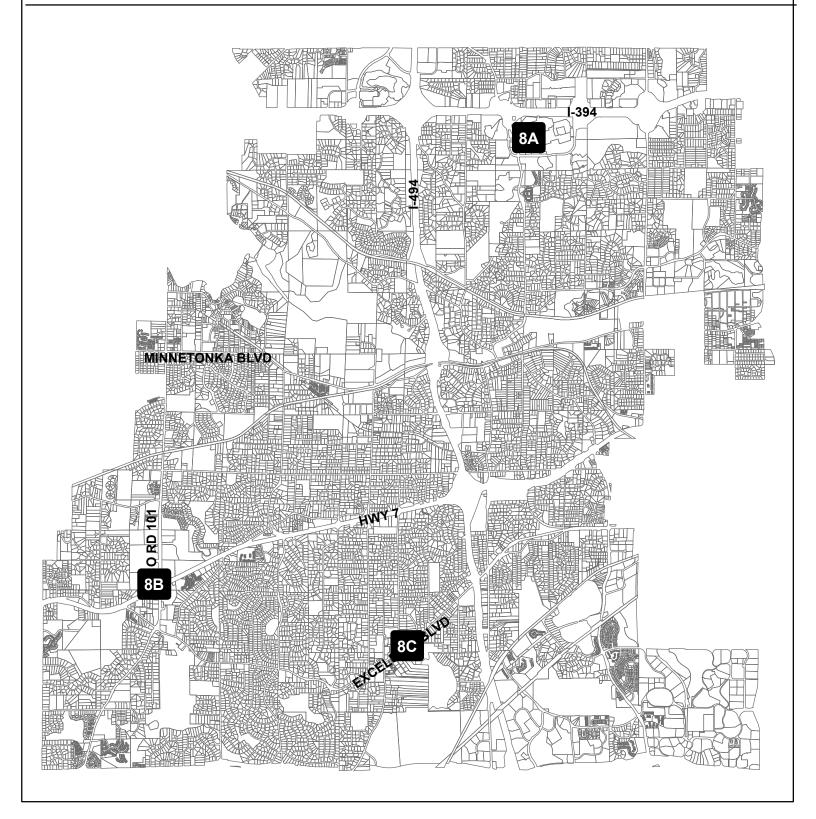


### PLANNING COMMISSION NOV. 18, 2021

14600 Minnetonka Blvd. • Minnetonka, MN 55345 (952) 939-8200 • Fax (952) 939-8244 minnetonkamn.gov





### Planning Commission Agenda Nov. 18, 2021

### City Council Chambers – Minnetonka Community Center

- 1. Call to Order
- 2. Roll Call
- 3. Approval of Agenda
- 4. Approval of Minutes: Oct. 28, 2021
- 5. Report from Staff
- 6. Report from Planning Commission Members
- 7. Public Hearings: Consent Agenda: None
- 8. Public Hearings: Non-Consent Agenda Items
  - A. Items concerning Dick's House of Sport at 12437 Wayzata Blvd.

Recommendation: Recommend the city council adopt the ordinance and resolution. (4 Votes)

- Recommendation to City Council (Dec. 6, 2021)
- Project Planner: Ashley Cauley
- B. Items concerning Mister Car Wash at 17600 Hwy 7.

Recommendation: Recommend the city council adopt the resolution. (4 Votes)

- Recommendation to City Council (Dec. 6, 2021)
- Project Planner: Ashley Cauley
- C. Concept plan for redevelopment of the property at 14317 Excelsior Blvd.

Recommendation: Provide feedback; no formal action.

- To City Council (Nov. 8, 2021)
- Project Planner: Susan Thomas
- 9. Adjournment

#### Notices

- 1. Please call the planning division at (952) 939-8290 to confirm meeting dates as they are tentative and subject to change.
- 2. There following applications are tentatively schedule for the Dec. 2, 2021 agenda.

Project Description	Klonne Residence, CUP for an accessory structure
Project Location	4127 Williston Road
Assigned Staff	Susan Thomas
Ward Councilmember	Bradley Schaeppi, Ward 3

Project Description	Baldwin Residence, CUP for an accessory structure
Project Location	13907 McGinty Road E
Assigned Staff	Ashley Cauley
Ward Councilmember	Rebecca Schack, Ward 2

Project Description	Da Vinci Custom Homes, VAR for floodplain setback
Project Location	4230 Lindsey Lane
Assigned Staff	Ashley Cauley
Ward Councilmember	Kissy Coakley, Ward 4

Project Description	Woodhaven at Minnetonka, REZ/PPL for 9-lot subdivision			
Project Location	2424 and 2440 Plymouth Road			
Assigned Staff	Ashley Cauley			
Ward Councilmember	Rebecca Schack, Ward 2			

Project Description	Walser Nissan, SBP for remodel
Project Location	15906 Wayzata Blvd
Assigned Staff	Susan Thomas
Ward Councilmember	Bradley Schaeppi, Ward 3

#### Unapproved Minnetonka Planning Commission Minutes

### Oct. 28, 2021

#### 1. Call to Order

Chair Sewall called the meeting to order at 6:30 p.m.

#### 2. Roll Call

Commissioners Waterman, Banks, Hanson, Henry, Maxwell, Powers, and Sewall were present.

Staff members present: City Planner Loren Gordon, Senior Planner Ashley Cauley, and Planner Drew Ingvalson.

#### 3. Approval of Agenda

Maxwell moved, second by Henry, to approve the agenda as submitted with additional comments provided in the change memo dated Oct. 28, 2021.

Waterman, Banks, Hanson, Henry, Maxwell, Powers, and Sewall voted yes. Motion carried.

4. Approval of Minutes: Oct. 14, 2021

Waterman moved, second by Hanson, to approve the Oct. 14, 2021 meeting minutes as submitted.

Waterman, Banks, Hanson, Henry, Maxwell, Powers, and Sewall voted yes. Motion carried.

#### 5. Report from Staff

Gordon briefed the commission on land use applications considered by the city council at its meeting of Oct. 18, 2021:

- Adopted a resolution approving Tonkawood Farms Third Addition at 15014 Highwood Drive.
- Introduced an ordinance for items relating to Dick's Sporting Goods and referred it to the planning commission.
- Adopted an ordinance amendment pertaining to definitions and lot shape.
- Adopted an ordinance amendment regarding tree protection.

The next planning commission meeting is scheduled to be held on Nov. 18, 2021.

### 6. Report from Planning Commission Members: None

#### 8. Public Hearings

## A. Resolution approving a conditional use permit and setback variance for a deck, patio, and hot tub at 5724 Seven Oaks Court.

Chair Sewall introduced the proposal and called for the staff report.

Ingvalson reported. He recommended approval of the application based on the findings and subject to the conditions listed in the staff report.

Hanson asked for the definition of a bluff. Ingvalson explained that a bluff has a slope of more than 20 percent and is located within 1,000 feet of the shoreline.

Henry asked if the fence had been installed by the city or the property owner. Ingvalson answered the property owner. A fence at least five feet in height would be required to surround a swimming spa.

Maxwell asked for the intent of the bluff impact ordinance. She suspected it was designed to prevent erosion and address stability concerns. Ingvalson agreed that the bluff impact ordinance was designed to protect the bluff and natural resources such as Glen Lake by preventing erosion, maintaining stabilization, and keeping the appearance of the viewshed more natural. A condition of approval would require the pavers to be pervious so water would soak into the ground instead of significantly increasing the amount of water runoff. The applicant has already done a lot of work to stabilize the bluff area. A bluff impact zone allows specific recreational uses. A bluff setback would restrict a building from being constructed in the setback.

In response to Waterman's question, Ingvalson explained that the properties in the area were developed in the 1980s, and bluff requirements were created in 1993. Those properties are considered legal, nonconforming uses.

Henry confirmed with Ingvalson that the fire pit would have to be removed if the application would not be approved by the city council and there is a zero-foot setback for steps located on the side of a property.

Chair Sewall confirmed with Ingvalson that the staff's recommendation would require the swim spa to meet setback requirements.

Pam Kosanke, 5724 Seven Oaks Court, applicant, stated that she appreciates the thorough presentation done by staff and everyone's time. She explained that:

• Before she started the project, she hired a landscape architect, architect, designer, and engineers to make sure everything would be done properly. After several months of being told and having it in writing that the plan

would be fine and no building permit would be needed, she learned of the setback and conditional use permit requirements. She was told by three swim spa retailers that Minnetonka has no building permit requirement and the plan would be fine. She had no intention of doing anything incorrectly.

- She spent over \$10,000 over the last two years to stabilize the bluff with the help of Land Bridge Ecological.
- The neighbor who previously lived next door moved, and the new owners have no problem with the proposal.

Greg Ratten, the architect for the applicant, stated that:

- He has been working with the homeowners, Ingvalson and Natural Resources Specialist Sara Middleton to make the proposal as close to compliant with ordinance regulations as possible.
- The side-yard setbacks would now be met.
- A slab would be needed under the lap pool, but it would be located under a tub that would hold water.

Maxwell asked for the purpose of the stairs. Mr. Ratten said that there would be no other way to get up and down the slope. An engineer designed the stairs to provide the least amount of impact to the site. It would be difficult to locate the stairs to meet setback requirements.

Banks asked how much work was done with the previous contractor. Ms. Kosanke said that the hot tub was not located in the correct location. She has paid to have it installed and ripped out already. Four contractors and swim spa retailers told her that a permit would not be needed. She is trying to find a solution that would be safe, fair, and respects the bluff.

Chair Sewall confirmed with Mr. Ratten that the swim spa and concrete slab would be approximately eight feet by sixteen feet in size.

Ingvalson said that natural resources staff notified him that a concrete slab under the swim spa was included in the request and included for approval in the staff's recommendation.

The public hearing was opened. No testimony was submitted, and the hearing was closed.

Powers supports staff's recommendation. He noted that the neighbors at 5746 Seven Oaks Court have no concerns with the proposal. The applicants are good stewards of the land. He supports the applicant being able to keep the fire pit.

Ingvalson clarified that the fire pit is included in the staff's recommendation and would be allowed to stay with a preexisting patio.

Waterman agreed with Powers. He appreciated the applicant's efforts to work diligently with the city. The request is fairly straightforward. He agrees with the staff's recommendation to approve the variances for all of the reasons listed. It does not appear that there would be a significant impact on the bluff or shoreline. He was glad the applicant was able to work with staff to create an acceptable project.

Maxwell found this proposal to be a challenge. It was unfortunate that so much work went into the project, and contractors gave the applicant the wrong information. She was concerned with having no setback to the top of the bluff. She did not think there would be enough space to meet the requirements. She thought the hot tub and fire pit would be o.k., but the swim spa would be too close. She trusts the conditions of approval made by staff, including natural resources and engineering staff, to protect the bluff. She was having a hard time making a decision because she did not want to set a precedent to allow a setback variance of zero feet.

Henry appreciated the commissioners' comments. He encouraged property owners to call city staff when considering a home project. He was not a fan of even pervious pavers being located up to the top of the bluff. He trusts the expertise put into staff's review and conditions included in the recommendation for approval of the proposal. The request is reasonable. He supports the staff's recommendation.

Chair Sewall feels for the applicant being given misinformation from retailers. He was concerned with the side-yard setback, but the neighbors do not have an issue. He supports the staff's recommendation.

Waterman moved, second by Banks, to recommend that the city council adopt the attached resolution approving a shoreland-setback variance, bluff-setback variance, and bluff-impact-zone conditional use permit for the proposed recreational items at 5724 Seven Oaks Court.

Waterman, Banks, Hanson, Henry, Powers, and Sewall. Maxwell voted no. Motion carried.

This item is scheduled to be reviewed by the city council on Nov. 8, 2021.

## B. Resolution approving the preliminary plat of Monson Meadows, a two-lot subdivision with front-yard setback variances, at 5500 Rowland Road.

Chair Sewall introduced the proposal and called for the staff report.

Cauley reported. She recommended approval of the application based on the findings and subject to the conditions listed in the staff report.

In response to Hanson's question, Cauley explained that either a shared driveway or separate driveways would be allowed. Both options are included in the staff report.

In response to Henry's question, Cauley answered that the wooded area is no longer large enough to qualify as a woodland preservation area.

Banks asked what the purpose would be for the front yard setback on Lot 2. Cauley explained that the variance would allow the house to be moved forward to create more separation from the house and the steep slope. The 50-foot front yard setback diminishes the site's buildable area.

Waterman confirmed with Cauley that the proposal met the tree preservation ordinance requirements when it was submitted. A condition of approval would require the building permit to be in substantial compliance with the approved plans, including the location of the driveway.

Brian Lubben, 4501 Hunters Ridge Road, introduced himself and his wife, Sue, applicants. He stated that:

- He is an architect and plans to live in a house on one of the lots.
- He represents Mike Monson, who did purchase the small corner of land to clean up the shape of the parcel.
- The property is 1.5 acres and very steep. Mr. Monson purchased the property in 2005, and many ideas have been considered on how it could be developed. This plan was created a year ago and worked hard to fit the site, preserve the slopes and preserve the trees. The property is beautiful, and as many trees as possible would be saved.
- The 10-foot-front-yard-setback variance is necessary to protect the steep slopes and wetland. The setback would allow construction to be done safely on the west side and create a safe site when completed.
- The retaining walls on Lot 2 are currently there and have been for years.
- The staff did a great job on the staff report and presentation.
- One of the reasons to locate the house on Lot 1 where it is proposed is to be able to reuse existing utilities and prevent the need to install additional ones. It has a very steep bank and has stone walls. The goal is to keep the disturbance of the site to an absolute minimum.
- He was available for questions.

In response to Henry's question, Mr. Lubben answered that the elevation from Rowland Road to the shared driveway would be five feet which are at the max to bring the houses and shared driveway up a little bit to prevent the need to do a lot of grading on the backside of the house and save trees. A lot of the streets in Minnetonka are sloped at seven percent and eight percent. His previous house had a driveway that was 15 percent. He would not do that again.

The public hearing was opened. No testimony was submitted, and the hearing was closed.

Waterman confirmed with Cauley that city engineers and building inspectors would determine the usability of the existing water and sanitary sewer pipes at the time of construction.

Hanson said that the property is awesome. The plan feels modest, respectful, and meets the tree protection ordinance requirements. He wishes the applicants good luck. He was excited to see the proposal come to fruition.

Waterman agreed. He supports the staff's recommendation. He appreciates the use of judgment when deciding on building placement and requests for a setback variance to allow for greater preservation of the natural features. It is great that it meets the tree protection ordinance requirements. He commended the applicant. He supports the proposal.

Maxwell agreed with Waterman. The tradeoff to save trees and protect the slope for 10 feet of a 50-foot setback would be a good use of a variance. The neighbors across the street are well buffered from the street. She supports the staff's recommendation. The proposal is very well done.

Powers agreed with commissioners. The proposal is a victory for good land stewardship. He supports the proposal.

Chair Sewall agreed. This proposal is a great reason for a variance. He was not a fan of shared driveways, but he understood the issues. He supports the staff's recommendation.

Maxwell moved, second by Henry, to recommend that the city council adopt the attached resolution approving the preliminary plat of Monson Meadows, a two-lot subdivision with front-yard setback variances, at 5500 Rowland Road and the adjacent unaddressed parcel.

Waterman, Banks, Hanson, Henry, Maxwell, Powers, and Sewall voted yes. Motion carried.

This item is scheduled to be reviewed by the city council on Nov. 8, 2021.

## C. Resolution approving a conditional use permit for a restaurant at 1641 Plymouth Road.

Chair Sewall introduced the proposal and called for the staff report.

Cauley reported. She recommended approval of the application based on the findings and subject to the conditions listed in the staff report.

Hanson was concerned that the previous use and proposed use would not be different enough for the proposed use to have a great enough reduction in parking need for the proposed number of parking stalls to accommodate the proposed use's parking demand. Cauley explained that a restaurant with a liquor license is required to have a parking stall for every 50 square feet. Retail spaces are required to have 5.5 parking stalls for every 1,000 square feet of space. The proposal would have mostly retail space and a very small restaurant space compared to the former use, which was entirely used as a restaurant. Parking ordinance requirements often require much more parking areas than what parking studies determine would be needed.

In response to Henry's question, Cauley explained that staff notified 1,297 area property owners and received no comments. She explained how the parking study was conducted and the times when the site was observed.

In response to Maxwell's question, Gordon explained that the city council has the authority to issue or deny liquor licenses.

Omar Torres, VP of Marketing for Top Ten Liquors, representing the applicant, stated that:

- He appreciated everyone attending the meeting.
- He was happy to work with staff, councilmembers, and planning commissioners to open a Top Ten Liquors in Minnetonka.
- The proposal is a new concept for the enjoyment of wine and spirits in the state. The proposal would be a wine bar, restaurant, cheese shop, and liquor store that would provide an experience of all things related to wine. There would be over 100 bottles of wine kept in a preservation system available for customers to try.
- The liquor store would take up 7,400 square feet of the building. The experiential place would utilize 1,300 square feet of tailored and specifically catered grocery items. The cheese bar, wine bar, and seating area would use 2,100 square feet.
- It would not be a full-blown restaurant. There would be cheese and wine. The system would not do bubbly or champagne. There would be beer.
- This type of concept has been working out east and in California.
- There would be no full-blown service kitchen. There would be no fumes created. There may be a small flatbread oven. There would be small plates with deli, lunch items. The floor plan has been adapted after each meeting with city staff and will continue to be modified to meet all requirements.
- Top Ten Liquors provides a great product, great service, and great value to its customers. This concept is the evolution to add to the experience. The selections and services would be tailored to complement each other. Restaurants 14,000 square feet in size are no longer as successful as they once were, and retail uses that do not provide an experience are often not successful. The proposal would combine the successful parts of both.
- Wine Side is all about wine. He is proud to support Minnesota products. Local beer and distilleries would be provided in the bar area and liquor

store. The tasting center would mostly have wine, but the bar area would have cocktails and local beer.

- Wine Side uses a wine preservation system like a little refrigerator and helps educate the patrons about wine.
- The signs shown in the proposal are the size that the city would allow. He would now work with the property owner to meet the property's regulations.

The public hearing was opened.

Robert Ludwig, 733 Fairfield Circle, asked if competing businesses received the public hearing notice postcard.

No additional testimony was submitted, and the hearing was closed.

Cauley stated that the public-hearing-notice postcard was sent to 1,300 area property owners and all liquor-license holders in Minnetonka.

Hanson loves the concept. It would work well in the Ridgedale area. The walkability for the residents in the Ridgedale area would make it a great fit. He likes the experiential component of the use. He struggled with the size of the parking variance because he would hate for this to be used as an example in another case. He hopes the use will be successful. He encouraged a shared parking agreement to be completed. He does not think there would be a parking issue in the long term. He supports the staff's recommendation.

Maxwell loves the concept. It is a new, unique use for the space that complements what is already available at Ridgedale. She lives near the area and walks and bikes in the area. The parking lot area could use the addition of sidewalks to provide pedestrian safety. She has never had a problem parking except for the two weeks before Dec. 25<sup>th</sup>. She supports the proposal.

Henry likes the concept. The applicant has put ample thought into the concept and has utilized the feedback from council members and staff. It would be a great addition to Minnetonka. Ridgedale is considered more of a destination than it used to be. It would complement what is already there. He encouraged city staff to look at making the parking area more walkable and connected to surrounding areas. He supports the staff's recommendation.

Powers likes that Minnetonka would be an incubator for a new idea. He wants the business to be a very visible success. He likes that local wines and beers would be featured. He likes the idea. He is concerned about the parking, but he left that to the experts and others to handle if it would become a problem.

Banks supports the proposal. The concept is put together well. It would be interesting to see how it does. He hopes it does well. The mall would provide an overflow parking area. A pedestrian crosswalk at the three-way stop sign might help if parking becomes

an issue. He noted that there are three liquor stores in close proximity. He supports the proposal and looks forward to trying it out.

Waterman supports the proposal. Everyone he spoke to is excited about the concept. He supports the restaurant. The liquor store caused him a moment of pause. He supports council members tying the operation of the liquor store to the operation of the restaurant. He was a little concerned with parking and traffic flow, but the study is comfortable with the amount of parking. He supports the staff's recommendation.

Chair Sewall appreciated commissioners taking a good look at the amount of parking. The Copper Cow and Duke's have had parking issues. There are ample parking and overflow parking options for this site. Champs had ample parking. He was comfortable with the parking. He agreed that making the west side of the Ridgedale area more pedestrian accessible is needed. He suggested making the signs distinguish the areas for off-sale of liquor and areas for wine and cheese tasting. He supports the staff's recommendation.

# Powers moved, second by Hanson, to recommend that the city council adopt the attached resolution approving a conditional use permit and parking variance for a restaurant at 1641 Plymouth Road.

Waterman, Banks, Hanson, Henry, Maxwell, Powers, and Sewall voted yes. Motion carried.

This item is scheduled to be reviewed by the city council on Nov. 8, 2021.

### 9. Adjournment

Banks moved, second by Hanson, to adjourn the meeting at 9:05 p.m. Motion carried unanimously.

By:

Lois T. Mason Planning Secretary

### **Minnetonka Planning Commission Meeting**

### Agenda Item 8

Public Hearing: Non-Consent Agenda

### MINNETONKA PLANNING COMMISSION Nov. 18, 2021

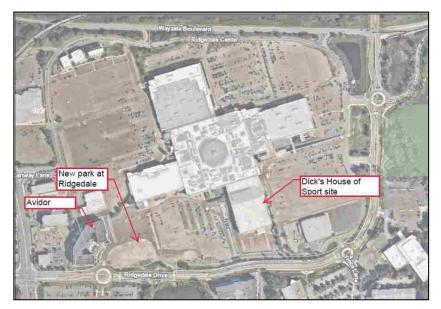
Brief Description	Items concerning Dick's House of Sport and Ridgedale at 12437 Wayzata Blvd:
	1. Amendment to an existing master development plan;
	2. Final site and building plans; and
	3. Sign plan amendment.
B	

**Recommendation** Adopt the resolution approving the requests

### **Background**

Ridgedale Center and the immediately surrounding area have an extensive development history, which includes privately-led changes to the shopping center itself and cityled development studies and investment into public infrastructure. (This history is outlined, in detail, in the Jan. 7, 2021 planning commission report).

On Dec. 21, 2020, the city council introduced an ordinance to amend the existing Ridgedale Master Development Plan for Dick's Sporting Goods. The proposal



included site improvements within the parking lot, exterior signage, façade, and interior remodeling to the former Sear's tenant space for Dick's Sporting Goods. At the introduction, the city council expressed concerns related to the amount of signage, lack of connectivity to the new park, and façade improvements.

On Jan. 7, 2021, the planning commission reviewed the proposal and generally made comments about the façade and signage. Ultimately, the planning commission concurred with the city council's initial comments at the introduction related to the connectivity to the new park.

Following the planning commission meeting, the applicant submitted revised plans. The revised plans:

- Removed the site improvements, including the updated parking lot, stormwater, landscaping, and pedestrian connections.
- Removed the signage and façade improvements for future tenants.
- Incorporated a clerestory, removed EIFS, and lowered the steel structure on the east elevation for Dick's Sporting Goods.

On Feb. 8, 2021, the city council reviewed and approved the amendment to the Ridgedale Mall master development plan and the building plans (façade updates) for Dick's Sporting Goods. Following approval, a permit was issued, and construction began.

On Oct. 18, 2021, the city council introduced an ordinance to again amend the master development plan to accommodate the applicant's current proposal.

Previous staff reports and meeting minutes can be found here.

### <u>Proposal</u>

Darion Ziegler, on behalf of NELSON Worldwide and Brookfield Properties, is proposing additional site and building improvements for Dick's House of Sport (Dick's Sporting Goods).

The improvements generally include:

- An outdoor athletic field;
- Stormwater, parking lot, and pedestrian improvements including a connection to Ridgedale Commons (the new park at Ridgedale);
- Site landscaping;
- An extension of the façade improvements to allow Dick's to occupy roughly 12,000 square feet of additional space within the former Sear's tenant space; and
- New exterior signs to reflect the updated brand (Dick's House of Sport vs. Dick's Sporting Goods).

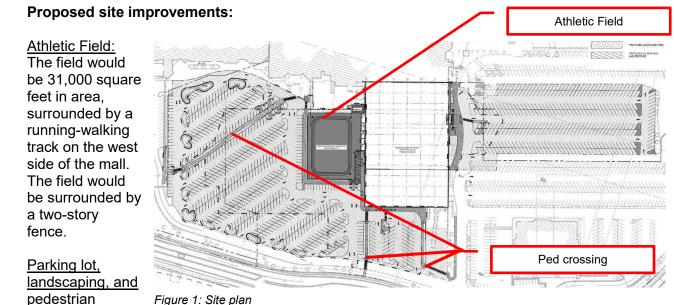
The applicant's proposal requires:

- **Master development plan:** By city code, a master development plan is required for all property within the Planned I-394 District (PID). The previous amendment incorporated the facade improvements and formalized the "division" of the former anchor tenant space into smaller tenant spaces. The current amendment would acknowledge the increased tenant size, site improvements, and the athletic field.
- Site and building plan approval: By city code, an enlargement of a building use by more than 10 percent and site grading requires site and building plan review. The proposal includes an expansion of more than 10 percent and includes several site improvements.
- **Sign plan amendment:** Exterior signage at Ridgedale Center is governed by a sign plan originally adopted in 1986. The current sign plan, which was adopted in 2015, restricts the height of signage for anchor tenants to eight feet. The proposed vertical dimension of the sign on the east façade is 11 feet. The vertical dimension of the west sign is proposed at nine feet.

### Proposal Summary

• **Existing site features:** The project site is roughly 12 acres in size and includes the 205,070 square feet anchor tenant space formerly occupied by Sears. The property generally slopes downwards from the building and loading docks outward, away from the building. Seasonal flooding occurs in the southwest corner of the parking lot. A sidewalk

wraps around the east, west, and south sides of the tenant space, but connectivity is interrupted by the existing loading dock. Some landscaping exists on the east side of the building. The existing tenant space is currently under construction.



improvements:

Portions of the parking lot would be new, other areas would be re-sealed or mill and overlaid.

Parking stalls would be re-orientated on the west side of the mall to accommodate a pedestrian connection from the southwest entrance to Ridgedale Commons (the new park). This connection would be landscaped with grasses, perennials, and ornamental trees.

Another major pedestrian connection proposed is a connection from Ridgedale Drive to the south end of the mall. This path would be landscaped with grasses, shrubs, and ornamental trees. An arbor has also been incorporated to incorporate park elements.

Staff had noted that pedestrian connectivity was interrupted by the loading dock on the south side of the mall during its review in 2020. A pedestrian crossing across the loading dock area has been added to improve circulation.

Foundation plantings of perennials, grasses, shrubs, and small trees are proposed on the east entrance. Additional landscaping is proposed for all of the parking lot islands disturbed during the project.

<u>Stormwater and utility improvements:</u> Stormwater from the south and west sides of the site would be collected and directed to the new underground storage facility west of the athletic field. Stormwater from the east side of the building would be collected and directed to existing lines. New sanitary sewer and water mains are proposed to direct services around the athletic field.

<u>Interior remodeling and façade</u>: Dick's House of Sport is proposing to occupy roughly 12,000 square feet of additional space on the second level. The previously approved façade would be expanded to accommodate the additional space.

Lighting: Existing parking lot lighting would be replaced after parking lot reconstruction.

• **Proposed signs:** Staff has worked with the applicant over the last two years regarding signage on the building. Dick's House of Sport is considered an anchor tenant (over 100,000 square feet) and is allowed an eight-foot sign under the Ridgedale Mall sign plan. The applicant is proposing an amendment to this plan for the following:

East façade sign: The east sign would be 9.5 feet tall, 11 feet to the top of the logo.

<u>West façade sign:</u> The west sign would be located within the athletic field and would be seven feet tall, nine feet tall to the top of the logo.

### **Staff Analysis**

A land-use proposal is comprised of many details. These details are reviewed by members of the city's economic development, engineering, fire, legal, natural resources, planning, and public works departments and divisions. These details are then aggregated into a few primary questions or issues. The analysis and recommendations outlined in the following sections of this report are based on the collaborative efforts of this larger staff review team.

## • Is the proposed master development plan amendment appropriate?

Yes. The master development plan reflects the larger vision for the mall. This plan was a combined effort by the city and the mall property owners to maintain the vitality of the mall as a regional attraction through reinvestment. At the time of adoption, the master development plan also focused on the mall's reorientation from an entirely internally focused mall to a more outward facing focus with improved pedestrian connections. The plan contemplated improvements - particularly landscape throughout the mall site but did not include improvements to the J.C. Penny and Sears sites.

The division of the anchor tenant into smaller tenants and the building façade for Dick's Sporting Goods was approved as part of the Feb. 2021 amendment.



Figure 2: Ridgedale Center Master Development Plan



Figure 3: west elevation

The current amendment would formalize an additional 12,000 sq. ft. that Dick's House of Sport would occupy beyond that previously approved, the site improvements, and the athletic field on the west side of the mall. These improvements align with



Figure 4: east elevation

the intent of the existing master development plan and add an entertainment use to the site.

### Are the proposed site and building improvements appropriate?

Generally, yes. The proposed site improvements are appropriate and would generally meet the ordinance standards and guidelines outlined in the <u>Ridgedale Area</u> <u>Public Realm Guidelines</u>. The site improvements allow for pedestrian connectivity through the site, an outdoor activity area, and stormwater improvements would result in an improvement over existing conditions.

Pedestrian connections: Pedestrian connections through the mall parking lot have been contemplated since the visioning plan was adopted in 2012. Over the last two years, the city has continued to advocate for pedestrian improvements, particularly for a connection from the mall to Ridgedale Commons. The initial site plan provided to the city council at the introduction in October did not include a connection. However, since the introduction, a revised plan has been submitted with the connection. Staff is pleased to see that it has been incorporated but notes that the alignment does not properly align with the constructed - striped - ring road pedestrian crossing. The slight realignment needed to make this connection more intuitive and suitable has been included as a condition of approval.



Figure 5: Public realm guidelines



Figure 6: Southern landscaping and trash compactor

<u>Pedestrian amenities:</u> Staff has continued to advocate for additional seating areas and bike racks. Despite the property owner verbally committing to these requests, they are not all included on the plan. An updated pedestrian amenity plan to be reviewed and approved by staff is included as a condition of approval.

<u>Screening</u>: As conditions of approval, the applicant must provide screening of the trash compactor on the south side of the mall. Some landscaping has been incorporated on the west side of the compactor. Staff is concerned about the lack of landscaping on



Figure 7: Ridgedale Village Center Study

the east side of the compactor, but acknowledges that the final planning of this area may not occur until the future tenant is built out. Regardless, as a condition of approval, the applicant must provide a landscaping plan and a written commitment for the planting.

<u>Stormwater:</u> The southwest corner of the parking lot has experienced seasonal flooding for some time during large rain events. The stormwater facility is intended to collect new stormwater, as well as address and improve existing conditions.

### • Is the proposed sign plan amendment reasonable?

Yes. The sign plan allows for one eight-foot sign on each elevation. The sign plan amendment is the result of the "stacking" of the copy of the sign and the graphic. The signs align with the size of the other anchor tenants at the mall.

		SF of tenant space	Number of signs per elevation	Max height of sign	Picture
Anchor Tenants	Allowed by Sign Ordinance		One per tenant exterior; no more than two signs	Copy: 26- inches Graphic: 36- inches Sign cannot extend beyond roofline	
	Ridgedale Sign plan		One per elevation	8-ft	
	Dick's House of Sport	114,000 sf	West: one sign	9.5 ft <sup>1</sup> 11 ft <sup>2</sup> 7 ft <sup>1</sup>	And a second sec
	Macy's	288,720 sf	North: one	9 ft <sup>2</sup> 9-ft <sup>3</sup>	ingeneration Land Card Anternation Conference on Card Anternation Conference on Card Anternational Card Ante
	Macy s	200,720 St	sign	15-ft <sup>4</sup>	

			East: one sign West: one sign	18-ft <sup>3</sup> 11-ft <sup>4</sup>	******
	Nordstrom	138,000 sf	North: one sign East: one sign	5-ft	TORIESTICAL STREET
			South: one sign		
	JC Penny	171,155 sf	North: one sign	7-ft	
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### Staff Recommendation

Recommend the city council adopt the following for Dick's House of Sport at 12437 Wayzata Blvd:

- 1. Ordinance approving an amendment to the Ridgedale Center master development plan; and
- 2. Resolution approving final site and building plans and a sign plan amendment.

Originator: Ashley Cauley, Senior Planner

Through: Loren Gordon, AICP, City Planner

### Supporting Information

Surrounding Land Uses	Northerly: Easterly: Southerly: Westerly:	Ridgedale Center mall and I-394 beyond Parking lot, hotel, and Crane Lake Preserve Ridgedale Drive, YMCA, and the Luxe Apartments New Park at Ridgedale and Avidor Apartments
Planning		esignation: Mixed-Use ned I-394 District (PID)
Sustainability	In 2018, Ridg Center finisher construction of rooftop solar p installation. It anticipated th system will re mall's electric consumption eight percent, equivalent to passenger ve the amount of	ed on its banel is at the duce the al by about the gas 155
MDP Standards	and city coun	City Code 300.31 Subd. 8(f), the planning commission cil must base their recommendations and actions proval of a master development plan on a consideration g:
		ility of the proposed plan with this section and the goals, nd proposals of the comprehensive plan;
	Ridgedale people fro maintainin design an guide plar more pede residentia incorporat pedestriar areas to c proposal v	The 2030 comprehensive guide plan identifies the e Center mall as, one of three regional areas, which draw of all over the region. The city is committed to ag and improving the economic strength, cohesive d architectural qualities of these developments. The n includes several development strategies to provide a estrian-scaled transition between the public and l areas of the mall through redevelopment, by (1) ting natural features; and (2) sidewalks/trails to enhance n access to Ridgedale Center mall and surrounding reate a pedestrian-friendly and cohesive area. The would provide vital connections from the mall to e Commons and Ridgedale Drive.
	2. Effect of the located	he proposed plan on the neighborhood in which it is to l;

**Finding:** The plan would continue the redevelopment of currently vacant and under-utilized tenant space, add an entertainment use to the site, and pedestrian access.

3. Internal organization and adequacy of various uses or densities, circulation and parking facilities, public facilities, recreation areas, open spaces, screening and landscaping;

**Finding:** The amendment would improve pedestrian and vehicular circulation through the site and would introduce connections to public improvements, such as the new park and Ridgedale Drive.

4. Consistency with the standards of section 300.27 pertaining to site and building plan review;

**Finding:** Site and building plan standards and staff's findings are below.

5. Accommodation of the traffic associated with a proposed development on the public road system within service level goals as stated in this section and in the comprehensive guide plan; and

**Finding:** While the proposal would result in an increase over existing, vacant conditions, the proposed amendment would not result in a significant increase amount of demand on the public road system anticipated generation for the mall and its tenants.

6. Such other factors as the planning commission or city council deem relevant.

**Finding:** The planning commission and city council have continued to express interest in a connection from the mall to Ridgedale Commons. The revised plans include the connection.

## **SBP Standards** The proposal would comply with all site and building standards as outlined in City Code 300.27 Subd.5

1. Consistency with the elements and objectives of the city's development guides, including the comprehensive plan and water resources management plan;

**Finding:** The site improvements have been reviewed by the city's planning, building, engineering, natural resources, fire and public works staff. Staff finds the site improvements to be generally consistent with the city's development guides.

2. Consistency with this ordinance;

**Finding:** The site improvements are generally consistent with the ordinance.

 Preservation of the site in its natural state to the extent practicable by minimizing tree and soil removal and designing grade changes to be in keeping with the general appearance of neighboring developed or developing areas;

**Finding:** The proposal is a redevelopment of a developed site. Visually, the site will change but will be a vast improvement over existing conditions and will incorporate features of new developments and investments in the surrounding areas.

4. Creation of a harmonious relationship of buildings and open spaces with natural site features and with existing and future buildings having a visual relationship to the development;

**Finding:** The proposal would provide vital connections from the mall to public and private investments around the mall.

- 5. Creation of a functional and harmonious design for structures and site features, with special attention to the following:
  - a) an internal sense of order for the buildings and uses on the site and provision of a desirable environment for occupants, visitors and the general community;
  - b) the amount and location of open space and landscaping;
  - c) materials, textures, colors and details of construction as an expression of the design concept and the compatibility of the same with the adjacent and neighboring structures and uses; and
  - vehicular and pedestrian circulation, including walkways, interior drives and parking in terms of location and number of access points to the public streets, the width of interior drives and access points, general interior circulation, separation of pedestrian and vehicular traffic and arrangement and amount of parking.

**Finding:** Proposed stormwater facilities, landscaping, and pedestrian connections would result in improved circulation and conditions on-site. Building materials are consistent with the materials approved in Feb. 2021.

5. Promotion of energy conservation through design, location, orientation and elevation of structures, the use and location of glass in structures and the use of landscape materials and site grading; and

**Finding:** The proposal would require a building permit and would be required to meet minimum energy standards.

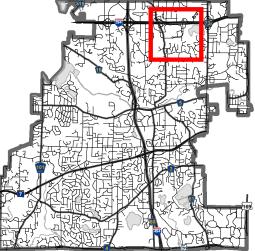
	6.	Protection of adjacent and neighboring properties through reasonable provision for surface water drainage, sound and sight buffers, preservation of views, light and air and those aspects of design not adequately covered by other regulations which may have substantial effects on neighboring land uses.
		<b>Finding:</b> The site improvements would result in an improvement over existing conditions and would not negatively impact neighboring land uses.
Sign Plan Standards		e proposed signage would comply with the sign plan standards as lined in City Code §325.06:
	1.	The development includes a high rise (greater than 3-story) structure:
		<b>Finding:</b> The proposed site is not considered a high rise but is governed by the Ridgedale Sign Plan.
	2.	The development includes multiple structures and/or a substantial site area;
		<b>Finding:</b> The proposal is part of the larger Ridgedale Center mall development, which includes multiple structures and a substantial site area.
	3.	The development includes mixed uses:
		<b>Finding:</b> The proposed site is part of the Ridgedale Center mall, which includes a variety of uses and building scales.
	4.	A sign plan is unique adapted to address the visibility needs of a development while remaining consistent with the intent of this section to direct high quality signage; and
		<b>Finding:</b> The Ridgedale Center mall sign plan was adopted to accommodate the higher visibility needs of the anchor tenants and restaurants with exterior façades. Staff finds the proposed signs would allow for increased visibility for Dick's, as an anchor tenant.
	5.	The sign plan includes permanent sign covenants which can be enforced by the city.
		<b>Finding:</b> If approved, the proposed signage on the plans would establish the placement, size and scale of the signs for the building.
Natural Resources		st management practices must be followed during the course of preparation and construction activities. This would include

	installation and maintenance of a temporary rock driveway, erosion control, and tree protection fencing. As a condition of approval the applicant must submit a construction management plan detailing these management practices.			
Motion Options	The p	lanning commission has three options:		
	1)	Concur with the staff recommendation. In this case a motion should be made recommending the council adopt the ordinance and resolutions approving the proposal.		
	2)	Disagree with some or all of the staff's recommendations. In this case, a motion should be made recommending the council deny the proposal. This motion should include findings for denial.		
	3)	Table the proposal. In this case, a motion should be made to table the item. The motion should include a statement as to why the proposal is being tabled with direction to staff, the applicant, or both.		
Neighborhood Comments		ity sent notices to 109 area property owners and received mments.		
Deadline for Decision	Jan. 1	0, 2021		



### **Location Map**

Project:Dick's Sporting Goods Address: 12437 Wayzata Blvd





### **RIDGEDALE CENTER** | PROJECT STATEMENT

September 14, 2021

Loren Gordon City Planner City of Minnetonka 14600 Minnetonka Blvd Minnetonka, MN 55345

RE: Ridgedale Center - Sears Redevelopment - Dick's Sporting Goods - Written Statement

Dear Loren:

Brookfield Properties is seeking to amend the Sears Redevelopment design that was approved by the City Council on February 8, 2021 Design modifications include:

- 1. Dick's Sporting Goods' sports field on the West side of the building
- 2. Revisions to the East and West elevations as part of the Dick's Sporting Goods' demised premises reflecting Dick's Sporting Good's leasing an additional 10,000 square feet on the Upper Level of the building
- 3. Only signs associated with the Dick's Sporting Goods store are being sought for approval. A future submittal will contain proposed signs for the balance of the building
- 4. Parking lot improvements at the areas surrounding the Dick's Sporting Goods' sports field

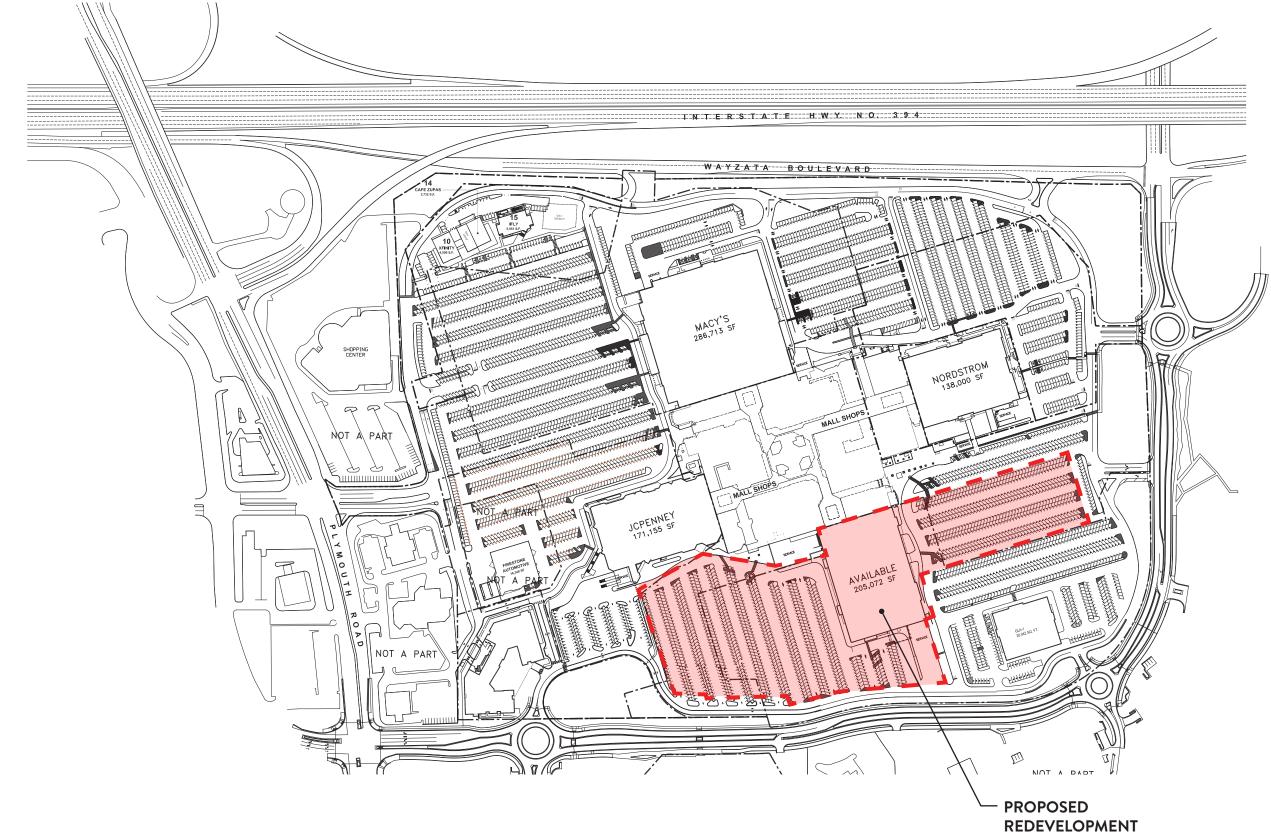
Our intent is to keep the approval process focused on the Dick's Sporting Goods' elevations, outdoor sports field, and adjacent parking lot improvements. Brookfield Properties will submit a separate application when we have tenants and signs to present for the balance of the Sears building.

Sincerely,

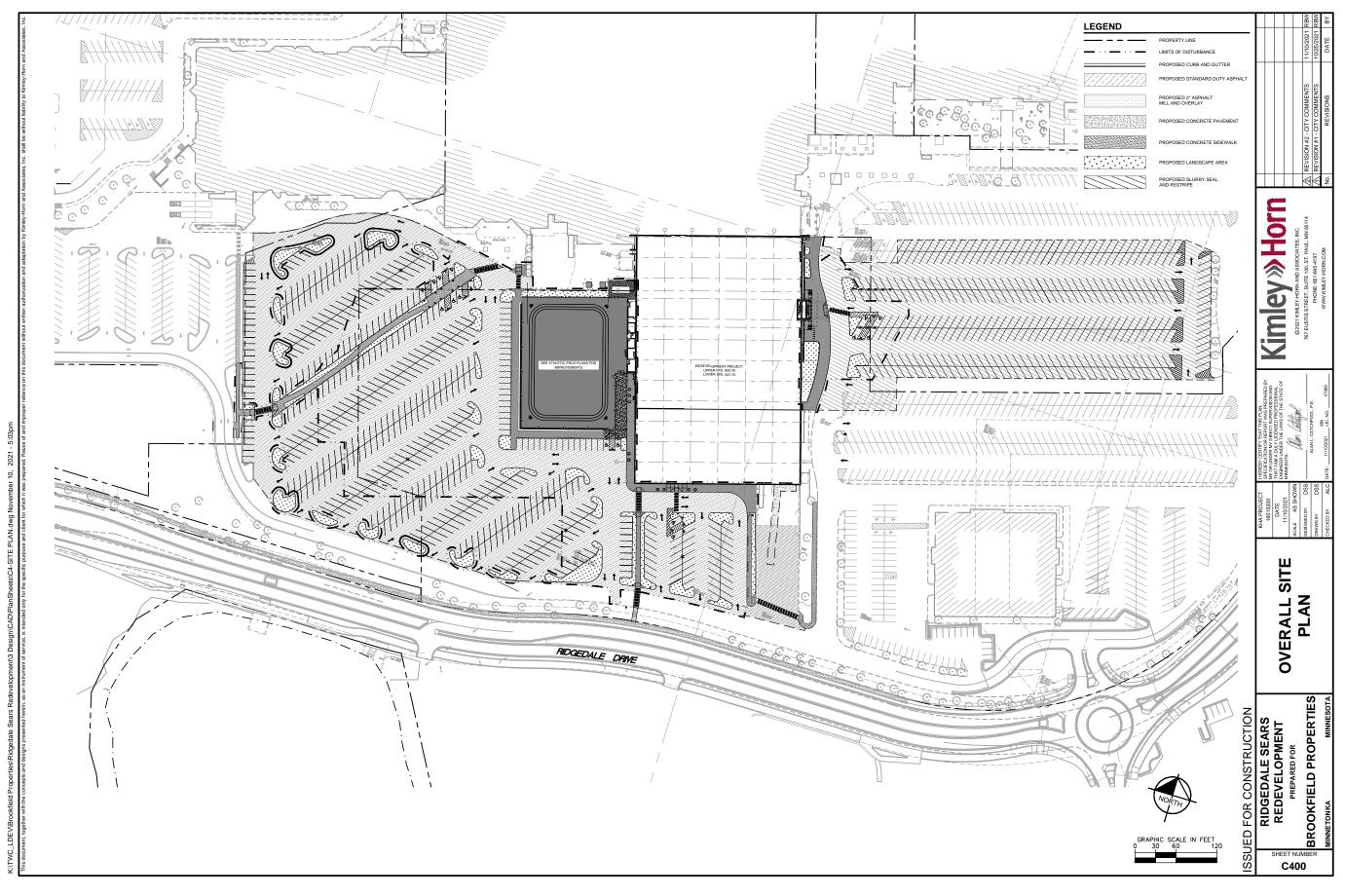
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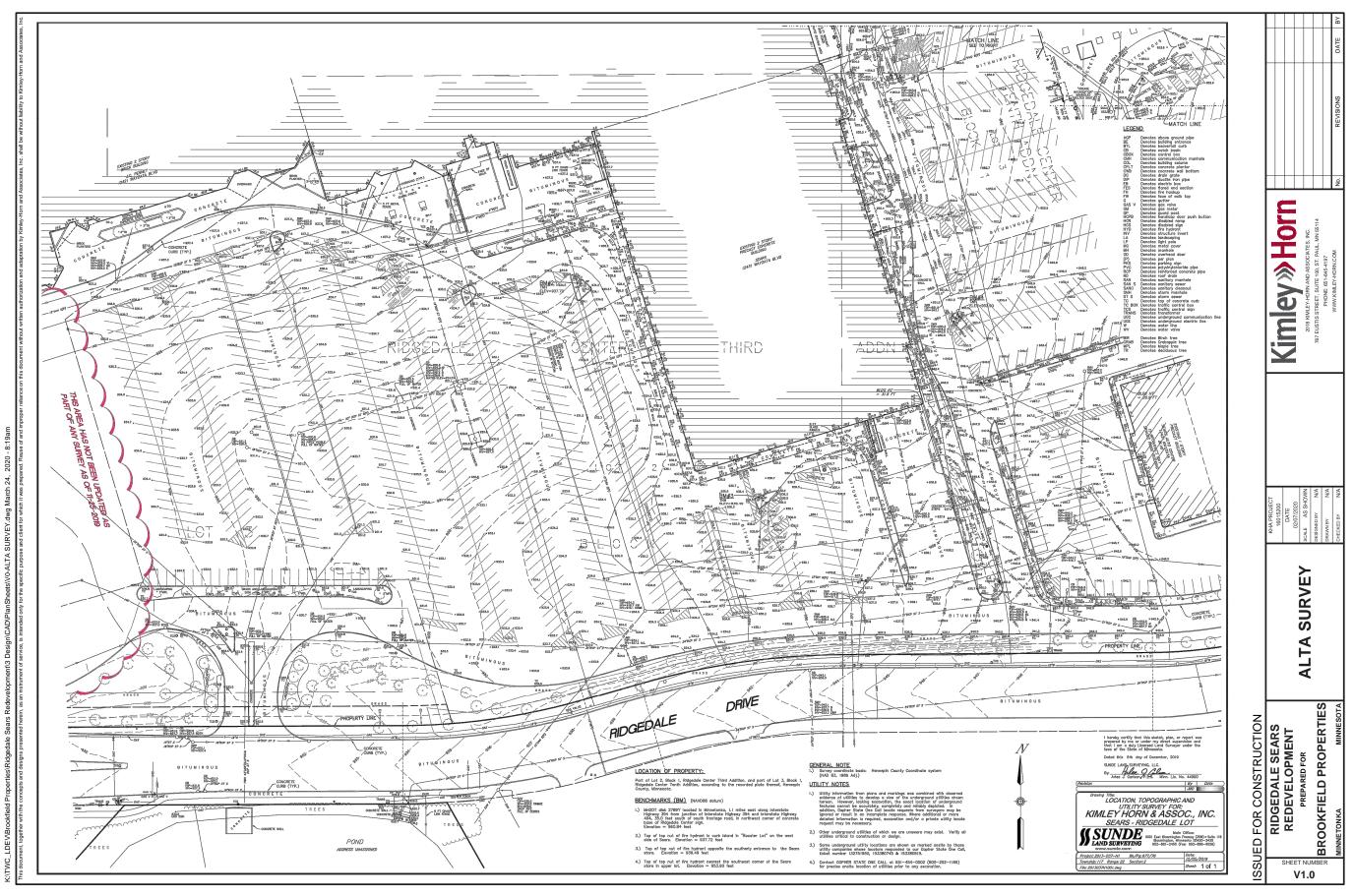
Matt Lesh Director Brookfield Properties Retail

### RIDGEDALE CENTER | OVERALL SITE PLAN

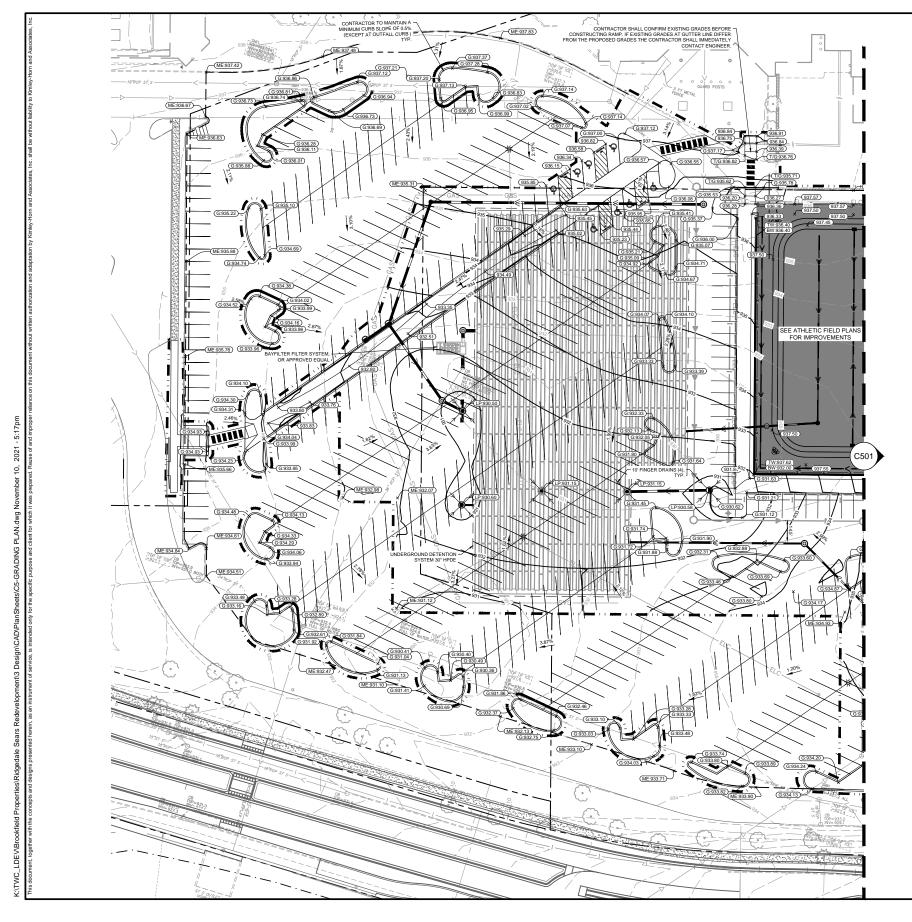


### **RIDGEDALE CENTER** | SITE PLAN





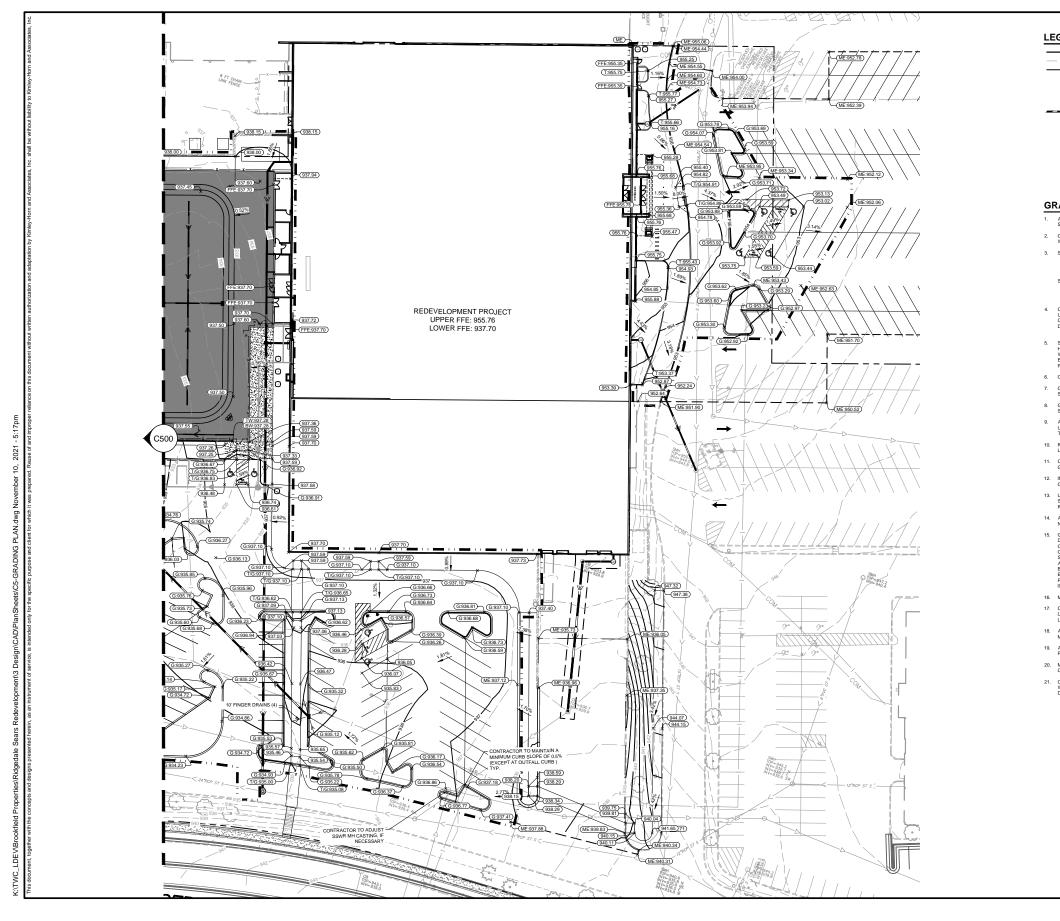
### **RIDGEDALE CENTER** | GRADING & DRAINAGE PLAN





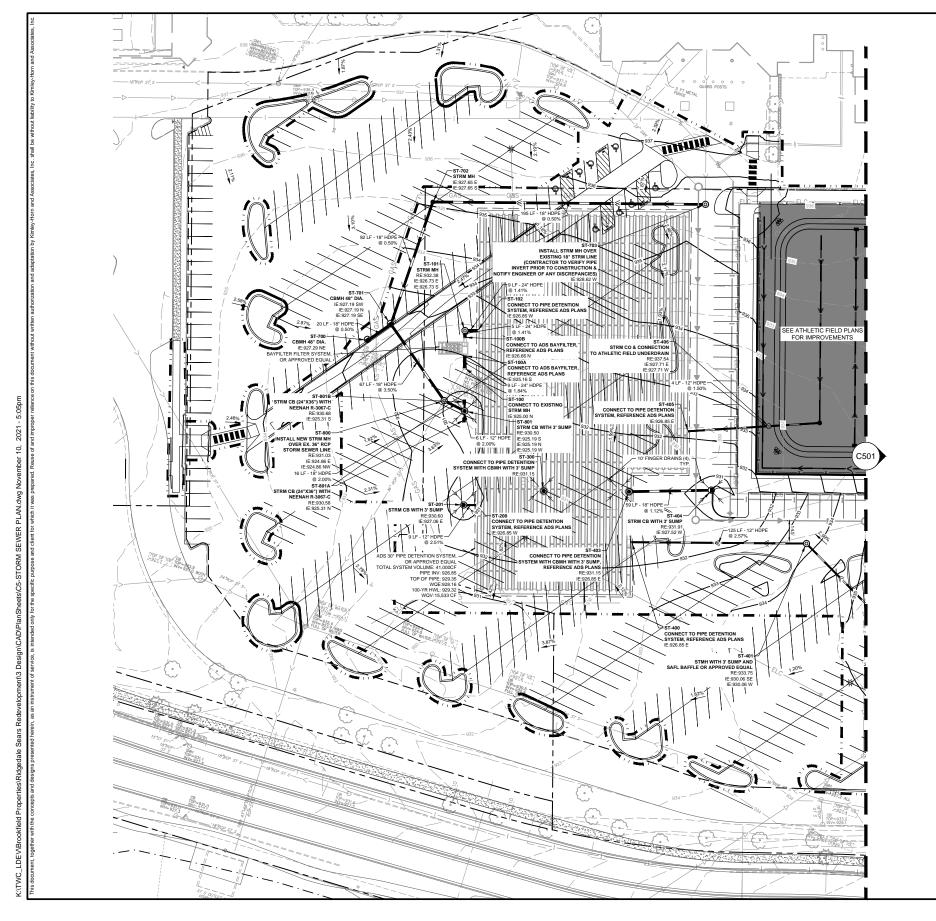
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### **RIDGEDALE CENTER** | GRADING & DRAINAGE PLAN



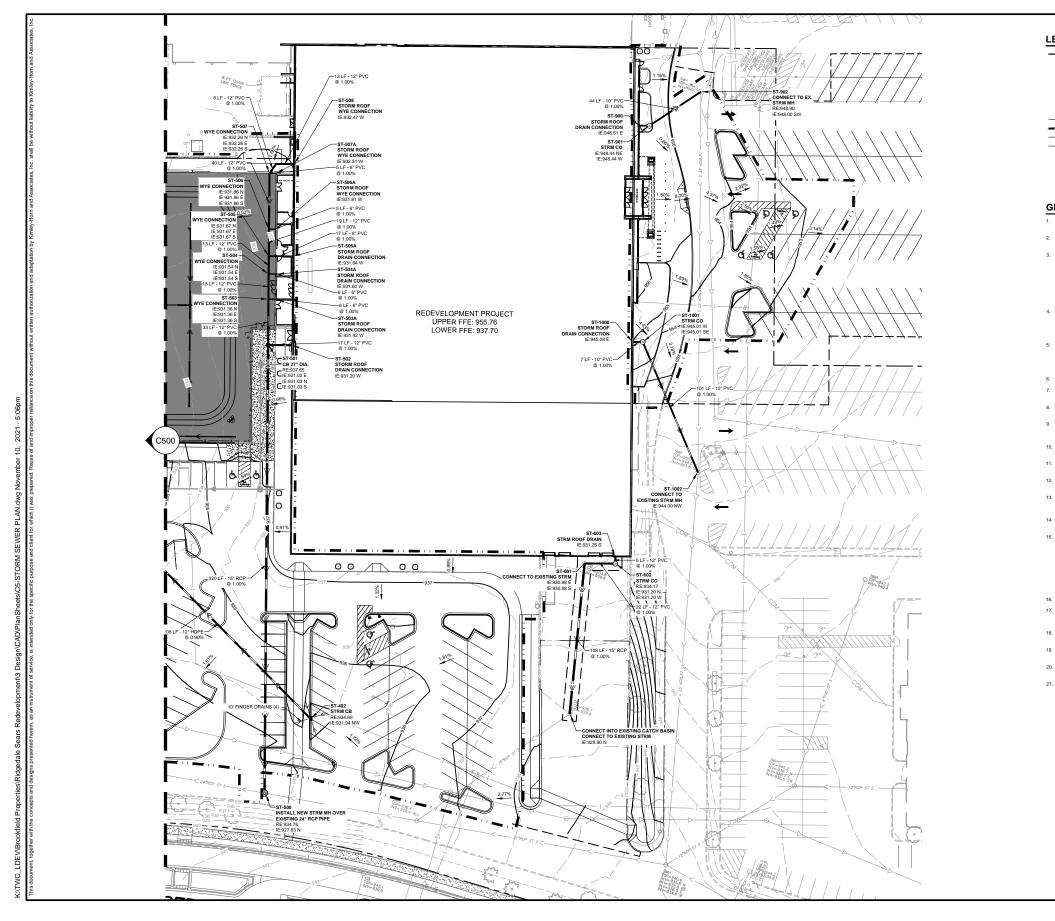
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### **RIDGEDALE CENTER** | STORM SEWER PLAN



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LE	GEND						- 1	:021 RBM	
_		PROPERTY LINE					1/10/202	10/25/202	DATE
	-	PROPOSED STORM MANHOLE (SOLID CASTING)				$\square$	÷	ž	
	•	PROPOSED STORM MANHOLE (ROUND INLET CASTING) PROPOSED STORM MANHOLE/ CATCH BASIN (CURB INLET CAS	TING						
		PROPOSED STORM MANIFED ON TOT BASIN (CORD INCE FOR	5111403)				ß	ŝ	
		PROPOSED FLARED END SECTION					AEN	Å.	ş
		PROPOSED RIPRAP					MNO.	MNO:	SIOI
_		PROPOSED STORM SEWER PROPOSED STORM SEWER					Z	Z	REVISIONS
_		PROPOSED WATERMAIN					Ģ	ö	
_	<b>&gt;</b>	PROPOSED SANITARY SEWER					N #2	N#1	
							REVISION #2 - CITY COMMENTS	REVISION #1 - CITY COMMENTS	
							_R R	A R	ġ.
GI	RADING PLAN N	OTES							
1.	-	RMED IN ACCORDANCE WITH THE CITY OF MINNETONKA,		E			4		
2.	CONTRACTOR TO CALL GOP	HER STATE CALL ONE @ 1-800-252-1166 AT LEAST TWO		6	5	ÿ	767 EUSTIS STREET, SUITE 100, ST. PAUL, MN 55114		
3.	WORKING DAYS PRIOR TO E STORM SEWER PIPE SHALL E	CAVATION/CONSTRUCTION FOR UTILITY LOCATIONS.				© 2021 KIMLEY-HORN AND ASSOCIATES, INC.	UL, MI		_
	RCP PER ASTM C-76 HDPE: 0" - 10" PER AAS	SHTO M-252				OCIA.	T. PA	197	// WW. KIMLEY-HORN.COM
	HDPE: 12" OR GREATE PVC SCH. 40 PER AST	R PER ASTM F-2306 M D-3034				ASS	00'S	PHONE: 651-645-4197	2 Y
	STORM SEWER FITTINGS SH RCP PER ASTM C-76, JO	ALL BE AS FOLLOWS: DINTS PER ASTM C-361, C-990, AND C-443			Y	AND	E	821	÷.
	HDPE PER ASTM 3212 PVC PER ASTM D-3034,	JOINTS PER ASTM D-3212				ORN	T, SL	E NE	M X
4.	CONTRACTOR TO FIELD VER	IFY THE LOCATIONS AND ELEVATIONS OR EXISTING C FEATURES PRIOR TO THE START OF SITE GRADING. THE			D.	Η-Υ-	TREE	Ĭ	MWW
	CONTRACTOR SHALL IMMED DISCREPANCIES OR VARIATI	ATELY NOTIFY THE PROJECT ENGINEER OF ANY				KIML	TIS SI		>
				8		2021	EUSI		
5.	HELP OFFSET ANY STABILITY	ALL BE BACKFILLED IMMEDIATELY AFTER EXCAVATION TO PROBLEMS DUE TO WATER SEEPAGE OR STEEP SLOPES.				U	767		
	WHEN PLACING NEW SURFA EXCAVATION SHALL BE BACK	CE MATERIAL ADJACENT TO EXISTING PAVEMENT, THE FILLED PROMPTLY TO AVOID UNDERMINING OF EXISTING							
	PAVEMENT.								
6. 7.	CONTRACTOR SHALL EXCAV	PONSIBLE FOR ALL HORIZONTAL AND VERTICAL CONTROL. ATE DRAINAGE TRENCHES TO FOLLOW PROPOSED STORM		ž	LL.				
8.	SEWER ALIGNMENTS. GRADES SHOWN ARE FINISH	ED GRADES. CONTRACTOR SHALL ROUGH GRADE TO		ARED 8	IONAL TATE C				47969
9.				AN, S PREF RVISIC	OFESS THE S	S	5		
а.	UTILITY ITEMS, AND OTHER U THE CONTRACTOR AND SHA	MINOUS SURFACING, CONCRETE ITEMS, ANY ABANDONED INSTABLE MATERIALS SHALL BECOME THE PROPERTY OF LL BE DISPOSED OF OFF THE CONSTRUCTION SITE.		I HEREBY CERTIFY THAT THIS PLAN, SPECIFICATION OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND	THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF MINNESOTA.	the second	ALAN L. CATCHPOOL	NW	LIC. NO.
10.	REFER TO THE UTILITY PLAN LAYOUT AND ELEVATIONS AN	FOR SANITARY SEWER MAIN, WATER MAIN SERVICE ID CASTING / STRUCTURE NOTATION.		R REPO	LICEN	2	ANL. C		021
11.		ILE FOR CONSTRUCTION OF PAVEMENTS AND CURB AND ORM SLOPES TO PROVIDE POSITIVE DRAINAGE.		CERTIF TION C	A DUL	Z	R		11/10/2021
12.	INSTALL A MINIMUM OF 4" CL	ASS 5 AGGREGATE BASE UNDER CURB AND GUTTER AND		HEREBY ( SPECIFICA AE OR UNI	THAT I AM A ENGINEER U MINNESOTA				Ц Ш
13.	CONCRETE SIDEWALKS. UPON COMPLETION OF EXCA	VATION AND FILLING, CONTRACTOR SHALL RESTORE ALL		ar S P	₽ŭ≸	7	0	(0)	DATE:
	STREETS AND DISTURBED A RE-VEGETATED WITH A MINI	REAS ON SITE. ALL DISTURBED AREAS SHALL BE MUM OF 4" OF TOPSOIL.		L o	Σ	SHOWN	DSS	DSS	ALC
14.	ALL SPOT ELEVATIONS/CON NOTED.	TOURS ARE TO GUTTER / FLOW LINE UNLESS OTHERWISE		KHA PROJEC1 16015200	DATE 1/10/202		BY	×	BY
15.	GRADING FOR ALL SIDEWALI DRIVEWAYS SHALL CONFOR	(S AND ACCESSIBLE ROUTES INCLUDING CROSSING M TO CURRENT ADA STATE/NATIONAL STANDARDS. IN NO		KHA 16	11/	SCALE	DESIGNED BY	DRAWN BY	CHECKED
	CASE SHALL ACCESSIBLE RA	MP SLOPES EXCEED 1 VERTICAL TO 12 HORIZONTAL. IN NO				SCA	DES	DR/	B
	AISI ES EXCEED 2% (1.5% TA	SS SLOPES EXCEED 2%. IN NO CASE SHALL LONGITUDINAL 5%. IN NO CASE SHALL ACCESSIBLE PARKING STALLS OR RGET) IN ALL DIRECTIONS. SIDEWALK ACCESS TO EXTERNAL							
	ENGINEER IMMEDIATELY IF A	S SHALL BE ADA COMPLIANT. CONTRACTOR SHALL NOTIFY DA CRITERIA CANNOT BE MET IN ANY LOCATION PRIOR TO			R	•			
	PAVING. NO CONTRACTOR C ISSUES.	HANGE ORDERS WILL BE ACCEPTED FOR A.D.A COMPLIANCE			Ш	i			
16.	MAINTAIN A MINIMUM OF 0.59	6 GUTTER SLOPE TOWARDS LOW POINTS.			2				
17.	LESS THAN 4' OF COVER IN F	" INSULATION BY 5' WIDE CENTERED ON STORM PIPE IF AVEMENT AREAS AND LESS THAN 3' OF COVER IN			SE	1	Ζ		
18.	LANDSCAPE AREAS. ALL STORM SEWER CONNEC	TIONS SHALL BE GASKETED AND WATER TIGHT INCLUDING					₹		
19.	MANHOLE CONNECTIONS.	ALL BE AIR TESTED IN ACCORDANCE WITH THE CURRENT			Σ		Υ.		
	PLUMBING CODE.				ORM		-		
20.	CONCRETE PAVEMENT AREA				2	)			
21.	CONTRACTOR SHALL REVIEW WHERE PAVEMENT DRAINS	V PAVEMENT GRADIENT AND CONSTRUCT "INFALL CURB" OWARD GUTTER, AND "OUTFALL" CURB WHERE PAVEMENT			ິ ທ	)			
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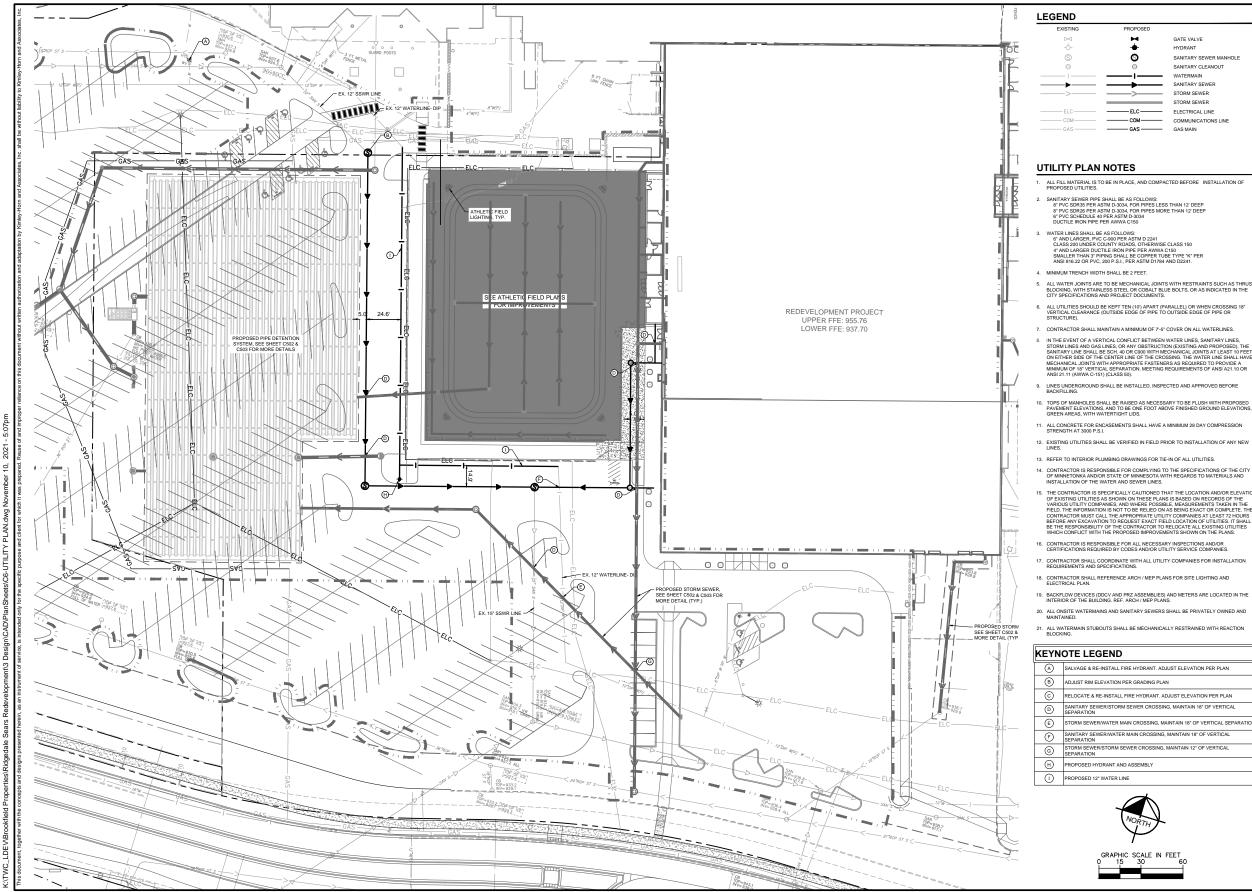
### **RIDGEDALE CENTER** | STORM SEWER PLAN



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	PROP	OSED RIPRAP					MMO	MMO	REVISIONS
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							REVISION #2 - CITY COMMENTS	REVISION	
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3F	RADING PLAN NOT	TES							
	ALL WORK SHALL BE PERFORMED	IN ACCORDANCE WITH THE CITY OF MINNETONKA,							
	SPECIFICATIONS AND BUILDING P						55114		
	WORKING DAYS PRIOR TO EXCAV.	STATE CALL ONE @ 1-800-252-1166 AT LEAST TWO ATION/CONSTRUCTION FOR UTILITY LOCATIONS.		2		©2021 KIMLEY-HORN AND ASSOCIATES, INC.	767 EUSTIS STREET, SUITE 100, ST. PAUL, MN 55114		
	STORM SEWER PIPE SHALL BE AS RCP PER ASTM C-76					IATE	PAUL	~	No
	HDPE: 0" - 10" PER AASHTO HDPE: 12" OR GREATER PE	R ASTM F-2306				ssoc	, ST.	-419	RN.C
	PVC SCH. 40 PER ASTM D-3 STORM SEWER FITTINGS SHALL B	E AS FOLLOWS:		1		ND A	E 100	1-645	PH-Y
	RCP PER ASTM C-76, JOINTS HDPE PER ASTM 3212 PVC PER ASTM D-3034, JOIN	PER ASTM C-361, C-990, AND C-443			>	RNA	SUIT	PHONE: 651-645-4197	IMLE
	CONTRACTOR TO FIELD VERIEY T	HE LOCATIONS AND ELEVATIONS OR EXISTING			Ĺ	₩-	ЕЕТ,	Ê	//////WW.KIMLEY-HORN.COM
	UTILITIES AND TOPOGRAPHIC FEA CONTRACTOR SHALL IMMEDIATEL	TURES PRIOR TO THE START OF SITE GRADING. THE Y NOTIFY THE PROJECT ENGINEER OF ANY				SIMLE	S STF		ž
	DISCREPANCIES OR VARIATIONS.			5		021 K	USTI		
	SUBGRADE EXCAVATION SHALL B	E BACKFILLED IMMEDIATELY AFTER EXCAVATION TO		L S		Ô	767 E		
	WHEN PLACING NEW SURFACE M EXCAVATION SHALL BE BACKFILLE	BLEMS DUE TO WATER SEEPAGE OR STEEP SLOPES. ATERIAL ADJACENT TO EXISTING PAVEMENT, THE ED PROMPTLY TO AVOID UNDERMINING OF EXISTING							
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		SIBLE FOR ALL HORIZONTAL AND VERTICAL CONTROL.					Ι		_
	SEWER ALIGNMENTS.	DRAINAGE TRENCHES TO FOLLOW PROPOSED STORM		ND BY	SIONAL STATE OF				47969
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	ALL EXCESS MATERIAL, BITUMINO	US SURFACING, CONCRETE ITEMS, ANY ABANDONED		PLAN VAS PF	PROFES OF THE	JE.	POOL		No.
	THE CONTRACTOR AND SHALL BE	ABLE MATERIALS SHALL BECOME THE PROPERTY OF DISPOSED OF OFF THE CONSTRUCTION SITE.		I HEREBY CERTIFY THAT THIS PLAN, SPECIFICATION OR REPORT WAS PREPARED ME OR UNDER MY DIRECT SUPERVISION AND	THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE MINNESOTA.	ALL A	ALAN L. CATCHPOOL	MAN	LIC. NO.
D.	REFER TO THE UTILITY PLAN FOR LAYOUT AND ELEVATIONS AND CA	SANITARY SEWER MAIN, WATER MAIN SERVICE STING / STRUCTURE NOTATION.		REBY CERTIFY THAT T CIFICATION OR REPOR OR UNDER MY DIRECT	ATHE STREET	5	ANL		1021
1.	CONTRACTOR IS RESPONSIBLE FO	DR CONSTRUCTION OF PAVEMENTS AND CURB AND SLOPES TO PROVIDE POSITIVE DRAINAGE.		TION O	A DUL		R		11/10/2021
2.		AGGREGATE BASE UNDER CURB AND GUTTER AND		HEREBY C SPECIFICA AE OR UND	NEER				1
	CONCRETE SIDEWALKS.			I HEF SPEC	ENGINE MINNE				DATE:
3.	UPON COMPLETION OF EXCAVATI STREETS AND DISTURBED AREAS	ON AND FILLING, CONTRACTOR SHALL RESTORE ALL ON SITE. ALL DISTURBED AREAS SHALL BE DF 4" OF TOPSOIL.		T		NWO	DSS	DSS	ALC
4.		DF 4° OF TOPSOIL. S ARE TO GUTTER / FLOW LINE UNLESS OTHERWISE		DUECT	021	AS SHOWN		-	
	NOTED.			KHA PROJECT 16015200	DATE 11/10/2021	AS	ED BY	ΒY	DΒΥ
5.	GRADING FOR ALL SIDEWALKS AN DRIVEWAYS SHALL CONFORM TO	D ACCESSIBLE ROUTES INCLUDING CROSSING CURRENT ADA STATE/NATIONAL STANDARDS. IN NO LOPES EXCEED 1 VERTICAL TO 12 HORIZONTAL. IN NO		Ϋ́Υ	-	SCALE	DESIGNED BY	DRAWN	CHECKED
	CASE SHALL SIDEWALK CROSS SL	LOPES EXCEED 1 VERTICAL TO 12 HORIZONTAL IN NO OPES EXCEED 2%. IN NO CASE SHALL LONGITUDINAL I NO CASE SHALL ACCESSIBLE PARKING STALLS OR				- S	ö	ö	Ö
	AISLES EXCEED 2% (1.5% TARGET	) IN ALL DIRECTIONS, SIDEWALK ACCESS TO EXTERNAL							
	PAVING. NO CONTRACTOR CHANG	LL BE ADA COMPLIANT. CONTRACTOR SHALL NOTIFY RITERIA CANNOT BE MET IN ANY LOCATION PRIOR TO DE ORDERS WILL BE ACCEPTED FOR A.D.A COMPLIANCE			Ω	-			
	ISSUES.	ITER SLOPE TOWARDS LOW POINTS.			Щ	1			
6. 7		ULATION BY 5' WIDE CENTERED ON STORM PIPE IF			5				
		IENT AREAS AND LESS THAN 3' OF COVER IN			Ц		Z		
в.		S SHALL BE GASKETED AND WATER TIGHT INCLUDING			U,	/ <	۲,		
э.	MANHOLE CONNECTIONS. ALL STORM SEWER PIPE SHALL BI	E AIR TESTED IN ACCORDANCE WITH THE CURRENT			TORM	7	5		
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1.	CONTRACTOR SHALL REVIEW PAY WHERE PAVEMENT DRAINS TOWA	'EMENT GRADIENT AND CONSTRUCT "INFALL CURB" RD GUTTER, AND "OUTFALL" CURB WHERE PAVEMENT			5	5			
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### **RIDGEDALE CENTER** | SITE UTILITY PLAN



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ALL FILL MATERIAL IS TO BE IN PLACE, AND COMPACTED BEFORE INSTALLATION OF PROPOSED UTILITIES.

7. CONTRACTOR SHALL MAINTAIN A MINIMUM OF 7'-5" COVER ON ALL WATERLINES

8. IN THE EVENT OF A VERTICAL CONFLICT BETWEEN WATER LINES. SANITARY LINES, STORM LINES AND GAS LINES, OR ANY OBSTRUCTION (EXISTING AND PROPOSED), THE SANITARY LINE SHALL BE SCH. 40 OR C900 WITH MECHANICAL JOINTS AT LEAST 10 FEET ON EITHER SIDE OF THE CENTER LINE OF THE CROSSING. THE WATER LINE SHALL HAVE MECHANICAL JOINTS WITH APPROPRIATE FASTENERS AS REQUIRED TO PROVIDE A MINIMUM OF 18' VERTICAL SEPARATION. MEETING REQUIREMENTS OF ANSI A21.10 OF ANSI 21.11 (AWWA C-151) (CLASS 50).

THE CONTRACT THE VERY ADDRESS ADDRESS

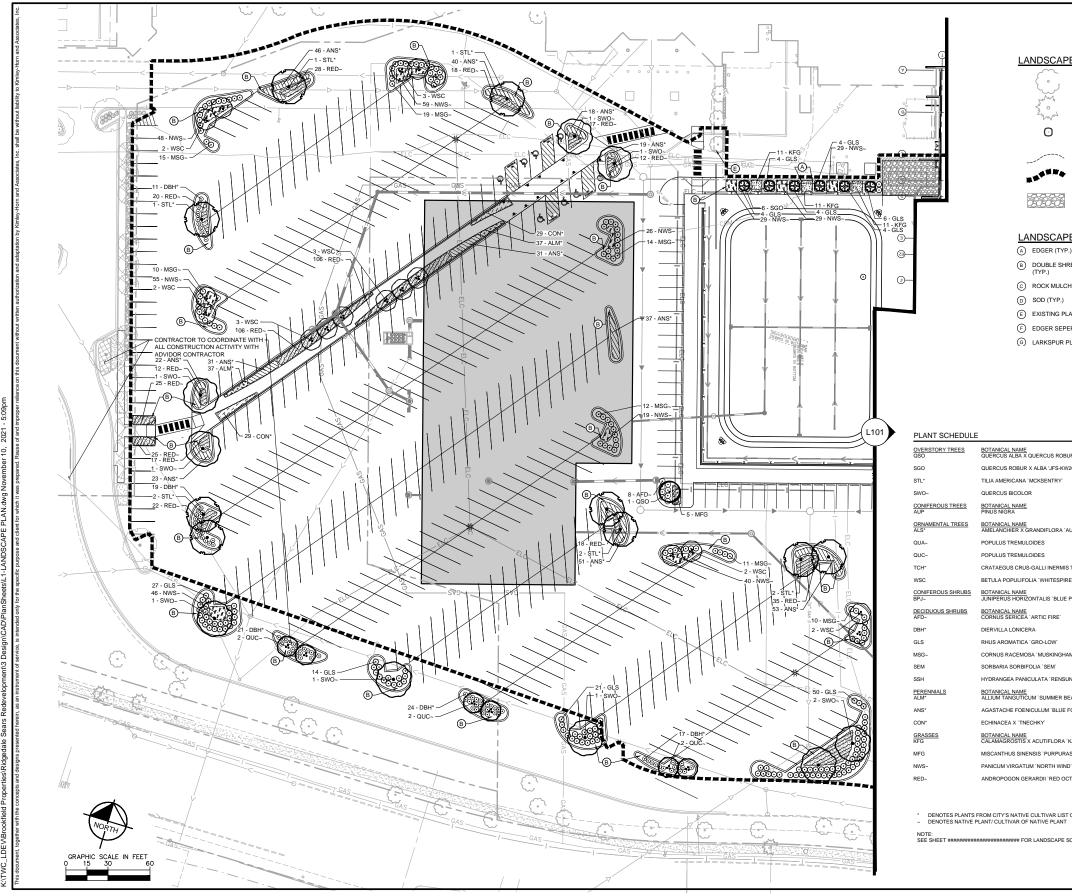
CONTRACTOR SHALL COORDINATE WITH ALL UTILITY COMPANIES FOR INSTALLATION REQUIREMENTS AND SPECIFICATIONS.

ALL WATERMAIN STUBOUTS SHALL BE MECHANICALLY RESTRAINED WITH REACTION BLOCKING.

A	SALVAGE & RE-INSTALL FIRE HYDRANT. ADJUST ELEVATION PER PLAN
B	ADJUST RIM ELEVATION PER GRADING PLAN
©	RELOCATE & RE-INSTALL FIRE HYDRANT. ADJUST ELEVATION PER PLAN
D	SANITARY SEWER/STORM SEWER CROSSING, MAINTAIN 18' OF VERTICAL SEPARATION
E	STORM SEWER/WATER MAIN CROSSING, MAINTAIN 18" OF VERTICAL SEPARATION
F	SANITARY SEWER/WATER MAIN CROSSING, MAINTAIN 18" OF VERTICAL SEPARATION
6	STORM SEWER/STORM SEWER CROSSING, MAINTAIN 12" OF VERTICAL SEPARATION
Э	PROPOSED HYDRANT AND ASSEMBLY
1	PROPOSED 12" WATER LINE
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### **RIDGEDALE CENTER** | LANDSCAPE & TREE PLAN



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#### LANDSCAPE LEGEND



EXISTING DECIDUOUS TREE (TYP.)

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EXISTING CONIFEROUS TREE (TYP.)EDGER

LARKSPUR PLANTER (SEE DETAIL)(TYP.)

APPROXIMATE LIMITS IRRIGATION (TYP.)



ROCK MULCH (TYP.)

EDGER (TYP.)

#### LANDSCAPE KEYNOTES (A)

B DOUBLE SHREDDED HARDWOOD MULCH

C ROCK MULCH (TYP.)

E EXISTING PLANTS TO REMAIN (TYP.)

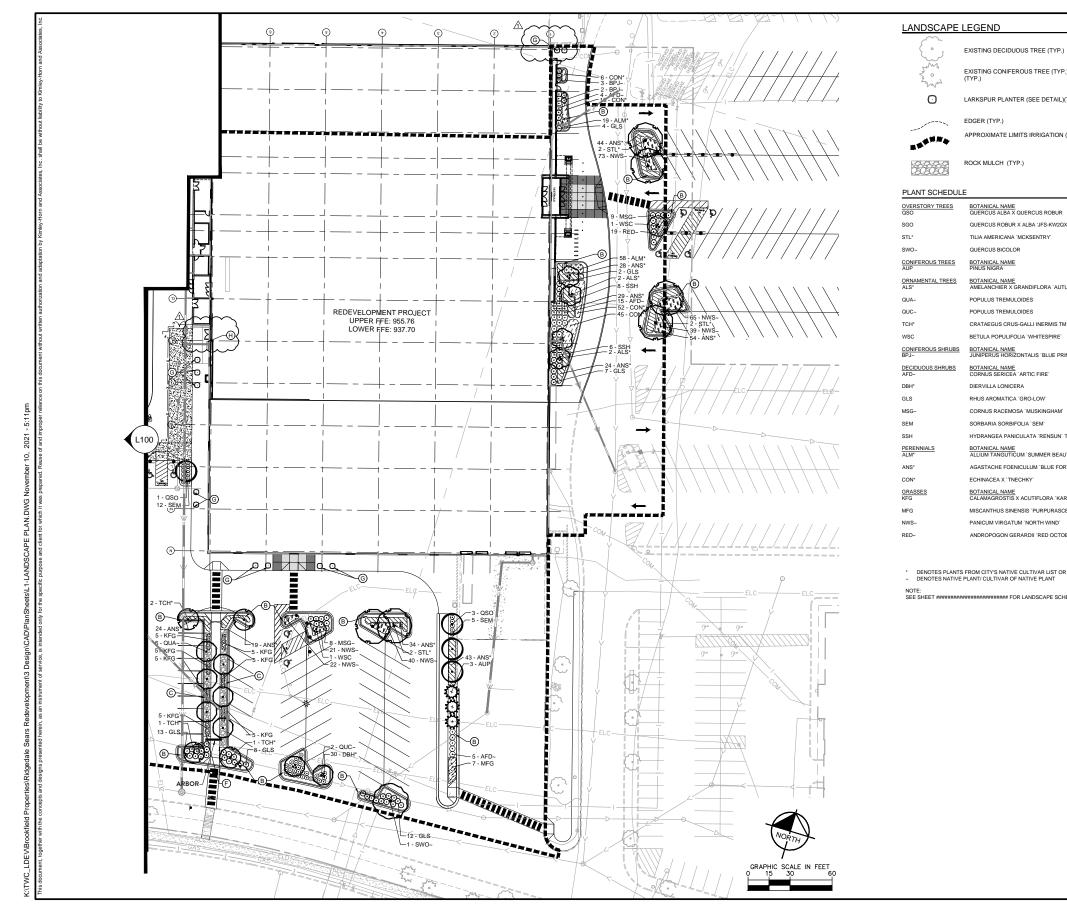
F EDGER SEPERATING MULCH TYPES (TYP.)

G LARKSPUR PLANTER LS30 (KORNEGAY

RCUS ROBUR	COMMON NAME CRIMSON SPIRE OAK
BA 'JFS-KW2QX' TM	SKINNY GENES OAK
SENTRY'	SENTRY LINDEN
	SWAMP WHITE OAK
	COMMON NAME AUSTRIAN PINE
DIFLORA 'AUTUMN BRILLANCE'	COMMON NAME AUTUMN BRILLANCE SERVICEBERRY CLUMP
s	QUAKING ASPEN
s	QUAKING ASPEN CLUMP
LI INERMIS TM	THORNLESS COCKSPUR HAWTHORN
WHITESPIRE'	WHITESPIRE BIRCH CLUMP
LIS 'BLUE PRINCE'	COMMON NAME BLUE PRINCE JUNIPER
IC FIRE`	COMMON NAME ARTIC FIRE DOGWOOD
	DWARF BUSH HONEYSUCKLE
D-LOW	GRO-LOW FRAGRANT SUMAC
IUSKINGHAM'	MUSKINGHAM GRAY DOGWOOD
'SEM'	SEM FALSESPIREA
TA 'RENSUN' TM	STRAWBERRY SUNDAE HYDRANGEA
SUMMER BEAUTY	COMMON NAME SUMMER BEAUTY ORNAMENTAL ONION
UM 'BLUE FORTUNE'	BLUE FORTUNE ANISE HYSSOP
Ŷ	KISMET YELLOW CONEFLOWER
JTIFLORA 'KARL FOERSTER'	COMMON NAME KARL FOERSTER FEATHER REED GRASS
'PURPURASCENS'	MISCANTHUS FLAME GRASS
ORTH WIND'	NORTHWIND SWITCH GRASS
DII 'RED OCTOBER'	RED OCTOBER BIG BLUESTEM
TIVAR LIST OR MEETS GENERAL I VE PLANT	NTENT OF LIST
NDSCAPE SCHEDULE.	

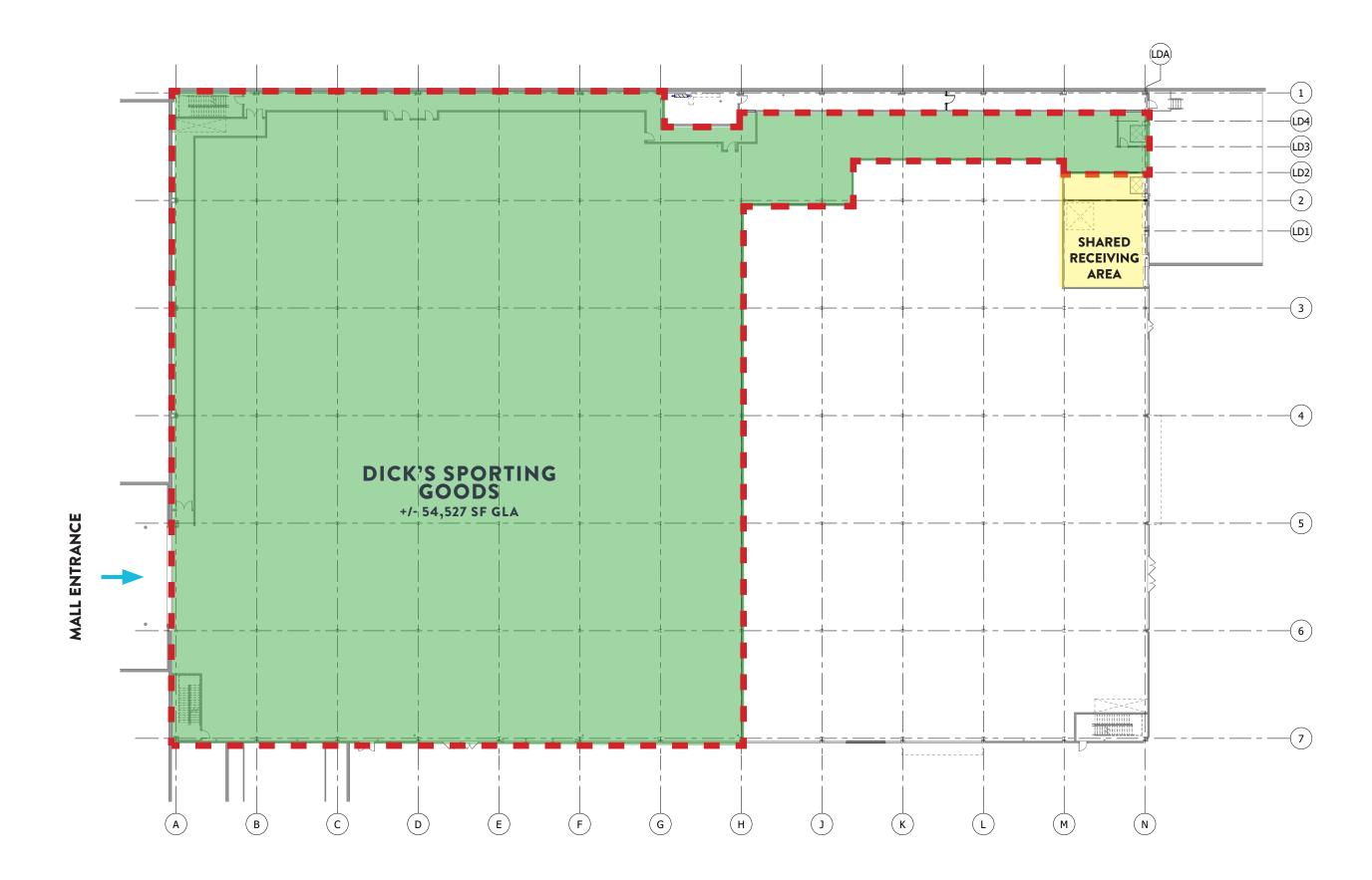


### RIDGEDALE CENTER | LANDSCAPE & TREE PLAN

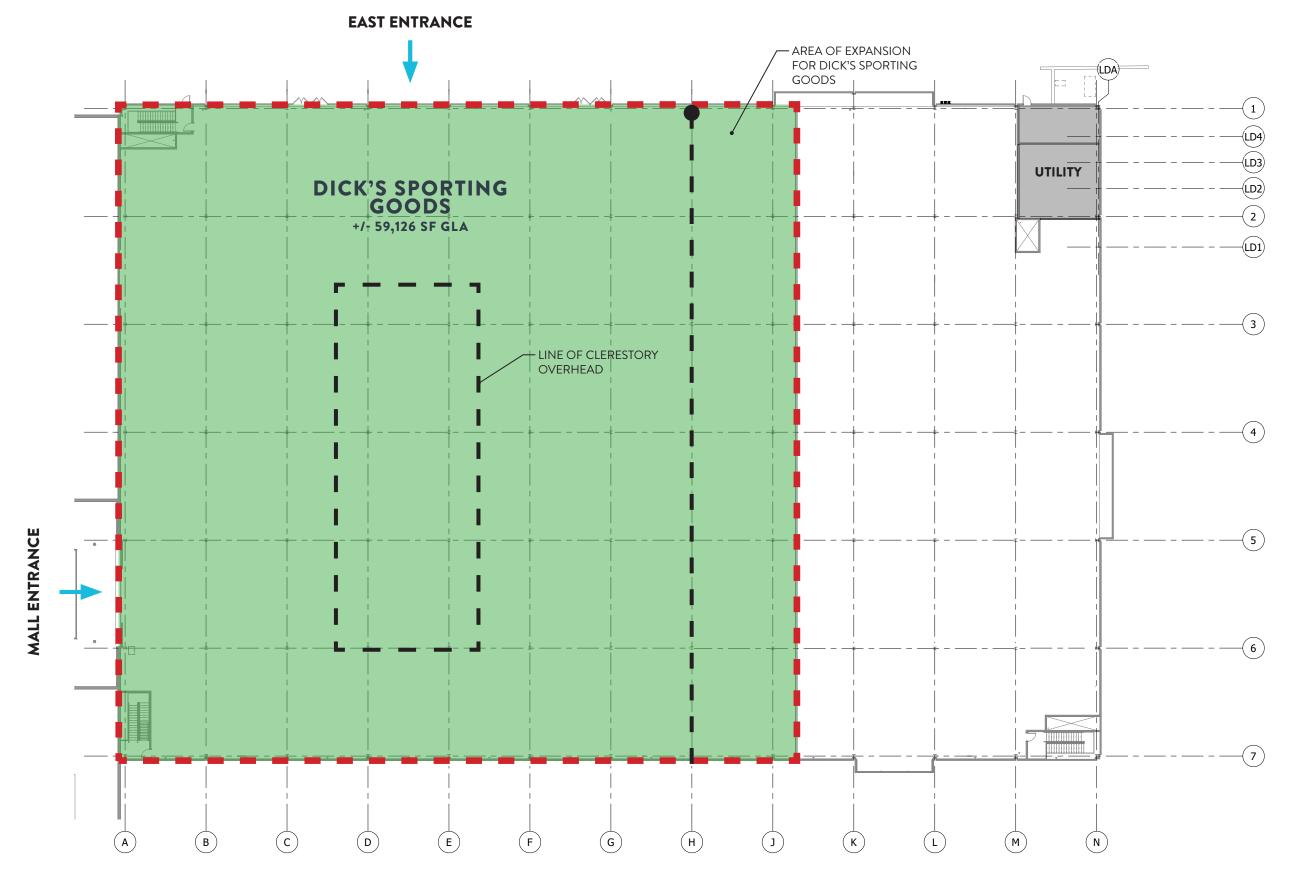


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		QUAKING ASPEN CLUMP			MWW
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ARTE FRE DGGWOOD DWARF BUSH HOREYSUCKLE GROLOW FRAGRANT SUMAC MUSINGHAM GRAY DGGWOOD SEM FALSESPIREA TM STANGEERY SUNDAE HYDRANGEA COMMON TAME RUP COTING SUMMER BEAUTY ORNAMENTAL ONION RTINE BLUE FORTINE ANISE HYSSOP COMMON TAME RUP COTING SUMTCH GRASS DBER RED COTOBER BIG BLUESTEM R MEETS GENERAL INTENT OF LIST HEDULE: R MEETS GENERAL INTENT OF LIST HEDULE	RINCE'	COMMON NAME BLUE PRINCE JUNIPER			
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ABEL DOCTOBER BIG BLUESTEM	CENS'	MISCANTHUS FLAME GRASS		ECT 00 8HOW R/	3 3
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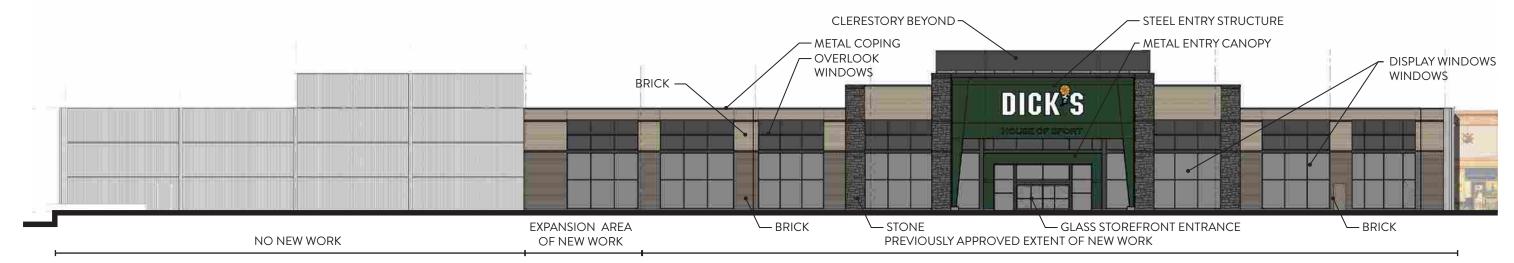
### **RIDGEDALE CENTER** | SEARS ANCHOR - 1ST FLOOR PLAN



### **RIDGEDALE CENTER** | SEARS ANCHOR - 2ND FLOOR PLAN



### **RIDGEDALE CENTER** | EAST ELEVATION



PROPOSED EAST ELEVATION



### **EXISTING EAST ELEVATION**



#### FINISH MATERIAL TAKEOFF

#### TOTAL ELEVATION AREA = +/- 10,615 SF

#### TOTAL RENOVATED AREA = +/- 7,088SF

- BRICK = +/- 1,825 SF	(26%)
- STONE = +/- 689 SF	(10%)
- STOREFRONT= +/- 3,525 SF	(50%)
- METAL = +/- 689 SF	(14%)

### **RIDGEDALE CENTER** | WEST ELEVATION



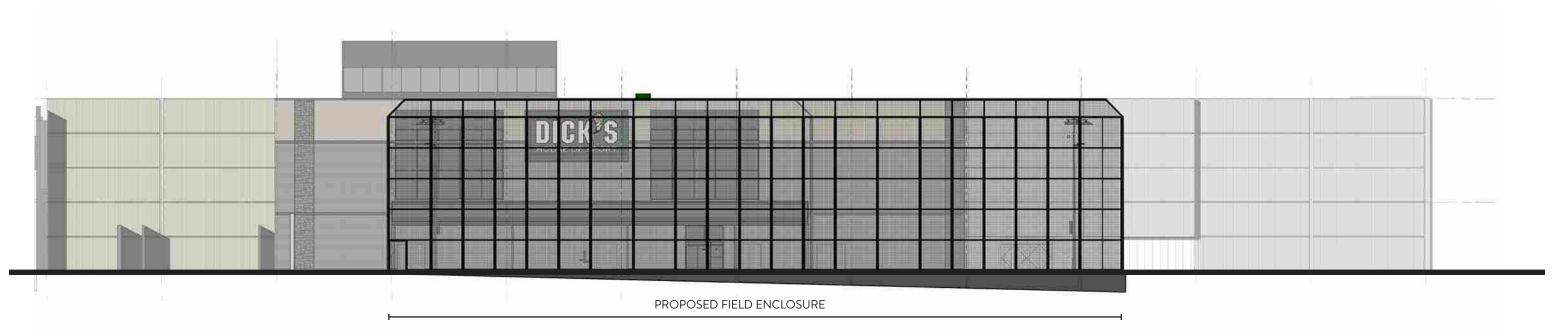
**EXISTING WEST ELEVATION** 

#### TOTAL ELEVATION AREA = +/- 15,850 SF

#### TOTAL RENOVATED AREA = +/- 8,606 SF

- METAL = +/- 168	(2%)
- BRICK = +/- 6,544 SF	(76%)
- STONE = +/- 455 SF	(5%)
- STOREFRONT = +/- 1,439 SF	(17%)

### **RIDGEDALE CENTER** | FIELD ENCLOSURE ELEVATION



PROPOSED WEST ELEVATION - FIELD



### RIDGEDALE CENTER | SOUTH ELEVATION



### EXISTING SOUTH ELEVATION - NO NEW WORK, EXISTING TO REMAIN

FINISH MATERIAL TAKEOFF

TOTAL ELEVATION AREA = +/- 10,760 SF

### **RIDGEDALE CENTER** | PERSPECTIVE - EAST ENTRANCE



## **RIDGEDALE CENTER** | PERSPECTIVE - EAST ENTRANCE



### **RIDGEDALE CENTER** | PERSPECTIVE - WEST ENTRANCE



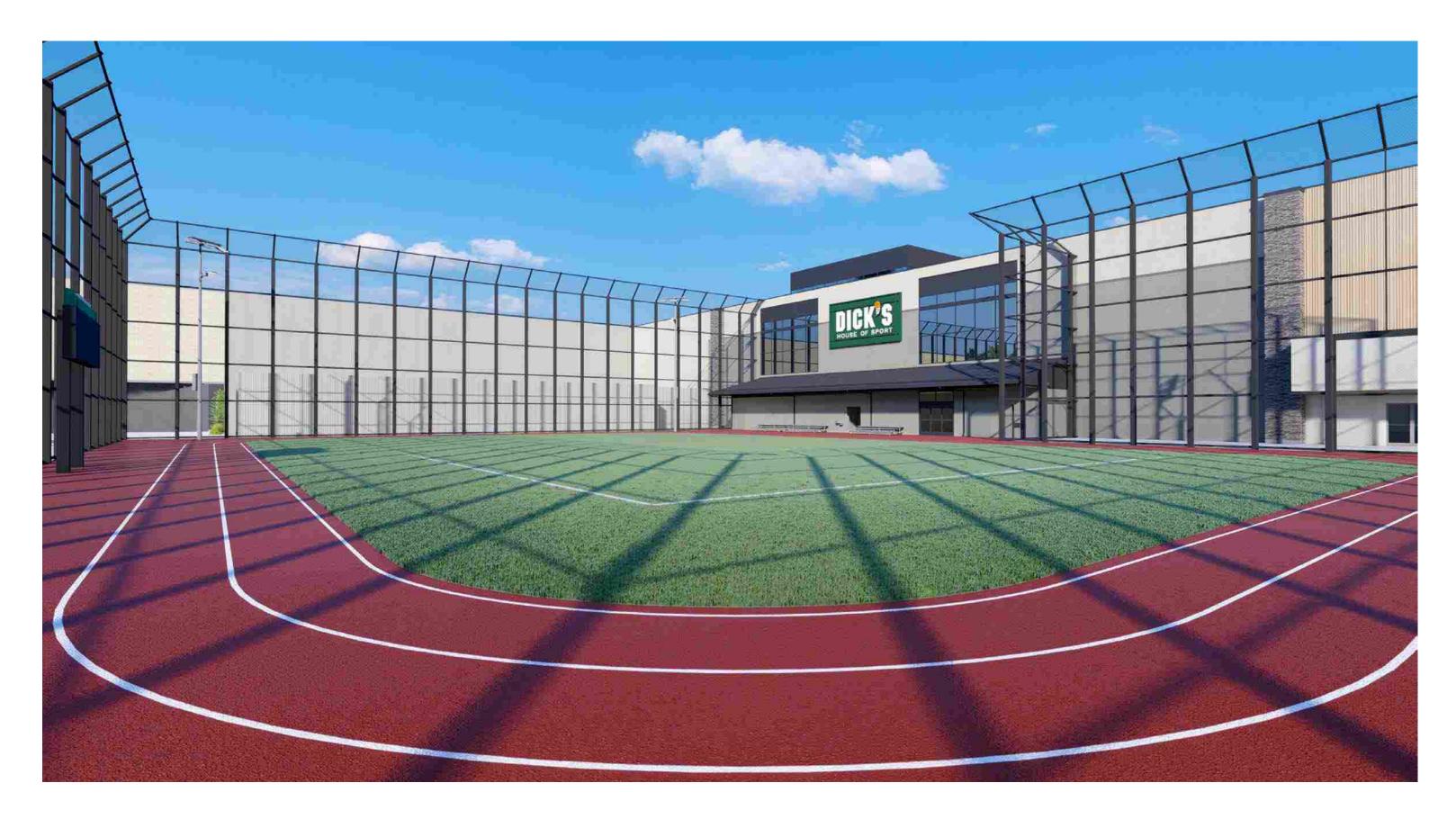


## **RIDGEDALE CENTER** | PERSPECTIVE - WEST ENTRANCE & FIELD

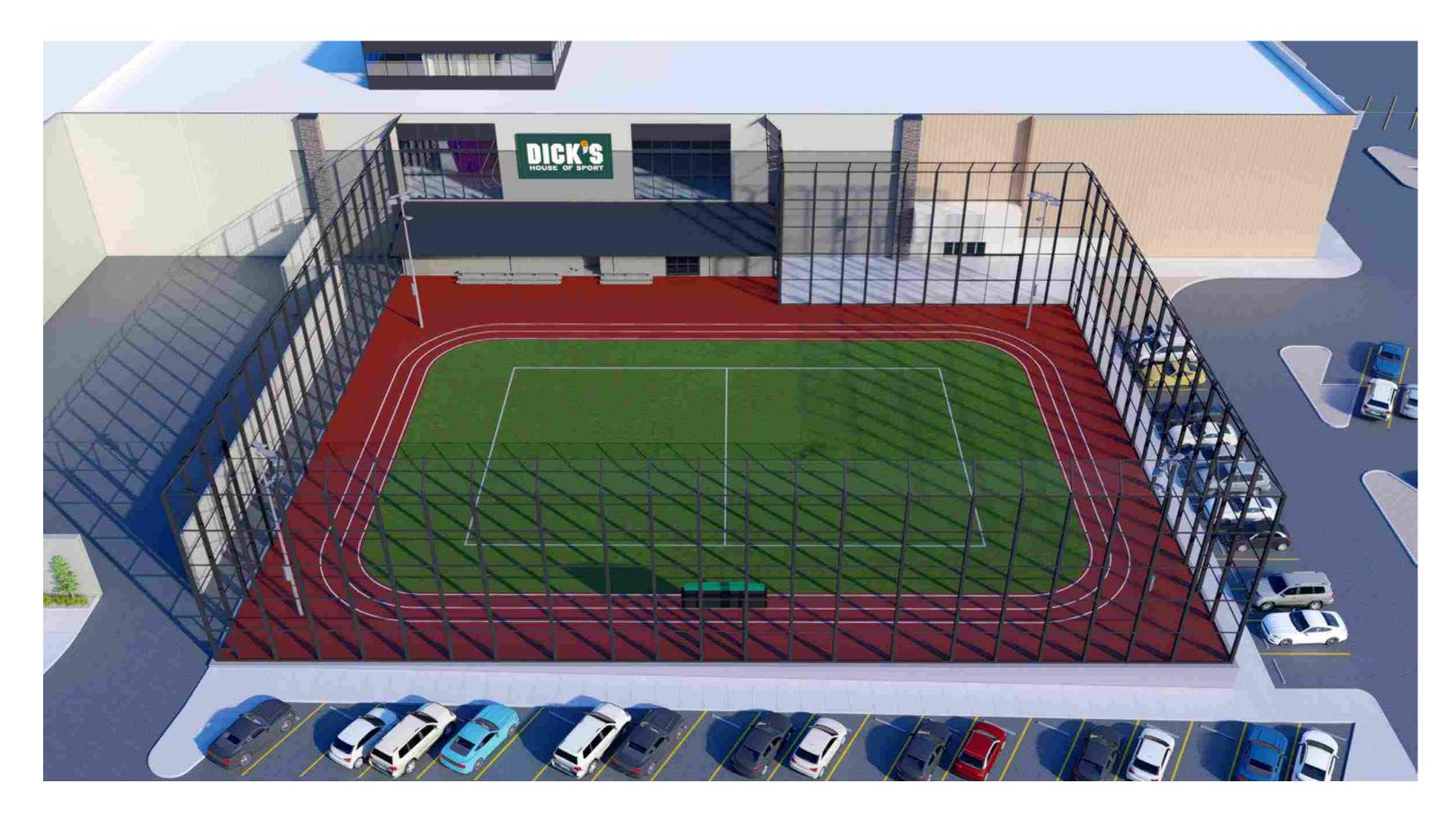




## **RIDGEDALE CENTER** | PERSPECTIVE - WEST ENTRANCE & FIELD



### **RIDGEDALE CENTER** | PERSPECTIVE - WEST ENTRANCE & FIELD



### **RIDGEDALE CENTER** | SIGN A DETAILS - DICK'S SPORTING GOODS

East elevation



\*SIGNAGE DIMENSIONS ARE NOT SIGNIFICANTLY DIFFERENT FROM THOSE PREVIOUSLY APPROVED (PREVIOUSLY APPROVED WERE 21'-2" WIDE WITH 6'-0" TALL LOGO AND 1'-2" TALL TEXT BELOW)

13

### **RIDGEDALE CENTER** | SIGN B DETAILS - DICK'S SPORTING GOODS

West Elevation Sign

21'-1 7/8"

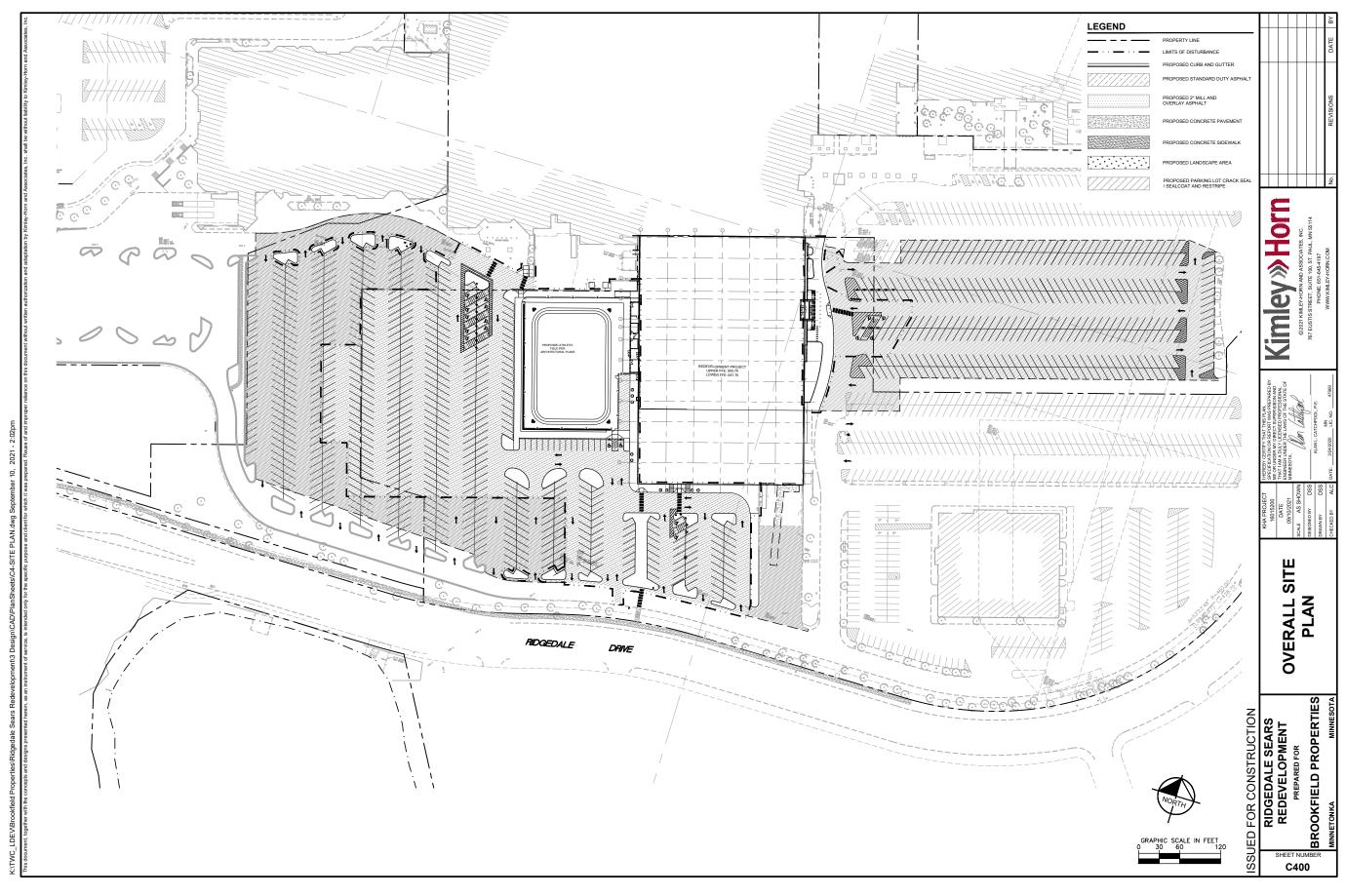


\*SIGNAGE DIMENSIONS ARE NOT SIGNIFICANTLY DIFFERENT FROM THOSE PREVIOUSLY APPROVED (PREVIOUSLY APPROVED WERE 21'-2" WIDE WITH 6'-0" TALL LOGO AND 1'-2" TALL TEXT BELOW)



Originally submitted site plan

### **RIDGEDALE CENTER** | SITE PLAN



Ridgedale Mall Sign Plan

### EXHIBIT A

### RIDGEDALE SIGN PLAN

Exterior signs for Ridgedale Center must meet all of the requirements of the city's sign ordinance, except for the following:

- 1. The mall is allowed exterior signs according to the following standards:
  - a) The signs must not exceed the following number, height, and size:

	Quantity (max.)	Height (max.)	Copy and graphic area (max.)
pylon sign	1	85 ft.	480 sq. ft.
monument signs	4	8 ft.	40 sq. ft.
directional signs	9	8 ft.	20 sq. ft.
entrance towers	4	N/A	225 sq. ft.

- b) There may be no additional freestanding or pylon signs than identified above. All freestanding signs must include the name of the shopping center only, and must not include individual tenant identification. Directional signs must include only directional messages.
- 2. Anchor department stores that exceed 100,000 square feet in size are allowed exterior signs according to the following standards:
  - a) Maximum of one wall sign per exterior elevation.
  - b) The total height of the sign must not exceed 8 feet.
  - c) The total length of the sign must not exceed 25% of the lineal footage of the surface to which it is affixed.
- 3. Restaurants that have frontage on the mall exterior are allowed exterior signs according to the following standards:
  - a) Maximum of one wall sign per exterior elevation.
  - b) The total height of the sign must not exceed 42 inches.
  - c) The sign must be located within the tenant's leased space, unless an alternative location is approved by the planning commission or city council, based on the unique characteristics of the tenant space or building design.

- 4. Freestanding buildings are allowed exterior signs according to the following standards:
  - a) Maximum of one wall sign per exterior elevation.
  - b) The total height of the sign must not exceed 5 feet.
  - c) The total length of the sign must not exceed 75% of the lineal footage of the surface to which it is affixed.
- 5. All other tenants are not allowed exterior signs, including temporary business signs.

City Council Ordinance Introduction Oct. 4, 2021

# C. Resolution adopting the 2022 meeting schedule for the Minnetonka City Council

<u>Calvert moved</u>, <u>Kirk seconded a motion to adopt Resolution 2021-111</u>. All voted "yes." <u>Motion carried</u>.

### 11. Consent Agenda – Items requiring Five Votes:

# A. Resolution approving TONKAWOOD FARMS THIRD ADDITION at 15014 Highwood Drive

Schack moved, Calvert seconded a motion to adopt Resolution 2021-112. All voted "yes." Motion carried.

### **12.** Introduction of Ordinances:

### A. Items relating to Dick's Sporting Goods at 12437 Wayzata Boulevard

City Planner Loren Gordon gave the staff report.

Calvert stated she found the proposed changes very intriguing. She explained she wanted to learn more about who gets to access the turf field space.

Schack questioned what would happen if the field space was no longer used in the future and stated she too wanted to learn more about how Dick's would be using this field space.

Kirk questioned if there was a way to capture stormwater on the turf field. He indicated he was concerned with the remaining space left in the Sears box.

Schaeppi commented he was generally concerned with how the field will be patrolled and used.

Carter challenged the planning commission to press on potential public/private partnerships for this field space.

Coakley stated she would like to know more about how the field space would be used and how it would be accessed.

Wiersum indicated he was curious about how Dick's would be using the field space as well. He encouraged the planning commission to dig into this further as he wanted to see what can be done to make Ridgedale more vital and distinctive. Kirk moved, Calvert seconded a motion to introduce the ordinance and refer to the planning commission. All voted "yes." Motion carried.

### 13. Public Hearings: None

### 14. Other Business:

### A. Resolution providing for the issuance and sale of GO Utility Revenue Bonds, Series 2021A in the proposed aggregate principal amount of \$10,000,000

Finance Director Darin Nelson gave the staff report.

Carter thanked staff for the detailed presentation. She explained she liked the idea of the city having a pricing committee. She questioned if this was a common or emerging practice. Nelson indicated the pricing committee was new to him and stated it made a great deal of sense. Doug Green, Baker Tilly, commented further on the benefits of the benefits of the pricing committee. He stated there was always a demand for AAA municipal bonds.

Wiersum explained the city does not go into this bond issuance lightly. He noted this funding would be used for infrastructure improvements in the community and requested further comment from staff on this project. Nelson stated utility rates would be impacted in order to assist with funding the city's proposed infrastructure improvements. He described how staff had adjusted utility rates in order to stay ahead of infrastructure improvements.

Schack indicated she supported the proposed bonding. She appreciated how the city stays ahead on its infrastructure improvements and was proud of the fact the city had a AAA bond rating.

Calvert stated she has been contacted by constituents this week that shared consternation with her commitment to modern infrastructure. She reported this bond issuance helps makes the case as to why the city can invest in infrastructure. She indicated clean drinking water should never be taken for granted. She thanked staff for their great work on this bond issuance.

Wiersum discussed how infrastructure improvements are funded by the city through utility bills and bonding. He thanked the public works and finance team for all of their efforts on these types of improvement projects because they make the city better. He commented he was proud of the way the city was taking care of its infrastructure. Previous meetings: 2020 and 2021 Planning Commission and City Council minutes

### Previous Approval Meeting Minutes

#### • City Council Introduction:

Meeting date: Dec. 21, 2020

Action: Introduced the ordinance and referred it to the planning commission

#### • Planning Commission

Meeting date: Jan. 7, 2021

Action: Planning commission recommended the city council adopt a resolution denying an amendment to the Ridgedale Center master development plan and building plans; adopt a resolution approving the final site plans; and adopt a resolution denying the sign plan amendment for Dick's Sporting Goods and a future tenant.

### • City Council

Meeting date: Jan. 25, 2021

Action: Item tabled to Feb. 8, 2021 city council meeting.

### • City Council

Meeting date: Feb. 8, 2021

Action: Adopted an ordinance amending the existing master development plan and building plans.

### Ordinance No. 2021-

#### An ordinance adopting an amendment to the Ridgedale Center master development plan for Dick's House of Sport at 12347 Wayzata Blvd

The City Of Minnetonka Ordains:

- Section 1. Background
- 1.01 The subject property is located at 12437 Wayzata Blvd. The property is legally described as:

Lot 2, Block 1, RIDGEDALE CENTER THIRD ADDITION, and Lot 3, Block 1, RIDGEDALE CENTER TENTH ADDITION according to the recorded plats thereof, Hennepin County, Minnesota.

Torrens Certificate Numbers are 1469396 and 1477447.

- 1.02 The property was developed in 1974. The mall anchor department store was formerly occupied by Sears.
- 1.03 The Ridgedale Center Master Development Plan was adopted in 2013. The plan consisted of three phases:

<u>Phase One:</u> The first phase included the construction of an 80,000 square foot addition to Macy's, updating the exterior of Macy's store, as well as parking lot, stormwater, and landscaping improvements for the north side of the site.

<u>Phase Two:</u> The second phase consisted of the demolition of the then existing Macy's Men's and Home store and construction of an addition to the mall and a new 14,000 square foot anchor department store (Nordstrom). Phase Two also included a parking lot, stormwater, and landscaping improvements throughout the site.

<u>Phase Three:</u> The third phase consisted of three new, freestanding restaurants on the northwest side of the mall, as well as the final parking lot and landscaping improvements. Two of the three restaurant pads have been built and are currently occupied by Xfinity, Café Zupas, and iFly. One restaurant pad remains.

The plan did not address site or building improvements on the Sears site, the subject property.

- 1.04 On Feb. 8, 2021, the city council approved an amendment to the existing master development plan to allow façade improvements for Dick's Sporting Goods.
- 1.05 Darion Ziegler, on behalf of NELSON Worldwide, is now proposing additional site and building improvements for Dick's House of Sport (Dick's Sporting Goods). The improvements include: (1) an outdoor athletic field on the west side of the tenant space; (2) stormwater, pedestrian, and parking lot improvements; (3) site landscaping; (4) an extension of the façade improvements to allow Dick's to occupy additional space within the former Sears tenant space; and (5) new exterior signs.
- 1.06 On Nov. 18, 2021, the planning commission held a hearing on the proposed site and building improvements. The applicant was provided the opportunity to present information to the commission. The commission considered all of the comments received and the staff report, which are incorporated by reference into this resolution. The commission recommended the city council approve the proposal.
- Section 2. Findings.
- 2.01 This ordinance is based on the following findings:
  - 1. The proposed plan is consistent with the goals and policies of the 2030 Comprehensive Plan as it pertains to the Ridgedale Village Center.
  - 2. The proposed plans would allow for Dick's House of Sport to occupy additional space within a currently vacant anchor tenant space while still allowing for future tenants.
  - 3. The proposal would also allow for site and pedestrian improvements within the parking lot, including a connection from the mall to Ridgedale Commons (the new park at Ridgedale).
- Section 3. Council Action.
- 3.01 Approval is subject to the following conditions:
  - 1. Subject to staff approval, the site must be developed and maintained in substantial conformance with the following plans:
    - Site, grading, utility, and drainage plans, dated Nov. 10, 2021
    - Landscaping plan, dated Nov. 10, 2021
    - Floor plans, dated Nov. 11, 2021
    - Elevations, dated Nov. 11, 2021

The above plans are hereby adopted as the master development plan for the subject property.

- 2. The development must further comply with all conditions outlined in City Council Resolution No. 2021-XX, adopted by the Minnetonka City Council on Dec. 6, 2021.
- Section 4. This ordinance is effective on the date of its adoption.

Adopted by the city council of the City of Minnetonka, Minnesota, on Dec. 6, 2021.

Brad Wiersum, Mayor

Attest:

Becky Koosman, City Clerk

#### Action on this Ordinance:

Date of introduction: Oct. 18, 2021 Date of adoption: Motion for adoption: Seconded by: Voted in favor of: Voted against: Abstained: Absent: Ordinance adopted.

Date of publication:

I hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the City Council of the City of Minnetonka, Minnesota, at a meeting held on Dec. 6, 2021.

Becky Koosman, City Clerk

### Resolution No. 2021-

# Resolution approving a final site and building plans and a sign plan amendment for Dick's House of Sport at 12437 Wayzata Blvd

Be it resolved by the City Council of the City of Minnetonka, Minnesota, as follows:

- Section 1. Background.
- 1.01 Darion Ziegler, on behalf of NELSON Worldwide, has requested final site and building plan approval and a sign plan amendment for Dick's House of Sport.
- 1.02 The property is located at 12437 Wayzata Blvd. It is legally described as follows:

Lot 2, Block 1, RIDGEDALE CENTER THIRD ADDITION, and Lot 3, Block 1, RIDGEDALE CENTER TENTH ADDITION according to the recorded plats thereof, Hennepin County, Minnesota.

Torrens Certificate Numbers are 1469396 and 1477447.

- 1.03 On Nov. 18, 2021, the planning commission held a hearing on the proposal. The applicant was provided the opportunity to present information to the commission. The planning commission considered all of the comments received and the staff report, which are incorporated by reference into this resolution. The commission recommended the city council approve the proposal.
- Section 2. General Standards.
- 2.01 City Code §300.27, Subd. 5, states that in evaluating a site and building plan, the city will consider its compliance with the following:
  - 1. Consistency with the elements and objectives of the city's development guides, including the comprehensive plan and water resources management plan;
  - 2. Consistency with the ordinance;
  - 3. Preservation of the site in its natural state to the extent practicable by minimizing tree and soil removal and designing grade changes to be in keeping with the general appearance of neighboring developed or

developing areas;

- 4. Creation of a harmonious relationship of buildings and open spaces with natural site features and with existing and future buildings having a visual relationship to the development;
- 5. Creation of a functional and harmonious design for structures and site features, with special attention to the following:
  - a) an internal sense of order for the buildings and uses on the site and provision of a desirable environment for occupants, visitors, and the general community;
  - b) the amount and location of open space and landscaping;
  - c) materials, textures, colors, and details of construction as an expression of the design concept and the compatibility of the same with the adjacent and neighboring structures and uses; and
  - d) vehicular and pedestrian circulation, including walkways, interior drives, and parking in terms of location and number of access points to the public streets, the width of interior drives and access points, general interior circulation, separation of pedestrian and vehicular traffic, and arrangement and amount of parking.
- 6. Promotion of energy conservation through design, location, orientation, and elevation of structures, the use and location of glass in structures and the use of landscape materials and site grading; and
- 7. Protection of adjacent and neighboring properties through reasonable provision for surface water drainage, sound and sight buffers, preservation of views, light, and air, and those aspects of design not adequately covered by other regulations which may have substantial effects on neighboring land uses.
- 2.02 By City Code §300.30 Subd.9(h), the city may consider and approve sign plans with differing standards for properties located within the PID district. Factors used in determining if an individual sign plan will be considered include the following:
  - 1. The development includes a high rise (greater than a three-story) structure;
  - 2. The development includes multiple structures and/or substantial site areas;
  - 3. The development includes mixed uses;
  - 4. A sign plan is uniquely adapted to address the visibility needs of a development while remaining consistent with the intent of this section to

direct high-quality signage; and

- 5. The sign plan includes permanent sign covenants, which can be enforced by the city.
- Section 3. Findings.
- 3.01 The proposal would meet site and building plan standards outlined in the City Code §300.27, Subd. 5.
  - 1. The site improvements have been reviewed by the city's planning, building, engineering, natural resources, fire, and public works staff. Staff finds the site improvements to be generally consistent with the city's development guides.
  - 2. The site improvements are generally consistent with the ordinance
  - 3. The proposal is a redevelopment of a developed site. Visually, the site will change but will be a vast improvement over existing conditions and will incorporate features of new developments and investments in the surrounding areas.
  - 4. The proposal would provide vital connections from the mall to public and private investments around the mall.
  - 5. Proposed stormwater facilities, landscaping, and pedestrian connections would result in improved circulation and conditions on the site. Building materials are consistent with the materials approved in Feb. 2021.
  - 6. The proposal would require a building permit and would be required to meet minimum energy standards.
  - 7. The site improvements would result in an improvement over existing conditions and would not negatively impact neighboring land uses.
- 3.02 The proposed signage would comply with the sign plan standards as outlined in City Code §325.06:
  - 1. The proposed site is not considered a high rise but is governed by the Ridgedale Sign Plan.
  - 2. The proposal is part of the larger Ridgedale Center mall development, which includes multiple structures and a substantial site area.
  - 3. The proposed site is part of the Ridgedale Center mall, which includes a variety of uses and building scales.
  - 4. The Ridgedale Center sign plan was adopted to accommodate the higher visibility needs of the anchor tenants and restaurants with exterior

façades. Staff finds the proposed signs would allow for increased visibility for Dick's as an anchor tenant.

- 5. If approved, the proposed signage on the plans would establish the placement, size, and scale of the signs for the building.
- Section 4. Council Action.
- 4.01 Approval is subject to the following conditions:
  - 1. Subject to staff approval, the site must be developed and maintained in substantial conformance with the following plans, except as modified by the conditions below:
    - Site, grading, utility, and drainage plans, dated Nov. 10, 2021
    - Landscaping plan, dated Nov. 10, 2021
    - Floor plans, dated Nov. 11, 2021
    - Elevations, dated Nov. 11, 2021
  - 2. Prior to submission of a building permit, a pre-permit submittal meeting with appropriate city staff.
  - 3. A site development permit is required for site work. Unless authorized by appropriate staff, no site work may begin until a complete application has been submitted, reviewed by staff, and approved.
    - a) This resolution must be recorded at Hennepin County.
    - b) Submit or complete items the following associated with site work:
      - 1) Final site, grading, drainage, utility, landscape, and tree mitigation plans, and a stormwater pollution prevention plan (SWPPP) for staff approval.
        - a. The final site and pedestrian amenity plan must:
          - Include ADA-compliant crosswalks, sidewalks, and pedestrian ramps.
          - Include screening of the loading dock and trash facilities.
          - Include a two-lane drive lane along the west and south sides of the proposed athletic field for fire truck access and align with the existing drive lane around the mall.
          - Provide information on the arbor in the southern pedestrian connection.

- Soften the curve of the running track for the athletic field.
- Realign the pedestrian drive aisle crossings to be perpendicular.
- Provide a minimum stall width of space on each side of the westernmost trail connection to increase visibility and safety.
- Include bike racks and seating.
- Incorporate architectural features inspired from Ridgedale Commons and Ridgedale Drive projects to enhance visibility, safety, and separation between vehicular and pedestrian traffic.
- Be consistent with the Ridgedale Public Realm Guidelines list.
- b. Landscaping plan must:
  - Meet minimum landscaping and mitigation requirements as outlined in the ordinance. However, at the sole discretion of natural resources staff, mitigation may be adjusted based on site conditions.
    - Note: only small shrubs, perennials, and grasses are allowed within public easements.
  - Include information related to species, sizes, quantities, locations, and values.
  - Include pollinator-friendly species.
- c. Utility and stormwater plan must:
  - Comply with the Minnesota Plumbing Code for all utility work within the private property.
  - Demonstrate conformance with the following criteria:

- Rate: limit peak runoff flow rates to that of existing conditions from the 2-, 10-, and 100-year events at all points where stormwater leaves the site.
- Volume: provide for onsite retention of 1.1 inches of runoff from the entire site's impervious surface. In addition, the BMP must account for the loss of stormwater storage within the parking lot.
- Quality: provide for runoff to be treated to at least 60-percent total phosphorus annual removal efficiency and 90-percent total suspended solid annual removal efficiency.
- Prevent backflow from the stormwater pond (south of Ridgedale Drive) into the underground stormwater chamber.
- Provide evidence that the underground system will be able to support 83,000 pounds and 10,800 per square foot outrigger load.
- The underground facilities must be inspected by a qualified third party during installation to ensure that the pressure requirements are adequately met.
- A utility exhibit. The exhibit must show only property lines, buildings, sewer, water, stormwater facilities. The exhibit must clearly note which lines are private and which are public.
- 3) A truck turning exhibit. This exhibit must use the templates for the city's largest fire truck and illustrate that the truck can maneuver throughout the site and the two-lane drive along the building.
- 4) An illumination plan.
- 5) A snow removal plan.

- 6) A MDH permit for the proposed water main or documentation that a permit is not required.
- 7) A MPCA NPDES permit is required.
- 8) Evidence that an erosion control inspector has been hired to monitor the site through the course of construction. This inspector must provide weekly reports to natural resources staff in a format acceptable to the city. At its sole discretion, the city may accept escrow dollars, in an amount determined by natural resources staff, to contract with an erosion control inspector to monitor the site through construction.
- c) Submit the following items for staff review and approval:
  - 1) Individual letters of credit or cash escrow for 125% of a bid cost or 150% of an estimated cost to construct comply with grading permit and landscaping requirements and to restore the site. One itemized letter of credit is permissible if approved by staff. The city will not fully release the letters of credit or cash escrow until: (1) as-built drawings have been submitted; (2) a letter certifying that the underground facility has been completed according to the plans approved by the city has been submitted; (3) vegetated ground cover has been established; and (4) required landscaping or vegetation has survived one full growing season.
  - A construction management plan. The plan must be in a city-approved format and must outline minimum site management practices and penalties for non-compliance.
  - 3) Cash escrow in the amount of \$2,500. This escrow must be accompanied by a document prepared by the city attorney and signed by the builder and property owner. Through this document, the builder and property owner will acknowledge:
    - The property will be brought into compliance within 48 hours of notification of a violation of the construction management plan, other conditions of approval, or city code standards; and
    - If compliance is not achieved, the city will use any or all of the escrow dollars to correct any erosion and/or grading problems.

- 4) A stormwater maintenance agreement in the city-approved format.
- 5) A private hydrant maintenance agreement in city-approved format.
- 6) A salt and chloride management plan.
- 7) A screening plan for the area to the east of the loading dock. If the area is not developed as part of this project, written commitment from the property owner must also be submitted committing to build out of this area with the future tenant improvements. Future refinement of the plan for this area may be considered and approved by city staff. Substantial changes to the plan would require additional review by the planning commission as part of a site plan review.
- d) Install a temporary rock driveway, erosion control, tree and wetland protection fencing, and any other measures identified on the SWPPP for staff inspection. These items must be maintained throughout the course of construction.
- e) Install heavy-duty fencing, which may include chain-link fencing, at the conservation easement. This fencing must be maintained throughout the course of construction.
- 4. Prior to the release of the certificate of occupancy, submit an electronic CAD file or certified as-builts for public infrastructure in microstation or DXF and PDF format.
- 5. Athletic field fencing requires a building permit.
- 6. Permits may be required from other outside agencies including, Hennepin County, the Nine-Mile Creek Watershed District, and the MPCA. It is the applicant's or property owner's responsibility to obtain any necessary permits.
- 7. The tenant will be required to install address numbers with the street name on both the east and west-facing portions of their space.
- 8. The property owner is responsible for replacing any required landscaping that dies.
- 9. This resolution does not set a precedent for future sign plan amendments and does not apply to future tenant signage.
- 10. Construction must begin by Dec. 31, 2022, unless the planning commission grants a time extension.

Adopted by the city council of the City of Minnetonka, Minnesota, on Dec. 6, 2021.

Brad Wiersum, Mayor

Attest:

Becky Koosman, City Clerk

### Action on this Resolution:

Date of adoption: Motion for adoption: Seconded by: Voted in favor of: Voted against: Abstained: Absent: Ordinance adopted.

Date of publication:

I hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the City Council of the City of Minnetonka, Minnesota, at a meeting held on Dec. 6, 2021.

Becky Koosman, City Clerk

## MINNETONKA PLANNING COMMISSION Nov. 18, 2021

Brief Description	Items concerning Mister Car Wash at 17600 Hwy 7:	
	1. Final site and building plans, with a setback variance;	
	2. Conditional use permit;	
	3. Expansion permit for the parking lot	
Recommendation	Adopt the resolution approving the requests	

Trevor Buhl, on behalf of CWP West Corp., is proposing to remove the existing bank building at the corner of County Road 101 and Hwy 7 in order to construct a new car wash building. The proposal requires:

- 1. Site and building plan review to construct a new building;
- 2. Variance to reduce the front yard setback from 50 feet to 43 feet;
- 3. Conditional use permit for a car wash;
- 4. Expansion permit for the parking lot.

### Proposal

The following is intended to summarize the applicant's proposal. Additional information associated with the proposal can be found in the "Supporting Information" section of this report.

• **Existing Conditions:** The site is 0.83 acres in size and is in the northwest corner of the County Road 101 and Hwy 7 intersection. The site is currently improved with a 4,200 square foot bank building originally constructed in 1966 and an associated parking lot. Access is via a shared access agreement off of Seven Hi Lane to the west and from the Walgreens site to the north.



Figure 1: Existing site

**Proposed Conditions:** The existing building, parking lot, landscaping, signage, and private utilities would be removed to accommodate the proposal. Building: A 5,400 square foot car wash would be constructed. The building façade would predominately be stone and wood-grain siding. The remainder of the building would be Exterior Insulation Finishing System (EIFS), metal panels, and glass. Roughly 60 percent of the interior space would be occupied by the car wash. The remainder would be occupied by mechanical equipment and office space.

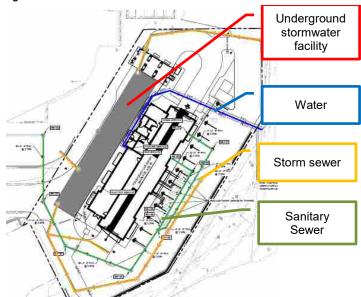
Figure 2: Building Elevations

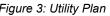
Site: The following is intended to summarize the site improvements:

- The site would be "cleared" to accommodate the proposal.
- Directional arrows would direct vehicles throughout the site. The 11 parking stalls would accommodate vacuum equipment for car detailing.
- New water and sanitary sewer services are proposed. Stormwater would be collected from the site and directed to an underground stormwater facility, which is proposed north of the building.
- Sidewalks are proposed around the perimeter of the building. MnDOT reviewed the plans and requested pedestrian connections Figure 3: Utility Plan to the adjacent sidewalks within their right-of-way. This has been included as a condition of approval.
- Proposed landscaping includes a mix of trees, shrubs, and perennials.

# **Staff Analysis**

A land-use proposal is comprised of many details. These details are reviewed by the members of the city's economic development, engineering, fire, legal, natural resources, planning, and public work departments and divisions. These details are then aggregated into a few primary questions or issues. The analysis and recommendations outlined in the





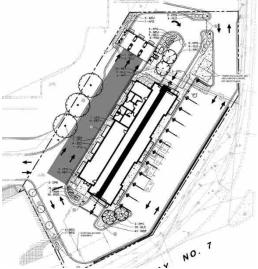


Figure 4: Landscaping Plan

TO EAV

following sections of this report are based on the collaborative efforts of this larger staff review team.

## Is the proposed conditional use permit appropriate?

Yes. The proposed use would meet the general and specific conditional use permit standards for service stations and other automobile-related uses. The standards and staff's findings can be found in the "Supporting Information" section of the report.

## Are the proposed site and building plans reasonable?

Generally, yes. A full list of the requirements and the staff's findings can be found in the "Supporting Information" section of this report. Staff finds that the proposal would generally improve onsite conditions. The following is intended to summarize:

<u>Building:</u> The new building is generally located in the footprint of the existing building. Despite the need for a front yard setback variance, the encroachments would be less than the existing building.

Building materials are generally of high quality. Staff will continue to work with the applicant on the elevations, particularly on the west elevation.

<u>Trash enclosure:</u> By code, the trash enclosure must be located behind the front line of the building. The proposed location is in front of the building. Staff is concerned about the visibility of the structure from the adjacent roadways. As a condition of approval, the applicant must relocate the trash enclosure.



Figure 5: Existing and proposed site improvements

<u>Parking lot:</u> The parking lot is generally located within the footprint of the existing parking lot. The existing parking lot encroaches into the right-of-way of Hwy 7. The remaining setbacks of the existing parking lot range from 0 to 20 feet.

The proposed parking lot is generally located within the footprint of the existing parking lot. Unlike the existing parking lot, the proposed lot would meet the parking lot setbacks from the south and west property lines. The parking lot would be removed from the right-of-way. Two small areas (shown in red in Fig. 5) are located outside of the footprint and require an expansion permit.

### Staff Recommendation

Recommend the city council adopt the resolution approving the final site and building plans, with variance and expansion permit, and conditional use permit for Mister Car Wash at 17600 Hwy 7.

Originator: Ashley Cauley, Senior Planner Through: Loren Gordon, AICP, City Planner

# **Supporting Information**

Surrounding Land Uses	Northerly: Walgreens, zoned B-2, guided for commercial Easterly: County Road 101 Southerly: Hwy 7 Westerly: Commerical, zoned B-2, guided for commerical	
Planning	Guide Plan designation: commercial Zoning: B-2	
Operations	Based on the proposal:	
	• Hours of operation: 7:30 a.m. to 6 p.m. Monday – Saturday, and 8 a.m. to 6 p.m. on Sunday.	
	• Two to three employees would be available onsite.	

• Roughly 62 percent of the water is reclaimed using a reverse osmosis system.

			Required	Existing	Proposed
Building	North	35 ft.	80 ft.	70 ft.	
	East	50 ft.	41 ft.	50 ft. to building 45 ft. <sup>1</sup> to trellis	
	Б	Southeast	50 ft.	48 ft.	43 ft. <sup>1</sup>
sks		Southwest	35 ft.	67 ft.	56 ft.
Setbacks		West	35 ft.	38 ft.	44 ft.
Set	b b b b b b b b b b b b b b b b b b b	North	10 ft.	0 ft.	0 ft. <sup>1</sup>
	Parking lot and drive aisle	East/ SE	20 ft.	Within ROW	0 ft. <sup>1</sup>
		West/SW	10 ft.	0 ft.	10 ft.
	Trash enclosure		Behind the front building line and parking lot setbacks	Behind front line and 48 ft.	In front of the building line and 26 ft. <sup>1</sup>
	Building Height		35 ft. or 2 stories, whichever is less	n/a	31 ft.
ards	FAR Impervious surface Parking		0.8	.12	.15
tanda			85 percent	79 percent	83 percent
S.			11 stalls	N/A	11 stalls
* rounded to the nearest 5 ft. <sup>1</sup> requires variance					

### **Misc. Standards**

# SBP Standards

The proposal would comply with all site and building standards as outlined in City Code §300.27, Subd. 5:

Standards	Findings
Consistency with the elements and objectives of the city's development guides, including the comprehensive guide plan and water resources management plans;	The proposal has been reviewed by the city's planning, building, engineering, natural resources, fire, and public works staff. Staff finds it to be generally consistent with the city's development guides.
Consistency with this ordinance;	But for the requested variance and expansion permit, the proposal is generally consistent with the ordinance. As a condition of approval, the trash enclosure must be relocated.
Preservation of the site in its natural state to the extent practicable by minimizing tree and soil removal and designing grade changes to be in keeping with the general appearance of neighboring developed or developing areas;	The subject property is a developed site. As such, the proposal would not impact natural topography or native vegetation.
Creation of harmonious relationship of buildings and open spaces with natural site features and with existing and future buildings and having a visual relationship to the development;	The site has been developed and is no longer considered a "natural site" surrounded by development.
<ul> <li>Creation of a functional and harmonious design for structures and site features, with special attention to the following:</li> <li>a) An internal sense of order for the buildings and uses on the site and provisions of a</li> </ul>	The proposal would result in an intuitive redevelopment of an existing commercial site.

<ul> <li>desirable environment for occupants, visitors, and the general community;</li> <li>b) The amount of location of open space and landscaping;</li> <li>c) Materials, textures, colors, and details of construction as an expression of the design concept and the compatibility of the same with adjacent and neighboring structures and uses; and</li> <li>d) vehicular and pedestrian circulation, including walkways, interior drives, and parking in terms of location and number of access points to the public streets, the width of interior drives and access points, general interior circulation, separation of pedestrian and vehicular traffic and arrangement, and amount of parking.</li> </ul>	
Promotion of energy conservation through design, location, orientation and elevation of structures, the use and location of the glass in structures and the use of landscape materials and site grading; and	As new construction, the proposed building would meet minimum energy standards.
Protection of adjacent and neighboring properties through reasonable provision for surface water drainage, sound, and light buffers, preservation of views, light and air, and those aspects of design not adequately covered by other regulations which may have substantial effects on neighboring land uses.	The proposal would not negatively impact neighboring land use, which is an existing retail area.

The proposal would meet the conditional use permit standards as outlined in City Code §300.21, Subd. 2:

Standard	Finding
The use is consistent with the intent of this ordinance;	The use is consistent with the intent of the ordinance.
The use is consistent with the goals, policies, and objectives of the comprehensive plan;	The comprehensive guide plan calls for future redevelopment of the Hwy 7 and County Road 101 community village center. This proposal allows for permanent investment into an existing property within the village center.
The use does not have an undue adverse impact on governmental facilities, utilities, services, or existing or proposed improvements; and	The proposed car wash has been reviewed by city departments and has not been found to have an undue adverse impact on governmental facilities, utilities, services or improvements.
The use does not have an undue adverse impact on public health, safety, or welfare.	The proposed use would not have an undue adverse impact on public health, safety, or welfare.
The proposal would meet the sp standards outlined in City Code service stations and automobile	Sec. 300.21, Subd. 4 for
No vehicles which are unlicensed and inoperable shall be stored on premises except in appropriately designed and screened storage areas;	No vehicles will be stored on the property.
All repair, assembly, disassembly, and maintenance of vehicles shall occur within closed buildings except minor maintenance, including tire inflation, adding oil and wiper replacement;	No repair of vehicles would occur on the property.
No public address system shall be audible from any residential parcel;	The nearest residential property is 1,000 feet away. Nonetheless, this has been included as a condition of approval.
Stacking for gas pumps shall be provided for at least one car	No gas pumps are proposed.

beyond the pump island in each direction in which access can be gained to the pump. The required stacking shall not interfere with internal circulation patterns or with designated parking areas and shall not be permitted in any public right-of- way, private access easement, or within the required parking setback;	
No sales, storage, or display of used automobiles, except when a conditional use permit is approved allowing automobile, truck, trailer, or boat sales or rentals;	No sales would occur on the property.
Shall not be located within 100 feet of any low-density residential parcel or adjacent to medium or high-density residential parcels, as designated in the city's land-use plan. The city may reduce separation requirements if the following are provided: a. landscaping and berming to shield the auto service use; b. parking lots are not located in proximity to residential uses; and c. lighting plans which are unobtrusive to surrounding residential uses;	The nearest residential property is more than 1,000 feet away.
Canopies shall be set back at least 20 feet from all property lines, but in no case shall the setbacks be less than 30 feet from land that the city's land-use plan designates for residential use.	Building overhangs would have a setback of more than 20 feet.

# Variance and Expansion

Permit Standards

An expansion permit is required for an expansion permit of a nonconforming structure when that expansion maintains the same setbacks as the existing non-conformity. By definition, a nonconforming structure is one that is not in full compliance with the regulations of the ordinance and either: (1) was legally established before the effective date of the ordinance provision with which it does not comply; or (2) became non-conforming because of other governmental action, such as a court order or a taking by a governmental body under eminent domain or negotiated sale.

By City Code §300.07, Subd. 1, a variance may be granted from the requirements of this ordinance including those placed on nonconformities. A variance is only permitted when it is in harmony with the general purposes and intent of this ordinance and when the variance is consistent with the comprehensive plan. A variance may be granted when the applicant establishes that there are practical difficulties in complying with this ordinance. Practical difficulties means that the property owner proposes to use the property in a reasonable manner not permitted by this ordinance, the plight of the landowner is due to circumstances unique to the property not created by the landowner, and the variance, if granted, would not alter the essential character of the locality. Economic considerations alone do not constitute practical difficulties.

By city code, an expansion permit for a non-conforming use may be granted but is not mandated, when an applicant meets the burden of proving that:

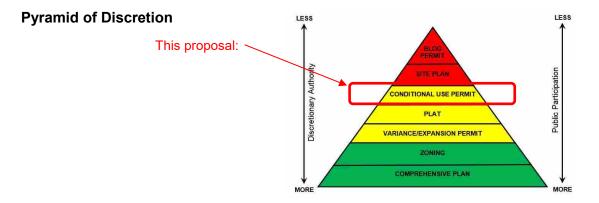
- 1. The proposed expansion is reasonable use of the property, considering such things as:
  - Functional and aesthetic justifications for the expansions;
  - Adequacy of off-street parking for the expansion;
  - Absence of adverse off-site impacts from such things as traffic, noise, dust odors, and parking;
  - Improvement to the appearance and stability of the property and neighborhood.
- 2. The circumstances justifying the expansion are unique to the property, are not caused by the landowner, are not solely for the landowner's convenience, and are not solely because of economic considerations; and
- 3. The expansion would not adversely affect or alter the essential character of the neighborhood.

The proposal requires a front yard setback and an expansion permit for the parking lot:

Front yard setback variance from 50 ft. to 43 ft.		
Standard Finding		
Comprehensive plan:	One of the recognized policies of the comprehensive plan is to "support existing commercial areas and encourage new	

	development techniques that contribute to the vitality and diversity of an area." The requested variance would allow for permanent improvement into an existing retail area.
Intent of the ordinance:	The intent of the ordinance as it relates to front yard setback requirements is to ensure adequate separation from structures to adjacent roadways. The proposed building is generally located within the footprint of the existing building footprint but would actually reduce the encroachment into the front yard setback.
Reasonableness and character of the locality:	The proposal is the redevelopment of a developed site and would result in a reasonable development. The building would generally be located within the footprint of the existing building and would actually reduce the encroachment into the existing setback.
Unique circumstance:	The existing building does not meet the required setback. While a variance is still required, the proposed building would be set back further than the existing building.
Expansion perm	it for parking lot
<ul> <li>The proposed expansion is reasonable use of the property, considering such things as:</li> <li>Functional and aesthetic justifications for the expansions;</li> </ul>	While the parking lot requires an expansion permit, it reduces the intensity and encroachment into the right-of-way.

	<ul> <li>Adequacy of off-street parking for the expansion;</li> <li>Absence of adverse off- site impacts from such things as traffic, noise, dust odors, and parking;</li> <li>Improvement to the appearance and stability of the property and neighborhood.</li> </ul>	
	The circumstances justifying the expansion are unique to the property, are not caused by the landowner, are not solely for the landowner's convenience, and are not solely because of economic considerations; and	The proposed parking lot is generally located within the footprint of the existing parking lot. Overall, the proposed parking lot is an improvement over existing conditions.
	The expansion would not adversely affect or alter the essential character of the neighborhood.	The proposal would reduce encroachment into the right-of- way and would maintain a similar setback to the existing parking lot.
Noise	City staff has occasionally received property owners adjacent to car was within a commercial area with existi at the intersection of two arterial roa Additionally, the nearest residential 1,000 feet away.	sh facilities. The facility is located ng automotive service uses and is adways.
	Nonetheless, the property would be ordinance and would be required to regulating noise and be in complian Control Agency standards.	meet the performance standards
Natural Resources	Best management practices must b site preparation and construction ac installation and maintenance of a te control, and tree protection fencing. applicant must submit a constructio these management practices.	ctivities. This would include emporary rock driveway, erosion As a condition of approval, the



**Voting Requirement** The planning commission will make a recommendation to the city council. A recommendation for approval requires an affirmative vote of a simple majority.

**Motion Options** The planning commission has three options:

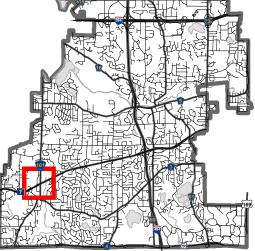
- 1) Concur with the staff recommendation. In this case a motion should be made recommending the city council approve the proposal.
- 2) Disagree with the staff's recommendation. In this case, a motion should recommending the council deny the request. This motion should include findings for denial.
- 3) Table the proposal. In this case, a motion should be made to table the item. The motion should include a statement as to why the proposal is being tabled with direction to the staff, the applicant, or both.
- NeighborhoodThe city sent notices to 41 area property owners and received<br/>no comments.

Deadline for Jan. 28, 2021 Decision





Location Map Project: Mister Car Wash Address: 17600 Hwy 7



То:	City of Minnetonka Planning Department ATTN: Loren Gordon
From:	Arik Lokensgard, Kimley-Horn William D. Matzek, P.E., Kimley-Hom Trevor Buhl, CWP West Corp.
Date:	September 28, 2021
Subj:	Mister Car Wash – Minnetonka, MN Written Statement 17600 MN-7 Minnetonka, MN

CWP West Corp. is excited to present the enclosed Conditional Use Permit, Site Plan Review, and Variance applications to the City of Minnetonka for review and approval. The development team has been in contact with City Staff to ensure that the proposed project will be redeveloped in accordance with the Comprehensive Plan and the City Zoning Ordinances.

CWP West Corp. is proposing a redevelopment of the existing, Bremer Bank located at the northwest corner of County Road 101 and State Highway 7 in Minnetonka, MN. The proposed redevelopment site is approximately 0.83 acres and will remain under the current Limited Business District (B-2) zoning. After a preliminary review with City Staff, the development team understood that a Conditional Use Permit as well as a Variance would be needed to allow for a Car Wash development on the site.

The proposed redevelopment will construct a 5,300± square foot conveyor-type stand-alone express car wash building. Along with the building, the site redevelopment is proposed to include construction of new on-site sidewalks, parking, landscaping, utilities, stormwater management, vacuum equipment, signage, and lighting to support the proposed development. The site is accessible from the existing private drive (with a shared access easement agreement) off Seven Hi Lane or the existing access from the northern Walgreens parking lot. Both existing accesses are proposed to lead to a drive lane within along-side the eastern property line, allowing vehicular traffic to pass-through the site.

With regards to the operations of the Car Wash, it is anticipated that vehicles will enter the drive lane near the western portion of the site, and continue north towards the point of sale canopy where customers will pay for the car wash. Once past the order point, vehicles travel around the loop into the car wash tunnel that will generally operate between 7:30AM – 6PM Mon-Sat and 8AM – 6PM on Sunday. Once through the car wash, vehicles have the choice of continuing to the interior self-vacuuming stalls or exiting the site to the shared private drive. In general, this is a quick-serve express car wash, and there are typically two or three employees on-site at any given time.

The proposed building materials will generally consist of CMU, EIFS, Stone Veneer, and Metal Panels. The materials and colors of the proposed building meet City Ordinances and provide a visually appealing and functional appearance for those passing by. In addition, two taller roof elements are proposed on either side of the car wash, providing visual cues for customers regarding the exit/entrance of the car wash tunnel.

The proposed grading, stormwater, and underground utilities conform to the requirements set

forth by the City of Minnetonka, Riley Purgatory Bluff Creek Watershed District, and the State of Minnesota. The Civil Engineering and Landscape Architecture drawings have been included as part of this application.

As part of this application, a statement explaining how the proposed request meets the conditional use permit standards as outlined in the City Code is required. The applicable standards and how this development achieves them are summarized below:

CUP Standard: Screening shall be provided from residential and office business property.

**Development Response:** The closest residentially zoned property is roughly 750 feet to the southwest (along Lynwood Terrace). There is ample screening with landscaping and Keether Lake to allow for very little to no light, noise, etc. to reach the properties along Lynwood Terrace.

**CUP Standard:** No public address system shall be audible from any residential property.

**Development Response:** The closest residentially zoned property is roughly 750 feet to the southwest (along Lynwood Terrace). There is a significant amount of trees around Keether Lake to allow for very little to no light, noise, etc. to reach the properties along Lynwood Terrace. There is no proposed public address system as part of the project, and there are additional signs throughout the development asking patrons to refrain from playing loud music while on the premises.

**CUP Standard:** Site shall be kept in a neat and orderly fashion.

**Development Response**: The site will be kept in a neat and orderly fashion. Per the site plan, there is enough room for maintenance and/or trash hauling vehicles to maneuver the site as necessary.

**CUP Standard:** Shall not be permitted within 100 feet of any residential parcel.

**Development Response:** The closest residentially zoned property is roughly 750 feet to the southwest (along Lynwood Terrace).

**CUP Standard:** Stacking areas shall provide for a minimum of six cars per aisle.

**Development Response:** Stacking areas are provided along the western portion of the site. It is anticipated that a total of 18 vehicles will be able to stack before the point of sale order canopy, and another 5 vehicles will be able to stack between the point of sale order canopy and the car wash entrance – allowing for a total of 23 stacking spaces for the single aisle.

Also, as part of this application, a statement explaining how the proposed request will meet the variance standards as outlined in the City Code is required. CWP West Corp. is requesting a variance for the parking setbacks along the eastern property line, northern property line, and

western property line. CWP West Corp. is also requesting a variance for the building setback along the western property line and southern property line to allow for the accessory structure (point of sale canopy) to be within the setback and the southernmost corner of the building to be within the setback. The applicable standards and how this development achieves them are summarized below:

Variance Standard: Variance must be consistent with the comprehensive plan.

**Development Response:** Per the 2040 Comprehensive Guide Plan draft chapters located on the City of Minnetonka's website, the site is guided for commercial development. The proposed use of a car wash is consistent with the 2040 comprehensive guide.

**Variance Standard:** The plight of the landowner is due to circumstances unique to the property not created by the landowner.

**Development Response:** The need for a variance is not caused by the landowner due mainly to the geometry of the Site. To adhere to the City's and Watershed's stormwater requirements, an underground stormwater system is required to treat and mitigate on-site stormwater. The outlet available to the system is along the northwestern portion of the site, setting the location for the underground system. This then sets the building in location shown on the site plan – as far away from the eastern property line as feasible. In general accordance with the existing vehicular movements, a variance is requested to allow for a row of parking and drive lane for traffic to safely navigate the site and pass through to Walgreen's parking lot. The site is in general non-conformance with parking and building setbacks in the existing (bank) condition. This is likely due to the development of the site prior to the updated City Zoning Ordinances. Without a variance, these current zoning ordinances would make redevelopment for this site extremely difficult.

Variance Standard: Variance will not alter essential character of locality.

**Development Response:** It is anticipated that the request for the variance will not alter the essential character of the neighborhood. There is a significant number of properties around the site in question that are designated as commercial zoning and guided for commercial development within the 2040 Comprehensive Guide Plan draft.

Variance Standard: Economic considerations alone do not constitute the need for a variance.

**Development Response:** Similar to the response above, the site was generally laid out in order to achieve the required stormwater treatment and mitigation necessary and to allow for safe vehicular movement throughout this portion of the overall regional shopping center area. It should be noted that the vacuum stalls that are to be provided are complimentary and are free to customers.

After reviewing the City's Strategic Profile document, CWP West Corp. and Kimley-Horn believe that the proposed use as well as site appurtenances help the City to generally achieve these Strategic Priorities for the site located at 17600 MN-7, while still providing an efficient and

feasible design for CWP West Corp. The development team will continue to work diligently with City staff, Planning Commission, and City Council on the proposed project to ensure that it meets the goals of the Comprehensive Plan and City Zoning Ordinances and we appreciate your consideration.

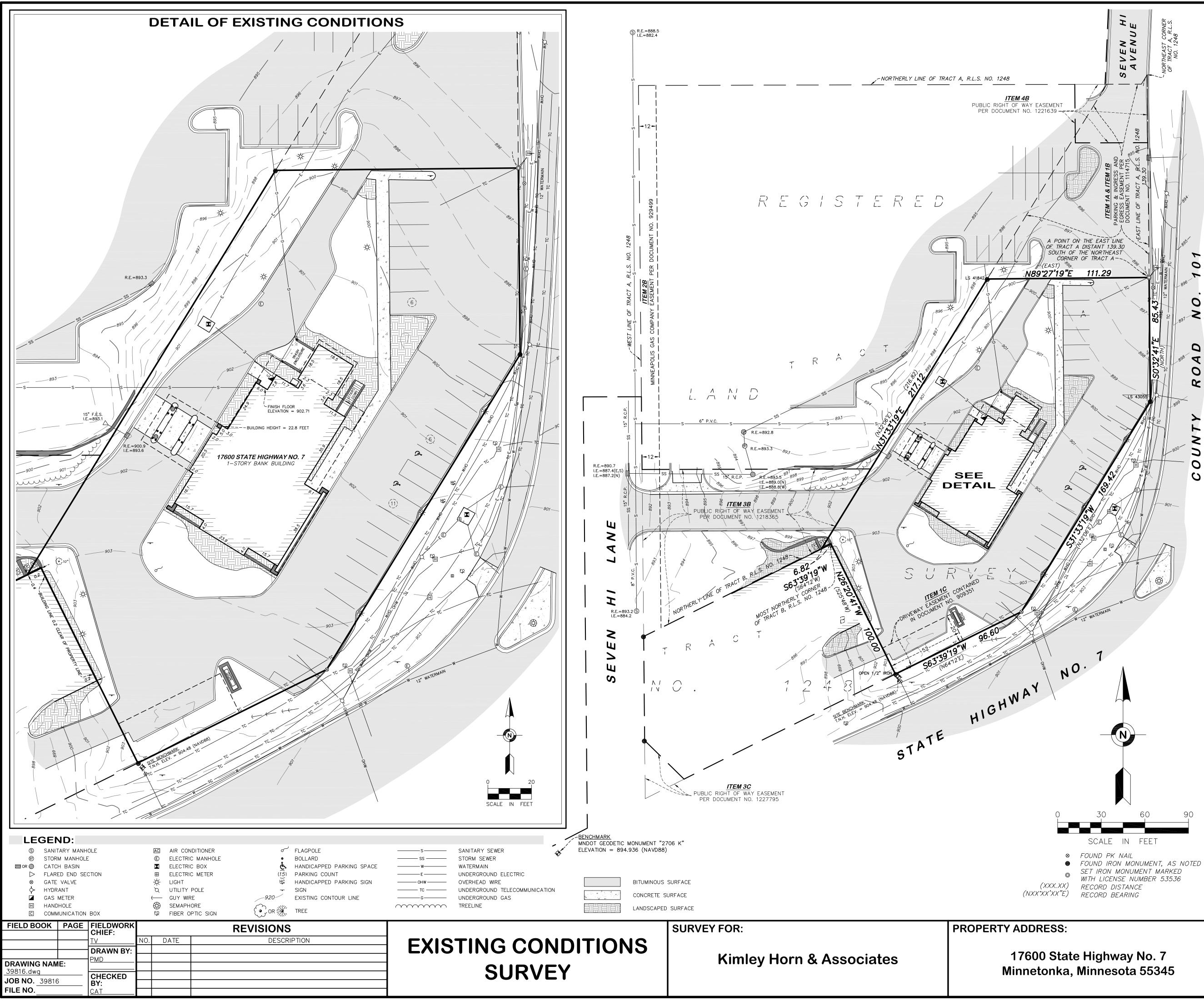
Please contact me at (612) 503-8547 if you have any questions.

Sincerely,

### KIMLEY-HORN AND ASSOCIATES, INC.

1/ li

Arik Lokensgard



# **EXISTING CONDITIONS SURVEY FOR: Kimley Horn & Associates**

# LEGAL DESCRIPTION:

Per Certificate of Title, Certificate Number 1515458:

That part of Tract A, Registered Land Survey No. 1248, Hennepin County, Minnesota, lying Southerly and Easterly of the following described line and its extension Southwesterly: Commencing at a point on the Northerly line of Tract B, said Register Land Survey Number 1248 distant 6.82 feet Westerly along said Northerly line from the most Northerly corner of said Tract B; thence North 32 degrees 06 minutes East a distance of 216.82 feet; thence on a bearing of East 111.29 feet to a point on the East line of said Tract A distant 139.30 feet South along said East line from the Northeast corner of said Tract A and there terminating. For the purposes of this Survey the East line of Tract A is assumed to have a bearing of South.

# NOTES:

- 1. The orientation of this bearing system is based on the Hennepin County coordinate grid (NAD 83—2011 Adj.).
- 2. The total area of the property described hereon is 36,237 square feet or 0.83189 acres. Title work was not furnished to Egan, Field & Nowak, Inc. for the preparation of this survey to
- verify the legal description, or the existence of any easements or encumbrances. 4. Existing utilities, services and underground structures shown hereon were located either physically, from existing records made available to us, by resident testimony, or by locations provided by Gopher State One Call, per Ticket No. 211472648. However, lacking excavation, the exact location of underground features cannot be accurately, completely and reliably depicted. Where additional or more detailed information is required, the client is advised that excavation may be necessary.
- Other utilities and services may be present and verification and location of all utilities and services should be obtained from the owners of the respective utilities prior to any design, planning or excavation. The property described hereon lies within Flood Zone X (Areas determined to be outside the
- 0.2% annual chance floodplain) per Federal Insurance Rate Map No. 27053 C 0317 F, dated November 4, 2016.
- 6. BENCHMARK: Top of Minnesota Department of Transportation Geodetic Monument "2706 K" Elevation = 894.936 feet. (NAVD88)
- SITE BENCHMARK: Top nut of hydrant located southeasterly of the most southerly corner of the surveyed property Elevation = 904.48 feet. (NAVD88)

As of the date of this survey the property described hereon contains a total of 25 parking spaces of which 23 are standard spaces and 2 are handicapped spaces.

# SURVEY ITEMS PER CERTIFICATE OF TITLES: Per Certificate of Title, Certificate Number 1515458 (Surveyed Property):

- ITEM 1A: Easement for parking and ingress and egress thereto and therefrom over, across and upon part of Tract A, Registered Land Survey Number 1248 as shown in deed Document No. 1114715
- Said easement benefits the surveyed property and is depicted hereon.
- ITEM 2A: Final Certificate, State of Minnesota for highway purposes per Document No. T122500. The right of way of Highway No. 7 & County Road 101 are adjacent to the surveyed property and depicted hereon.
- Per Certificate of Title, Certificate Number 1335309 (Adjoiner Property):
- ITEM 1B: Easement for parking and ingress and egress thereto and therefrom over, across and upon part of Tract A, Registered Land Survey Number 1248 as shown in deed Document No. 1114715.
- Said easement benefits the surveyed property and is depicted hereon. ITEM 2B: Easement, Minneapolis Gas Company, Document No. T929499.
- Said easement does not affect the surveyed property and is depicted hereon for reference. ITEM 3B: Quit Claim Deed, City of Minnetonka for easement for public right of way purposes per Document No. T1218365.
- Said easement does not affect the surveyed property and is depicted hereon for reference. ITEM 4B: Quit Claim Deed, City of Minnetonka for easement for public right of way purposes per Document No. T1221639.
- Said easement does not affect the surveyed property and is depicted hereon for reference.
- Per Certificate of Title, Certificate Number 1395020 (Adjoiner Property):
- ITEM 1C: Easement for driveway purposes thereto and therefrom over, across and upon part of Tract A, Registered Land Survey Number 1248 as shown in deed Document No. 909351. Said easement affects the surveyed property and is depicted hereon.
- ITEM 2C: Final Certificate, State of Minnesota for highway purposes per Document No. T122500 The right of way of Highway No. 7 & County Road 101 are adjacent to the surveyed property and depicted hereon.
- ITEM 3C: Quit Claim Deed, City of Minnetonka for easement for public right of way purposes per Document No. T1227795.
- Said easement does not affect the surveyed property and is depicted hereon for reference. ITEM 4C: Final Certificate, City of Minnetonka for easement for public right of way purposes per Document No. T1303701.
- Said easement does not affect the surveyed property and is depicted hereon for reference.

# **CERTIFICATION:**

Date of signature: June 24, 2021.

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota. Date of survey: June 17, 2021.

Christopher A. Terwedo Minnesota License No. 53536 cterwedo@efnsurvey.com



# **GOPHER STATE ONE CALL NOTE:**

List of utilities notified per Gopher State One Call Ticket No. 211472648. CITY OF MINNETONKA COMCAST CENTURYLINK - CTLQL MASTEC NORTH AMERICA, INC. METROPOLITAN COUNCIL (MCES)

CENTER POINT ENERGY MINNETONKA SCHOOLS ISD #276 XCEL ENERGY ZAYO BANDWIDTH



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SHEET 1 OF 1

# **MISTER CAR WASH - MINNETONKA, MN**

# **PROJECT TEAM:**

ENGINEER KIMLEY-HORN AND ASSOCIATES, INC.



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OWNER MISTER CAR WASH

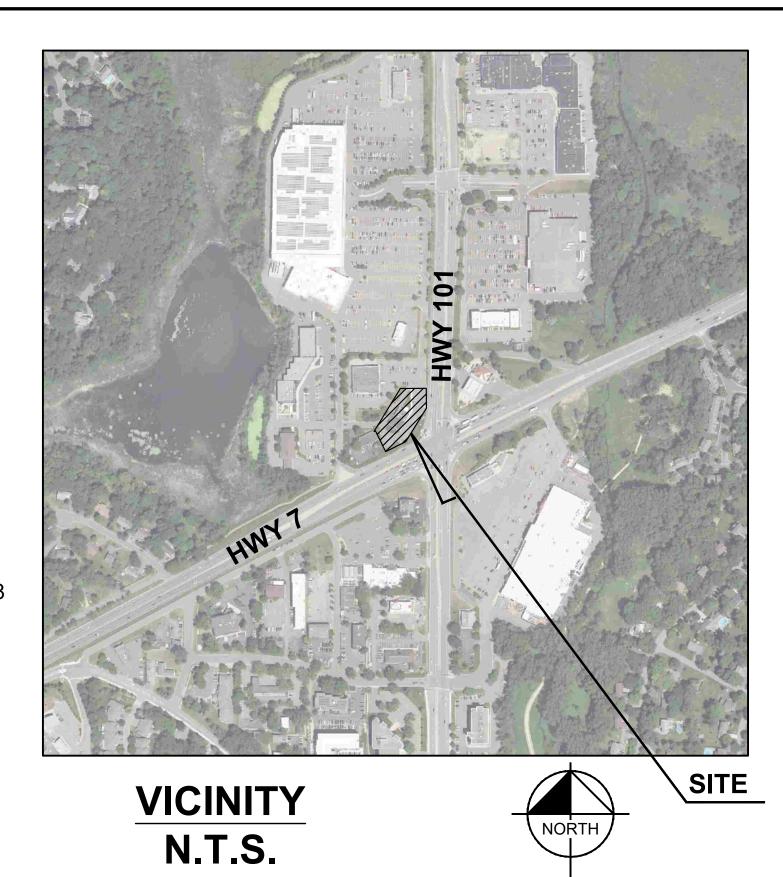


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# SITE DEVELOPMENT PLANS FOR

# **SECTION 30, TOWNSHIP 117N, RANGE 22W** MINNETONKA, HENNEPIN COUNTY, MN



# NOTES:

- CONTRACTOR SHALL CONFIRM THAT THE EXISTING CONDITIONS FOR THE SITE MATCH 1 WHAT IS SHOWN ON THE DRAWINGS INCLUDED PRIOR TO CONSTRUCTION.
- 2. IF REPRODUCED, THE SCALES SHOWN ON THESE PLANS ARE BASED ON A 22x34 SHEET. 3. ALL NECESSARY INSPECTIONS AND/OR CERTIFICATIONS REQUIRED BY CODES AND/OR UTILITY SERVICES COMPANIES SHALL BE PERFORMED PRIOR TO ANNOUNCED BUILDING POSSESSION AND THE FINAL CONNECTION OF SERVICES.
- 4. ALL GENERAL CONTRACTOR WORK TO BE COMPLETED (EARTHWORK, FINAL UTILITIES, AND FINAL GRADING) BY THE MILESTONE DATE IN PROJECT DOCUMENTS.

# BENCH

# SITE BENCHMARKS: (LOCATIONS SHOWN ON SURVEY)

SBM #1 TOP OF MINNESOTA DEPARTMENT OF TRANSPORTATION GEOGETIC MONUMENT "2706 K" ELEVATION=894.936 FEET. (NAVD88)

SBM #2 TOP NUT OF HYDRANT LOCATED SOUTHEASTERLY OF THE MOST SOUTHERLY CORNER OF THE SURVEYED PROPERTY ELEVATION=904.48 FEET. (NAVD88)

DRAWING INDEX					
Sheet Number	Sheet Title				
C000	COVER SHEET				
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L101	LANDSCAPE DETAILS				

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Know what's **below.** Call before you dig.

ואד דאד	PRELIMINARY - NUL FUR CUNSTRUCTION								
	MISTER CAR WASH		KHA PROJECT 160284002	I HEREBY CERTIFY THAT THIS PLAN, SPECIFICATION OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND					
	- MINNETONKA, MN		DATE 09/27/2021	THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF MINNESOTA.					
00	PREPAR	COVER SHEET	SCALE AS SHOWN		2021 KIMLEY-HORN AND ASSOCIATES, INC.				
	MISTER CAR		DESIGNED BY ACL		767 EUSTIS STREET, SUITE 100, ST. PAUL, MN 55114				
<u>-</u> K	MASH		DRAWN BY AJW	VVILLIAIVI U. MAIZEN, F.E.	PHONE: 651-645-4197				
	MINNETONKA		снескер ву WDM	WDM DATE: XX/XX/XXX LIC. NO. 45790	WWW.KIMLEY-HORN.COM	No.	REVISIONS	DATE	BΥ

G	ENERAL CONSTRUCTION NOTES	E	ROSION CONTROL
1.	THE CONTRACTOR AND SUBCONTRACTORS SHALL OBTAIN A COPY OF THE MN DEPARTMENT OF TRANSPORTATION "STANDARD SPECIFICATIONS FOR CONSTRUCTION" (LATEST EDITION) AND BECOME FAMILIAR WITH THE CONTENTS PRIOR TO COMMENCING WORK, AND, UNLESS OTHERWISE NOTED, ALL WORK SHALL CONFORM AS APPLICABLE TO THESE STANDARDS AND SPECIFICATIONS.	1.	THE STORM WATER POLLUTION P PLAN, THE STANDARD DETAILS, T OF THE SWPPP, PLUS THE PERMIT
2.	THE CONTRACTOR SHALL BE RESPONSIBLE FOR FURNISHING ALL MATERIAL AND LABOR TO CONSTRUCT THE FACILITY AS SHOWN AND DESCRIBED IN THE CONSTRUCTION DOCUMENTS IN ACCORDANCE WITH THE APPROPRIATE APPROVING AUTHORITIES, SPECIFICATIONS AND REQUIREMENTS. CONTRACTOR SHALL CLEAR AND GRUB ALL AREAS UNLESS OTHERWISE INDICATED, REMOVING TREES, STUMPS, ROOTS, MUCK,	2.	ALL CONTRACTORS AND SUBCO SHALL OBTAIN A COPY OF THE S NATIONAL POLLUTANT DISCHARGE FAMILIAR WITH THEIR CONTENTS.
3.	EXISTING PAVEMENT AND ALL OTHER DELETERIOUS MATERIAL. THE EXISTING SUBSURFACE UTILITY INFORMATION IN THIS PLAN IS QUALITY LEVEL "D" UNLESS OTHERWISE	3.	BEST MANAGEMENT PRACTICES (E REQUIREMENTS OR MANUAL OF ADDITIONAL CONTROLS AS DIREC
	NOTED. THIS QUALITY LEVEL WAS DETERMINED ACCORDING TO THE GUIDELINES OF CI/ACSE 38/02, ENTITLED STANDARD GUIDELINES FOR THE COLLECTION AND DEPICTION OF SUBSURFACE QUALITY DATA BY THE FHA. EXISTING UTILITIES SHOWN ARE LOCATED ACCORDING TO THE INFORMATION AVAILABLE TO THE ENGINEER AT THE TIME OF THE TOPOGRAPHIC SURVEY AND HAVE NOT BEEN INDEPENDENTLY VERIFIED BY THE OWNER OR THE ENGINEER. GUARANTEE IS NOT MADE THAT ALL EXISTING UNDERGROUND UTILITIES ARE SHOWN OR THAT THE LOCATION OF THOSE SHOWN ARE ENTIRELY ACCURATE. FINDING THE ACTUAL LOCATION OF ANY EXISTING UTILITIES IS THE CONTRACTOR'S	4.	SITE ENTRY AND EXIT LOCATION TRACKING OR FLOWING OF SED WASHED, OR TRACKED ON A PU REQUIRED TO REMOVE SEDIMENT AN AREA STABILIZED WITH CRUS FINES IMPOSED FOR DISCHARGING
	RESPONSIBILITY AND SHALL BE DONE BEFORE COMMENCING ANY WORK IN THE VICINITY. FURTHERMORE, THE CONTRACTOR SHALL BE FULLY RESPONSIBLE FOR ANY AND ALL DAMAGES DUE TO THE CONTRACTOR'S FAILURE TO EXACTLY LOCATE AND PRESERVE ANY AND ALL UNDERGROUND UTILITIES.	5.	TEMPORARY SEEDING OR OTHER DAYS OF THE LAST DISTURBANCE
	THE OWNER OR ENGINEER WILL ASSUME NO LIABILITY FOR ANY DAMAGES SUSTAINED OR COST INCURRED BECAUSE OF THE OPERATIONS IN THE VICINITY OF EXISTING UTILITIES OR STRUCTURES, NOR FOR TEMPORARY BRACING AND SHORING OF SAME. IF IT IS NECESSARY TO SHORE, BRACE, SWING OR RELOCATE A UTILITY, THE UTILITY COMPANY OR DEPARTMENT AFFECTED SHALL BE CONTACTED AND	6.	THE CONTRACTOR SHALL MINIMIZ THE GENERAL PERMIT.
	THEIR PERMISSION OBTAINED REGARDING THE METHOD TO USE FOR SUCH WORK. IT IS THE CONTRACTOR'S RESPONSIBILITY TO CONTACT THE VARIOUS UTILITY COMPANIES WHICH MAY	7.	CONTRACTOR SHALL DENOTE ON ALSO BE USED AS THE EQUIPMEN AREA FOR LOCATING PORTABLE F
	HAVE BURIED OR AERIAL UTILITIES WITHIN OR NEAR THE CONSTRUCTION AREA BEFORE COMMENCING WORK. THE CONTRACTOR SHALL PROVIDE 48 HOURS MINIMUM NOTICE TO ALL UTILITY COMPANIES PRIOR TO BEGINNING CONSTRUCTION.	8.	ALL WASH WATER (CONCRETE T DETAINED AND PROPERLY TREATE
	THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL REQUIRED CONSTRUCTION PERMITS AND BONDS IF REQUIRED PRIOR TO CONSTRUCTION.	9.	SUFFICIENT OIL AND GREASE ABS SITE OR READILY AVAILABLE TO CO
	THE CONTRACTOR SHALL HAVE AVAILABLE AT THE JOB SITE AT ALL TIMES ONE COPY OF THE CONSTRUCTION DOCUMENTS INCLUDING PLANS, SPECIFICATIONS, GEOTECHNICAL REPORT AND SPECIAL CONDITIONS AND COPIES OF ANY REQUIRED CONSTRUCTION PERMITS.	10.	THE CONTRACTOR SHALL BE RES OTHER PETROLEUM BASED OR TO
	ANY DISCREPANCIES ON THE DRAWINGS SHALL BE IMMEDIATELY BROUGHT TO THE ATTENTION OF THE OWNER AND ENGINEER BEFORE COMMENCING WORK. NO FIELD CHANGES OR DEVIATIONS FROM DESIGN	11.	RUBBISH, TRASH, GARBAGE, LITT CONTAINERS. MATERIALS SHALL E WIND OR STORM WATER DISCHAR
	ARE TO BE MADE WITHOUT PRIOR APPROVAL OF THE OWNER AND NOTIFICATION TO THE ENGINEER. ALL COPIES OF COMPACTION, CONCRETE AND OTHER REQUIRED TEST RESULTS ARE TO BE SENT TO THE OWNER DIRECTLY FROM THE TESTING AGENCY.	12.	ALL STORM WATER POLLUTION PR SOON AS IS PRACTICABLE.
	THE CONTRACTOR SHALL BE RESPONSIBLE FOR DOCUMENTING AND MAINTAINING AS-BUILT INFORMATION WHICH SHALL BE RECORDED AS CONSTRUCTION PROGRESSES OR AT THE COMPLETION OF APPROPRIATE	13.	ALL STAGING AREAS, STOCKPIL ADVERSELY AFFECT STORM WATE SOME PROTECTIVE MEASURE WILI
	CONSTRUCTION INTERVALS AND SHALL BE RESPONSIBLE FOR PROVIDING AS-BUILT DRAWINGS TO THE OWNER FOR THE PURPOSE OF CERTIFICATION TO JURISDICTIONAL AGENCIES AS REQUIRED. ALL AS-BUILT DATA SHALL BE COLLECTED BY A STATE OF MN PROFESSIONAL LAND SURVEYOR WHOSE SERVICES ARE ENGAGED BY THE CONTRACTOR.	14.	CONTRACTOR SHALL BE RESPON THEY DISTURB. EACH CONTRACTO IN THE ESTABLISHED EROSION CO STORM WATER POLLUTION, SED
0.	ANY WELLS DISCOVERED ON SITE THAT WILL HAVE NO USE MUST BE PLUGGED BY A LICENSED WELL DRILLING CONTRACTOR IN A MANNER APPROVED BY ALL JURISDICTIONAL AGENCIES. CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ANY WELL ABANDONMENT PERMITS REQUIRED.		INCLUDE (BUT ARE NOT LIMITED SOLVENTS, GREASES, FUEL AND L
	ANY WELL DISCOVERED DURING EARTH MOVING OR EXCAVATION SHALL BE REPORTED TO THE APPROPRIATE JURISDICTIONAL AGENCIES WITHIN 24 HOURS AFTER DISCOVERY IS MADE.	15.	EROSION CONTROL DEVICES SHO LAND-DISTURBING ACTIVITIES ON
•	THE CONTRACTOR SHALL BE RESPONSIBLE FOR VERIFYING THAT THE PROPOSED IMPROVEMENTS SHOWN ON THE PLANS DO NOT CONFLICT WITH ANY KNOWN EXISTING OR OTHER PROPOSED IMPROVEMENTS. IF	16.	ALL EROSION CONTROL DEVICES A SPECIFICATIONS FOR THIS PROJE DESIGN ENGINEER AND THE CITY (
	ANY CONFLICTS ARE DISCOVERED, THE CONTRACTOR SHALL NOTIFY THE OWNER PRIOR TO INSTALLATION OF ANY PORTION OF THE SITE WORK THAT WOULD BE AFFECTED. FAILURE TO NOTIFY OWNER OF AN IDENTIFIABLE CONFLICT PRIOR TO PROCEEDING WITH INSTALLATION RELIEVES OWNER OF ANY OBLIGATION TO PAY FOR A RELATED CHANGE ORDER.	17.	IF THE EROSION CONTROL P SEDIMENTATION FROM THE PROJ ADDITIONAL EROSION CONTROL I CONTROL PLAN MADE BY THE CON
3.	SHOULD CONTRACTOR ENCOUNTER ANY DEBRIS LADEN SOIL, STRUCTURES NOT IDENTIFIED IN THE DOCUMENTS, OR OTHER SOURCE OF POTENTIAL CONTAMINATION, THEY SHALL IMMEDIATELY CONTACT THE ENGINEER AND OWNER.		
EF	ROSION CONTROL MAINTENANCE		AVING AND STRIP ALL PAVING, CONSTRUCTION, M SHALL BE IN ACCORDANCE WITH OR MN/DOT SPECIFICATIONS AND
POL	. MEASURES STATED ON THE EROSION AND SEDIMENT CONTROL PLAN, AND IN THE STORM WATER LUTION PREVENTION PLAN, SHALL BE MAINTAINED IN FULLY FUNCTIONAL CONDITION AS REQUIRED BY ALL	2.	REGULATIONS. ALL SIGNS, PAVEMENT MARKINGS
HE EF	RISDICTIONS UNTIL NO LONGER REQUIRED FOR A COMPLETED PHASE OF WORK OR FINAL STABILIZATION OF E SITE. ALL EROSION AND SEDIMENTATION CONTROL MEASURES SHALL BE CHECKED BY A CERTIFIED RSON AT LEAST ONCE EVERY 7 CALENDAR DAYS AND WITHIN 24 HOURS OF THE END OF A 0.5" RAINFALL	3.	ON UNIFORM TRAFFIC CONTROL D
۱LE	ENT, AND CLEANED AND REPAIRED IN ACCORDANCE WITH THE FOLLOWING:	4	STALLS, ACCESSIBLE PARKING SY STRIPING WITHIN THE PARKING LO
	DERMINING, OR DETERIORATION. ALL SEEDED AREAS SHALL BE CHECKED REGULARLY TO SEE THAT A GOOD STAND IS MAINTAINED. AREAS		ALL EXPANSION JOINTS SHALL EXT
	SHOULD BE FERTILIZED, WATERED AND RESEEDED AS NEEDED. FOR MAINTENANCE REQUIREMENTS REFER TO THE STANDARD SPECIFICATIONS.	6.	ALL JOINTS, INCLUDING EXPANSIO SEALANT.
	SILT FENCES SHALL BE REPAIRED TO THEIR ORIGINAL CONDITIONS IF DAMAGED. SEDIMENT SHALL BE REMOVED FROM THE SILT FENCES WHEN IT REACHES ONE-THIRD THE HEIGHT OF THE SILT FENCE.	7.	THE MATERIALS AND PROPERTIES THE A.C.I. (AMERICAN CONCRETE I
-	THE CONSTRUCTION ENTRANCE(S) SHALL BE MAINTAINED IN A CONDITION WHICH WILL PREVENT TRACKING OR FLOW OF MUD ONTO PUBLIC RIGHTS-OF-WAY. THIS MAY REQUIRE PERIODIC TOP DRESSING OF THE CONSTRUCTION ENTRANCES AS CONDITIONS DEMAND.	8.	CONTRACTOR SHALL APPLY A SEC BY OWNER FOLLOWED BY A COAT
	THE TEMPORARY PARKING AND STORAGE AREA SHALL BE KEPT IN GOOD CONDITION (SUITABLE FOR PARKING AND STORAGE). THIS MAY REQUIRE PERIODIC TOP DRESSING OF THE TEMPORARY PARKING AS CONDITIONS DEMAND.		ANY EXISTING PAVEMENT, CURBS CONTRACTOR AT HIS EXPENSE TO
	ALL MAINTENANCE OPERATIONS SHALL BE DONE IN A TIMELY MANNER BUT IN NO CASE LATER THAN 2 CALENDAR DAYS FOLLOWING THE INSPECTION.	10.	BEFORE PLACING PAVEMENT, COL GRADING FOR ALL SIDEWALKS CONFORM TO CURRENT ADA STAT EXCEED 1 VERTICAL TO 12 HORIZO CASE SHALL LONGITUDINAL SIDE STALLS OR AISLES EXCEED 2% BUILDING DOORS AND GATES S

# **TYPICAL OWNER/ENGINEER OBSERVATIONS**

CONTRACTOR SHALL NOTIFY OWNER AND/OR ENGINEER 48 HOURS IN ADVANCE OF THE FOLLOWING ACTIVITIES:

> - PRE-CONSTRUCTION MEETING, SUBGRADE PREPARATION, BASE INSTALLATION ASPHALT INSTALLATION, UNDERGROUND PIPING AND UTILITIES INSTALLATION, INSTALLATION OF STRUCTURES, CHECK VALVES, HYDRANTS, METERS, ETC., SIDEWALK INSTALLATION, CONNECTIONS TO WATER AND SEWER MAINS, TESTS OF UTILITIES

# L NOTES

- CONTRACTOR SHALL ENSURE THERE IS POSITIVE DRAINAGE FROM THE PROPOSED BUILDINGS SO THAT (BMP'S) AND CONTROLS SHALL CONFORM TO FEDERAL, STATE, OR LOCAL SURFACE RUNOFF WILL DRAIN BY GRAVITY TO NEW OR EXISTING DRAINAGE OUTLETS. CONTRACTOR OF PRACTICE, AS APPLICABLE. THE CONTRACTOR SHALL IMPLEMENT SHALL ENSURE NO PONDING OCCURS IN PAVED AREAS AND SHALL NOTIFY ENGINEER IF ANY GRADING DISCREPANCIES ARE FOUND IN THE EXISTING AND PROPOSED GRADES PRIOR TO PLACEMENT OF CTED BY THE PERMITTING AGENCY OR OWNER. PAVEMENT OR UTILITIES.
- ONS SHALL BE MAINTAINED IN A CONDITION THAT WILL PREVENT THE DIMENT ONTO PUBLIC ROADWAYS. ALL SEDIMENT SPILLED, DROPPED, CONTRACTOR SHALL PROTECT ALL MANHOLE COVERS, VALVE COVERS, VAULT LIDS, FIRE HYDRANTS, POWER POLES, GUY WIRES, AND TELEPHONE BOXES THAT ARE TO REMAIN IN PLACE AND UNDISTURBED UBLIC ROADWAY MUST BE REMOVED IMMEDIATELY. WHEN WASHING IS NT PRIOR TO ENTRANCE ONTO A PUBLIC ROADWAY, IT SHALL BE DONE IN DURING CONSTRUCTION. EXISTING CASTINGS AND STRUCTURES TO REMAIN SHALL BE ADJUSTED TO SHED STONE WHICH DRAINS INTO AN APPROVED SEDIMENT BASIN. ALL MATCH THE PROPOSED FINISHED GRADES. NG SEDIMENT ONTO PUBLIC AREAS SHALL BE PAID BY THE CONTRACTOR.
- BACKFILL FOR UTILITY LINES SHALL BE PLACED PER DETAILS, STANDARDS, AND SPECIFICATIONS SO THAT R APPROVED METHODS OF STABILIZATION SHALL BE INITIATED WITHIN 7 THE UTILITY WILL BE STABLE. WHERE UTILITY LINES CROSS THE PARKING LOT, THE TOP 6 INCHES SHALL BE COMPACTED SIMILARLY TO THE REMAINDER OF THE LOT. UTILITY DITCHES SHALL BE VISUALLY F ON ANY AREA OF THE SITE. 5. INSPECTED DURING THE EXCAVATION PROCESS TO ENSURE THAT UNDESIRABLE FILL IS NOT USED.
- IZE CLEARING TO THE MAXIMUM EXTENT PRACTICAL OR AS REQUIRED BY
- ON PLAN THE TEMPORARY PARKING AND STORAGE AREA WHICH SHALL ENT MAINTENANCE AND CLEANING AREA, EMPLOYEE PARKING AREA, AND FACILITIES, OFFICE TRAILERS, AND TOILET FACILITIES.
- TRUCKS, VEHICLE CLEANING, EQUIPMENT CLEANING, ETC.) SHALL BE TED OR DISPOSED.
- SORBING MATERIALS AND FLOTATION BOOMS SHALL BE MAINTAINED ON CONTAIN AND CLEAN-UP FUEL OR CHEMICAL SPILLS AND LEAKS.
- SPONSIBLE FOR DUST CONTROL ON SITE. THE USE OF MOTOR OILS AND OXIC LIQUIDS FOR DUST SUPPRESSION OPERATIONS IS PROHIBITED.
- TER, OR OTHER SUCH MATERIALS SHALL BE DEPOSITED INTO SEALED BE PREVENTED FROM LEAVING THE PREMISES THROUGH THE ACTION OF
- RGE INTO DRAINAGE DITCHES OR WATERS OF THE STATE. PREVENTION MEASURES PRESENTED ON THE PLAN SHALL BE INITIATED AS
- ILES, SPOILS, ETC. SHALL BE LOCATED SUCH THAT THEY WILL NOT TER QUALITY. OTHERWISE, COVERING OR ENCIRCLING THESE AREAS WITH 11 BE NECESSARY
- DNSIBLE FOR RE-ESTABLISHING ANY EROSION CONTROL DEVICE WHICH FOR SHALL NOTIFY THE OWNER'S REPRESENTATIVE OF ANY DEFICIENCIES CONTROL MEASURES THAT MAY LEAD TO UNAUTHORIZED DISCHARGE OR EDIMENTATION, OR OTHER POLLUTANTS. UNAUTHORIZED POLLUTANTS ED TO) EXCESS CONCRETE DUMPING OR CONCRETE RESIDUE, PAINTS, LUBRICANT OIL, PESTICIDES, AND ANY SOLID WASTE MATERIALS.
- IOWN ON THESE PLANS SHALL BE INSTALLED PRIOR TO THE START OF THE PROJECT.
- ARE TO BE INSTALLED IN ACCORDANCE WITH THE APPROVED PLANS AND JECT. CHANGES ARE TO BE APPROVED BEFORE CONSTRUCTION BY THE OF MINNETONKA ENGINEERING DIVISION.
- PLAN AS APPROVED CANNOT CONTROL EROSION AND OFF-SITE 14. SOD, WHERE CALLED FOR, MUST BE INSTALLED AND MAINTAINED ON EXPOSED SLOPES WITHIN 48 HOURS JECT, THE EROSION CONTROL PLAN WILL HAVE TO BE REVISED AND/OR OF COMPLETING FINAL GRADING, AND AT ANY OTHER TIME AS NECESSARY, TO PREVENT EROSION, DEVICES WILL BE REQUIRED ON SITE. ANY REVISIONS TO THE EROSION SEDIMENTATION OR TURBID DISCHARGES. NTRACTOR MUST BE APPROVED BY THE ENGINEER.

# PING NOTES

- MATERIALS, AND WORKMANSHIP WITHIN JURISDICTION'S RIGHT-OF-WAY I LOCAL OR COUNTY SPECIFICATIONS AND STANDARDS (LATEST EDITION) D STANDARDS (LATEST EDITION) IF NOT COVERED BY LOCAL OR COUNTY
- S, AND OTHER TRAFFIC CONTROL DEVICES SHALL CONFORM TO MANUAL DEVICES (M.U.T.C.D) AND CITY STANDARDS.
- ALL PAVEMENT MARKINGS FOR FIRE LANES, ROADWAY LANES, PARKING SYMBOLS, ACCESS AISLES, STOP BARS AND SIGNS, AND MISCELLANEOUS OT AS SHOWN ON THE PLANS.
- XTEND THROUGH THE CURB.
- ET JOINTS AT RADIUS POINTS SHALL BE 2 FEET.
- ON JOINTS WITH REMOVABLE TACK STRIPS, SHALL BE SEALED WITH JOINT
- 26. CONTRACTOR SHALL ENSURE MINIMUM GRADES ARE MET WITHIN PAVED AREAS, 1.2% FOR ASPHALT ES OF ALL CONCRETE SHALL MEET THE APPLICABLE REQUIREMENTS IN PAVING AND 0.6% FOR CONCRETE PAVING. E INSTITUTE) MANUAL OF CONCRETE PRACTICE.
- ECOND COATING OVER ALL PAVEMENT MARKINGS PRIOR TO ACCEPTANCE T OF GLASS BEADS AS APPLICABLE PER THE PROJECT DOCUMENTS.
- S AND/OR SIDEWALKS DAMAGED OR REMOVED WILL BE REPAIRED BY THE O THE SATISFACTION OF THE ENGINEER AND OWNER.
- ONTRACTOR SHALL VERIFY SUITABLE ACCESSIBLE ROUTES (PER A.D.A). AND ACCESSIBLE ROUTES INCLUDING CROSSING DRIVEWAYS SHALL ATE/NATIONAL STANDARDS. IN NO CASE SHALL ACCESSIBLE RAMP SLOPES ZONTAL. IN NO CASE SHALL SIDEWALK CROSS SLOPES EXCEED 2% . IN NO EWALK SLOPES EXCEED 5%. IN NO CASE SHALL ACCESSIBLE PARKING (1.5% TARGET) IN ALL DIRECTIONS. SIDEWALK ACCESS TO EXTERNAL BUILDING DOORS AND GATES SHALL BE ADA COMPLIANT. CONTRACTOR SHALL NOTIFY ENGINEER IMMEDIATELY IF ADA CRITERIA CANNOT BE MET IN ANY LOCATION PRIOR TO PAVING. NO CONTRACTOR CHANGE ORDERS WILL BE ACCEPTED FOR A.D.A COMPLIANCE ISSUES.
- 11. MAXIMUM JOINT SPACING IS TWICE THE DEPTH OF THE CONCRETE PAVEMENT IN FEET.

### PREVENTION PLAN ("SWPPP") IS COMPRISED OF THE EROSION CONTROL THE PLAN NARRATIVE, ATTACHMENTS INCLUDED IN THE SPECIFICATIONS T AND ALL SUBSEQUENT REPORTS AND RELATED DOCUMENTS.

ONTRACTORS INVOLVED WITH STORM WATER POLLUTION PREVENTION STORM WATER POLLUTION PREVENTION PLAN AND THE STATE OF MN GE ELIMINATION SYSTEM GENERAL PERMIT (NPDES PERMIT) AND BECOME

# **GRADING AND DRAINAGE NOTES**

- GENERAL CONTRACTOR AND ALL SUBCONTRACTORS SHALL VERIFY THE SUITABILITY OF ALL EXISTING AND PROPOSED SITE CONDITIONS INCLUDING GRADES AND DIMENSIONS BEFORE START OF CONSTRUCTION. THE ENGINEER SHALL BE NOTIFIED IMMEDIATELY OF ANY DISCREPANCIES.
- 2. THE CONTRACTOR SHALL GRADE THE SITE TO THE ELEVATIONS INDICATED AND SHALL ADJUST BMP'S AS NECESSARY AND REGRADE WASHOUTS WHERE THEY OCCUR AFTER EVERY RAINFALL UNTIL A GRASS STAND IS WELL ESTABLISHED OR ADEQUATE STABILIZATION OCCURS.

- CONTRACTOR IS RESPONSIBLE FOR THE REMOVAL AND REPLACEMENT OF 4" OF TOPSOIL AT COMPLETION OF WORK. ALL UNPAVED AREAS IN EXISTING RIGHTS-OF-WAY DISTURBED BY CONSTRUCTION SHALL BE REGRADED AND SODDED.
- AFTER PLACEMENT OF SUBGRADE AND PRIOR TO PLACEMENT OF PAVEMENT, CONTRACTOR SHALL TEST AND OBSERVE PAVEMENT AREAS FOR EVIDENCE OF PONDING. ALL AREAS SHALL ADEQUATELY DRAIN TOWARDS THE INTENDED STRUCTURE TO CONVEY STORM RUNOFF. CONTRACTOR SHALL IMMEDIATELY 7. NOTIFY OWNER AND ENGINEER IF ANY DISCREPANCIES ARE DISCOVERED.
- WHERE EXISTING PAVEMENT IS INDICATED TO BE REMOVED AND REPLACED, THE CONTRACTOR SHALL SAW CUT FULL DEPTH FOR A SMOOTH AND STRAIGHT JOINT AND REPLACE THE PAVEMENT WITH THE SAME TYPE AND DEPTH OF MATERIAL AS EXISTING OR AS INDICATED.
- THE CONTRACTOR SHALL INSTALL PROTECTION OVER ALL DRAINAGE STRUCTURES FOR THE DURATION OF CONSTRUCTION AND UNTIL ACCEPTANCE OF THE PROJECT BY THE OWNER. ALL DRAINAGE STRUCTURES 9. SHALL BE CLEANED OF DEBRIS AS REQUIRED DURING AND AT THE END OF CONSTRUCTION TO PROVIDE POSITIVE DRAINAGE FLOWS.
- 10. IF DEWATERING IS REQUIRED. THE CONTRACTOR SHALL OBTAIN ANY APPLICABLE REQUIRED PERMITS. THE CONTRACTOR IS TO COORDINATE WITH THE OWNER AND THE DESIGN ENGINEER PRIOR TO ANY EXCAVATION.
- FIELD DENSITY TESTS SHALL BE TAKEN AT INTERVALS IN ACCORDANCE WITH THE LOCAL JURISDICTIONAL AGENCY OR TO MN/DOT STANDARDS. IN THE EVENT THAT THE CONTRACT DOCUMENTS AND THE JURISDICTIONAL AGENCY REQUIREMENTS ARE NOT IN AGREEMENT, THE MOST STRINGENT SHALL GOVERN.
- 12. ALL SLOPES AND AREAS DISTURBED BY CONSTRUCTION SHALL BE GRADED AS PER PLANS. THE AREAS SHALL THEN BE SODDED OR SEEDED AS SPECIFIED IN THE PLANS, FERTILIZED, MULCHED, WATERED AND MAINTAINED UNTIL HARDY GRASS GROWTH IS ESTABLISHED IN ALL AREAS. ANY AREAS DISTURBED FOR ANY REASON PRIOR TO FINAL ACCEPTANCE OF THE JOB SHALL BE CORRECTED BY THE CONTRACTOR AT NO ADDITIONAL COST TO THE OWNER. ALL EARTHEN AREAS WILL BE SODDED OR SEEDED AND MULCHED AS SHOWN ON THE LANDSCAPING PLAN.
- 13. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE CONTROL OF DUST AND DIRT RISING AND SCATTERING IN THE AIR DURING CONSTRUCTION AND SHALL PROVIDE WATER SPRINKLING OR OTHER SUITABLE METHODS OF CONTROL. THE CONTRACTOR SHALL COMPLY WITH ALL GOVERNING REGULATIONS PERTAINING TO ENVIRONMENTAL PROTECTION.
- 15. THE CONTRACTOR SHALL ENSURE THAT LANDSCAPE ISLAND PLANTING AREAS AND OTHER PLANTING AREAS ARE NOT COMPACTED AND DO NOT CONTAIN ROAD BASE MATERIALS. THE CONTRACTOR SHALL ALSO EXCAVATE AND REMOVE ALL UNDESIRABLE MATERIAL FROM ALL AREAS ON THE SITE TO BE PLANTED AND PROPERLY DISPOSED OF IN A LEGAL MANNER.
- 16. THE CONTRACTOR SHALL INSTALL ALL UNDERGROUND STORM WATER PIPING PER MANUFACTURER'S **RECOMMENDATIONS AND MN/DOT SPECIFICATION**
- 17. ALL CONCRETE/ASPHALT SHALL BE INSTALLED PER GEOTECH REPORT, CITY OF MINNETONKA AND MN/DOT 18. ALL ROOF AND SANITARY SEWER DRAINS SHALL BE INSULATED IF 7' OF COVER CANNOT BE PROVIDED. SPECIFICATIONS.
- 18. SPOT ELEVATIONS ARE TO FLOWLINE OF CURB UNLESS OTHERWISE NOTED.
- 19. LIMITS OF CONSTRUCTION ARE TO THE PROPERTY LINE UNLESS OTHERWISE SPECIFIED ON THE PLAN.
- 20. IMMEDIATELY REPORT TO THE OWNER ANY DISCREPANCIES FOUND BETWEEN ACTUAL FIELD CONDITIONS AND CONSTRUCTION DOCUMENTS.
- 21. THE CONTRACTOR IS RESPONSIBLE FOR LOCATING AND PROTECTING EXISTING UTILITIES. AND SHALL REPAIR ALL DAMAGE TO EXISTING UTILITIES THAT OCCUR DURING CONSTRUCTION WITHOUT COMPENSATION.
- 22. BLEND NEW EARTHWORK SMOOTHLY TO TRANSITION BACK TO EXISTING GRADE.
- 23. ALL PROPOSED GRADES ONSITE SHALL BE 3:1 OR FLATTER UNLESS OTHERWISE INDICATED ON THE PLANS. ANY SLOPES STEEPER THAN 4:1 REQUIRE EROSION AND SEDIMENT CONTROL BLANKET.
- 24. ADHERE TO ALL TERMS AND CONDITIONS AS NECESSARY IN THE GENERAL N.P.D.E.S. PERMIT AND STORMWATER POLLUTION PREVENTION PLAN FOR STORMWATER DISCHARGE ASSOCIATED WITH CONSTRUCTION ACTIVITIES.
- 25. ADJUST AND/OR CUT EXISTING PAVEMENT AS NECESSARY TO ASSURE A SMOOTH FIT AND CONTINUOUS

# **3RD PARTY TEST REPORTS REQ'D**

TEST REPORTS REQUIRED FOR CLOSE OUT INCLUDE, BUT ARE NOT LIMITED TO:

- DENSITY TEST REPORTS
- BACTERIOLOGICAL TESTS OF WATER SYSTEM
- PRESSURE TEST OF WATER/SEWER - LEAK TESTS ON SEWER SYSTEM AND GREASE TRAPS
- ANY OTHER TESTING REQUIRED BY THE AGENCY/MUNICIPALITY

# WATER STORM SEWER & SANITARY SEWER NOTES 1. THE CONTRACTOR SHALL CONSTRUCT GRAVITY SEWER LATERALS, MANHOLES, GRAVITY SEWER LINES,

- TO BACK FILLING.

- UTILIZED.

AND DOMESTIC WATER AND FIRE PROTECTION SYSTEM AS SHOWN ON THESE PLANS. THE CONTRACTOR SHALL FURNISH ALL NECESSARY MATERIALS, EQUIPMENT, MACHINERY, TOOLS, MEANS, OF TRANSPORTATION AND LABOR NECESSARY TO COMPLETE THE WORK IN FULL AND COMPLETE ACCORDANCE WITH THE SHOWN, DESCRIBED AND REASONABLY INTENDED REQUIREMENTS OF THE CONTRACT DOCUMENTS AND JURISDICTIONAL AGENCY REQUIREMENTS. IN THE EVENT THAT THE CONTRACT DOCUMENTS AND THE JURISDICTIONAL AGENCY REQUIREMENTS ARE NOT IN AGREEMENT, THE MOST STRINGENT SHALL GOVERN.

ALL EXISTING UNDERGROUND UTILITY LOCATIONS SHOWN ARE APPROXIMATE. THE CONTRACTOR SHALL COMPLY WITH ALL REQUIREMENTS FOR UTILITY LOCATION AND COORDINATION IN ACCORDANCE WITH THE NOTES CONTAINED IN THE GENERAL CONSTRUCTION SECTION OF THIS SHEET.

3. THE CONTRACTOR SHALL RESTORE ALL DISTURBED VEGETATION IN KIND, UNLESS SHOWN OTHERWISE.

DEFLECTION OF PIPE JOINTS AND CURVATURE OF PIPE SHALL NOT EXCEED THE MANUFACTURER'S SPECIFICATIONS. SECURELY CLOSE ALL OPEN ENDS OF PIPE AND FITTINGS WITH A WATERTIGHT PLUG WHEN WORK IS NOT IN PROGRESS. THE INTERIOR OF ALL PIPES SHALL BE CLEAN AND JOINT SURFACES WIPED CLEAN AND DRY AFTER THE PIPE HAS BEEN LOWERED INTO THE TRENCH. VALVES SHALL BE PLUMB AND LOCATED ACCORDING TO THE PLANS.

ALL PIPE AND FITTINGS SHALL BE CAREFULLY STORED FOLLOWING MANUFACTURER'S RECOMMENDATIONS. CARE SHALL BE TAKEN TO AVOID DAMAGE TO THE COATING OR LINING IN ANY D.I. PIPE FITTINGS. ANY PIPE OR FITTING WHICH IS DAMAGED OR WHICH HAS FLAWS OR IMPERFECTIONS WHICH, IN THE OPINION OF THE ENGINEER OR OWNER, RENDERS IT UNFIT FOR USE, SHALL NOT BE USED. ANY PIPE NOT SATISFACTORY FOR USE SHALL BE CLEARLY MARKED AND IMMEDIATELY REMOVED FROM THE JOB SITE, AND SHALL BE REPLACED AT THE CONTRACTOR'S EXPENSE.

6. WATER FOR FIRE FIGHTING SHALL BE MADE AVAILABLE FOR USE BY THE CONTRACTOR PRIOR TO COMBUSTIBLES BEING BROUGHT ON SITE.

ALL UTILITY AND STORM DRAIN TRENCHES LOCATED UNDER AREAS TO RECEIVE PAVING SHALL BE COMPLETELY BACK FILLED IN ACCORDANCE WITH THE GOVERNING JURISDICTIONAL AGENCY'S SPECIFICATIONS. IN THE EVENT THAT THE CONTRACT DOCUMENTS AND THE JURISDICTIONAL AGENCY REQUIREMENTS ARE NOT IN AGREEMENT. THE MOST STRINGENT SHALL GOVERN.

8. UNDERGROUND LINES SHALL BE SURVEYED BY A STATE OF MN PROFESSIONAL LAND SURVEYOR PRIOR

CONTRACTOR SHALL PERFORM, AT HIS OWN EXPENSE, ANY AND ALL TESTS REQUIRED BY THE SPECIFICATIONS AND/OR ANY AGENCY HAVING JURISDICTION. THESE TESTS MAY INCLUDE, BUT MAY NOT BE LIMITED TO, INFILTRATION AND EXFILTRATION, TELEVISION INSPECTION AND A MANDREL TEST ON GRAVITY SEWER. A COPY OF THE TEST RESULTS SHALL BE PROVIDED TO THE UTILITY PROVIDER, OWNER AND JURISDICTIONAL AGENCY AS REQUIRED.

10. CONTRACTOR SHALL PROVIDE FOR A MINIMUM HORIZONTAL CLEARANCE OF 10' AND A VERTICAL CLEARANCE OF 18" BETWEEN WATER AND SANITARY SEWER MANHOLES AND LINES.

11. IF ANY EXISTING STRUCTURES TO REMAIN ARE DAMAGED DURING CONSTRUCTION IT SHALL BE THE CONTRACTORS RESPONSIBILITY TO REPAIR AND/OR REPLACE THE EXISTING STRUCTURE AS NECESSARY TO RETURN IT TO EXISTING CONDITIONS OR BETTER.

12. ALL STORM PIPE ENTERING STRUCTURES SHALL BE GROUTED TO ASSURE CONNECTION AT STRUCTURE IS WATERTIGHT UNLESS OTHERWISE STATED BY CITY AND STATE DESIGN STANDARDS AND SPECIFICATIONS.

13. UNLESS OTHERWISE STATED IN CITY AND STATE DESIGN STANDARDS AND SPECIFICATIONS, ALL STORM SEWER MANHOLES IN PAVED AREAS SHALL BE FLUSH WITH PAVEMENT, AND SHALL HAVE TRAFFIC BEARING RING & COVERS. MANHOLES IN UNPAVED AREAS SHALL BE 6" ABOVE FINISH GRADE. LIDS SHALL BE LABELED "STORM SEWER". EXISTING CASTINGS AND STRUCTURES WITHIN PROJECT LIMITS SHALL BE ADJUSTED TO MEET THESE CONDITIONS AND THE PROPOSED FINISHED GRADE.

14. TOPOGRAPHIC INFORMATION IS TAKEN FROM A TOPOGRAPHIC SURVEY BY LAND SURVEYORS. IF THE CONTRACTOR DOES NOT ACCEPT EXISTING TOPOGRAPHY AS SHOWN ON THE PLANS, WITHOUT EXCEPTION, THEN THE CONTRACTOR SHALL SUPPLY, AT THEIR EXPENSE, A TOPOGRAPHIC SURVEY BY A REGISTERED LAND SURVEYOR TO THE OWNER FOR REVIEW.

15. CONSTRUCTION SHALL COMPLY WITH ALL APPLICABLE GOVERNING CODES AND BE CONSTRUCTED TO

16. ALL STORM STRUCTURES SHALL HAVE A SMOOTH UNIFORM POURED MORTAR FROM INVERT IN TO INVERT

17. ROOF DRAINS SHALL BE CONNECTED TO STORM SEWER BY PREFABRICATED WYES OR AT STORM STRUCTURES. ROOF DRAINS AND TRUCK WELL DRAIN SHALL RUN AT A MINIMUM 1% SLOPE, UNLESS NOTED OTHERWISE, AND TIE IN AT THE CENTERLINE OF THE STORM MAIN.

19. THE CONTRACTOR SHALL PROTECT EXISTING UNDERGROUND UTILITIES AND APPURTENANCES THAT ARE TO REMAIN FROM DAMAGE DURING CONSTRUCTION OPERATIONS.

20. THE LOCATION OF EXISTING UTILITIES, STORM DRAINAGE STRUCTURES AND OTHER ABOVE AND BELOW-GRADE IMPROVEMENTS ARE APPROXIMATE AS SHOWN. IT IS THE CONTRACTOR'S RESPONSIBILITY TO DETERMINE THE EXACT LOCATION, SIZE AND INVERT ELEVATIONS OF EACH PRIOR TO THE START OF CONSTRUCTION.

21. A MINIMUM OF 5' SEPARATION IS REQUIRED BETWEEN UTILITIES AND TREES UNLESS A ROOT BARRIER IS

22. GAS. PHONE AND ELECTRIC SERVICES SHOWN FOR INFORMATIONAL PURPOSES ONLY. DRY UTILITY COMPANIES MAY ALTER THE DESIGN LAYOUT DURING THEIR REVIEW. CONTRACTOR TO COORDINATE FINAL DESIGN AND INSTALLATION WITH UTILITY COMPANIES.

23. COORDINATE UTILITY INSTALLATION WITH IRRIGATION DESIGN AND INSTALLATION.

24. ALL DIMENSIONS ARE TO FLOW LINE OF CURB UNLESS OTHERWISE NOTED. PERIMETER WALL DIMENSIONS ARE TO INSIDE WALL FACE. REFERENCE ARCHITECTURAL PLANS FOR EXACT WALL WIDTH AND SPECIFICATIONS.

25. REFERENCE ARCHITECTURAL PLANS (BY OTHERS). FOR EXACT BUILDING DIMENSIONS, AND MATERIALS SPECIFICATIONS.

26. REFERENCE M.E.P. PLANS (BY OTHERS) FOR MECHANICAL EQUIPMENT DIMENSIONS AND SPECIFICATIONS.

27. CONTRACTOR SHALL REFERENCE STRUCTURAL PLANS (BY OTHERS) FOR MECHANICAL EQUIPMENT DIMENSIONS AND PAD PREPARATION SPECIFICATIONS.

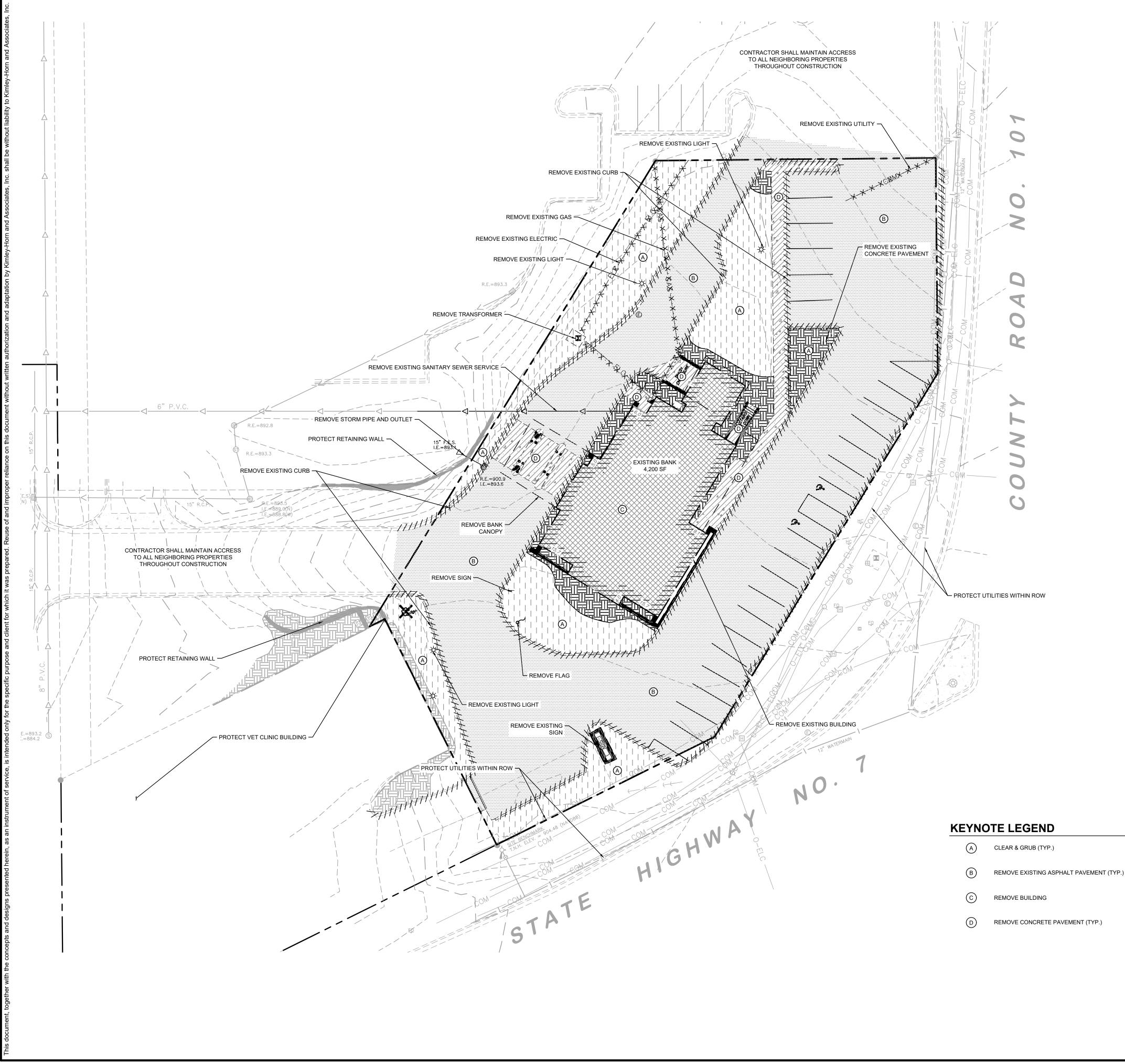
28. CONTRACTOR SHALL REFERENCE M.E.P PLANS (BY OTHERS) FOR LIGHT POLE WIRING.

RELIMINARY - NOT FOR CC MISTER CAR WASH - MINNETONKA, MN PREPARED FOR MISTER CAR WASH MINNETONKA
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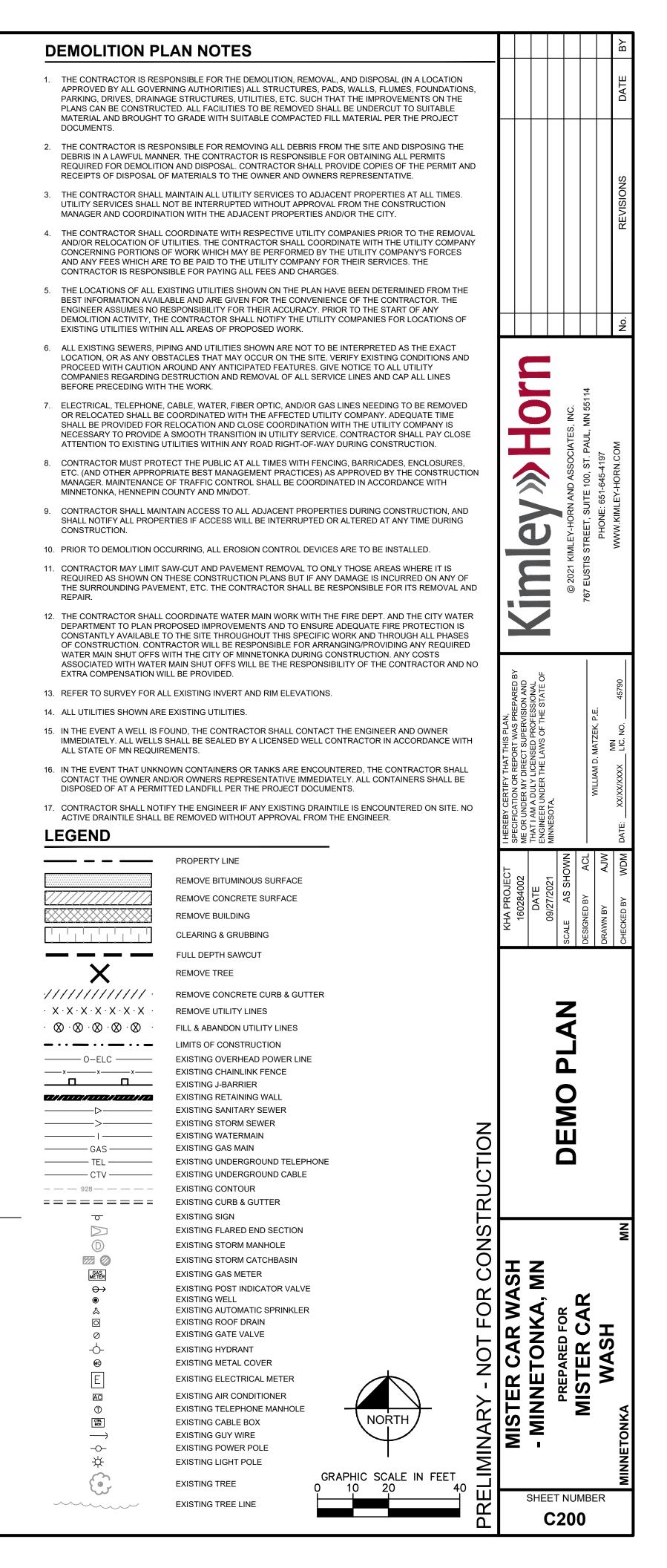
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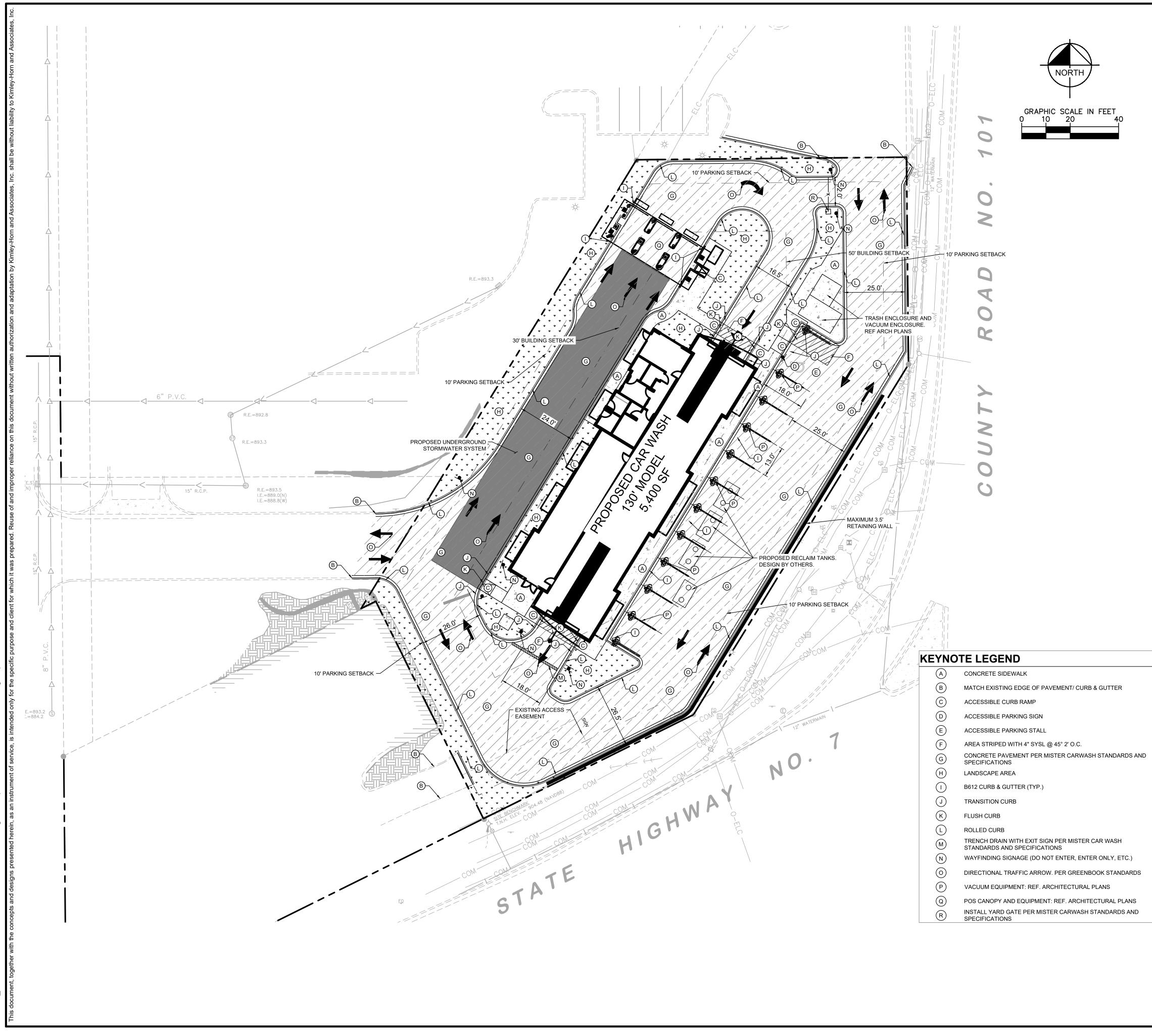
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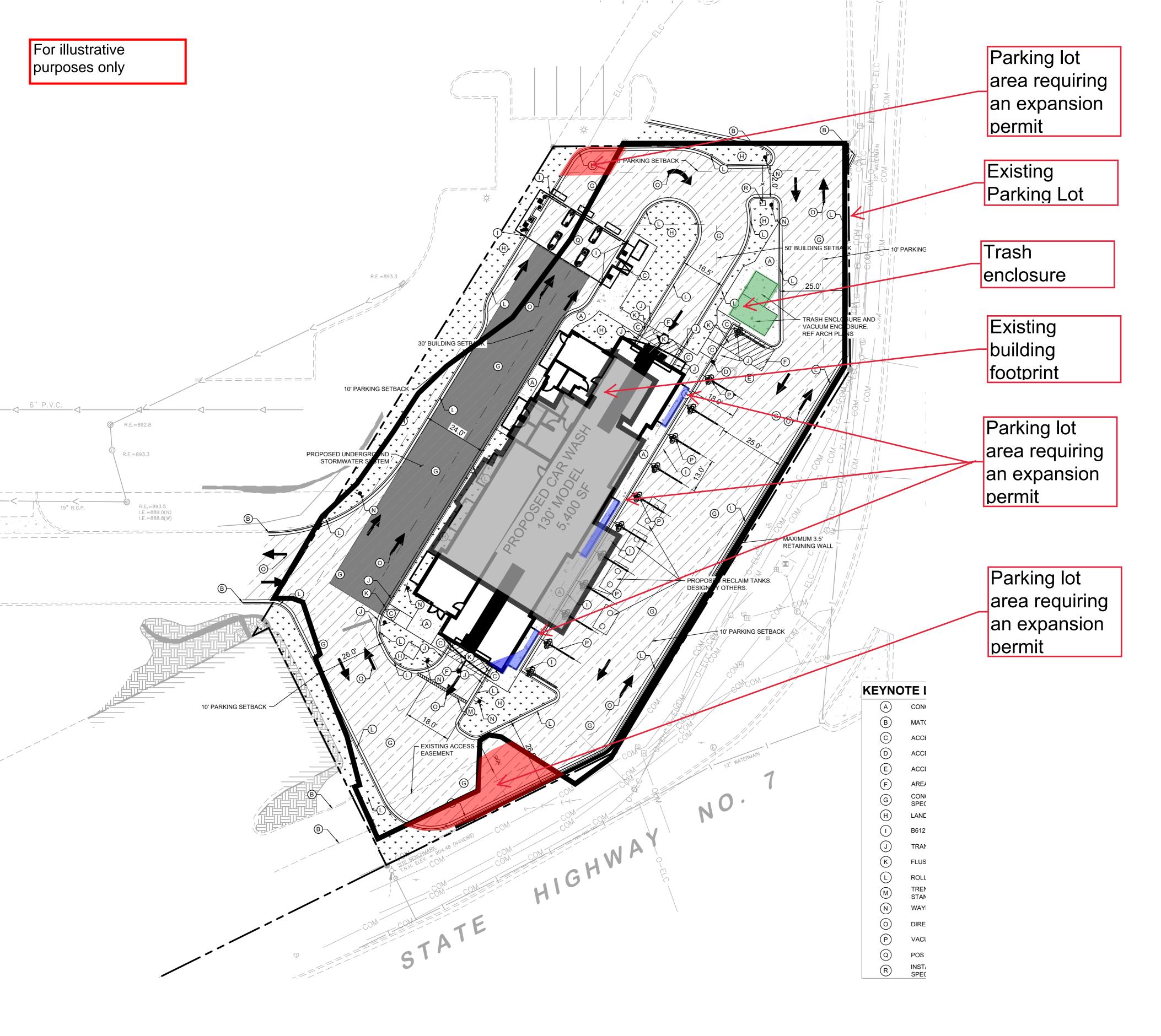
REMOVE CONCRETE PAVEMENT (TYP.)

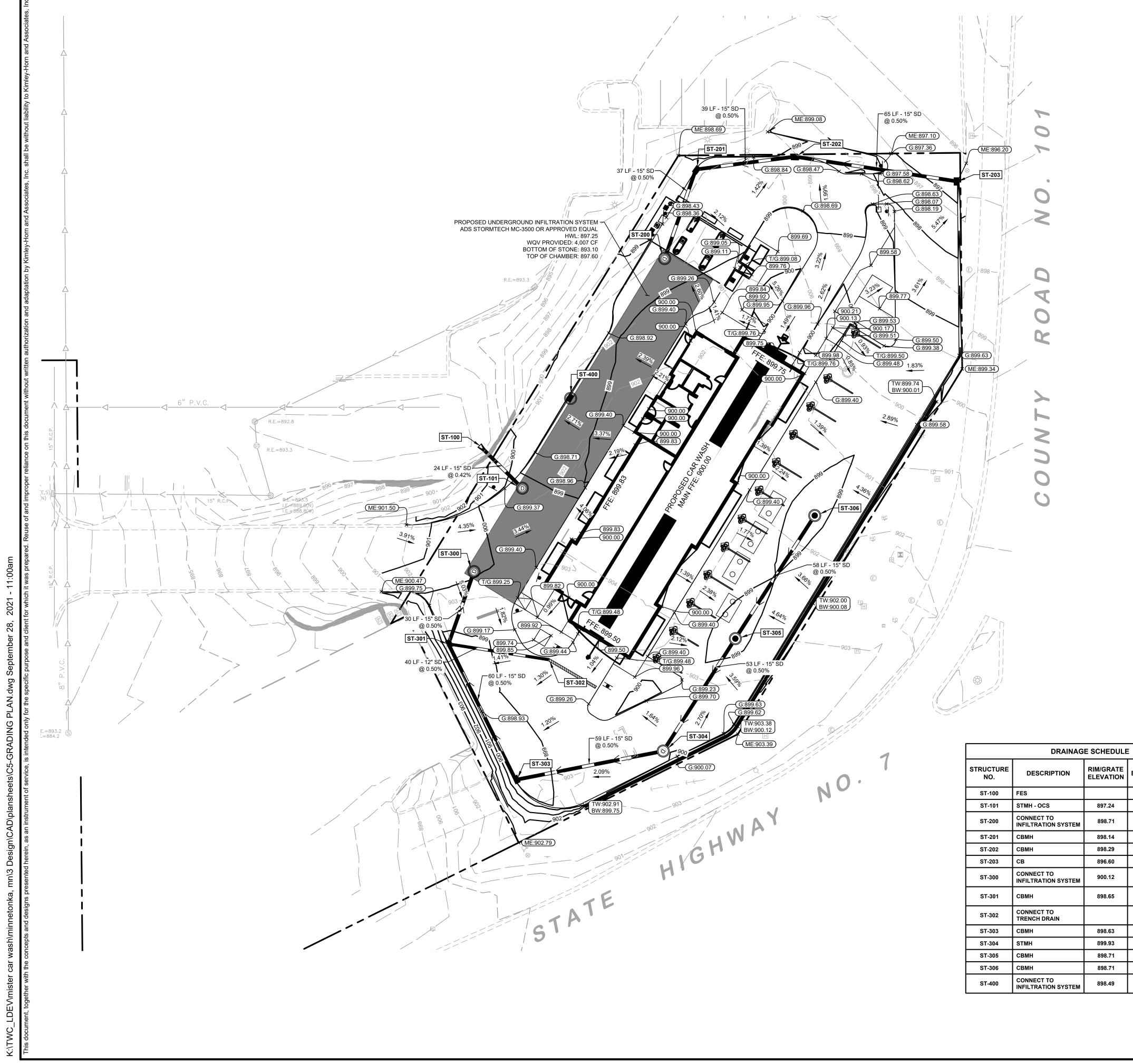




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-x-x-x-x-x-x- PROPOSED FEN		
SETBACK LINE		
PROPOSED CUR PROPOSED CON	B AND GUTTER CRETE PAVEMENT	
PROPOSED COM	CRETE SIDEWALK	
PROPERTY S	JMMARY	
ROGERS, MN C	AR WASH	
TOTAL PROPERTY AREA	0.83 AC	
ZONING SUN	B-2 LIMITED BUSINESS	
	DISTRICT B-2 LIMITED BUSINESS	INC. MN 55114
PROPOSED ZONING	DISTRICT HWY 101 = 10'	S, INC.
PARKING SETBACKS	HWY 7 = 10' SOUTHWEST = 10' NORTHWEST = 10'	SSOCIATES, INC. ST. PAUL, MN 55114 4197 RN.COM
BUILDING SETBACKS	HWY 101 = 50' HWY 7 = 50' SOUTHWEST = 30' NORTHWEST = 30'	© 2021 KIMLEY-HORN AND ASS © 2021 KIMLEY-HORN AND ASS 767 EUSTIS STREET, SUITE 100, S PHONE: 651-645-41 WWW.KIMLEY-HORN
BUILDING DATA		LEATREE PHC
		© 2021
	36,237 SF (0.83 AC) 5,400 SF (6.7% OF TOTAL	© 2021 KI
	PROPERTY AREA)	
PARKIN REQUIRED PARKING	AS DETERMINED BY ZONING	
PROPOSED PARKING	ADMINISTRATOR 11 SPACES	HIS PLAN, TI WAS PREPARED BY SUPERVISION AND SUPERVISION AND VS OF THE STATE OF ATZEK, P.E. ATZEK, P.E. ATZEK, P.E.
ADA STALLS REQ'D / PROVIDED	1 STALLS / 1 STALLS	HEREBY CERTIFY THAT THIS PLAN, SPECIFICATION OR REPORT WAS PRE GROUNDER MY DIRECT SUPERVISI THAT I AM A DULY LICENSED PROFES ENGINEER UNDER THE LAWS OF THE MINNESOTA. WILLIAM D. MATZEK, P.E. MILLIAM D. MATZEK, P.E.
<ol> <li>AND CODES AND O.S.H.A. STANDARDS.</li> <li>CONTRACTOR SHALL REFER TO THE ARCHI' LOCATIONS AND DIMENSIONS OF VESTIBULI PORCHES, TRUCK DOCKS, PRECISE BUILDIN UTILITY ENTRANCE LOCATIONS.</li> <li>ALL INNER CURBED RADII ARE TO BE 2' AND UNLESS OTHERWISE NOTED. STRIPED RADI</li> <li>ALL DIMENSIONS AND RADII ARE TO THE FAI NOTED.</li> </ol>	ES, SLOPE PAVING, SIDEWALKS, EXIT G DIMENSIONS AND EXACT BUILDING OUTER CURBED RADII ARE TO BE <10'> ARE TO BE 5'. CE OF CURB UNLESS OTHERWISE	KHA PROJECTIHEREBY CERT160284002IFHEREBY CERT160284002ME OR UNDERDATEME OR UNDERDATEDATEDATEME OR UNDERDATEME OR UNDERDATEME OR UNDERDATEME OR UNDERDATEME OR UNDERDATEME OR UNDERDATEMINNESOTA.DESIGNED BYAJWDRAWN BYMINNESDATEMINNESDATEMINNESDATEAJWDATEMINNES
<ol> <li>EXISTING STRUCTURES WITHIN CONSTRUC REMOVED OR RELOCATED AS NECESSARY. BID.</li> <li>CONTRACTOR SHALL BE RESPONSIBLE FOR</li> </ol>	ALL COST SHALL BE INCLUDED IN BASE	
OTHERWISE NOTED ON PLANS) INCLUDING I STORM DRAINAGE, SIGNS, TRAFFIC SIGNALS WORK SHALL BE IN ACCORDANCE WITH GO' AND PROJECT SITE WORK SPECIFICATIONS COST SHALL BE INCLUDED IN BASE BID.	BUT NOT LIMITED TO, ALL UTILITIES, & POLES, ETC. AS REQUIRED. ALL /ERNING AUTHORITIES REQUIREMENTS	AN
7. SITE BOUNDARY, TOPOGRAPHY, UTILITY AN SURVEY BY EGAN, FIELD & NOWAK, INC., DA		
KIMLEY-HORN ASSUMES NO LIABILITY FOR A OMISSIONS CONTAINED THEREIN.	NY ERRORS, INACCURACIES, OR	
<ol> <li>TOTAL LAND AREA IS 0.83 ACRES.</li> <li>PYLON / MONUMENT SIGNS SHALL BE CONS SHOWN FOR GRAPHICAL &amp; INFORMATIONAL</li> </ol>	PURPOSES ONLY. CONTRACTOR TO	
<ul> <li>VERIFY SIZE, LOCATION AND ANY REQUIRED CONSTRUCTION OF THE PYLON / MONUMEN</li> <li>0. CONTRACTOR SHALL REFERENCE ARCH / M ELECTRICAL PLAN.</li> </ul>	T SIGN.	RUCTION SI
<ol> <li>NO PROPOSED LANDSCAPING SUCH AS TRE UNDERGROUND STRUCTURES, OR OTHER O WITHIN EXISTING OR PROPOSED UTILITY EA SPECIFICALLY NOTED ON PLANS OTHERWIS</li> </ol>	BSTRUCTIONS SHALL BE LOCATED SEMENTS AND RIGHTS OF WAY UNLESS	S
2. REFERENCE ARCHITECTURAL PLANS FOR D		
3. REFER TO FINAL PLAT OR ALTA SURVEY FOI BOUNDARY DIMENSIONS.	R EXACT LOT AND PROPERTY	ASF ASF
4. ALL AREAS ARE ROUNDED TO THE NEARES		H CAR
<ol> <li>ALL DIMENSIONS ARE ROUNDED TO THE NE</li> <li>ALL PARKING STALLS TO BE 13' IN WIDTH AN INDICATED.</li> </ol>		Y - NOT TER CAF INETON PREPARED IISTER ( WASI
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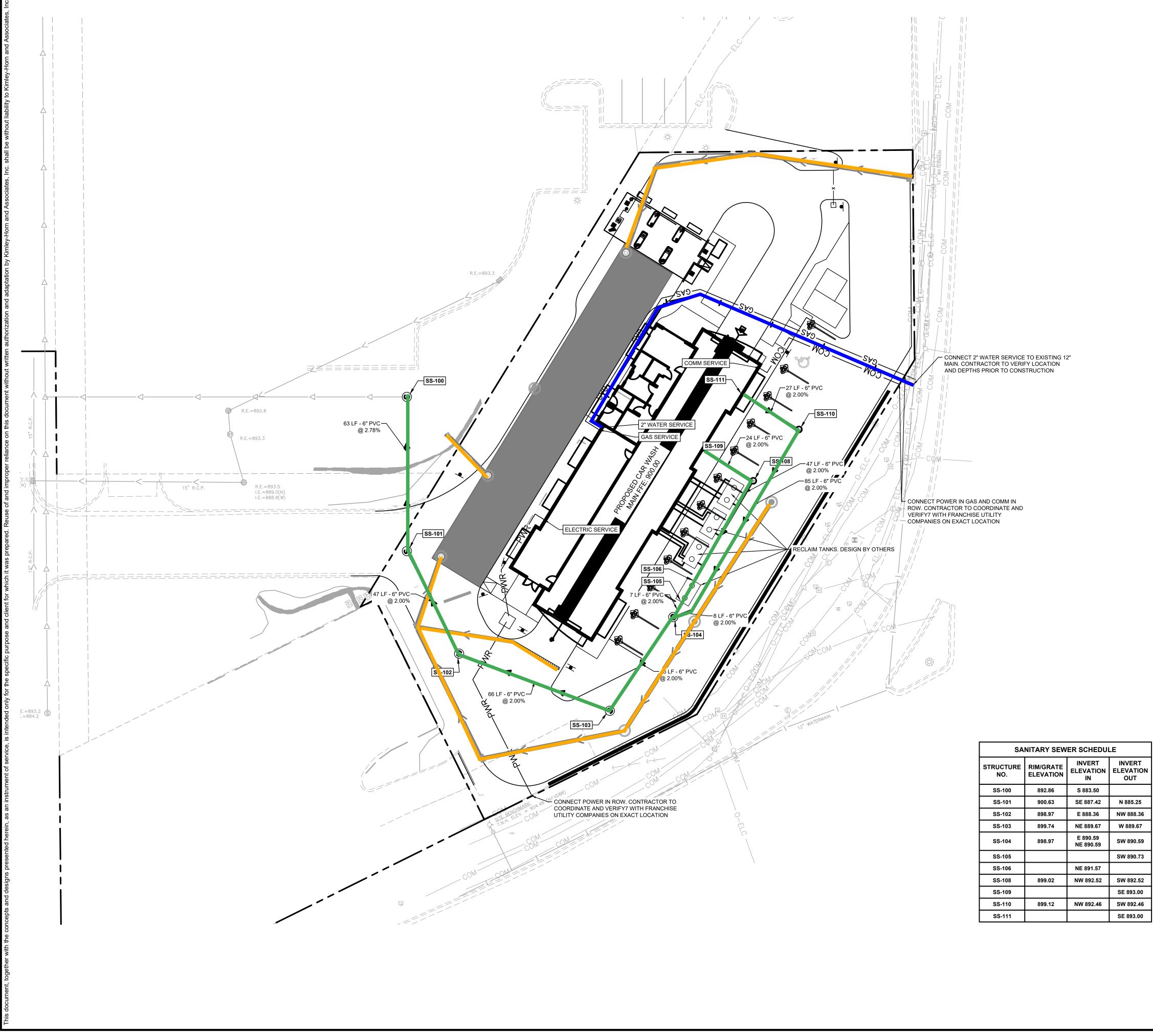




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STRUCTURE NO.	DESCRIPTION	RIM/GRATE ELEVATION	INVERT ELEVATION IN	INVERT ELEVATION OUT				
ST-100	FES		SE 893.00					
ST-101	STMH - OCS	897.24		NW 893.10				
ST-200	CONNECT TO INFILTRATION SYSTEM	898.71	N 893.10					
ST-201	СВМН	898.14	E 893.29	S 893.29				
ST-202	СВМН	898.29	E 893.48	W 893.48				
ST-203	СВ	896.60		W 893.81				
ST-300	CONNECT TO INFILTRATION SYSTEM	900.12	S 893.91					
ST-301	СВМН	898.65	SE 894.06 E 897.08	N 894.06				
ST-302	CONNECT TO TRENCH DRAIN			W 897.28				
ST-303	СВМН	898.63	E 894.36	NW 894.36				
ST-304	STMH	899.93	NE 894.66	W 894.66				
ST-305	СВМН	898.71	NE 894.92	SW 894.92				
ST-306	СВМН	898.71		SW 895.21				
ST-400	CONNECT TO INFILTRATION SYSTEM	898.49						

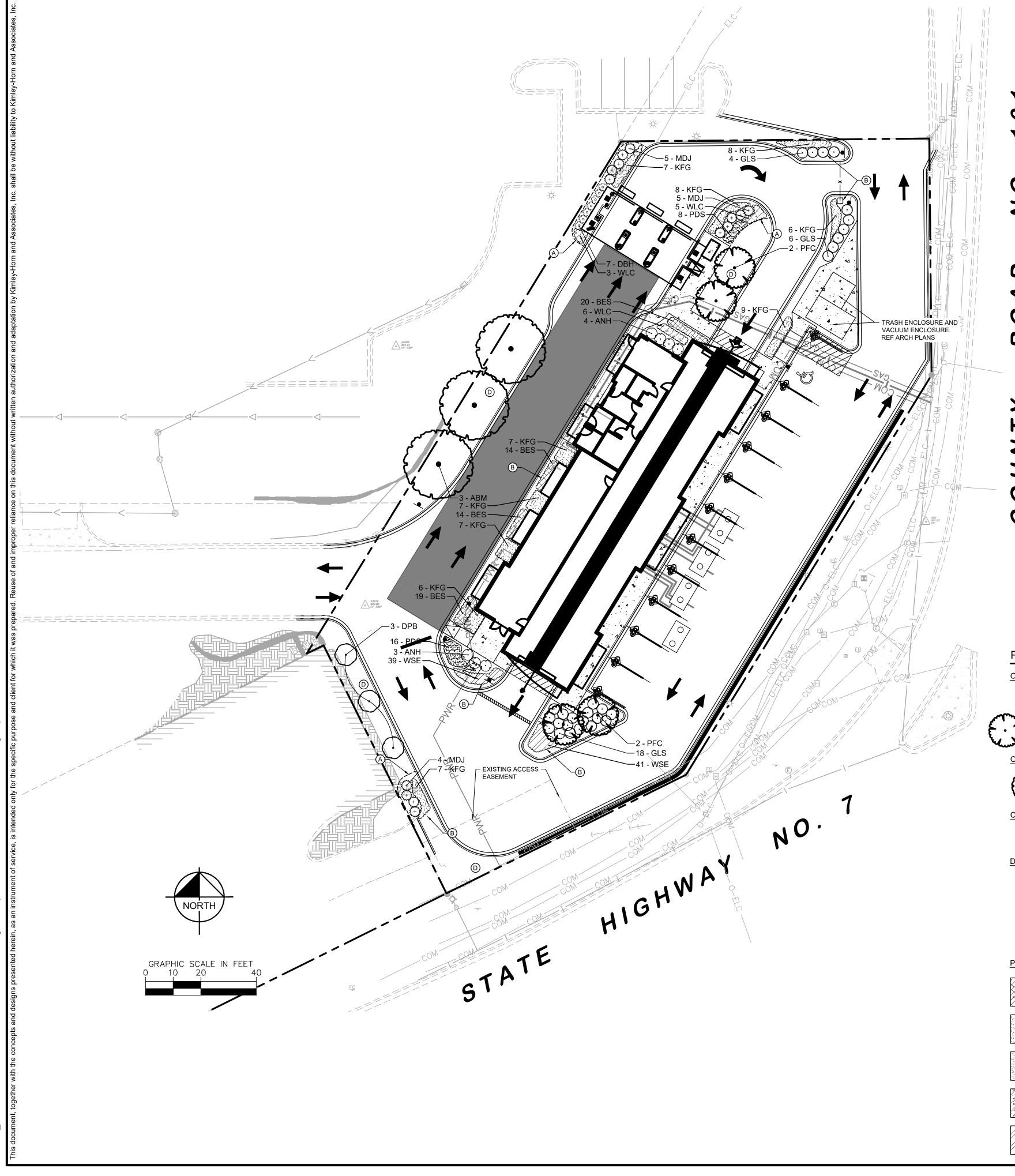
E	GEND						
		PROPERTY LINE					
	928	EXISTING CONTOUR					-
	925	PROPOSED CONTOUR PROPOSED STORM MANHOLE (SOLID CASTING)					
	$\bullet$	PROPOSED STORM MANHOLE (ROUND INLET CASTING)					
		PROPOSED STORM MANHOLE/ CATCH BASIN (CURB INLET CA	ASTING)				
	69	PROPOSED STORM SEWER CLENOUT					
		PROPOSED FLARED END SECTION PROPOSED RIPRAP					
	>	PROPOSED STORM SEWER					
		PROPOSED STORM SEWER					
	(100.00)	PROPOSED SPOT ELEVATION					
	(HP:0.0) ×	PROPOSED HIGH POINT ELEVATION PROPOSED LOW POINT ELEVATION					
	(LP:0.0)	PROPOSED COW FOINT ELEVATION PROPOSED GUTTER ELEVATION					-
	( <u>G:0.00</u> )	PROPOSED TOP OF CURB ELEVATION					
	(T/G:0.0)	PROPOSED FLUSH PAVEMENT ELEVATION					
	(ME:0.0)	MATCH EXISTING ELEVATION					
	EOF:0.0	PROPOSED EMERGENCY OVERFLOW				4	
	0.0%	PROPOSED DRAINAGE DIRECTION			Ú,	N 551	
	0.00%	PROPOSED ADA SLOPE			ATES, INC	⊐AUL, MN 55114	N
;6					so c	ST. I 4197	
	ALL WORK SHALL BE PE	RFORMED IN ACCORDANCE WITH THE CITY OF MINNETONKA, UILDING PERMIT REQUIREMENTS.			N AND A	reet, Suite 100, St.   PHONE: 651-645-4197	
	CONTRACTOR TO CALL	GOPHER STATE CALL ONE @ <1-800-252-1166> AT LEAST TWO TO EXCAVATION/CONSTRUCTION FOR UTILITY LOCATIONS.		G	2021 KIMLEY-HORN AND ASSOC	EUSTIS STREET, SUITE 100, PHONE: 651-645-⊿	
	STORM SEWER PIPE SH RCP PER ASTM C	c-76			1 KIM	STIS S	-
	HDPE: 0" - 10" PE					EUG	
	PVC SCH. 40 PER STORM SEWER FITTING	S SHALL BE AS FOLLOWS:			U I	767	
	RCP PER ASTM C- HDPE PER ASTM 3	76, JOINTS PER ASTM C-361, C-990, AND C-443 2212					
		3034, JOINTS PER ASTM D-3212					
	UTILITIES AND TOPOGR	VERIFY THE LOCATIONS AND ELEVATIONS OR EXISTING APHIC FEATURES PRIOR TO THE START OF SITE GRADING. THE IMEDIATELY NOTIFY THE PROJECT ENGINEER OF ANY RIATIONS.		RED BY AND NAL VTE OF			
	HELP OFFSET ANY STAT WHEN PLACING NEW SU EXCAVATION SHALL BE	N SHALL BE BACKFILLED IMMEDIATELY AFTER EXCAVATION TO BILITY PROBLEMS DUE TO WATER SEEPAGE OR STEEP SLOPES. JRFACE MATERIAL ADJACENT TO EXISTING PAVEMENT, THE BACKFILLED PROMPTLY TO AVOID UNDERMINING OF EXISTING		HIS PLAN, RT WAS PREPARED SUPERVISION AND ED PROFESSIONAL WS OF THE STATE (		WILLIAM D. MATZEK	MN
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		E RESPONSIBLE FOR ALL HORIZONTAL AND VERTICAL CONTROL.				MILLI,	
	SEWER ALIGNMENTS.	INISHED GRADES. CONTRACTOR SHALL ROUGH GRADE TO			NOIA		
	SUBGRADE ELEVATION	AND LEAVE STREET READY FOR SUBBASE. BITUMINOUS SURFACING, CONCRETE ITEMS, ANY ABANDONED		I HEREE SPECIFI ME OR I THAT I / ENGINE			
	THE CONTRACTOR AND	HER UNSTABLE MATERIALS SHALL BECOME THE PROPERTY OF SHALL BE DISPOSED OF OFF THE CONSTRUCTION SITE. PLAN FOR SANITARY SEWER MAIN, WATER MAIN SERVICE		0JECT 4002 FE		AUL	
	LAYOUT AND ELEVATIO	NS AND CASTING / STRUCTURE NOTATION.			AS AS	R	
•		DNSIBLE FOR CONSTRUCTION OF PAVEMENTS AND CURB AND UNIFORM SLOPES TO PROVIDE POSITIVE DRAINAGE.		KHA PR( 16028- DAT		in BY	
-		<4" CLASS 5> AGGREGATE BASE UNDER CURB AND GUTTER AND		×	SCALE	DRAWN BY	
	CONCRETE SIDEWALKS					- 1 😐	1
	STREETS AND DISTURB	EXCAVATION AND FILLING, CONTRACTOR SHALL RESTORE ALL ED AREAS ON SITE. ALL DISTURBED AREAS SHALL BE MINIMUM OF <4" OF TOPSOIL>.			Ζ		
-	ALL SPOT ELEVATIONS/ NOTED.	CONTOURS ARE TO GUTTER / FLOW LINE UNLESS OTHERWISE			LA		
	DRIVEWAYS SHALL CON CASE SHALL ACCESSIB CASE SHALL SIDEWALK SIDEWALK SLOPES EXC AISLES EXCEED 2% (1.5 BUILDING DOORS AND O ENGINEER IMMEDIATEL PAVING. NO CONTRACT ISSUES.	WALKS AND ACCESSIBLE ROUTES INCLUDING CROSSING IFORM TO CURRENT ADA STATE/NATIONAL STANDARDS. IN NO LE RAMP SLOPES EXCEED 1 VERTICAL TO 12 HORIZONTAL. IN NC CROSS SLOPES EXCEED 2%. IN NO CASE SHALL LONGITUDINAL EED 5%. IN NO CASE SHALL ACCESSIBLE PARKING STALLS OR % TARGET) IN ALL DIRECTIONS. SIDEWALK ACCESS TO EXTERNA GATES SHALL BE ADA COMPLIANT. CONTRACTOR SHALL NOTIFY Y IF ADA CRITERIA CANNOT BE MET IN ANY LOCATION PRIOR TO OR CHANGE ORDERS WILL BE ACCEPTED FOR A.D.A COMPLIANC	L		<b>RADING PI</b>		
-	MAINTAIN A MINIMUM O	F 0.5% GUTTER SLOPE TOWARDS LOW POINTS.	Ō	1			
		IDE 3" INSULATION BY 5' WIDE CENTERED ON STORM PIPE IF RIN PAVEMENT AREAS AND LESS THAN 3' OF COVER IN	ICTI		C) L		
		DNNECTIONS AT THE BUILDING SHALL BE AT ELEVATION <xxx.xx TED OTHERWISE. REFERENCE MEP PLANS FOR ROOF DRAIN</xxx.xx 	E E E		-		
-	ALL STORM SEWER COM MANHOLE CONNECTION	NNECTIONS SHALL BE GASKETED AND WATER TIGHT INCLUDING IS.	SNC				
	ALL STORM SEWER PIP PLUMBING CODE.	E SHALL BE AIR TESTED IN ACCORDANCE WITH THE CURRENT	00	ASH , MN			
	MAINTAIN A MINIMUM O CONCRETE PAVEMENT	F 1.25% SLOPE IN BITUMINOUS PAVEMENT AREAS, 0.5% SLOPE IN AREAS.	A R	Ϋ́Α̈́,	2		
-		EVIEW PAVEMENT GRADIENT AND CONSTRUCT "INFALL CURB" AINS TOWARD GUTTER, AND "OUTFALL" CURB WHERE PAVEMENT JTTER.	Ш	S CAR V	PREPARED FOR		
		NORTH	■⊥ <sub>ð</sub> <sup></sup> PRELIMINARY - NOT	MISTER CA - MINNETOI	PRE		
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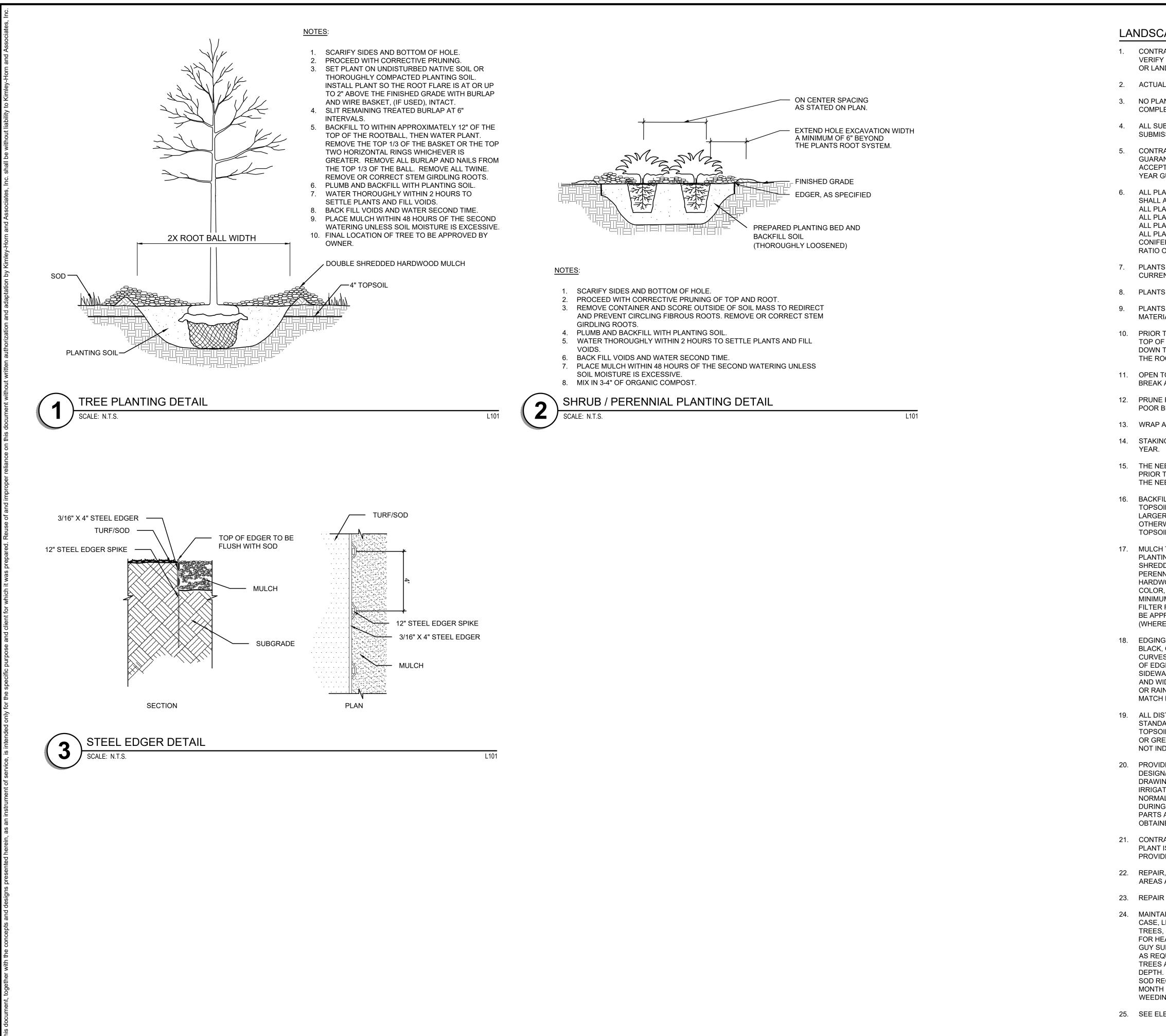
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-	6" AND LARGER, PVC C-	-900 PER ASTM D 2241	SE CI ASS 150			JL, N	
	CLASS 200 UNDER COU 4" AND LARGER DUCTIL SMALLER THAN 3" DIDIN	E IRON PIPE PER AWW	A C150			0.5	COM
	SMALLER THAN 3" PIPIN ANSI 816.22 OR PVC, 20					D ASSO 100, ST 645-419	
	MINIMUM TRENCH WIDTH	SHALL BE 2 FEET.				I AND ASSC ITTE 100, S <sup>-</sup> 651-645-41	NOH-
	ALL WATER JOINTS ARE TO	O BE MECHANICAL JOI	NTS WITH RESTRAINTS SUCH AS THRUST			RN ANE SUITE	ЛЦЕУ
	BLOCKING, WITH STAINLES CITY SPECIFICATIONS AND	SS STEEL OR COBALT E PROJECT DOCUMENT	BLUE BOLTS, OR AS INDICATED IN THE S.		G	2021 KIMLEY-HORN AND ASSO USTIS STREET, SUITE 100, ST. PHONE: 651-645-419	WWW.KIMLEY-HORN
			(PARALLEL) OR WHEN CROSSING 18" TO OUTSIDE EDGE OF PIPE OR			21 KIMLE STIS STF	3
	CONTRACTOR SHALL MAIN	NTAIN A MINIMUM OF 7	5" COVER ON ALL WATERLINES.			т Ш	
	STORM LINES AND GAS LIN SANITARY LINE SHALL BE ON EITHER SIDE OF THE C MECHANICAL JOINTS WITH	NES, OR ANY OBSTRUC SCH. 40 OR C900 WITH ENTER LINE OF THE CF APPROPRIATE FASTE SEPARATION. MEETIN	EN WATER LINES, SANITARY LINES, TION (EXISTING AND PROPOSED), THE MECHANICAL JOINTS AT LEAST 10 FEET ROSSING. THE WATER LINE SHALL HAVE NERS AS REQUIRED TO PROVIDE A G REQUIREMENTS OF ANSI A21.10 OR		Ki		
	LINES UNDERGROUND SHA BACKFILLING.	ALL BE INSTALLED, INS	PECTED AND APPROVED BEFORE		EPARED BY ON AND SIONAL STATE OF		45790
		AND TO BE ONE FOOT A	SSARY TO BE FLUSH WITH PROPOSED ABOVE FINISHED GROUND ELEVATIONS, IN		PLAN, AS PRE ERVISI ROFES DF THE	TZEK	ÖN
	ALL CONCRETE FOR ENCA STRENGTH AT 3000 P.S.I.	ASEMENTS SHALL HAVE	E A MINIMUM 28 DAY COMPRESSION		THAT THIS F REPORT W IRECT SUP ICENSED P ILE LAWS C	WILLIAM D. MATZEK	UN NI
	EXISTING UTILITIES SHALL LINES.	. BE VERIFIED IN FIELD	PRIOR TO INSTALLATION OF ANY NEW		7 8 C C F	MILLI	XXXX/XX/XX
-	REFER TO INTERIOR PLUM	IBING DRAWINGS FOR	TIE-IN OF ALL UTILITIES.		BY CE ICATIC UNDE AM A I SOTA.		XX
		STATE OF MN WITH RE	TO THE SPECIFICATIONS OF THE CITY GARDS TO MATERIALS AND INSTALLATION		I HERE SPECIF ME OR THAT I ENGINE MINNE		DATE:
	OF EXISTING UTILITIES AS VARIOUS UTILITY COMPAN FIELD. THE INFORMATION CONTRACTOR MUST CALL BEFORE ANY EXCAVATION BE THE RESPONSIBILITY C WHICH CONFLICT WITH TH	SHOWN ON THESE PLA NIES, AND WHERE POSS IS NOT TO BE RELIED ( THE APPROPRIATE UT TO REQUEST EXACT F OF THE CONTRACTOR T HE PROPOSED IMPROVI	THAT THE LOCATION AND/OR ELEVATION ANS IS BASED ON RECORDS OF THE SIBLE, MEASUREMENTS TAKEN IN THE ON AS BEING EXACT OR COMPLETE. THE ILITY COMPANIES AT LEAST 72 HOURS FIELD LOCATION OF UTILITIES. IT SHALL TO RELOCATE ALL EXISTING UTILITIES EMENTS SHOWN ON THE PLANS. SARY INSPECTIONS AND/OR		KHA PROJECT 160284002 DATE 09/27/2021	SCALE AS SHOWN DESIGNED BY ACL DRAWN BY AJW	BY
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	ELECTRICAL PLAN.					く	
	BACKFLOW DEVICES (DDC INTERIOR OF THE BUILDIN		S) AND METERS ARE LOCATED IN THE ANS.			PLAN	
	ALL ONSITE WATERMAINS MAINTAINED.	AND SANITARY SEWER	RS SHALL BE PRIVATELY OWNED AND				
		TS SHALL BE MECHANIC	CALLY RESTRAINED WITH REACTION			<u>&gt;</u>	
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28 PE PLAN.dwg Ser mn\3 Desigr K:\TWC\_LDEV\r

			LA	NDSCAPE LEGEND			
				EXISTING DECIDUOUS TREE	E (TYP.)		
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70				5 Mg			
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0				EXISTING SHRUB (TYP.)			
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				APPROXIMATE LIMITS OF SO SOD ALL DISTURBED AREAS		ON,	
$\sim$			11	SEED/ SOD EDGE (TYP.)			
4 1			LA	NDSCAPE KEYNOTES	A		N 55114
ò				EDGER (TYP.)			D ASSOCIATES, INC. 100, ST. PAUL, MN 55114 645-4197 HORN.COM
R			Ŭ	DOUBLE SHREDDED HARDWOOD MULCH (TY ROCK MULCH (TYP.)	′P.)		AND ASSOCI TE 100, ST. P 551-645-4197 EY-HORN.CO
-			° °	SOD (TYP.)			RN AND SUITE 10 E: 651-6- MLEY-H0
			Ē	MAINTENANCE STRIP (TYP.)			© 2021 KIMLEY-HORN AN 767 EUSTIS STREET, SUITE PHONE: 651- WWW.KIMLEY-
<b>&gt;</b>			LANDSCAPE S	JMMARY			2021 KIML EUSTIS ST
			REQUIRED LANDSCAPE M	NIMUM VALUE IN CONFORMANCE WITH THE F	OLLOWING T	ABLE:	© 20
2			PROJECT VALUE, INCLUDI BUILDING CONSTRUCTION	1			
20			SITE PREPARATION, AND S IMPROVEMENTS	MINIMUM LANDSCAPE VALUE			
0			BELOW \$1,000,000 \$1,000,000 - \$2,000,000 \$2,000,000 - \$3,000,000	<ul> <li>= 2%</li> <li>= \$20,000 + 1% OF PROJECT VAL</li> <li>= \$30,000 + .75% OF PROJECT VA</li> </ul>			ARED BY IONAL 1000AL 56522
0			\$2,000,000 - \$3,000,000 \$2,000,000 - \$3,000,000 OVER \$4,000,000	= \$30,000 + .73% OF PROJECT VA = \$37,500 + .25% OF PROJECT VA = 1%			
			*AT LEAST 25% OF PROPO NATIVE PLANT LIST	SED PLANTS MUST BE BENEFICIAL TO POLLIN	NATORS FROM	I THE CITY'S	
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ORNAMENTAL TREE	CODE DPB PFC CODE ABM CODE MDJ CODE ANH DBH GLS CODE BES	3 4 <u>QTY</u> 3 <u>QTY</u> 14 <u>QTY</u> 7 28 <u>QTY</u> 67	SCREENING PROVIDED: BOTANICAL NAME BETULA PLATYPHYLLA 'FARGO' MALUS X 'PRAIRIFIRE' BOTANICAL NAME ACER X FREEMANII 'AUTUMN BLAZE' ACER X FREEMANII 'AUTUMN BLAZE' ACER X FREEMANII 'AUTUMN BLAZE' ADTANICAL NAME JUNIPERUS SCOPULORUM 'MEDORA' BOTANICAL NAME HYDRANGEA ARBORESCENS 'ANNABELLE' DIERVILLA LONICERA RHUS AROMATICA 'GRO-LOW' BOTANICAL NAME RUDBECKIA FULGIDA 'GOLDSTURM'	ROUND FROM PUBLIC VIEW SEE PLAN COMMON NAME DAKOTA PINNACLE BIRCH PRAIRIFIRE CRAB APPLE COMMON NAME AUTUMN BLAZE MAPLE COMMON NAME MEDORA JUNIPER MEDORA JUNIPER COMMON NAME ANNABELLE HYDRANGEA DWARF BUSH HONEYSUCKLE GRO-LOW FRAGRANT SUMAC COMMON NAME BLACK-EYED SUSAN	CONT B & B B & B CONT B & B CONT #5 CONT. #5 CONT. #5 CONT. #5 CONT. #5 CONT. 3 CONT. 3 CONT. 3 CONT. 3 CONT.	CAL/SIZE 2" CAL. 2" CAL. 2" CAL. CAL/SIZE 2.5" CAL. SPACING 4` O.C. SPACING 4` O.C. 3` O.C. 4` O.C.	Y - NOT FOR CONSTRUCTION TER CAR WASH VNETONKA, MN PREPARED FOR MISTER CAR MASH MASH MASH MASH MASH MASH MARN MASH MAPROJECT 160284002 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 1602840 16028400 16028400 16028400 1602840 16028400 1602840 16028
ORNAMENTAL TREE OVERSTORY TRE	CODE DPB PFC CODE ABM CODE MDJ CODE ANH GLS CODE BES KFG	3 4 <u>QTY</u> 3 <u>QTY</u> 14 <u>QTY</u> 7 28 <u>QTY</u> 67 72 27 28	SCREENING PROVIDED: BOTANICAL NAME BETULA PLATYPHYLLA 'FARGO' MALUS X 'PRAIRIFIRE' BOTANICAL NAME ACER X FREEMANII 'AUTUMN BLAZE' ACER X FREEMANII 'AUTUMN BLAZE' ACER X FREEMANII 'AUTUMN BLAZE' BOTANICAL NAME JUNIPERUS SCOPULORUM 'MEDORA' BOTANICAL NAME HYDRANGEA ARBORESCENS 'ANNABELLE' DIERVILLA LONICERA RHUS AROMATICA 'GRO-LOW' BOTANICAL NAME AUDBECKIA FULGIDA 'GOLDSTURM' CALAMAGROSTIS X ACUTIFLORA 'KARL FOERSTER' SPOROBOLUS HETEROLEPIS	ROUND FROM PUBLIC VIEW   SEE PLAN     COMMON NAME   DAKOTA PINNACLE BIRCH   PRAIRIFIRE CRAB APPLE   COMMON NAME   AUTUMN BLAZE MAPLE   COMMON NAME   MEDORA JUNIPER   MEDORA JUNIPER   DWARF BUSH HONEYSUCKLE   GRO-LOW FRAGRANT SUMAC   COMMON NAME   BLACK-EYED SUSAN   KARL FOERSTER FEATHER REED GRASS   PRAIRIE DROPSEED	CONT B & B B & B CONT B & B CONT #5 CONT. #5 CONT. #5 CONT. #5 CONT. 30" o.c. 30" o.c. 24" o.c.	CAL/SIZE 2" CAL. 2" CAL. 2" CAL. CAL/SIZE 2.5" CAL. SPACING 4` O.C. 3` O.C. 4` O.C.	Y - NOT FOR CONSTRUCTION TER CAR WASH VNETONKA, MN PREPARED FOR MISTER CAR MASH MASH MASH MASH MASH MASH MARN MASH MAPROJECT 160284002 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 1602840 16028400 16028400 16028400 1602840 16028400 1602840 16028
ORNAMENTAL TREE OVERSTORY TRE	CODE DPB PFC CODE ABM CODE MDJ CODE ANH GLS CODE BES KFG	3 4 <u>QTY</u> 3 <u>QTY</u> 14 <u>QTY</u> 7 28 <u>QTY</u> 67 72	SCREENING PROVIDED: BOTANICAL NAME BETULA PLATYPHYLLA 'FARGO' MALUS X 'PRAIRIFIRE' DATANICAL NAME ACER X FREEMANII 'AUTUMN BLAZE' ACER X FREEMANII 'AUTUMN BLAZE' ACER X FREEMANII 'AUTUMN BLAZE' DIANICAL NAME JUNIPERUS SCOPULORUM 'MEDORA' BOTANICAL NAME IVDRANGEA ARBORESCENS 'ANNABELLE' DIERVILLA LONICERA RHUS AROMATICA 'GRO-LOW' BOTANICAL NAME RUDBECKIA FULGIDA 'GOLDSTURM'	ROUND FROM PUBLIC VIEW   SEE PLAN   COMMON NAME   DAKOTA PINNACLE BIRCH   PRAIRIFIRE CRAB APPLE   COMMON NAME   AUTUMN BLAZE MAPLE   COMMON NAME   MEDORA JUNIPER   DWARF BUSH HONEYSUCKLE   GRO-LOW FRAGRANT SUMAC   COMMON NAME   BLACK-EYED SUSAN   KARL FOERSTER FEATHER REED GRASS	CONT B & B B & B CONT B & B CONT #5 CONT. #5 CONT. #5 CONT. #5 CONT. 5 PACING 18" o.c. 30" o.c.	CAL/SIZE 2" CAL. 2" CAL. 2" CAL. CAL/SIZE 2.5" CAL. SPACING 4` O.C. 3` O.C. 4` O.C.	Y - NOT FOR CONSTRUCTION TER CAR WASH VNETONKA, MN PREPARED FOR MISTER CAR MASH MASH MASH MASH MASH MASH MARN MASH MAPROJECT 160284002 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 16028400 1602840 16028400 16028400 16028400 1602840 16028400 1602840 16028
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16. BACKFI TOPSO LARGEF OTHER

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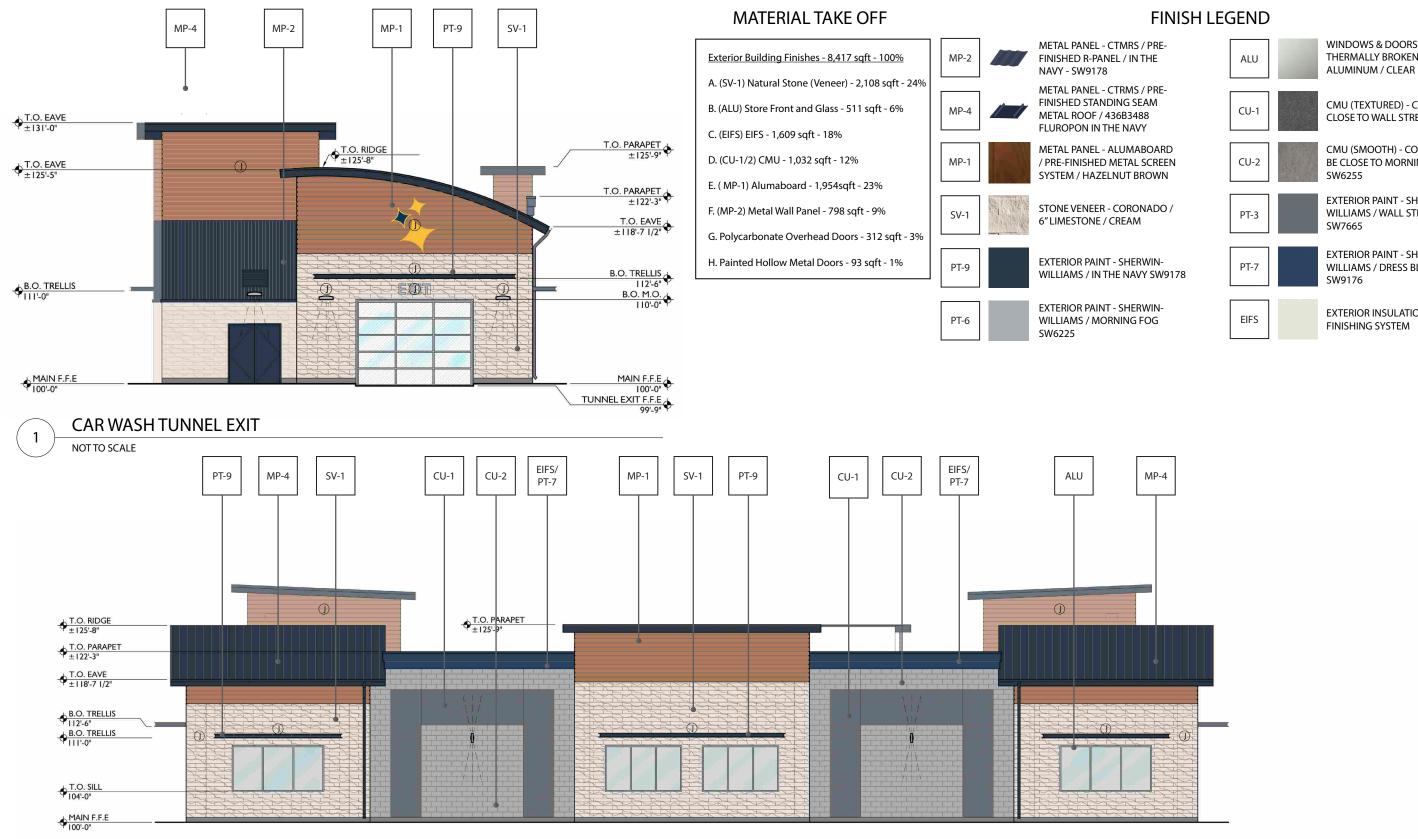
**IRRIGA** NORMA DURING PARTS

24. MAINTA CASE, L TREES, FOR HE GUY SL

AS REC TREES DEPTH. SOD RE MONTH WEEDI

25. SEE EL

		B
CAPE NOTES		DATE
RACTOR SHALL CONTACT COMMON GROUND ALLIANCE AT 811 OR CALL811.COM TO Y LOCATIONS OF ALL UNDERGROUND UTILITIES PRIOR TO INSTALLATION OF ANY PLANTS NDSCAPE MATERIAL.		
AL LOCATION OF PLANT MATERIAL IS SUBJECT TO FIELD AND SITE CONDITIONS.		
ANTING WILL BE INSTALLED UNTIL ALL GRADING AND CONSTRUCTION HAS BEEN LETED IN THE IMMEDIATE AREA.		SNOI
JBSTITUTIONS MUST BE APPROVED BY THE LANDSCAPE ARCHITECT PRIOR TO SSION OF ANY BID AND/OR QUOTE BY THE LANDSCAPE CONTRACTOR.		REVISIONS
RACTOR SHALL PROVIDE TWO YEAR GUARANTEE OF ALL PLANT MATERIALS. THE ANTEE BEGINS ON THE DATE OF THE LANDSCAPE ARCHITECT'S OR OWNER'S WRITTEN PTANCE OF THE INITIAL PLANTING. REPLACEMENT PLANT MATERIAL SHALL HAVE A ONE GUARANTEE COMMENCING UPON PLANTING.		
ANTS TO BE SPECIMEN GRADE, MINNESOTA-GROWN AND/OR HARDY. SPECIMEN GRADE ADHERE TO, BUT IS NOT LIMITED BY, THE FOLLOWING STANDARDS: ANTS SHALL BE FREE FROM DISEASE, PESTS, WOUNDS, SCARS, ETC. ANTS SHALL BE FREE FROM NOTICEABLE GAPS, HOLES, OR DEFORMITIES. ANTS SHALL BE FREE FROM BROKEN OR DEAD BRANCHES. ANTS SHALL HAVE HEAVY, HEALTHY BRANCHING AND LEAFING. EROUS TREES SHALL HAVE AN ESTABLISHED MAIN LEADER AND A HEIGHT TO WIDTH OF NO LESS THAN 5:3.		P 45
S TO MEET AMERICAN STANDARD FOR NURSERY STOCK (ANSI Z60.1-2014 OR MOST ENT VERSION) REQUIREMENTS FOR SIZE AND TYPE SPECIFIED.		PAUL, MN 55114
S TO BE INSTALLED AS PER MNLA & ANSI STANDARD PLANTING PRACTICES.		
S SHALL BE IMMEDIATELY PLANTED UPON ARRIVAL AT SITE. PROPERLY HEEL-IN RIALS IF NECESSARY; TEMPORARY ONLY.		
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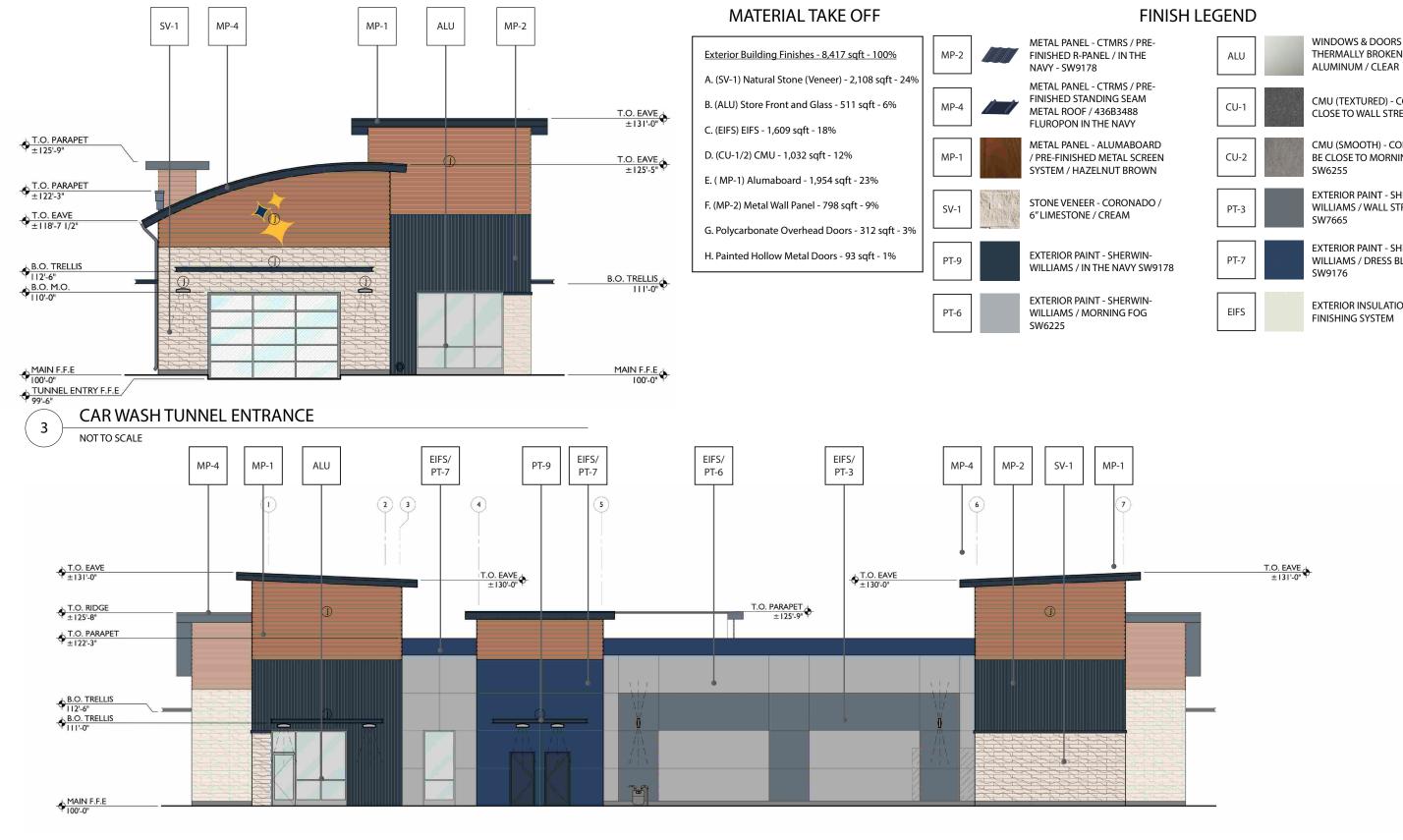
CAR WASH TUNNEL WALL ELEVATION

NOT TO SCALE



2

CTMRS / PRE- NEL / IN THE 3	ALU	WINDOWS & DOORS - THERMALLY BROKEN ANODIZED ALUMINUM / CLEAR
CTRMS / PRE- DING SEAM 436B3488 FHE NAVY	CU-1	CMU (TEXTURED) - COLOR TO BE CLOSE TO WALL STREET SW7665
ALUMABOARD METAL SCREEN ELNUT BROWN	CU-2	CMU (SMOOTH) - COLOR TO BE CLOSE TO MORNING FOG SW6255
- CORONADO / / CREAM	PT-3	EXTERIOR PAINT - SHERWIN- WILLIAMS / WALL STREET SW7665
T - SHERWIN- THE NAVY SW9178	PT-7	EXTERIOR PAINT - SHERWIN- WILLIAMS / DRESS BLUES SW9176
T - SHERWIN- RNING FOG	EIFS	EXTERIOR INSULATION FINISHING SYSTEM



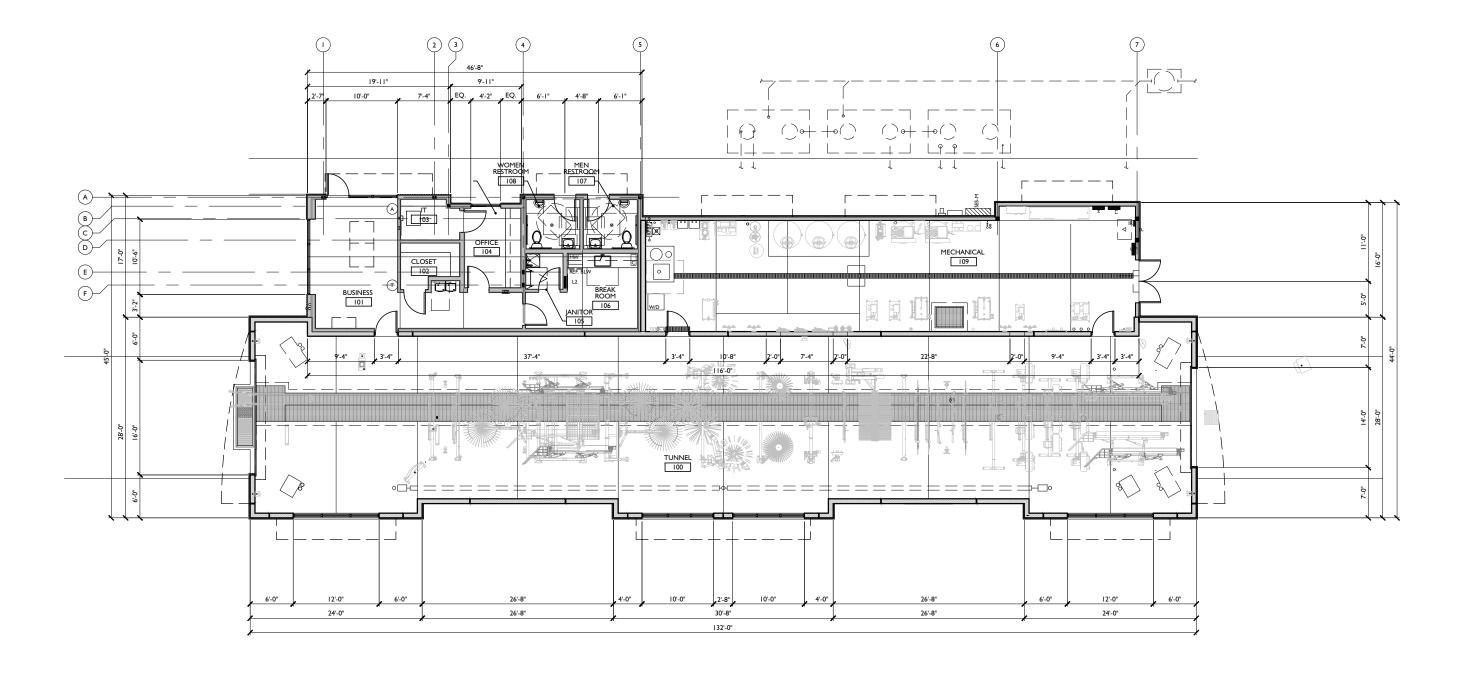
**BUSINESS/ MECHANICAL ELEVATION** 

NOT TO SCALE



4

CTMRS / PRE- NEL / IN THE 3	ALU	WINDOWS & DOORS - THERMALLY BROKEN ANODIZED ALUMINUM / CLEAR
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ALUMABOARD METAL SCREEN ELNUT BROWN	CU-2	CMU (SMOOTH) - COLOR TO BE CLOSE TO MORNING FOG SW6255
- CORONADO / / CREAM	PT-3	EXTERIOR PAINT - SHERWIN- WILLIAMS / WALL STREET SW7665
T - SHERWIN- THE NAVY SW9178	PT-7	EXTERIOR PAINT - SHERWIN- WILLIAMS / DRESS BLUES SW9176
T - SHERWIN- DRNING FOG	EIFS	EXTERIOR INSULATION FINISHING SYSTEM









NOTE: THIS IS A SCHEMATIC ONLY FLOOR PLAN AND SUBJECT TO MUNICIPALITY APPROVALS. ALL DIMENSIONS REFERENCE USE ONLY.

### Resolution No. 2021-

### Resolution approving a final site and building plan, with variances and expansion permit, and a conditional use permit for Mister Car Wash at 17600 Hwy 7

Be it resolved by the City Council of the City of Minnetonka, Minnesota, as follows:

- Section 1. Background.
- 1.01 Trevor Buhl, on behalf of CWP West Corp., has submitted a proposal for a car wash.
- 1.02 The property is located at 17600 Hwy 7. It is legally described as:

Per Certificate of Title, Certificate Number 1515458:

That part of Tract A, Registered Land Survey No. 1248, Hennepin County, Minnesota, lying Southerly and Easterly of the following described line and its extension Southwesterly: Commencing at a point on the Northerly line of Tract B, said Register Land Survey Number 1248 distant 6.82 feet Westerly along said Northerly line from the most Northerly corner of said Tract B; thence North 32 degrees 06 minutes East a distance of 216.82 feet; thence on a bearing of East 111.29 feet to a point on the East line of said Tract A distant 139.30 feet South along said East line from the Northeast corner of said Tract A and there terminating. For the purposes of this Survey the East line of Tract A is assumed to have a bearing of South.

- 1.03 By City Code §300.27 requires site and building plan approval when a new building is constructed.
- 1.04 By City Code §300.18, subd. 4 requires a conditional use permit for service stations and other automobile-related uses having service bays except for auto body repair painting.
- 1.05 By City Code §300.18, Subd. 5 requires a front yard setback of 50 feet. The applicant is proposing a front yard setback of 43 feet, requiring a variance.
- 1.06 By City Code §300.28, Subd. 12 requires a 10-foot setback from the north property line and 20 feet from the southeast property line. The proposal would maintain the existing parking lot's setback of zero feet, requiring an expansion permit.
- 1.07 On Nov. 18, 2021, the planning commission held a hearing on the proposal. The applicant was provided the opportunity to present information to the commission. The commission considered all of the comments received and the staff report incorporated by reference into this resolution. The commission recommended

that the city council approve the permit.

### Section 2. Standards.

- 2.01 City Code §300.21 Subd. 2, outlines the general standards that must be met for granting a conditional use permit. These standards are incorporated into this resolution by reference.
- 2.02 City Code §300.21 Subd. 4, outlines the following specific standards that must be met for granting a conditional use permit for such facilities:
  - 1. No vehicles which are unlicensed and inoperable shall be stored onpremises except in appropriately designed and screened storage areas;
  - All repair, assembly, disassembly, and maintenance of vehicles shall occur within closed buildings except minor maintenance, including tire inflation, adding oil and wiper replacement;
  - 3. No public address system shall be audible from any residential parcel;
  - 4. Stacking for gas pumps shall be provided for at least one car beyond the pump island in each direction in which access can be gained to the pump. The required stacking shall not interfere with internal circulation patterns or with designated parking areas and shall not be permitted in any public right-of-way, private access easement, or within the required parking setback;
  - 5. No sales, storage, or display of used automobiles, except when a conditional use permit is approved allowing automobile, truck, trailer, or boat sales or rentals;
  - 6. Shall not be located within 100 feet of any low-density residential parcel or adjacent to medium or high-density residential parcels, as designated in the city's land-use plan. The city may reduce separation requirements if the following are provided:
    - a) landscaping and berming to shield the auto service use;
    - b) parking lots are not located in proximity to residential uses; and
    - c) lighting plans which are unobtrusive to surrounding residential uses;
  - 7. Canopies shall be set back at least 20 feet from all property lines, but in no case shall the setbacks be less than 30 feet from land that the city's land-use plan designates for residential use.
- 2.03 City Code §300.27, Subd. 5, states that in evaluating a site and building plan, the city will consider its compliance with the following:

- 1. Consistency with the elements and objectives of the city's development guides, including the comprehensive plan and water resources management plan;
- 2. Consistency with the ordinance;
- 3. Preservation of the site in its natural state to the extent practicable by minimizing tree and soil removal and designing grade changes to be in keeping with the general appearance of neighboring developed or developing areas;
- 4. Creation of a harmonious relationship of buildings and open spaces with natural site features and with existing and future buildings having a visual relationship to the development;
- 5. Creation of a functional and harmonious design for structures and site features, with special attention to the following:
  - a) an internal sense of order for the buildings and uses on the site and provision of a desirable environment for occupants, visitors, and the general community;
  - b) the amount and location of open space and landscaping;
  - c) materials, textures, colors, and details of construction as an expression of the design concept and the compatibility of the same with the adjacent and neighboring structures and uses; and
  - d) vehicular and pedestrian circulation, including walkways, interior drives, and parking in terms of location and number of access points to the public streets, the width of interior drives and access points, general interior circulation, separation of pedestrian and vehicular traffic, and arrangement and amount of parking.
- 6. Promotion of energy conservation through design, location, orientation, and elevation of structures, the use and location of the glass in structures and the use of landscape materials and site grading; and
- 7. Protection of adjacent and neighboring properties through reasonable provision for surface water drainage, sound and sight buffers, preservation of views, light, and air, and those aspects of design not adequately covered by other regulations which may have substantial effects on neighboring land uses.
- 2.04 By City Code §300.07 Subd. 1, a variance may be granted from the requirements of the zoning ordinance when: (1) the variance is in harmony with the general purposes and intent of this ordinance; (2) when the variance is consistent with the comprehensive plan; and (3) when the applicant establishes that there are practical difficulties in complying with the ordinance. Practical difficulties means:

(1) The proposed use is reasonable; (2) the need for a variance is caused by circumstances unique to the property, not created by the property owner, and not solely based on economic considerations; and (3) the proposed use would not alter the essential character of the surrounding area.

- 2.05 City Code §300.29 Subd. 7(c) states that an expansion permit may be granted but is not mandated when an applicant meets the burden of proving that:
  - 1. The proposed expansion is a reasonable use of the property, considering such things as functional and aesthetic justifications for the expansion; adequacy of off-site parking for the expansion; absence of adverse off-site impacts from such things as traffic, noise, dust, odors, and parking; and improvement to the appearance and stability of the property and neighborhood.
  - 2. The circumstances justifying the expansion are unique to the property, are not caused by the landowner, are not solely for the landowner's convenience, and are not solely because of economic considerations; and
  - 3. The expansion would not adversely affect or alter the essential character of the neighborhood.
- Section 3. Findings.
- 3.01 The proposal meets the general conditional use permit standards outlined in City Code §300.16 Subd.2.
- 3.02 The proposal meets of the specific conditional use permit standards outlined in City Code 300.16 Subd.3(a).
  - 1. No vehicles will be stored on the property.
  - 2. No repair of vehicles would occur on the property.
  - 3. The nearest residential property is 1,000 feet away. Nonetheless, as a condition of this resolution, no public address systems may be audible from any residential parcel.
  - 4. No gas pumps are proposed.
  - 5. No sales would occur on the property.
  - 6. The nearest residential property is more than 1,000 feet away.
  - 7. Building overhangs would have a setback of more than 20 feet.
- 3.03 The proposal would comply with all site and building standards as outlined in City Code §300.27, Subd. 5:

- 1. The city's planning, building, engineering, natural resources, fire, and public works staff have reviewed the proposal. Staff finds it to be generally consistent with the city's development guides.
- 2. But for the requested variance and expansion permit, the proposal is generally consistent with the ordinance. As a condition of this resolution, the trash enclosure must be relocated.
- 3. The subject property is a developed site. As such, the proposal would not impact natural topography or native vegetation.
- 4. The site has been developed and is no longer considered a "natural site" surrounded by development.
- 5. The proposal would result in an intuitive redevelopment of an existing commercial site.
- 6. As new construction, the proposed building would meet minimum energy standards.
- 7. The proposal would not negatively impact neighboring land uses, which is an existing retail area.
- 3.04 The proposal meets the variance standard outlined in City Code §300.07, Subd. 1(a):
  - 1. PURPOSE AND INTENT OF THE ZONING ORDINANCE: The intent of the ordinance as it relates to front yard setback requirements is to ensure adequate separation from structures to adjacent roadways. The proposed building is generally located within the footprint of the existing building footprint but would actually reduce the existing encroachment into the front yard setback.
  - 2. CONSISTENT WITH THE COMPREHENSIVE PLAN: One of the recognized policies of the comprehensive plan is to "support existing commercial areas and encourage new development techniques that contribute to the vitality and diversity of an area." The requested variance would allow for permanent improvement into an existing retail area.
  - 3. PRACTICAL DIFFICULTIES: There are practical difficulties in complying with the ordinance:
    - a. REASONABLENESS and CHARACTER OF THE LOCALITY: The proposal is the redevelopment of a developed site and would result in a reasonable development. The building would be located would generally be located within the footprint of the existing building and would actually reduce the encroachment into the existing setback.

- b. UNIQUE CIRCUMSTANCE: The existing building does not meet the required setback. While a variance is still required, the proposed building would be set back further than the existing building.
- 3.05 The application for the expansion permit is reasonable and would meet the required standards outlined in City Code §300.29 Subd. 7(c):
  - 1. REASONABLENESS and NEIGHBORHOOD CHARACTER: While the parking lot requires an expansion permit, it reduces the existing intensity and encroachment into the right-of-way. The proposed parking lot is generally located within the footprint of the existing parking lot.
  - 2. UNIQUE CIRCUMSTANCE: The proposal would reduce encroachment into the right-of-way and would maintain a similar setback to the existing parking lot, which has generally existed in its current configuration since the late 1960s.
- Section 4. City Council Action.
- 4.01 The above-described proposal is approved, subject to the following conditions:
  - 1. Subject to staff approval, the site must be developed and maintained in substantial conformance with the following plans, except as modified by the conditions below:
    - Demo and site plan dated Sept. 27, 2021
    - Grading and utility plans dated Sept. 27, 2021
    - Landscape plan dated Sept. 27, 2021
    - Elevations dated Nov. 9, 2021
  - 2. Prior to submission of a building permit, a pre-permit submittal meeting with appropriate city staff.
  - 3. Prior to issuance of a permit:
    - a) This resolution must be recorded at Hennepin County.
    - b) Continue to work with staff on improving building elevations.
    - c) Submit the following items for review and approval by the city attorney:
      - 1) A snow removal plan.
      - 2) A salt and chloride management plan.
      - 3) A stormwater maintenance agreement in the city-approved

format for review and approval of city staff.

- d) Submit the following associated with site work:
  - 1) Written permission from the adjacent owners for work extending onto adjacent property.
  - 2) Final site, grading, drainage, utility, landscape, and tree mitigation plans, and a stormwater pollution prevention plan (SWPPP) for staff approval.
    - a. Final site plan must:
      - Including a connection to the sidewalks within the right-of-way per MnDOT requirements.
      - Relocate the trash enclosure behind the front line of the building.
    - b. Final landscaping plan must:
      - Meet minimum landscaping and mitigation requirements as outlined in the ordinance. However, at the sole discretion of natural resources staff, mitigation may be adjusted based on site conditions.
      - Note, only small shrubs, perennials, and grasses may be located in public easements.
      - Include information relating to species, sizes, quantities, locations, and landscape values.
      - Include pollinator-friendly species.
    - c. A utility exhibit. This plan must clearly show property lines, buildings, sewer, water, and stormwater facilities. This exhibit must clearly identify which lines are private and which are public.
    - d. Final utility plan must:

- Note sanitary sewer and water service construction is subject to the MN plumbing code.
- The proposed 2-inch water service line must be installed as per the 2015 Minnesota State Plumbing Code 4714.609.6.1 "minimum 10-foot horizontal separation from contamination source".

Note, the 2-inch water service to the building may not be adequate for the fire sprinklers per Minnesota State Building chapter 1306. This will need to be evaluated by the applicant.

- e. Final stormwater management plan is required. This plan must demonstrate conformance with the following criteria:
  - Rate: limit peak runoff flow rates to that of existing conditions from the 2-, 10- and 100year events at all points where stormwater leaves the site.
  - Volume: provide for onsite retention of 1inch of runoff from the entire site's impervious surface.
  - Quality: provide for runoff to be treated to at least 60-percent total phosphorus annual removal efficiency and 90-percent total suspended solid annual removal efficiency.
- e) Provide evidence that the underground system will be able to support 83,000 pounds and 10,800 per square foot outrigger load. The underground facilities must be inspected by a qualified third party during installation to ensure that the pressure requirements are adequately met.
- f) Submit a truck turning exhibit. This exhibit must use the templates for the city's largest fire truck and illustrate that the truck can maneuver through the site.
- g) Submit individual letters of credit or cash escrow for 125% of a bid cost or 150% of an estimated cost to construct comply with grading permit and landscaping requirements and to restore the site. One itemized letter of credit is permissible if approved by staff. The city will not fully release the letters of credit or cash

escrow until: (1) as-built drawings have been submitted; (2) a letter certifying that the underground facility has been completed according to the plans approved by the city has been submitted; (3) vegetated ground cover has been established; and (4) required landscaping or vegetation has survived one full growing season.

- h) Submit a construction management plan. The plan must be in a city-approved format and must outline minimum site management practices and penalties for non-compliance.
- Provide cash escrow in an amount to be determined by city staff. This escrow must be accompanied by a document prepared by the city attorney and signed by the builder and property owner. Through this document, the builder and property owner will acknowledge:
  - The property will be brought into compliance within 48 hours of notification of a violation of the construction management plan, other conditions of approval, or city code standards; and
  - If compliance is not achieved, the city will use any or all of the escrow dollars to correct any erosion and/or grading problems.
- j) Install erosion control, and tree protection fencing, and any other measures identified on the SWPPP for staff inspection. These items must be maintained throughout the course of construction.
- Permits may be required from other outside agencies including, Hennepin County, the Nine-Mile Creek Watershed District, and the MPCA. It is the applicant's or property owner's responsibility to obtain any necessary permits.
- 4. Any use of, work within, or affecting, MnDOT right-of-way will require a permit.
- 5. No public address systems may be audible from any residential parcel.
- 6. The property owner is responsible for replacing any required landscaping that dies.
- 7. Construction must begin by Dec. 31, 2022, unless the planning commission grants a time extension.
- 8. The city council may reasonably add or revise conditions to address any future unforeseen problems.

Resolution No. 2021-	Page 10

9. Any change to the approved use that results in a significant increase in a significant change in character would require a revised conditional use permit.

Adopted by the City Council of the City of Minnetonka, Minnesota, on Dec. 6, 2021.

Brad Wiersum, Mayor

Attest:

Becky Koosman, City Clerk

#### Action on this resolution:

Motion for adoption: Seconded by: Voted in favor of: Voted against: Abstained: Absent: Resolution adopted.

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Minnetonka, Minnesota, at a meeting held on Dec. 6, 2021.

Becky Koosman, City Clerk

#### MINNETONKA PLANNING COMMISSION Nov. 18, 2021

Brief Description	Concept plan review for DJR Architecture at 14317 Excelsior Blvd.
Action Requested	Discuss concept plan with the applicant. No formal action is required.

#### Background

The property at 14317 Excelsior Boulevard is widely referred to as the "Renneke Property." It is roughly one acre in size and contains a single-family home. The site is zoned R-1, low-density residential, and designated for mixed-use in the 2040 Comprehensive Guide Plan.

Since 2000, the property has been generally considered as part of larger Glen Lake concept plans on three occasions.

Concept Plans/Studies	Conceptual Land Use
2003, Glen Lake Neighborhood Concept Plan	Commercial
2006, Glen Lake Redevelopment Plan	Mixed-use – condos/townhouses/retail
2017, Glen Lake Neighborhood Study	Mixed-use – office or retail/residential

Though the ideas for the property changed over the years, all of the concepts suggest the single-family home on the site be replaced with a different and more intense use.

In 2019, Ron Clark Construction submitted applications for the redevelopment of the site. As proposed, the existing home would be removed, and a new apartment building would be constructed. The building would contain 58 marketrate apartments within three stories. The building would be served by underground parking and a surface parking lot, both accessed via Stewart Lane. The city council denied the proposal. Denial was based on concerns regarding vehicle and pedestrian safety, density, and lack of green space.

Ron Clark proposal

In 2021, Inland Development Partners submitted a concept plan for the redevelopment of the subject property. The concept plan contemplated the removal of the existing single-family home and the construction of a three-story, 49-unit apartment building. The plan was reviewed by the planning commission. Prior to review by the council, the applicant decided not to move forward with the concept.



Inland Development Concept

#### Proposal

DJR Architecture has now submitted a concept plan for the redevelopment of the site. The concept plan contemplates the removal of the existing single-family home and the construction of a fourstory, 36-unit apartment building.

### **Concept Plan Review Process**

Staff has outlined the following Concept Plan Review process for the proposal. At this time, a formal application has not been submitted.



DJR concept

- **Neighborhood Meeting.** A virtual neighborhood meeting will be held on Nov.15. Staff will report on the meeting during the planning commission concept plan review on Nov. 18.
- Planning Commission Concept Plan Review. The purpose of concept plan review is to give commissioners the opportunity to identify for the developer and city staff what they see as the positive components of a development concept and any issues or challenges they foresee. The concept plan review meeting will include a presentation by the developer of conceptual sketches and ideas but not detailed engineering or architectural drawings. No staff recommendations are provided, no motions are made, and no votes will be taken.
- **City Council Concept Plan Review**. The city council concept plan review is intended as a follow-up to the planning commission meeting and would follow the same format. No staff recommendations are provided, the public is invited to offer comments, and council members are afforded the opportunity to ask questions and provide feedback without any formal motions or votes.

## **Key Topics**

Staff has identified and requests the planning commission feedback on the following key topics.

- **Building Design**. Does the commission have comments on building design, size, or density?
- **Site Design.** Does the commission have comments on roadway access or lot configuration?
- **Other Considerations.** What other land use-related items would the commission like to comment on?

Staff recommends the planning commission provide feedback on the key topics identified by staff and any other land use-related items that the commission deems appropriate. This discussion is intended to assist the applicant in the preparation of more detailed development plans.

Originator: Susan Thomas, AICP, Assistant City Planner Through: Loren Gordon, AICP, City Planner

## ADDITIONAL INFORMATION

#### **Next Steps**

- **Formal Application.** If the developer/applicant chooses to file a formal application, notification of the application would be mailed to area property owners. Area property owners are encouraged to view plans and provide feedback via the city's website. Through recent website updates: (1) staff can provide owners with ongoing project updates, (2) owners can "follow" projects they are particularly interested in by signing up for automatic notification of project updates; (3) owners may provide project feedback on the project; and (4) and staff can review resident comments.
- **Council Introduction.** The proposal would be introduced at a city council meeting. At that time, the council would be provided another opportunity to review the issues identified during the initial concept plan review meeting and to provide direction about any refinements or additional issues they wish to be researched and for which staff recommendations should be prepared.
- **Planning Commission Review.** The planning commission will review and subsequently make a recommendation to the city council on land use matters.
- **City Council Action**. Based on input from the planning commission, EDAC, professional staff, and the general public, the city council would take final action.

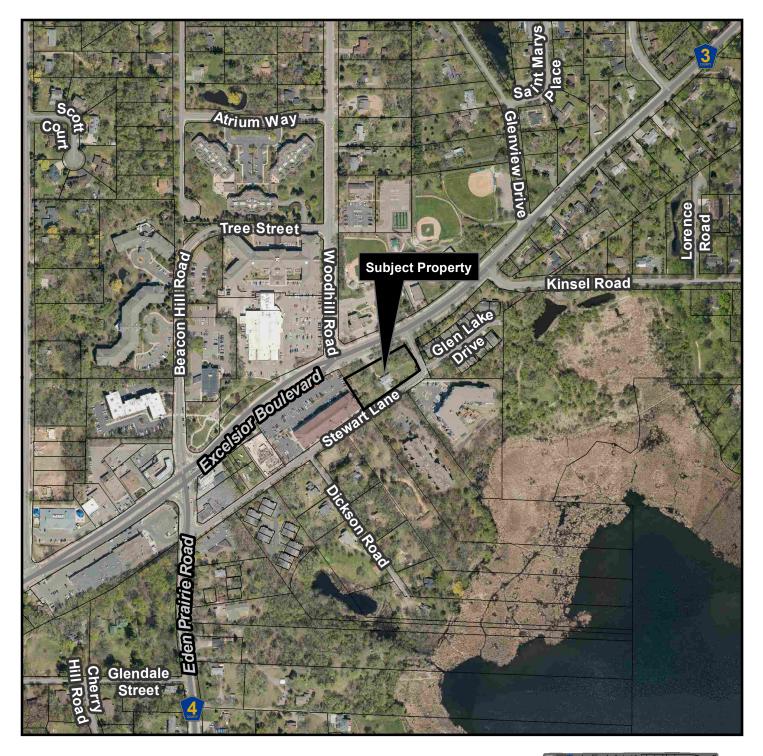
#### **Roles and Responsibilities**

- **Applicants.** Applicants are responsible for providing clear, complete, and timely information throughout the review process. They are expected to be accessible to both the city and the public and respect the integrity of the public process.
- **Public.** Neighbors and the general public will be encouraged and enabled to participate in the review process to the extent they are interested. However, effective public participation involves shared responsibilities. While the city has an obligation to provide information and feedback opportunities, interested residents are expected to accept the responsibility to educate themselves about the project and review process, provide constructive, timely, and germane feedback, and stay informed and involved throughout the entire process.
- **Planning Commission.** The planning commission hosts the primary forum for public input and provides clear and definitive recommendations to the city council. To serve in that role, the commission identifies and attempts to resolve development issues and concerns prior to the council's consideration by carefully balancing the interests of applicants, neighbors, and the general public.
- **City Council.** As the ultimate decision-maker, the city council must be in a position to equitably and consistently weigh all input from their staff, the general public, commissioners, applicants, and other advisors. Accordingly, council members

traditionally keep an open mind until all the facts are received. The council ensures that

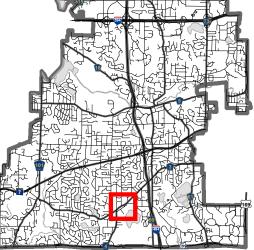
• **City Staff.** The city staff is neither an advocate for the public nor the applicant. Rather, staff provides professional advice and recommendations to all interested parties, including the city council, planning commission, the applicant, property owners, and residents. Staff advocates for its professional position, not a project. Staff recommendations consider neighborhood concerns but necessarily reflect professional standards, legal requirements, and broader community interests.

residents have an opportunity to participate in the process effectively.



# **Location Map**

Project: DJR Architecture Address: 14317 Excelsior Blvd







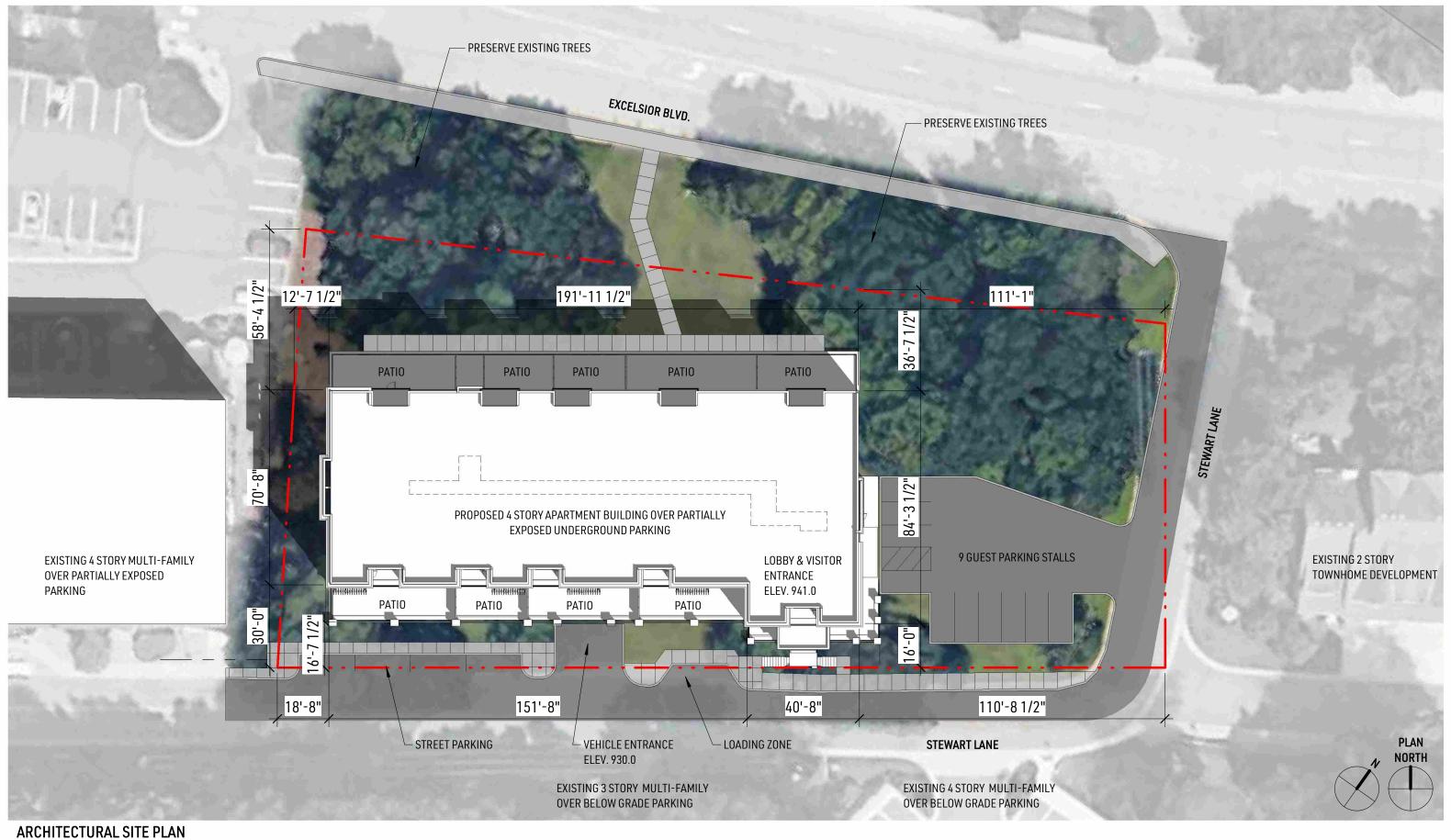
333 Washington Ave N Suite 210 | Union Plaza Minneapolis MN 55401 612.676.2700 | www.djrarch.com

# **PROJECT NARRATIVE**

The proposed site 14317 Excelsior Boulevard is located at the corner of Excelsior Boulevard and Stewart Lane in Minnetonka, Minnesota and is presently zoned as R-1. The site currently has a single-family, one-story home with walk out basement that will be demolished.

The proposed project will consist of a 4 story, 36 unit market rate apartment building with amenity spaces over enclosed partially exposed below grade parking garage. The unit mix will consist of one bedrooms, two bedrooms, two bedrooms plus den and a fourth floor penthouse. Enclosed parking will be entered from south side of the building along Stewart Lane and will include 36 standard parking stalls with 27 tandem stalls for a total of 63 enclosed parking stalls. Additionally, 9 off street guest parking stalls and 4 street parking stalls with a loading zone will be provided along Stewart Lane. The project will strive to maintain as much of the existing onsite trees as possible.

The exterior will consist of brick base with substantial windows and fiber cement siding and panels at the upper levels. Large walk out patios will be provided at the first floor apartment units over the below grade parking. Large recessed balconies will be provided at the upper floors units.



1/32" = 1'-0"



PROPOSED ARCHITECTURAL SITE PLAN 10/27/21

14317 EXCELSIOR BLVD.

MINNETONKA, MN 21-088





VIEW FROM STEWART LANE

# 14317 EXCELSIOR BLVD.

MINNETONKA, MN 21-088



<sup>3</sup>D VIEW FROM STEWART LANE



VIEW FROM STEWART LANE

# 14317 EXCELSIOR BLVD.

MINNETONKA, MN 21-088