

**APPROVED MINUTES  
PLANNING COMMISSION  
REGULAR MEETING  
CITY OF WYOMING, MINNESOTA  
APRIL 13, 2010  
7:00 PM**

**CALL TO ORDER:**

Planning Commission Chairman Frank Storm called the Regular Meeting of the Wyoming Planning Commission of April 13, 2010 to order at 7:00 P.M.

**CALL OF ROLL:**

On a Call of the Roll the following members of the Wyoming Planning Commission were present: Frank Storm, Judy Coughlin Sean Wagner, Mark Lobermeier, and Ken Meyers

Members Absent: None.

Also Present: Zoning Administrator Fred Weck, Council Liaison Roger Elmore, City Engineers Mark Erichson, and Joseph Ward.

**DETERMINATION OF A QUORUM:**

Chairman Storm determined a quorum was present.

**PLEDGE OF ALLEGIANCE:**

**OPEN FORUM:**

*“An opportunity for members of the public to address the Planning Commission on items not on the current Agenda. Items requiring Planning Commission action maybe deferred to staff for research and future Planning Commission Agendas if appropriate.”*

No members of the public spoke.

**APPROVAL OF MINUTES:**

- 1 Consider approving the minutes of the Regular Meeting of the Wyoming, Minnesota Planning Commission for March 23, 2010.**

**A MOTION WAS MADE BY PLANNING COMMISSION MEMBER WAGNER, SECONDED BY PLANNING COMMISSION MEMBER COUGHLIN, TO APPROVE THE “REGULAR MEETING” MINUTES OF THE WYOMING, MINNESOTA PLANNING COMMISSION FOR MARCH 23, 2010.**

*Voting Aye: Coughlin, Meyers, Wagner, Lobermeier, and Storm.*

*Voting Nay: None*

*Abstain: None*

**PUBLIC HEARINGS**

- 2 VARIANCE Height of fence along the right-of-way of Wyoming Trail  
26494 Goodview Avenue**

Jeremy Kulesa was present to request a variance from the City of Wyoming Zoning Ordinance Sec. 40 – 531, (2), for a fence exceeding six (6) feet in height within the front non-buildable setback area of Wyoming Trail at 26494 Goodview Avenue. Chairman Storm asked staff if there was anything to add to the staff report, Weck responded no. Chairman Storm asked if any public comments had been received, Weck responded no. Chairman Storm asked the applicant if there was anything he wanted to add, Mr. Kulesa

responded no. Chairman Storm opened the public hearing at 7:04, there being no one present to offer comment Chairman Storm closed the public hearing. Chairman Storm asked the Commission members if there were any questions or comments, there were none.

**A MOTION WAS MADE BY PLANNING COMMISSION MEMBER WAGNER, SECONDED BY PLANNING COMMISSION MEMBER MEYERS, TO RECOMMEND APPROVAL OF JERAMY KULESA'S REQUESTED VARIANCE FROM THE CITY OF WYOMING ZONING ORDINANCE SEC. 40 – 531, (2), FOR A FENCE EXCEEDING SIX (6) FEET IN HEIGHT WITHIN THE FRONT NON-BUILDABLE SETBACK AREA OF WYOMING TRAIL BASED ON THE FOLLOWING FINDINGS OF FACT:**

1. Standards 1, 2, 4, 6, 7, and 8 have been met.
2. The proposed variance will not impair an adequate supply of light and air to adjacent property.
3. The proposed variance will not unreasonably increase the congestion in the public right-of-way; increase the danger of fire or endanger the public safety.
4. The proposed variance will not unreasonably diminish or impair established property values within the neighborhood.
5. The proposed variance will not cause an unreasonable strain upon existing municipal facilities and services.
6. The proposed variance will not be contrary in any way to the spirit and intent of this Ordinance.
7. The proposed variance will not have a negative direct or indirect fiscal impact upon the City or school district.

**AND SUBJECT TO THE FOLLOWING CONDITION:**

1. That the fence be installed in conformance with the Fence Permit application as approved.

*Voting Aye: Coughlin, Meyers, Wagner, Lobermeier, and Storm.*

*Voting Nay: None*

*Abstain: None*

**NEW BUSINESS**

- 3 There was no New Business.

**OLD BUSINESS**

- 4 Sewer & Water Comprehensive Plans Update

City Engineers Mark Erichson and Joseph Ward returned to the Planning Commission from their presentation on December 22, 2009 to address the comments received on the draft City of Wyoming Sewer and Water Comprehensive Plans. Commissioner Lobermeier had provided the engineers with a list of comments and concerns on the plans, the engineers have revised the plans where needed, or have answered his questions. A copy of the questions and responses is incorporated by reference and annexed within. The Engineers explained some of the responses to the Commission that they felt needed to be highlighted, including; the money owed to the City of Wyoming by Chisago City and Stacy for the construction of the joint interceptor sewer,

the City of Wyoming's capacity allowance within the joint interceptor, sewer and water along the future Innsbrook Avenue, and drinking water treatment facilities. The Commission thanked the City Engineers for their work on the plans and asked for an opportunity to review the responses and asked that they come back to the Commission if needed before the plans are presented to the City Council. Engineer Erichson also informed the Planning Commission that there will be an Open House on Wednesday, April 21st at City Hall regarding the Minnesota Department of Transportation's Access Management Plan for Highway 61 / Forest Boulevard.

### **Ordinance Updates – Nuisances.**

The Planning Commission continued to review the Nuisance Ordinance, which is being updated as a part of the Orderly Annexation Agreement between the City and the former Township.

After comments and discussion the following changes were made to the ordinance:

1. Sec. 16 – 51, (1) – Separate the second sentence from the first as Item (2), and add an exception for properties having a rural ditch section (no curb and gutter).
2. Sec. 16 – 52, (1) – revise the end of the sentence to read: ..."maintain noxious weeds or plants on such land".
3. Sec. 16 – 53 – Move Section to Sec. 16 – 52 as one of the prohibited items.
4. Sec. 16 – 54 – Make the section consistent with the already adopted Zoning Ordinance Sec. 40 – 831, (1), (b) requirements for sight lines on corner lots and intersections.
5. Sec. 16 – 78 – Delete " refuse" because the litter definition includes refuse
6. Sec. 16 – 78 – Remove the strikethrough line on item (9).

**A MOTION WAS MADE BY PLANNING COMMISSION MEMBER WAGNER, SECONDED BY PLANNING COMMISSION MEMBER COUGHLIN, FOR STAFF TO FORWARD THE NUISANCE ORDINANCE TO THE CITY ATTORNEY FOR REVIEW AFTER THE REVISIONS HAVE BEEN MADE TO THE ORDINANCE.**

*Voting Aye: Coughlin, Meyers, Wagner, Lobermeier, and Storm.*  
*Voting Nay: None*  
*Abstain: None*

**A MOTION WAS MADE BY PLANNING COMMISSION MEMBER WAGNER, SECONDED BY PLANNING COMMISSION MEMBER MEYERS, TO ADJOURN THE REGULAR MEETING OF THE WYOMING, MINNESOTA PLANNING COMMISSION FOR MARCH 23, 2010 AT 8:39 P.M.**

*Voting Aye: Coughlin, Meyers, Wagner, Lobermeier, and Storm.*  
*Voting Nay: None*  
*Abstain: None*