

**LILYDALE CITY COUNCIL SPECIAL MEETING
September 7, 2021**

Present – Mayor Warren Peterson and Councilmembers John Diehl, Bill Kleinman and Anita Pampusch; Mary Schultz, City Clerk and Kathy Mutch, administrative assistant (Absent: Councilmember Lyle Hanzal)

Also Present – Bridget Nason, city attorney; Phil Carlson, Stantec; Liz Hixson, City of Saint Paul, Parks and Recreation; Jerry Friedman, Chairman of the Planning Commission; and Ben Bruno, homeowner

The special city council meeting was called to order at 3:00 p.m.

Agenda – Moved by Councilmember Pampusch and seconded by Councilmember Kleinman to approve the agenda, as presented. Motion carried 4-0.

Public Hearing on a Final Site Plan– Mayor Peterson opened the Public Hearing and asked if anyone wanted to comment on the Final Site Plan Approval for a swimming pool, deck, grading and landscaping in the bluff setback and Rezoning of Property from R-1, Single Family Residential District to PUD-Planned Unit Development District for the property located at 1143 Sibley Memorial Highway.

No comments were made.

Close Public Hearing on a Final Site Plan - Moved by Councilmember Diehl and seconded by Councilmember Kleinman to close the Public Hearing at 3:06 p.m. Motion carried 4-0.

Resolution 2021-12, Approving Application for PUD Final Development Plan Approval and Site Plan Approval for the Property Located at 1143 Sibley Memorial Hwy. – Moved by Councilmember Kleinman and seconded by Councilmember Pampusch to Approve the Application for PUD final Development Plan Approval and Site Plan Approval for the Property Located at 1143 Sibley Memorial Hwy. Motion carried 4-0.

Ordinance No. 21-01 – Moved by Councilmember Diehl and seconded by Councilmember Kleinman to approve an Ordinance Amending Lilydale City Code Chapter 9, Section 904.07 Related to Planned Unit District to Add Subdivision 18 Creating PUD District No. 16. Motion carried 4-0.

Resolution 2021-13, Approving the Publication of a Summary of Ordinance No. 21-01 – Moved by Councilmember Diehl and seconded by Councilmember Kleinman to approve a Resolution Approving the Publication of a Summary of Ordinance No. 21-01 Amending City Code Chapter 9, Section 904.07, Adding Subd. 18, Creating PUD District No. 16. Motion carried 4-0.

Phil Carlson, City Planner, stated for the record there were four votes in favor of all resolutions.

Public Hearing on a Conditional Use Permit – Mayor Peterson opened the Public Hearing and asked if anyone wanted to comment on a conditional use permit to construct a fence in the floodway district for a dog park, as requested by the City of Saint Paul – Parks and Recreation.

No comments were made.

Close Public Hearing on a Conditional Use Permit – Moved by Councilmember Diehl and seconded by Councilmember Kleinman to close the Public Hearing at 3:10 p.m. Motion carried 4-0.

Resolution 2021-14, Resolution Approving a Conditional Use Permit for a Fence Located Within the Floodway/Floodplain District - A conditional use permit (CUP) is required for the City of St. Paul, Parks and Recreation to construct a fence around the dog park proposed in Lilydale Regional Park. The area is entirely within the floodway of the Mississippi River and requires the city of Lilydale to provide a floodplain permit for work in the floodway. Councilmember Diehl, liaison to the Planning Commission, reported the Planning Commission considered the conditional use permit application at its August 24 meeting. A robust discussion was held around who is responsible for park maintenance and dog waste. Liz Hixon stated there is no maintenance expectation for the city of Lilydale. The city of St. Paul is responsible for the dog park and dog owners are responsible for pet-waste clean up. The Planning Commission unanimously recommended approval with the conditions as noted in the resolution.

Moved by Councilmember Diehl and seconded by Councilmember Pampusch to approve Resolution No. 2021-14, Resolution Approving a Conditional Use Permit for a Fence Located Within the Floodway/Floodplain District. Motion carried 4-0.

Adjournment – Moved by Councilmember Diehl and seconded by Councilmember Kleinman to adjourn. **Motion carried 4-0.** The meeting adjourned at 3:12 p.m.

Respectfully submitted:

Final copy reviewed by:

Mary Schultz, City Clerk

Warren Peterson, Mayor

Date