

City of Wykoff

Minnesota Code Book 2023 Additions and Changes to City Ordinances

Public Hearing

February 10, 2025

The Public Hearing was called to order by Mayor Breckenridge at 6:30 p.m. in the Council Room located at 106 N. Gold St. Council members present were: Jeff Hare, Ryan Breckenridge, Barb Fate, Jane Baker and Kalib Himli. Also, present City Administrator Rebecca Schmidt.

Sign up sheet reflects that Brett Corson, Jessica Erickson, Fillmore County Public Health and Brenda Pohlman, Public Health were attendees.

Mayor Breckenridge noted that the scheduled Public Hearing for the Vacating of property had been cancelled.

Mayor Breckenridge opened the Public Hearing for City Ordinances. LuAnn Hare, Office Assistant, spoke in regard to the Ordinances to be covered beginning with:

Title I General Provisions

10.99 General Penalty and Enforcement

- LuAnn noted that the Council had in January adopted a Misdemeanor Fee of \$100 for first offence \$200 2nd offence and \$300 3rd offence dealing with the Misdemeanor charges that were not clear in the current ordinance.

Title V Public Works Ordinance was removed.

Title XI: Business Regulations

Chapter 114-Regulate Cannabis Business

Ordinance 114.1

LuAnn noted that the council had reviewed and currently chose to move forward with the Ordinance that was sent to the City from the League of Minnesota Cities. Brenda Pohlman addressed the council and reviewed the current status of the County Cannabis Ordinance which she compared to what the council is looking to adopt. She brought forward various questions that she did not see had been included in Ordinance #114.1 that was to be adopted by the City Council. Discussion with the council expressing their frustration that the council has been dealing with in developing their own ordinance. Brett Corson, Fillmore County Attorney also addressed the council stating that they will work with the city whichever way they choose to go but did feel that the County has worked through many of the frustrations and feels that the Fillmore County Ordinance meets the requirements that they see coming from the State. He noted that whichever way the city goes they will be here to assist. He did note that the city ordinance needs to be at their level or higher. Becky noted that she did not feel that any changes could be made to the sample received from the League or they would not back us if we deviate from what they proposed. Mayor Breckenridge thanked those that attended and spoke and felt that at this time the council is not prepared to pass the Ordinance #114.1 at this time.

Title XV

Land Use

Chapter 151 – Zoning

Ordinance #151.55 Section Permits Right of Way

A. Requirements to camera footage for all underground directional boring projects.

LuAnn reviewed the purpose for this addition to the council as Rick Whitney, City Water/Wastewater Superintendent had requested that this be added to the current ordinance so that any future utility companies would be aware of what the city expects upon completion of their project. The following will be added to Ordinance #151.55A

- (a) It shall be the utility contractor's responsibility to camera any private or city owned lateral or collection systems infrastructure that the utility contractor crosses or shares the same trench with to ensure that no penetrations into the private or city owned services have been damaged or interrupted in any way. This includes boring through or causing pipe damage due to undermining or bumping. This inspection activity shall be performed upon completion of any and all boring or excavation activities within city limits. All video work shall occur within 30 days of completion of the project and a copy of the video work shall be left at the city office.

Title XV

Land Usage

Ordinance #151.21.3

- (d) Increase to 16 feet in height

LuAnn noted that it was the recommendation of the zoning committee to increase the current ordinance of 12 feet in height to 16 ft. in height.

Title XV

Land Usage

Ordinance #151.26.1

C-2 Central Business District

LuAnn noted that when adopting the list of zoning districts for the City that the council did not include C-2. She noted that there could be circumstances in the future where the city would need to have this in place and with the following Information included:

- (A) Purpose. The purpose of the C-2 Commercial District is to provide for commercial development outside of the C-1 Central Business District
- (B) Permitted uses and structures. All uses of a commercial nature, including retail, light industrial, wholesale, service, office, financial, recreational, professional, lodging, and sexually oriented businesses in compliance with Chapters 119 and 153, including all uses permitted in the C-1 Central Business District, and those other commercial uses as are not considered industrial as listed in #151.27.
- (C) Accessory uses. Those accessories used permitted in the C-1 Central Business District.

- (D) Condition uses. Within the C-2 district no structure or land-shall be used for the following except by conditional use permit and in conformance with the standards specified in section (I) of this ordinance: All conditional uses permitted in the C-1 District.
- (E) Lot requirements and setbacks. The following minimum requirements shall be observed in C-2 Districts, subject to additional requirements, exceptions and modifications set forth in this chapter.

There were no other comments concerning these ordinances from those present.

The Public Hearing adjourned at 7:00 p.m.