

**CITY OF WEST ST. PAUL
DAKOTA COUNTY, MINNESOTA**

ORDINANCE NO. 19-

**AN ORDINANCE AMENDING THE WEST ST. PAUL ZONING ORDINANCE BY
ESTABLISHING A ZONING OVERLAY DISTRICT FOR THE SMITH/DODD
NEIGHBORHOOD**

The City of West Saint Paul does ordain:

SECTION 1. West St. Paul Zoning Code Section 153.315 relating to the establishment of an overlay district for the Smith/Dodd Neighborhood is hereby ENACTED as follows:

153.315 SMITH/DODD NEIGHBORHOOD OVERLAY DISTRICT

(A) General Provisions:

- (1) Establishment of the overlay district; intent. There is hereby established within the city a special zoning district which shall be known as the Smith/Dodd Neighborhood overlay district. This district is established to implement the Smith/Dodd small area plan, maintain a unique character, to promote mixed-use development, and to protect public health, safety and welfare within the designated district.
- (2) Relationship to other applicable regulations. Property located within the overlay district shall be subject to the provisions of the primary zoning district and the new overlay district. Because overlay district regulations may be more or less restrictive than the primary zoning district, where provisions of the overlay district conflict with the primary district, the provisions of the overlay district shall govern.
- (3) Established boundaries. The overlay district designation shall be shown on the zoning map in addition to the underlying zoning district designation.

(B) Smith/Dodd Neighborhood overlay district.

- (1) Purpose. The Smith/Dodd Neighborhood overly district is designed to facilitate implementation of recommendations in the Smith/Dodd small area plan. Redevelopment in the district shall be designed to allow for flexibility beyond the existing B2 district while requiring a pedestrian scale,

reestablishing the automobile use focused to the rear of the buildings, and allow for a reduction in requirements for off-street parking.

(2) Prohibited Uses. The following uses shall be prohibited in the Smith/Dodd Neighborhood overlay district:

- a. Nursing homes or retirement homes??
- b. Private garages
- c. Radio and television towers
- d. State licensed adult day care facility
- e. Drive-through lanes
- f. Funeral homes or mortuaries
- g. Car washes
- h. Motor fuel stations
- i. Minor vehicle repair

(3) Drive aisle, building, parking and curbing standards. The following regulations shall pertain to the Smith/Dodd Neighborhood overlay district.

- a. Off-street parking, building and drive aisle setback standards are as follows:

<u><i>Smith/Dodd overlay</i></u>	<u><i>Building</i></u>	<u><i>Parking</i></u>
<u>Front yard</u>	<u>*15 feet</u>	<u>Not permitted</u>
<u>Rear yard</u>	<u>20 feet minimum</u>	<u>10 feet minimum</u>
<u>Side yard</u>	<u>0 feet</u>	<u>0 feet</u>
<u>Side adjacent to "R"</u>	<u>10 feet minimum</u>	<u>10 feet</u>
<u>Side adjacent to street</u>	<u>*15 feet</u>	<u>*10 feet minimum</u>

*Building anchors on the corner shall be orientated to the corner and both public streets.

- b. Parking and vehicular access shall be minimized so they do not dominate the street frontage.
 - 1. Off-street parking may be located to the rear of the principal building or within the rear yard of the parcel.
 - 2. Off-street parking may be located in the interior side yard provided that the parking and entrance drive does not occupy more than 50 percent of the total lot frontage.
- c. Access for off-street parking shall be limited to the rear alley if applicable.
- d. If off-street parking areas be visible from the public right-of-way, additional landscaping shall be required to provide screening from the right-of-way.

(4) Landscape, lighting and sign standards.

- a. The front setback area shall be utilized as an extension of the public sidewalk, including outdoor seating, and/or landscaping.
- b. A pedestrian connection is required from the public sidewalk to a front building entry.
- c. A bike rack shall be required near the front entry of all buildings.
- d. At least fifty (50) percent of all landscaped areas should be planted with species native to the state.
- e. Wherever possible, connect new landscape areas to existing or neighboring planted areas for landscape connectivity.
- f. The greatest extent possible, existing healthy native trees and vegetation shall be retained.
- g. One projecting sign per business shall be allowed provided the following conditions are met:
 1. The maximum size shall be limited to XX square feet
 2. The sign shall provide a minimum ground clearance of XX feet.
 3. The sign shall not extend beyond the front property line.
 4. The sign shall meet all other requirements of the building code and zoning code.

(5) Construction Design Requirements

- a. Front building facades shall be designed at a pedestrian scale.
- b. The bottom 25 feet of buildings shall include elements, included but not limited to doors, windows (bay windows preferred), texture, projections, awnings, canopies, ornament, arcades, bay windows, trellises, cornices, and courtyards are encouraged. (could require at least one or at least two of whatever elements are listed).
- c. Windows and doors should compromise at least 50 percent of the length of the building. Glass on windows and doors shall be clear or slightly tinted, and allow views into and out of the interior.
- d. The block faces shall typically not exceed 400 feet or the length of the standard block in the area.
- e. New structures and structures which expand the gross square footage of the structure by more than 10 percent shall be required to place all utility service lines underground.

(6) Off-street parking requirements

- a. Should the property meet the objectives listed for the overlay district, parking minimums shall be allowed to be reduced to half the requirements listed in Section 153.348 of the zoning ordinance.
- b. Shared parking is encouraged. Parking agreements with adjoining property owners can be counted toward minimum parking requirements.

SECTION 2. SUMMARY PUBLICATION. Pursuant to Minnesota Statutes Section 412.191, in the case of a lengthy ordinance, a summary may be published. While a copy of the entire ordinance is available without cost at the office of the City Clerk, the following summary is approved by the City Council and shall be published in lieu of publishing the entire ordinance:

The ordinance establishes an overlay district for the Smith/Dodd Neighborhood located in the northwestern are of West St. Paul. The Smith/Dodd Neighborhood overly district is designed to facilitate implementation of recommendations in the Smith/Dodd small area plan while maintaining B2, Neighborhood underlying zoning. Redevelopment in the district shall be designed to allow for flexibility beyond the existing B2 district while requiring a pedestrian scale, reestablishing the automobile use focused to the rear of the buildings, and allow for a reduction in requirements for off-street parking.

SECTION 3. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed by the City Council of the City of West St. Paul, Minnesota, this _____ day of _____, 2019.

Ayes:

Nays:

Attest:

David J. Napier, Mayor

Shirley R. Buecksler, City Clerk