

CITY OF APPLE VALLEY
ORDINANCE NO. ____

AN ORDINANCE OF THE CITY OF APPLE VALLEY, MINNESOTA,
AMENDING TITLE XV OF THE CITY CODE ENTITLED "LAND USAGE" BY
AMENDING SECTIONS 155.350 REGARDING DRAINAGE REQUIREMENTS

The City Council of Apple Valley ordains:

Section 1. Title XV of the Apple Valley City Code is amended by revising Section 155.350(C) and (D) to read as follows:

§ 155.350 DRAINAGE REQUIREMENTS.

* * * *

(C) The maximum impervious surface area on a lot or parcel with a one-family detached dwelling (house) or lots with two-family attached dwellings (twinhome) shall not exceed the following coverage:

<i>Lot Size¹</i>	<i>Maximum Impervious Coverage Allowed</i>
<u>10,000</u> 9,000 sq. ft. or greater	35%
<u>9,999</u> 8,999 sq. ft. - 7,500 sq. ft.	40%
7,499 sq. ft. - 6,000 sq. ft.	45%
Less than 6,000 sq. ft.	50%

(1) Actual lot area shall be rounded up to the nearest whole number for determination of its lot size hereunder.

(2) (a) Lots located within a "PD" (Planned Development) zoning district on which an one-family detached dwelling (house) or lots with two-family attached dwellings (twin home) is a permitted use shall comply with the requirements above, unless impervious surface coverage is specifically addressed in the ordinance establishing the PD zoning district.

(b) Lots zoned for multi-family dwellings on which the dwelling units, attached or detached, comprises the lot of record and the open space or yard surrounding the unit is not exclusively owned by the dwelling unit owner and is instead owned as a CIC or other common property interests, are not subject to this clause.

(D) The maximum impervious surface area allowed hereunder may be increased up to an additional 5% upon a showing of circumstances supporting good cause for additional impervious surface area in excess of the limitations herein and upon the installation of a city approved on-site stormwater management facility. An application for a request hereunder shall be filed with the City Clerk upon an application form furnished by the city. The application fee

and a performance security escrow, which shall be in an amount established by city council resolution, shall be paid and filed with the application.

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Section 2. Filing. A copy of the ordinance shall be filed in the office of the City Clerk. This copy shall be available for inspection by any persons during regular office hours.

Section 3. Publication. The City Clerk shall publish this ordinance in the official newspaper of the City with notice that a printed copy of the ordinance is available for inspection by any person during regular office hours at the Office of the City Clerk.

Section 4. Effective date. This ordinance shall take effect upon its passage and publication.

PASSED by the City Council this ___ day of _____, 2021.

Clint Hooppaw, Mayor

ATTEST:

Pamela J. Gackstetter, City Clerk