

GREENWOOD PLANNING COMMISSION
WEDNESDAY, JUNE 15, 2011
7:00 P.M.

1. CALL TO ORDER/ROLL CALL

Chairman Lucking called the meeting to order at 7:00 p.m.

Members Present: Chairman Lucking and Commission members John Beal, Douglas Reeder, Brian Malo, and Bill Cook

Absent: City Attorney Mark Kelly, Zoning Coordinator Gus Karpas and Commissioner David Paeper

Others Present: Council Liaison Tom Fletcher

2. APPROVE AGENDA

Commissioner Beal requested an amendment of the agenda to include a discussion regarding instituting quiet hours at St. Alban's Bay.

Commissioner Cook moved to approve the agenda, as amended, for tonight's meeting. Commissioner Beal seconded the motion. Motion carried 4-0.

3. MINUTES OF APRIL 20, 2011 AND JOINT MEETING MINUTES OF MAY 18, 2011

Commissioner Cook moved to approve the minutes of April 20, 2011, as amended, and the minutes of May 18, 2011. Commissioner Beal seconded the motion. Motion carried 4-0.

4. LIAISON REPORT

Commissioner Reeder enters at 7:05 p.m.

Council Liaison Fletcher provided a brief report on recent Council activities. He stated that the Carlson project was approved on a 4-1 vote by the City Council. He added that Mr. Carlson submitted additional information on signage and parking at the meeting.

He provided a brief summary on the 2011 Street Overlay Project and the annual July 4th Celebration at the Old Log Theatre.

Tom Fletcher stated that Jeff Wirth had asked to appear before the City Council to discuss exterior improvements to his house at 5560 Maple Heights Road but never showed up. He stated that Mr. Wirth has until July 17th to comply with City requirements but he didn't believe that Mr. Wirth intended to install siding on his home. He stated that there are no specific requirements within the Greenwood City Codes to install siding.

Tom Fletcher stated that the speed trailer, which is actually owned by the City of Shorewood, is now available to be scheduled through the Southlake Police Department. He asked the

Commission to let the Council know if they had any recommendations on possible locations to install the speed trailer in Greenwood.

Tom Fletcher concluded his report by stating that the Council had a discussion regarding initiating a tree replacement program in coordination with the Xcel Energy Transmission Project along the LRT trail. He stated that the Council supported the use of Park Funds to plant trees along the LRT trail and he is coordinating efforts with neighboring cities that abut the regional trail to get widespread support for the replanting of trees along the trail once the transmission project is completed. He noted that there seems to be quite a bit of support for this effort from surrounding cities.

5. PUBLIC HEARING

There was no Public Hearing this evening.

6. NEW BUSINESS

A. Ordinance Amendment – Discuss amendment of Zoning Ordinance to reflect changes in State Statutes.

Commissioner Beal stated that his only objection to the proposed amendment is the statement in state law that refers to “circumstances unique to the property not created by the landowner”. He stated that he is uncertain what the ramifications would be if a prior landowner creates the unique circumstances and the next property request a variance to seek relief from the circumstances created by the prior landowner. He suggested that the language should be changed from **the** landowner to **a** landowner.

Council Liaison Tom Fletcher and Commissioner Reeder both noted that this statement is pre-existing language in the original variance language that had been carried over into the new variance statute.

Commissioner Beal moved to direct staff to schedule a public hearing to present the proposed Ordinance Amendment. Commissioner Cook seconded the motion. Motion carried 5-0.

Commissioner Beal suggested that the City Council could offer a change in the language from **the** landowner to **a** landowner and could send a letter to the state legislature recommending this change.

Council Liaison Tom Fletcher agreed and added that a City is permitted to make their language more restrictive than state statutes.

General discussion was held regarding the proposed Ordinance Amendment and whether City Attorney Mark Kelly, who was not in attendance at this meeting, had read the ordinance. Upon further consideration, the Commission tabled action on the proposed ordinance until the next Commission meeting and requested that staff contact the City Attorney to ensure that he has had the opportunity to review the ordinance prior to the next meeting.

B. St. Alban's Quiet Bay

Commissioner Beal observed that Gray's Bay has established "quiet hours" from 4:00 p.m. on Fridays until midnight on Sundays and wondered if there would be majority of support for presenting this proposal to the Lake Minnetonka Conservation District.

Chairman Lucking stated that Council Member Kelsey Page, Greenwood's LMCD Representative, is not supportive of a quiet bay proposal for St. Alban's Bay. He added that Mayor Kind is also not supportive due to potential restrictions on being allowed to water ski from your dock.

Commissioner Reeder acknowledged that St. Alban's Bay is a very popular water skiing area.

Chairman Lucking stated that he would prefer banning wake runner boats but would personally continue to allow water skiing. He noted that a person certainly could attempt to generate support by initiating a petition.

Council Liaison Tom Fletcher stated that it would certainly be helpful to have the support of Greenwood's representative before the LMCD Board of Directors. He stated that initiating a quiet hour's proposal before the LMCD already would continue the already existing perception that St. Alban's Bay is considered as a private bay by lakeshore owners.

Chairman Lucking stated that he thought this proposal might have some support but felt that more people would likely be opposed to the idea, which was surprising to him.

Commissioner Beal acknowledged that his proposal for quiet hours on St. Alban's Bay might be a tough sell.

7. ADJOURN

Motion by Commissioner Beal to adjourn the meeting. Commissioner Cook seconded the motion. The meeting adjourned at 7:30 p.m.