ordinance; however, the hospital's license for the heliport is conditioned upon certain licensing standards which do include lack of obstructions and other issues related to the land surrounding the heliport. The Notice of Public Hearing was published in the October 26th and November 2nd editions of the *Pine County Courier*. No comments have been received.

Chair Riley opened the Public Hearing. Administrator George explained that the City Attorney has been working on the draft of the ordinance and has been having difficulty connecting with MN DOT – Aeronautics on several aspects of the ordinance. Therefore, the ordinance is not ready to be presented to the Planning Commission. Essential Health Sandstone Facilities Manager Fornengo explained the hospital's desire for the City to adopt an ordinance. Administrator George noted some of the things that will need to be discussed once maps are available include the responsibility of keeping the required zones clear of trees and buildings, as well as decommissioning the heliport pad if for some reason in the future it is abandoned. There was discussion about the former heliport pad, as it has been piled with dirt with weeds growing on it. This has become an eyesore for the immediate neighborhood. Fornengo stated that the Hospital no longer owns that property and is not responsible for it any longer.

Administrator George stated that the City Attorney recommended the public hearing be continued until the next regular Planning Commission meeting. Hopefully, the ordinance will be ready by that time. **Motion by Linder, second by Palmer, to continue the Public Hearing on the proposed Heliport Ordinance to December 13,**

2017 at 7:00 p.m. Motion passed 6-0. Administrator George will send the Hospital a notice extending the 60-day time line for action to be taken in accordance with Minnesota Statutes 15.99.

- B. Interim Ordinance – Moratorium on Adult Establishments – City Code currently allows Adult Establishments in the following Zoning Districts:

Central Business District – with a Conditional Use Permit
Highway Business District – with an Interim Use Permit
Interchange Business District – with an Interim Use Permit

By law, the City cannot forbid an adult establishment from locating within the City limits. But, the City can designate the Zoning District where they are allowed. The City can also regulate their operation.

The Planning Commission reviewed this information at the October 11th meeting and directed staff to draft an Interim Ordinance to establish a moratorium on such uses in all zoning districts; further directing staff to conduct a study of the city's official controls related to adult establishments in all zoning districts.

The Public Hearing Notice was published in the 10/26 and 11/2 editions of the *Pine County Courier*. No comments have been received.

Chair Riley opened the public hearing and called for comments from the public. No comments were offered. The public hearing was closed.

Motion by Palmer, second by Linder, to recommend the City Council adopt the proposed Interim Ordinance establishing a moratorium on adult establishments in all zoning districts. Motion passed 6-0.

- C. Rescind City Code 610 – Premises Conducive to High Risk Sexual Conduct – Administrator George informed the Commission that this section of City Code seems to be unnecessary. The Purpose clause states that this section governs commercial premises that are conducive to high risk sexual conduct. In reading the definition of “High Risk Sexual Conduct”, the actions listed are illegal.

The Planning Commission reviewed City Code 610 at the October 11th meeting and directed staff to have the section reviewed by the City Attorney and pursue the process of rescinding it.

The City Attorney has reviewed the code and agrees that it is not necessary and can be rescinded.

Rescinding an ordinance requires a public hearing. The Public Hearing Notice was placed in the 10/26 and 11/2 editions of the *Pine County Courier*. No comments have been received.

Chair Riley opened the public hearing and called for comments. No comments were received. The public hearing was closed. **Motion by Stadin, second by Linder, to recommend the City Council adopt the proposed Ordinance Rescinding City Code Section 610 Premises Conducive to High Risk Sexual Conduct. Motion passed 6-0.**

OLD & CONTINUING BUSINESS:

- A. Keeping of Chickens – Administrator George provided a draft document for Commissioners to review so that further discussion can take place at the December Planning Commission meeting. The draft is based on ordinances that are in place in the cities of Pine City, Lindstrom, and Maplewood.

OTHER: The Commission was provided with information about On-Line Training Courses offered by the League of Minnesota Cities. Two Land Use courses are offered – Land Use Basics: Grasping the Ground Rules, and Creating the Ground Rules: Developing Land Use Plans and Laws.

ADJOURN: Motion Gaede, second Linder, to adjourn. Motion passed 6-0. Time 7:30 p.m.

Respectfully Submitted,
Kathy George, City Administrator