

CITY OF MOUNTAIN LAKE, MN

ORDINANCE #3-20

**AN ORDINANCE OF THE CITY OF MOUNTAIN LAKE AMENDING CHAPTER 11:
SECTION 11.04**

The City Council of the City of Mountain Lake ordains that *Section 11.04, Residential Off-Street Parking* be amended as follows:

Added language is *italicized*.

Subdivision 1. Definitions.

1. Vehicle- any device in, upon, or by which any person or property is or may be transported or drawn upon a street, except devices used exclusively upon stationary rails or tracks.
2. Parking Space- A suitably surfaced and permanently maintained area on private property, either within a building or outside that consists of crushed rock, rock, gravel, cement or blacktop or other material as pre-approved by the City Council on a case by case basis.
3. Setback Line- The minimum horizontal distance between a structure and a lot line.
4. Front Yard- The yard extending the width of the lot from the front lot line to the building setback line.
5. Rear Yard Line- the yard extending the width of the lot extending from the rear lot line to the rear setback line.
6. Lot Line- a line bounding a lot, except that where any portion of a lot extends into a street, the line of such street shall be the lot line.
7. Front Lot Line- The boundary of a lot which abuts a street. For any lot other than a corner lot, which abuts more than one street, all boundaries abutting and parallel to the streets shall be front line lots.
8. Rear Lot Line- the boundary of a lot, which is opposite or most distant from the front lot line.
9. Side Yard- the yard extending along the side lot between the front and rear yards, extending perpendicularly from the side lot line to the side yard setback.
10. Recreational Devices – *includes but is not limited to, boats, boat trailers, flat-bed trailers, any other water craft, snowmobiles, golf carts, mini-trucks, dune buggies, go-carts, ice-houses, and all-terrain vehicles as defined by MN Statute 84.92, Subd. 8*

Subdivision 2. Off-Street Parking Regulations

1. Any vehicle parked at a residence, the off-street parking space must be within a building or outside on a space, which is maintained with crushed rock, rock, gravel, cement or blacktop and kept neatly.
2. Required off-street parking automobile parking space shall not be utilized for open storage or for the storage of vehicles, which are inoperable, for sale or for rent.
3. The parking area shall have vehicular access to a street, alley, or roadway with such use and shall not be encroached upon in any manner.
4. Required off-street vehicle parking space shall not be utilized for open storage or for the storage of vehicles, which are inoperable, wrecked, partially dismantled or junked condition.
5. Off-street parking in a residential zone shall not be located in the front yard setback or in a street side yard setback.
6. The vehicle must have affixed to it valid, current motor vehicle registration/license, unless housed in a lawfully erected building defined by Minnesota State Building Standards/Code.
7. Off-street parking in a residential zone shall have five (5) feet setback between the parking space and the property line.
8. *Vehicles, recreational devices, and other articles stored on the outside on residential property for periods of time longer than occasional visits of guests must be owned by a person who resides on that property. Students who are away at school for periods of time but still claim the property as their legal residence will be considered residents on the property.*

Subdivision 3. Declaration of Nuisance: The outside parking and storage of residentially-zoned property of vehicles, recreational devices, materials, supplies, or equipment not customarily used for residential purposes in violation of the requirements set forth below is declared to be a public nuisance and subject to the provisions of Section 8.03 because:

1. *Obstructs views on streets and private property.*
2. *Creates cluttered and otherwise unsightly areas.*
3. *Prevents the full use of residential streets for residential parking.*
4. *Introduces commercial advertising signs into areas where commercial advertising signs are otherwise prohibited.*

5. *Decreases adjoining landowners and occupants' enjoyment of their property and neighborhood.*

6. *Otherwise adversely affects property values and neighborhood patterns.*

Subdivision 4. Penalty In addition to other penalties provided for the violation of an ordinance, if the owner or occupant of the real property parks, stores, or keeps a vehicle in violation of the provisions of this section, it may be removed and stored by the City at the title owner's expense.

Passed by the City Council of Mountain Lake, Minnesota this 4th day of May, 2020.

Mike Nelson, Mayor

Attest:

Michael Schulte, City Administrator