City of Lake St. Croix Beach
City Hall
16455 20th Street South
Lake St Croix Beach, MN 55043

October 21, 2019

6:00 PM CITY COUNCIL MEETING AGENDA

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **APPROVE AGENDA**

4. **CONSENT AGENDA** Roll Call Vote. *(Consent Agenda items, listed are defined as routine business, not requiring discussion and approved by a roll call vote. Councilmembers may elect to pull a Consent Agenda item(s) for discussion and/or separate action)*
   A. Minutes of the City Council – September 16, 2019
   B. Minutes of the Special City Council Meeting September 24, 2019
   C. Minutes of the September 4, 2019 Planning Commission
   D. Minutes of the September 10,2019 Parks Commission

5. **COMMENTS FROM THE CITY ATTORNEY REGARDING APPEAL FILED BY CARLSON, REITER, KAFKA and UELAND**

6. **OPEN COMMENTS FROM THE PUBLIC**
   Visitors may share their comments or concerns on **any issue** that is a responsibility or function of the City Council of Lake St. Croix Beach. **Persons who wish to address the City Council must fill out a comment card before the meeting begins and give it to the City Clerk or City staff.** The mayor will ask you to come to the podium, state your name and address, and present your comments. Your presentation will be limited to no more than 3 minutes. The mayor reserves the right to limit an individual's presentation if it becomes redundant, repetitive, overly argumentative, or if it is not relevant to an issue that is part of the City Council's responsibilities. There will be NO PERSONAL ATTACKS ALLOWED. The mayor may also limit the number of individual presentations.

7. **PUBLIC SAFETY REPORTS**
   A. Law Enforcement
   B. Emergency Response and Fire
   C. Animal Control.

8. **CITY STAFF REPORTS**

A. City Treasurer Mary Paul –

September Financial Report and Approval of Claims and Supplemental Claim

B. City Engineer Parotti –

2018 Road Project – 2020 CIP -Food Repairs

C. City Attorney Sandstrom –

D. City Clerk - Administrator Engstrom

Deputy Clerk Resignation – Interim Deputy Clerk

E. Building Permit Activity – report attached

9. **NEW BUSINESS**

Planning Commission Recommendation *1. To recommend to the city council* to extend variance at 1300 Riviera *for 5 additional years and 2. To request direction from the city council to have the planning commission study and review the current Bluffland Shoreland ordinance and recommend any changes if necessary.*

10. **COUNCIL REPORTS**

Councilmember Armstrong
Councilmember Bluesky
Councilmember Ludwig
Councilmember Bulera
Mayor McCarthy

11. **Adjourn**

Consent 4

Minutes of Special Meeting

September 24, 2019

NOTICE OF SPECIAL MEETING

- Approval of Resolution 2019-08 to create a dead-end at 19th and Quebec.

The meeting was called to order at 9AM. Council present Armstrong, Bluesky, Bulera and Mayor McCarthy. Ludwig absent. Staff Present Engstrom, City Clerk Administrator.

Engstrom reviewed the resolution 2019-08 and changes from the previous version. The City Engineer memo was addressed and all 9 points were considered and agreed to by Veterans Memorial group.

A letter signed by both homeowners agreeing to the dead-end change on Quebec was entered into the record.

Mayor McCarthy made a motion, seconded by Armstrong to approve Resolution 2019-08. Roll call vote, all AYE. Ludwig absent.

Respectfully submitted,

Dave Engstrom
City Clerk - Administrator

Consent 4

CITY OF LAKE ST. CROIX BEACH
16455 20TH STREET SOUTH
WASHINGTON COUNTY, MINNESOTA

SPECIAL WORKSHOP
MINUTES
September 16, 2019

5:30 PM

STREET IMPROVEMENT FUND RECAP 2019-2020

Portions of the street between 13th to 20th on Quinlan Ave. South are earmarked for street repair in 2020.

REGULAR MEETING
MINUTES
September 16, 2019

6:02 PM

MEMBERS PRESENT: Tom McCarthy, JP Armstrong, Noah Bluesky, Pete Ludwig and Dawn Bulera

MEMBERS ABSENT:

STAFF PRESENT: Dave Engsrom, Kathy Laur, City Treasurer Mary Paul, Attorney Kevin Sandstrom and City Engineer John Parotti

STAFF ABSENT:

1. **CALL TO ORDER**: Mayor McCarthy called the meeting to order at 6:02 pm

2. **PLEDGE OF ALLEGIANCE**

3. **APPROVE AGENDA**

   Two additions to the report. Under the City Clerk report include Hazard Mitigation Resolution

   Under New Business Jeanne Paulson added to talk about the Food Harvest.

   Mayor McCarthy made a motion to approve the agenda with changes, seconded by Councilmember Armstrong. Motion passed 5-0.

4. **CONSENT AGENDA**

- Approved minutes of the City Council meeting on August 19, 2019
- Approve deferment for boat mooring for 2019 for David Wanless

Mayor McCarthy made a motion to approve the consent agenda seconded by Councilmember Bluesky. Motion passed 5-0.

5. **OPEN COMMENTS FROM THE PUBLIC**

Chris Smith, 1721 Ramada Ave. South - Addressed a complaint that was sent to the City regarding himself and Erica Hoagland of the EAC.

Cindie Reiter, 16560 17th St. South – Concerned about the budget would like to get notices when there are meetings. Wage increases for city staff should be held to the COLA. Cleaned a drain near her home and brought bags with debris to City Hall so staff could put in the garbage. Wants to know how residents can talk to council when not at a city council meeting. Believes keys to City Hall should be given to all council members.

Andrew Maxwell Parish, 16815 17th St. South - Interested in a community garden. At the last city council meeting the adopt-a-drain program was talked about. Drains are not expected to be cleared in the winter. The expectation is that they should be cleared in the spring, summer and fall.

Patrice Nerad, 1771 Racine Ave. South - Requested a resolution to be passed to make LSCB a bee pollinator city. She expressed concerns about mowing and spraying by the riverway.

6. **PUBLIC SAFETY REPORTS**
   A. Law Enforcement - Report is now available online.
   B. Emergency response and fire - Four calls for LSCB were reported.
   C. Animal Control – 2 dogs, 1 cat. One dog found. Kathi Pelnar, Animal Control Officer, will be retiring. She has a recommendation for her replacement.

7. **CITY STAFF REPORTS**
   A. City Treasurer, Mary Paul
      1. August Financial Report and Approval of Claims was presented

Councilmember Bluesky made a motion to approve claims 17988 and 17989, 18493-18518 and EFT direct deposits 201909001 - 201909031 for a total amount of $40,614.10, seconded by Councilmember Armstrong. Motion passed 5-0.

      2. Proposed budget for 2020.
         The budget and levy must be turned in to Washington County by September 30, 2019.

Councilmember Bluesky made a motion to approve Resolution 2019-06 for a total proposed certified levy of $566,496 for 2020, seconded by Mayor McCarthy. Motion passed 5-0.

B. City Engineer, John Parotti

1. 2018 Road Project – Still expect the project to come in under budget. Final payment will be due in October.

2. 2020 CIP - Engineer was asked to modify the draft CIP to include a mill and overlay of Quinlan Ave. South. Also provided, a summary of the first five years of the revised CIP to the City Council. Will be made available to those interested at City Hall.

C. City Attorney, Kevin Sandstrom – Recommended the city update waivers on the Helping Hands Crew, but also on the residents they serve.

D. City Clerk, Dave Engstrom

1. Update on codification of city ordinances with American Legal. Two options were discussed with Planning Commissioner Linda O'Donnell.

a. Recommendation to approve $5,000 to finally have the codified ordinances completed. American Legal will republish a complete book of ordinances.

Councilmember Bluesky made a motion to approve up to $5,500 for American Legal, seconded by Councilmember Armstrong. Motion passed 5-0

2. Hazard Mitigation Resolution - Resolution 2019-07 to approve the adoption of the Washington County All Hazard Mitigation Plan.

Mayor McCarthy made a motion to approve Resolution 2019-07 Washington County All Hazard Mitigation Plan, seconded by Councilmember Ludwig. Motion passed 5-0.

E. Deputy Clerk, Kathy Laur - Nothing to report.

F. Building Permits – Report attached. 11 permits were pulled. The building inspector would like to reevaluate permit fees at a later date.

8. **<u>NEW BUSINESS</u>**

A. Veterans Memorial Advisory Committee Chair – Richard Thron

- Request to dead end Quebec Ave. South at 19th St.

City Council would like to have a few things clarified by the city engineer before moving forward with the dead-end. Richard is happy to work with the engineer on the site plan. The resolution will be rewritten and a special meeting with the council will be scheduled to approve the revised resolution.

Councilmember Bluesky made motion to approve spending up to $600 on the city engineer to look into the plans for dead ending Quebec Ave. South for the Veterans Memorial Park, seconded by Mayor McCarthy. Motion passed 4-1. Bulera was a nay.

Councilmember Armstrong made a motion that the city staff and the city attorney redo Resolution 2019-08, a resolution approving the recommendation of the Planning Commission and directing that Quebec Avenue South be made a dead-end street at intersection of 19th Street South with corrections provided by the city attorney, seconded by Mayor McCarthy. Motion passed 5-0.

A date for a special meeting to approve Resolution 2019-08, requires a three-day notice. City Council requested that it be done by October 4.

B. Environmental Advisory Commission
   - Citizen complaint
     Attorney Sandstrom addressed his concerns about the Lake St. Croix Beach Citizens Environmental Group Facebook page. It appears to be acting like a quasi-official city site. There appears to be an overlap between commissioners of the EAC and their personal opinions as residents.

C. Food Harvest - Jeanne Paulson
   - Presented all that the Food Harvest has to offer monthly to residents including fresh produce, mostly organic foods. It's a 501(c)3 organization. Donations are given from churches to keep the program going. It takes place the third Saturday of every month at 8:00 am. Deliver food to shut ins as well. St. Paul Evangelistic provides the food from local grocery stores. Food Harvest has been around for over 25 yrs. There are no income restrictions.

9. COUNCIL/STAFF REPORTS

- Councilmember Armstrong - During meetings and workshops when talking about money its consistently come up about what staff should get as pay. Staff pay has nothing to do with road projects, etc. He would like the conversation to stop and move on to other things.

- Councilmember Bluesky – Nothing to report

- Councilmember Ludwig - Nothing to report

- Councilmember Bulera –
  - Yellow Ribbon Event was Saturday, they didn't get as many people as they hoped. All ticket sales were straight profit.
  - 16th and Racine the intersection is a bad one and should be looked at.

- Survey questionnaire that the EAC put together she would like to see a survey in the newsletter.

Councilmember Bulera motion to include a survey in the newsletter and on the city Facebook page, seconded by Councilmember Bluesky. Motion passed 5-0.

- Highland Sanitation recycling information has been updated. Bulera would like to see this information in the newsletter. People should be referred to Highland Sanitation's website.
- Resolution to become Pollinator Friendly City is being recommended that the city attorney review this for next month's discussion.
- EAC made some recommendations to the council. They are:

  1. Approve previously selected EAC member for its September meeting. City Clerk Engstrom said Lynette Anderson will be attending the rest of the EAC meetings for the year.

  2. That City Council approve up to $500 for planting trees to block playground equipment from the river. The Parks Board requests that the City Council direct this to the Parks Board and will respond after their own evaluation.

  3. Create up to $250 per property cost-share program to assist landowners interested in creating swales and rain gardens in areas of the city. Engineer noted that he and city staff will work together for placement of rain gardens.

  4. City Council solicit bids for snow removal around city stormwater drains. When possible, STS performs this work for free. Mayor McCarthy directs them.

  5. Adopt resolution to designate the City as a pollinator-friendly city. Clerk Engstrom recommended that attorney Sandstrom look it over for discussion in October.

- The reason an inspection was made with regard to the gravel that was put down by the city garage was because Bulera made a call to the state without contacting city staff. She thought it was FEMA property. The inspection results were that there are no concerns. It's not a FEMA property.

- Mayor McCarthy – Nothing to report.

ADJOURN

Mayor McCarthy made a motion to adjourn the meeting at 8:27pm, seconded by Councilmember Bluesky. Motion passed 5-0.

The next regular City Council meeting will be October 21, 2019.

Respectfully submitted by:

Kathy Laur

Kathy Laur, Deputy City Clerk

City of Lake St. Croix Beach
City Hall
16455 20th Street South
Lake St Croix Beach, MN 55043

PLANNING COMMISSION MEETING MINUTES September 4, 2019
7:00 p.m

1. CALL TO ORDER 7:00 PM Members Present, Chair Ashby, O'Donnell, Burger, Liaison Council Member Armstrong, Staff Engstrom – Others – Councilmember Bulera, Richard Thron – Chair of the Veterans Memorial Park Committee

2. APPROVE AGENDA – M/S/Passed Unanimous Burger/O'Donnell

3. APPROVE MINUTES – June 5, 2019 M/S/Passed Unanimous O'Donnell – Burger

4. Discussion and Recommendations to the City Council -Request to Change Traffic Pattern (create a dead-end street) Quebec Avenue by the St. Croix Valley Veterans Memorial Park

   Mr. Thron made a presentation requesting that Quebec Ave be terminated at 19th Street. The purpose is to provide a safer and quieter experience at the Veterans Memorial. Letters from the fire department and the current property owners were presented. There were no objections to closing the street. Mr. Thron addressed questions from Council Member Bulera. This is not a street vacation and there will be no problems accessing other properties on Quebec.

   O'Donnell moved and Burger seconded to make a recommendation to the City Council to grant the request to close Quebec at 19th. Passed unanimously

5. Commissioner Reports - Chair Ashby - Requested that the Planning Commission put on it's agenda "Crime Prevention Through Environmental Design"

6. ADJOURNMENT – M/S O'Donnell- Burger at 7:35 PM

Respectfully Submitted

Dave Engstrom
Clerk Administrator

CITY OF LAKE SAINT CROIX BEACH
WASHINGTON COUNTY, MINNESOTA
PARKS BOARD MEETING
September 10, 2019

MINUTES

MEMBERS PRESENT: Nicole Runge, Joe Sandom,
MEMBERS ABSENT: Colter Manley, Lee Shrider, Joe Riley
ALTERNATE MEMBERS PRESENT: Chris Smith, Dave Witzel
ALTERNATE MEMBERS ABSENT: Wade Padden
STAFF PRESENT: Deputy Clerk Kathy Laur and Park Manager Bob Shearer
STAFF ABSENT: Clerk Dave Engstrom
OTHERS PRESENT: Mayor Tom McCarthy

Chair Nicole Runge called the regular meeting to order at 6:01pm.

PUBLIC COMMENTS: No public comments.

APPROVE AGENDA: ***Sandom/Smith*** *unanimous to approve the Agenda for the September 10, 2019 Parks Board meeting.*

APPROVE MINUTES: ***Sandom/Runge*** *unanimous to approve the minutes as amended of the August 13, 2019 Parks Board regular meeting.*

Deferment request: Boat permit holder 22B requested a hardship deferment for 2019 due to mechanical issues with boat.

Sandom/Smith unanimous to recommend the City Council to approve the deferment request for 22B for 2019 due to hardship.

Parks 2020 Budget: A proposed budget for 2020 was presented. It was noted the $5000 for parkland vegetative management and the banner funds were missing. **Deputy Clerk Laur** will ask the city treasurer to edit and report back for the next meeting.

Non-resident beach season parking pass: Nothing to report. **Park Manager Bob Shearer** will follow up with the vendor and report at the next park board meeting.

Shoreland Cleanup: Debris at the beach from the flood is not covered under FEMA for reimbursement to the city. Runge noted that the beach looks really good. **Park Manager Bob Shearer** has been cleaning and the city has been utilizing STS crews when available. It was determined that no community volunteer effort was needed.

Park Budget/Expense Report: Chair Nicole Runge updated the group on the budget and YTD expenses. Group discussed submitting a grant application to the Twins in early 2020 - possibly to replace more fencing. **Deputy Clerk Laur** was directed to take pictures of the Pettitt Park fence that needs to be replaced to be included when submitting for the Twins Grant.

PARK STAFF/MEMBER REPORTS:

Park Manager Bob Shearer: Reported annual fall cleanup at the beach has started. Swim buoys will be removed and everything should be wrapped up by the end of September. There is only one portable rest room left. The waste and recycling bins that were ordered have come in and will stay in the City Hall garage until next spring. These were funded by the recycling grant the city received. After discussion on options, it was determined **Shearer** will put an older garbage can down at the park during the winter so residents can throw their trash and dog waste in it. Right now, dog waste and food debris is being thrown in the hot coals bin. The city will rely on resident volunteers to monitor the can and empty at city hall as needed. A security camera will be going up at the beach to monitor city equipment in the Riverfront Park. The drinking fountain has already been vandalized and repaired.

Deputy Clerk Laur: Reported that the Planning Commission is going to make a recommendation to the City Council to dead-end Quebec Ave. South at 19th St. to lessen traffic and to put in a berm for the Veterans Memorial Park.

Joe Sandom: Nothing to report

Tom McCarthy: Nothing to report

Nicole Runge: Requested staff put notices in the next 2 upcoming city newsletters, similar to last year, to remove boats and structures no later than Nov 4 and all residents are to remove any personal property off of city park land no later than Nov 4, 2019.

Chris Smith: Reported the EAC is recommending to the City Council to plant 3-4 trees on the beach side of Riviera to screen the playground equipment from the river. **Park Manager Bob Shearer** expressed concerns of losing beach area and line of sight concerns and potential safety hazard caused with the street located between the beach and the playground area given and the high traffic in the area and children running over to the playground from the beach area. **Chair Nicole Runge** requested a copy of the recommendation and asked staff to provide additional information on the regulations for the area. It was noted the Parks Board should have an opportunity to evaluate the recommendation given it impacts park land.

ADJOURNMENT: ***Runge/ Witzel*** *unanimous to adjourn the Park Board meeting @ 6:57 pm.*

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Nicole Runge – Chair

ATTEST:

Kathy Laur

Kathy Laur – Deputy City Clerk

Attorney's Report

ECKBERG LAMMERS MEMO

To:	LSCB Mayor and Council
From:	Kevin Sandstrom, City Attorney
Date:	October 17, 2019
Re:	Joe and Karen Riley Temporary Duplex Variance

Dear Mayor and Council,

This memo is provided regarding the proposed and requested extension of the Joe and Karen Riley variance that was granted on June 20, 2015 granting a 5-year temporary variance to use their property as a duplex pursuant to such provisions in Minn. Stat. 462.357, subd. 6. More specifically, this memo is in response to the Appeal provided by Ronald Carlson et al. on October 17, 2019 claiming the City did not provide adequate mailed notices in advance of the October 9, 2019 public hearing before the LSCB Planning Commission.

The Riley variance was granted pursuant to Minn. Statute 462.357, Subd. 6(2) which provides:

> "Variances may be granted when the applicant for the variance establishes that there are practical difficulties in complying with the zoning ordinance. "Practical difficulties," as used in connection with the granting of a variance, means that the property owner proposes to use the property in a reasonable manner not permitted by the zoning ordinance; the plight of the landowner is due to circumstances unique to the property not created by the landowner; and the variance, if granted, will not alter the essential character of the locality.... The board of appeals and adjustments or the governing body as the case may be, may not permit as a variance any use that is not allowed under the zoning ordinance for property in the zone where the affected person's land is located. ... The board or governing body as the case may be, **may permit as a variance the <u>temporary use</u> of a one family dwelling as a two family dwelling**.

Thus the Council in 2015 determined that the Rileys were entitled to a "temporary use" variance to use their one-family dwelling as a two-family dwelling. The City then contemplated reviewing and potentially revising their ordinances to allow duplexes in the Riverway District within that 5-year period. However, that has not occurred. The Rileys are now requesting an extension of their temporary 5-year variance in light of the fact that the City has not revisited or revised its Bluffland/Shoreland ordinances.

In conjunction with the Riley's request for an extension of their existing 2015 variance, a Public Hearing was noticed before the Planning Commission and held on October 9, 2019. As far as notices of that Public Hearing, my office advised the City Administrator that notice should be mailed to property owners **<u>within 350 feet</u>** of the Riley's property pursuant to Minn. Stat. 462.357, subd. 3, which states:

> **Public hearings**. No zoning ordinance or amendment thereto shall be adopted until a public hearing has been held thereon by the planning agency or by the governing body. A notice of the time, place and purpose of the hearing shall be

published in the official newspaper of the municipality at least ten days prior to the day of the hearing. When an amendment involves changes in district boundaries affecting an area of five acres or less, **a similar notice shall be mailed at least ten days before the day of the hearing to each owner of affected property and property situated wholly or partly within 350 feet of the property to which the amendment relates**. For the purpose of giving mailed notice, the person responsible for mailing the notice may use any appropriate records to determine the names and addresses of owners. A copy of the notice and a list of the owners and addresses to which the notice was sent shall be attested to by the responsible person and shall be made a part of the records of the proceedings. **The failure to give mailed notice to individual property owners, or defects in the notice shall not invalidate the proceedings, provided a bona fide attempt to comply with this subdivision has been made.**

At the Public Hearing on October 9th, Ron Carlson asserted in his public comment that the City's mailed notice was flawed, because the City's Bluffland/Shoreland Code from 1974 states that notice of public hearings for variances and the like should be mailed to property owners within 500 feet of the affected property. Mr. Carlson and others have then followed up with a formal written "Appeal" submitted to the City on October 17, 2019 reiterating their belief that the Planning Commission public hearing was flawed for lack of proper mailed notice. In an apparent attempt to lend credence to his Appeal, Mr. Carlson has included in the appeal two property owners (Kafka & Ueland) that live in that 350-500 feet radius and were *allegedly* not mailed notice. However, upon review of the City's procedural process, the City Administrator was liberal and generous in measuring and overestimating a 350 foot radius and in fact the Kafka and Ueland addresses *were included and did receive a mailed notice* of the public hearing according to the City's mailing list. In fact, Mr. Carlson lives more than 500 feet from the Riley property, and according to the City's mailing list, he was also mailed a notice.

Appellants further disagree with the statutes that a "bona fide attempt" was made to comply with mailed notice. The Appellants now further also claim, under the City's Bluffland/Shoreland Ordinance from 1974, that notice was also required to be mailed to the DNR, to Washington County, and to neighboring cities within 2 miles.

I provide this memo then in large part to formally respond to Mr. Carlson's Appeal. I note the following legal issues:

1. The city's Bluffland/Shoreland Ordinance was enacted in 1974 and is quite old.

2. There have been substantial changes in the Minnesota law regarding variances in the last 10 years, particularly the MN supreme court case of *Krummenacher* which held the longstanding "undue hardship" standard for a variance had been improperly applied for years, and needed to be applied much more harshly by cities.

3. In response to *Krummenacher*, the legislature significantly revamped the variance standard in 2011 as laid out in Minn. Stat. 462.357 to be the new, lesser "practical difficulties" standard to ensure the harsh legal standard set in *Krummenacher* did not

remain. Many cities then went ahead and revised their ordinances to match this new practical difficulties legal standard. LSCB did not, noting that the attached 1974 ordinance still uses the old "undue hardship" language. In general, however, the Minnesota Courts have long held that a city's authority to grant variances must be viewed in conjunction with state statute, notwithstanding what their ordinances provide. *See Rowell v. Bd. Of Adjustm. Of City of Moorhead*, 446 N.W.2d 917 (Minn. App. 1989) (noting: "A city's authority to grant variances cannot exceed the powers granted by Minn.Stat. § 462.357, subd. 6(2)."); *Costley v. Caromin House, Inc.*, 313 N.W.2d 21 (Minn. 1981) (discussing Minn. Stat. 462.357 and noting: "A municipality receives power to zone only by legislative grant of authority by the state.... In exercising such a delegation of power, a municipality cannot exceed the limitations imposed by the enabling legislation.... The grant of authority for local zoning in Minn. Stat. s 462.357 includes subdivision 7 as a term of that grant. Two Harbors' zoning ordinance, therefore, dependent on state statute for its zoning authority")

4. Notably, the City's Bluffland code also still says that a variance needs to be forwarded to the DNR for review and certification before it becomes final, but we also know from court cases in more recent years that the DNR is no longer held to have such authority. *See In re Denial of Certification of Variance Granted to Hubbard*, 778 N.W.2d 313, 321 (Minn.2010) (holding that DNR lacks express or implied authority to certify City of Lakeland's variance decision). The DNR's authority over St. Croix Riverway variances was further eroded in the case of *In re Haslund*, 781 N.W.2d 349 (Minn. 2010) (arising out of a variance granted in St. Mary's Point).

5. Consequently, in light of all of the foregoing, there is no doubt LSCB should not adhere to an "undue hardship" standard nor forward variances to the DNR for approval because those things have been overturned in the law in the last 10 years, yet such provisions still exist in LSCB's old Bluffland/Shoreland Code. As a result, I submit that it throws much of the variance language in the Bluffland/Shoreland code into question, and I much prefer to have the City comply with state statute requirements rather than relying on old code that is probably no longer valid.

6. Also note that the DNR has enacted its own regulatory scheme relating to the Lower St. Croix National Scenic Riverway, found at Minn. Admin. R. 6105.0351 to 6105.0550. Those agency regulations also include information and regulations regarding variances (See Minn. Admin. R. 6105.0520 & 6105.0530), and those regulations do not require notices of public hearings on variances to be mailed to owners within 500 feet, thus the standards under those DNR regulations would fall back upon Minn. Stat. 462.357, subd. 3, which requires mailed notice to property owners only with 350 feet.

7. However, such DNR administrative regulations themselves are also of questionable ongoing relevance given that they were last amended and promulgated in 2008, which was before the *Krummenacher*, *Hubbard*, and *Haslund* court decisions and before the amendments to Minn. Stat. 462.357. It would appear then that *even the DNR's regulations are outdated in light of supreme court decisions and the later crucial*

amendments by the Legislature to Minn. Stat. 462.375, which statute now stands as the preeminent rule of law in Minnesota regarding variances.

8. There is no doubt that LSCB is required to adhere to the new "practical difficulties" standard in Minn. Stat. 462.375 and this throws into question whether the variance provisions in the old Bluffland/Shoreland code are valid or meaningful anymore.

9. Given that the state statute as amended in 2011 lays out the variance standards, it is always safest to rely on and comply with statute, because state statutes would trump local ordinances to the extent they are inconsistent.

10. State statute requires 10 day notice and 350 feet mailing radius per Minn. Stat. 462.357, subd. 3. Minn. Stat. 462.357 actually says the 10 day notice and 350 feet radius for public hearing notices is MANDATORY, because the statute uses the term "**shall**" when describing those standards.

11. Moreover, the Riley Variance itself was granted specifically pursuant to the terms of Minn. Stat. 462.357, subd. 6, which permits by variance "**the temporary use of a one family dwelling as a two family dwelling."** Because the variance itself is granted per the terms of that statute, rather than varying from any specific term of the Bluffland/Shoreland Code, the City ought to comply with the public hearing notice requirements of that statute, under which the variance was specifically granted.

12. In any event, again note that statute 462.357, subd. 3, regarding public hearing notices expressly states: "**The failure to give mailed notice to individual property owners, or defects in the notice shall not invalidate the proceedings, provided a bona fide attempt to comply with this subdivision has been made**." In other words, if the City made a *bona fide* (i.e. good faith) effort at providing mailed notice of the public hearing, the proceedings will be deemed valid even if there may be technical defects in the notices. I believe the courts would apply this good faith statutory standard to the city's efforts to comply with its own notice provisions in its Bluffland ordinance as well. I would argue the City made a good faith effort to provide notice when it notified owners within 350 feet of Rileys as required by state statute, thus contrary to Ron Carlson's Appeal, the proceedings and any ultimate decision to be rendered are not invalid.

Thus I believe the City has complied with state law regarding the public hearing notice on the Riley Variance extension, or at the very least made a *bona fide attempt* at compliance by following state statute and by generously overestimating a 350-foot radius, such that any action by the City on this issue is in fact valid notwithstanding the fact the city may not have mailed notice to every owner in that 350-500 feet range as claimed by the Ron Carlson Appeal.

However, if the Council as a whole decides there is any concern regarding the issues raised in Mr. Carlson's Appeal, then the Council could of course direct City Staff to notice and hold a second public hearing and mail notices to the persons/agencies as set forth in the Bluffland/Shoreland Code.

5 2

TO: Dave Engstrom, Zoning Administrator
City of Lake St. Croix Beach
By personal delivery Oct. 17, 2019

COPY: Kevin Sandstrom, City attorney
City of Lake St. Croix Beach
ksandstrom@eckberglammers.com

NOTICE OF APPEAL, OCTOBER 17, 2019

DECISION APPEALED

As authorized by Zoning Ordinance Section 503.05, we appeal the decision of City Clerk/Administrator (C/A) Dave Engstrom to order a public hearing on the variance application of Joseph and Karen Riley on October 9, 2019 without proper notice and the subsequent determination by City Attorney. Kevin Sandstrom that such notices were not required.

GROUNDS FOR APPEAL

C/A Engstrom neither notified nor attempted to notify all property owners and agencies required by the City's Bluffland and Shoreland Management (BSM) Ordinance Sections 801.01--801.04. In particular, the C/A did not attempt to notify the Minnesota DNR and the Washington County Planning Commission 20 days prior to the hearing nor all property owners within 500 ft. and all cities within 2 miles of the Riley property 10 days prior to the hearing. Instead, as stated in his Oct. 4 letter to the City Planning Commission and repeated at the Oct. 9 hearing, the C/A notified only property owners within 350 ft of the subject property as directed by City Attorney Sandstrom. The C/A was notified of this oversight by email on Oct. 8.

City Attorney Sandstrom, on or about Oct. 14, determined that the notices cited above were not required in spite of previously directing the C/A to mail notices required by law.

Minnesota Statute 462.357 Subd. 3 invalidates public hearings for which no bona fide attempt has been made to give the required notice.

RELIEF REQUESTED

We ask that the City repeat the hearing after proper and timely notice to all parties required for variances by Bluffland and Shoreland Management Ordinance Sections 801.01--801.04 so that affected individuals and agencies have an opportunity to comment. Further, we ask that the City stay all proceedings in furtherance of the hearing and specifically that City Council action on the subject variance be deferred pending completion of a properly noticed hearing.

Considering that furtherance of the hearing is scheduled for the City Council meeting at 6 PM Oct. 21, we ask that the City inform us of its intended disposition of this appeal by 5 PM Oct. 21, 2019. Please reply to: onlakestcroix@gmail.com.

APPELLANTS

Ronald Carlson
1241 Quinlan Ave. So.
Lake St. Croix Beach MN

Douglas Kafka
1432 Ramada Ave. So.
Lake St. Croix Beach MN

Cindie Reiter
16560 17th St. So.
Lake St. Croix Beach M

Rose Ueland, owner, 1425 Racine Ave. So.
1845 Queens Ave. So.
Lake St. Croix Beach MN

Public Safety Reports

7A.

Incident Summary Report PUBLIC

From:9/1/2019 12:00:00 AM To:9/30/2019 11:59:59 PM

WASHINGTON COUNTY SHERIFFS OFFICE

LAKE SAINT CROIX BEACH

9/2/2019 9:20:20 AM	WC19038184	1XXX Quinlan Ave S, LAKE SAINT CROIX BEACH	PROPERTY DAMAGE
9/3/2019 3:12:08 PM	WC19038454	1XXX Quasar Ct S, LAKE SAINT CROIX BEACH	911 ABANDONED/HANGUP/OPEN LINE
9/3/2019 7:42:35 PM	WC19038500	16XXX Upper 22nd St S, LAKE SAINT CROIX BEACH	ANIMAL COMPLAINT
9/6/2019 10:49:54 AM	WC19038919	1XXX Queens Ave S, LAKE SAINT CROIX BEACH	PUBLIC WORKS CONCERN
9/9/2019 2:22:47 PM	WC19039376	1XXX Quinlan Avenue Ct S, LAKE SAINT CROIX BEACH	CITIZEN/PUBLIC ASSIST
9/10/2019 3:58:58 PM	WC19039536	1XXX Quinlan Ave S, LAKE SAINT CROIX BEACH	ANIMAL COMPLAINT
9/13/2019 10:01:48 AM	WC19039894	1XXX Queens Ave S, LAKE SAINT CROIX BEACH	ANIMAL COMPLAINT
9/13/2019 5:42:08 PM	WC19039969	16XXX 17th St S, LAKE SAINT CROIX BEACH	ASSIST OTHER AGENCY
9/14/2019 8:21:15 AM	WC19040067	Unknown, LAKE SAINT CROIX BEACH	OFFICER INFORMATION
9/14/2019 10:47:06 AM	WC19040086	1XXX Quinlan Ave S, LAKE SAINT CROIX BEACH	NOISE COMPLAINT/DISTURBANCE
9/17/2019 9:31:32 PM	WC19040639	1XXX Redwing Ave S, LAKE SAINT CROIX BEACH	HARASSMENT
9/18/2019 3:34:35 PM	WC19040749	16th St S / Ramada Ave S, LAKE SAINT CROIX BEACH	TRAFFIC COMPLAINT
9/19/2019 2:17:15 PM	WC19040913	1XXX Racine Ave S, LAKE SAINT CROIX BEACH	FRAUD/SCAM
9/20/2019 10:54:36 AM	WC19041058	Unknown, LAKE SAINT CROIX BEACH	FRAUD/SCAM
9/20/2019 9:18:15 PM	WC19041160	16th St S / Riviera Ave S, LAKE SAINT CROIX BEACH	NOISE COMPLAINT/DISTURBANCE
9/21/2019 6:52:33 PM	WC19041310	1XXX Quello Ave S, LAKE SAINT CROIX BEACH	MEDICAL
9/24/2019 4:34:01 PM	WC19041789	16XXX 17th St S, LAKE SAINT CROIX BEACH	ORDINANCE VIOLATION
9/24/2019 4:51:25 PM	WC19041793	1XXX QUASAR AVE S, LAKE SAINT CROIX BEACH	PROPERTY DAMAGE
9/24/2019 6:18:09 PM	WC19041809	16XXX 18th St S, LAKE SAINT CROIX BEACH	DANCO VIOLATION
9/26/2019 12:11:20 AM	WC19042027	1XXX Quasar Ct S, LAKE SAINT CROIX BEACH	SUSPICIOUS PERSON/ACTIVITY
9/27/2019 12:28:42 AM	WC19042211	1XXX Quasar Ct S, LAKE SAINT CROIX BEACH	CITIZEN/PUBLIC ASSIST
9/27/2019 11:04:55 AM	WC19042272	1XXX Quentin Ave S, LAKE SAINT CROIX BEACH	CIVIL MATTER/DISPUTE
9/28/2019 2:07:10 PM	WC19042497	16XXX 13th St S, LAKE SAINT CROIX BEACH	ANIMAL COMPLAINT
9/28/2019 8:15:31 PM	WC19042551	16XXX 18th St S, LAKE SAINT CROIX BEACH	DISTURBANCE
9/29/2019 5:36:02 PM	WC19042670	1XXX Queens Ave S, LAKE SAINT CROIX BEACH	FRAUD/SCAM

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Incident Summary Report PUBLIC

From:9/1/2019 12:00:00 AM To:9/30/2019 11:59:59 PM

9/30/2019 7:51:15 PM	WC19042829	20th St S / Saint Croix Trl S, LAKE SAINT CROIX BEACH	DRIVING COMPLAINT
9/30/2019 7:54:15 PM	WC19042833	1XXX Queens Ave S, LAKE SAINT CROIX BEACH	MEDICAL

7B

LOWER ST. CROIX VALLEY FIRE DEPARTMENT
District Run Summary September 2019

Total Number of Runs	
September 2019	36

Runs by District	
District	Number of Runs
Afton	12
Lakeland	8
Lakeland Shores	4
Lake St. Croix Beach	8
St. Mary's Point	1
I-94	2
Hudson	1

Mutual Aid Given	
Hudson	1

Mutual Aid Received			
Lakeview EMS	2	Bayport (auto-aid)	1

Incident Type Summary				
Type	Number of Runs	Canceled En Route	Unfounded	False Alarm
Medical	23			
Fire/Hazmat	5			
Dive Team	0			
Duty only	8	2		3

Number of Runs by Shift	
Shift A (Mon.–Fri. 6am–6pm)	Shift B (Mon.– Fri. 6pm–6am & Wknds/Holidays)
15	21

7B

LSCV District Run Summary

Basic Incident Number (FD1)	Basic Incident Date Time	Basic Incident Street Number (FD1.10)	Basic Incident Street Name (FD1.12)	Basic Incident Street Suffix (FD1.14)	Basic Incident Street Type (FD1.13)	Basic Incident Type (FD1.21)	Basic Incident Zone/District Number (FD1.32)	Basic Aid Given Or Received (FD1.22)
19337	09/01/2019 17:24:06	469	QUEENAN	South	Avenue	EMS call, excluding vehicle accident with injury	LKD	None
19338	09/02/2019 05:29:36	14801	AFTON BOULEVARD	South	Court	EMS call, excluding vehicle accident with injury	AFT	None
19339	09/02/2019 17:57:11	13115	50TH	South	Street	EMS call, excluding vehicle accident with injury	AFT	None
19340	09/03/2019 16:55:04	14719	HUDSON	North	Road	Outside equipment fire	AFT	None
19341	09/04/2019 05:05:31	2170	QUELLO	South	Avenue	EMS call, excluding vehicle accident with injury	LSB	None
19342	09/04/2019 13:18:34	15497	AFTON	South	Boulevard	EMS call, excluding vehicle accident with injury	AFT	None
19343	09/05/2019 18:23:01	15859	UPPER 34TH	South	Street	EMS call, excluding vehicle accident with injury	AFT	None
19344	09/06/2019 10:51:27	1760	QUEENS	South	Avenue	Gas leak (natural gas or LPG)	LSB	None
19345	09/07/2019 08:37:58	1824	OELVIG	South	Avenue	Alarm system activation, no fire - unintentional	AFT	None
19346	09/08/2019 09:41:49	16140	4TH	North	Street	EMS call, excluding vehicle accident with injury	LKD	None
19347	09/09/2019 01:48:05	16583	2ND	South	Street	EMS call, excluding vehicle accident with injury	LLS	None
19348	09/09/2019 13:02:15		I94 EB AT SAINT CROIX	North	Trail	Motor vehicle accident with injuries	I94	None
19349	09/09/2019 18:48:41	1411	OLD TOLL BRIDGE	North	Road	Carbon monoxide detector activation, no CO	LKD	None
19350	09/10/2019 12:31:12	1553	STAGECOACH	South	Trail	EMS call, excluding vehicle accident with injury	AFT	Mutual aid received
19351	09/11/2019 18:27:47		I94 WB AT STAGECOACH	North	Trail	Motor vehicle accident with injuries	I94	Automatic aid given
19352	09/13/2019 09:46:50	880	QUIXOTE	North	Avenue	Dispatched and cancelled en route	LKD	None
19353	09/13/2019 17:42:35	16565	17TH	South	Street	Unauthorized burning	LSB	None
19354	09/18/2019 20:42:13	318	QUIXOTE	North	Avenue	EMS call, excluding vehicle accident with injury	LLS	None
19355	09/21/2019 18:56:21	1885	QUELLO	South	Avenue	EMS call, excluding vehicle accident with injury	LSB	None
19356	09/22/2019 05:35:35	543	QUIXOTE	North	Avenue	EMS call, excluding vehicle	LKD	None

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Basic Incident Number (FD1)	Basic Incident Date Time	Basic Incident Street Number (FD1.10)	Basic Incident Street Name (FD1.12)	Basic Incident Street Suffix (FD1.14)	Basic Incident Street Type (FD1.13)	Basic Incident Type (FD1.21)	Basic Incident Zone/District Number (FD1.32)	Basic Aid Given Or Received (FD1.22)
						accident with injury		
19357	09/23/2019 15:24:50	12741	3RD	South	Street	EMS call, excluding vehicle accident with injury	AFT	None
19358	09/23/2019 19:26:21	3660	PASTURE RIDGE	South	Road	Dispatched and cancelled en route	AFT	None
19359	09/24/2019 01:10:44	12741	3RD	South	Street	EMS call, excluding vehicle accident with injury	AFT	None
19360	09/13/2019 17:42:35	16565	17TH	South	Street	Unauthorized burning	LSB	None
19361	09/24/2019 16:55:36	1980	QUASAR	South	Avenue	Unauthorized burning	LSB	None
19362	09/24/2019 19:48:08	411	Cedar		Drive	Building fire	HUD	Mutual aid given
19363	09/26/2019 02:01:31	15895	31ST	South	Street	EMS call, excluding vehicle accident with injury	AFT	None
19364	09/26/2019 14:13:09	15033	AFTON	South	Boulevard	EMS call, excluding vehicle accident with injury	AFT	None
19365	09/27/2019 13:53:30	703	QUINNELL	North	Avenue	EMS call, excluding vehicle accident with injury	LKD	None
19366	09/27/2019 16:41:00	1771	Racine		Avenue	Authorized controlled burning	LSB	None
19367	09/27/2019 20:49:21	13	BAILLON		Lane	EMS call, excluding vehicle accident with injury	SMP	None
19368	09/28/2019 01:23:54	1443	OLD TOLL BRIDGE	North	Road	EMS call, excluding vehicle accident with injury	LKD	Mutual aid received
19369	09/29/2019 13:36:58	413	QUINNELL	North	Avenue	EMS call, excluding vehicle accident with injury	LKD	None
19370	09/30/2019 10:05:03	105	LAKELAND SHORES	North	Road	Dispatched and cancelled en route	LLS	None
19371	09/30/2019 10:34:13	105	LAKELAND SHORES	North	Road	Alarm system sounded due to malfunction	LLS	None
19372	09/30/2019 19:57:05	1990	QUEENS	South	Avenue	EMS call, excluding vehicle accident with injury	LSB	None

Report Filters

Basic Incident Date - Derived (Fd1.3): is between '9/1/2019' and '9/30/2019'

ANIMAL CONTROL REPORT
Humane Animal Control Service
Kathi Pelnar CVT, ACO
Wildlife - Domestics - Exotics

Month/Year September 2019
City Lake St. Croix Beach

7C

Date	Time	Caller	Location	Description of Animal	Collar / Tag	Dry Run	Overnight	Fee	Milage	Total
9/1/19		No Calls Out This Month								-
										-
										-
		Warning Letter Sent	16390-19th St.S.	2 English bulldogs molesting pedestrians, lisc.						-
										-
										-
		No Lost or Found reports								-
										-
										-
										-
										-
Total								-	-	-

Date	Time	Caller	Location	Description of Animal	Collar / Tag	Dry Run	Overnight	Fee	Milage	Total
										-
										-
										-

Kathi Pelnar
634-6th St. N
Hudson, WI 54016

7c

animal humane society

Dear City Administrator:

Attached you will find the impound billing summary and detail report for the 3rd quarter of 2019. This bill reflects charges for animals impounded and fully processed at the Animal Humane Society, Woodbury location from 07/01/2019 to 09/30/2019. The invoice includes a total of all charges and credits related to each animal.

Please send all payments to:

Animal Humane Society
Attn: Finance
9785 Hudson Road
Woodbury, MN 55125

Please contact me if you have any questions or concerns regarding your invoice. I can be reached at 763-432-4827 or mgallagher@animalhumanesociety.org.

Thank you!

Mara Gallagher
Director of Finance
Animal Humane Society

7c

Contract Agency Invoice - Detailed

animal humane society

City of Lake St. Croix Beach
16455 20th Street S
Lakeland, MN 55043 USA

Animal Humane Society
9785 Hudson Road
Saint Paul, MN 55125 USA
itsupport@animalhumanesociety.org
http://www.animalhumanesociety.org

Tel: (651) 436-7031

Invoice #:	**22042**	Date From:	**7/1/2019 1:00 AM**	Puppy-Kitten Age:	**Six Months**
Create Date:	**10/4/2019 2:11 PM**	Date To:	**10/1/2019 12:59 AM**		
Submit Date:		Contract Agency:	**City of Lake St. Croix Beach**		
Close Date:				RTO Fees:	**With Animal**
Print Date:	**10/4/2019 2:52 PM**	Invoice Status:	**Pending**	Group By:	**Age-Species**

Animal#	Species	Gender/Altered	Color(s)	Intake Date		Intake Type		
ARN#	Breed	Age	Pattern(s)	Intake By		Intake Subtype	Location Found	
Contract Agency		Contract Intake Agency		Contract Intake Agency Member		Outcome Date		Subtotal Owed
Reclaimed By		Owner Guardian's Address				Home Phone #	ID#	
	Item Name		Qty @ Price	Subtotal	Discount	Reason	Tax1	Tax2	Item Total

7c

Cat					**1**		**$190.00**
A42226054	Cat	Female / No	White/Brown	7/16/2019 12:14:47 PM	Seized / Custody		
	Domestic Medium Hair	13y 11m 27d	Tabby/	Hoffman , Allison	Stray - MN Contract	River Road and 16th	
City of Lake St. Croix Beach		City of Lake St. Croix Beach		Pelnar , Kathi	7/22/2019 1:17:00 PM		**$190.00**
		,					
	Stray Holding Fee - Dog/Cat		1 @ $190.00	$190.00	$0.00		$190.00

Fee Summary

	Subtotal	Discount	Tax 1	Tax 2	Total
Total Charges	$190.00	$0.00			$190.00
Total Due	**$190.00**	**$0.00**			**$190.00**

Treasurer's Report

8A

City of Lake St. Croix Beach
Financial Reports

Meeting Date: October 21, 2019

A. Financial Snapshot: September 2019

B. Statement of Operations: September 2019

C. Claims to be Approved: September 17, 2019 through October 21, 2019

Submitted by Mary M Paul, Treasurer

City of Lake St Croix Beach
Financial Snapshot
September 2019

Fund #	Fund Description	Balance 12/31/17	Balance 12/31/18	Balance 08/31/19	Revenue Sep-19	Expense Sep-19	Transfers Sep-19	Balance 09/30/19	Sep-19 Net Income	2019 Budgeted Transfers
101	General Fund	$410,339.00	$412,856.11	$404,120.36	$4,070.68	$32,533.22	($29,071.54)	$346,586.28	($57,534.08)	($172,731.00)
250	Charitable Gaming Fund	$6,027.28	$6,040.77	$6,942.13	$9.59		($4,000.00)	$2,951.72	($3,990.41)	$0.00
402	Street Improvement Fund	$339,381.02	$142,323.62	$140,903.37	$242.15	$2,818.80	$29,071.54	$167,398.26	$26,494.89	$110,981.00
404	Pettitt Park Imp Fund	$1,729.02	$475.41	$2,593.05	$3.83			$2,596.88	$3.83	$1,000.00
405	Playground Imp Fund	$5,440.20	$26,834.50	($3,742.93)	$15.94		$4,000.00	$273.01	$4,015.94	$5,000.00
410	Bluffland Fund	$67,004.90	$70,575.54	$67,452.37	$107.01	$57.31		$67,502.07	$49.70	$3,000.00
415	Building & Land Fund	$32,571.76	$326.46	$2,837.59	$4.24			$2,841.83	$4.24	$5,000.00
450	LT Improvement Fund	$37,675.76	$45,917.85	$31,699.18	$49.51	$6,643.52		$25,105.17	($6,594.01)	$47,750.00
	Total Fund Balances	*$900,168.94*	*$705,350.26*	*$652,805.12*	*$4,502.95*	*$42,052.85*	*$0.00*	*$615,255.22*	*($37,549.90)*	*$0.00*

Significant Receipts:
101 $1,558 Beach parking
101 $1,780 Building Permits

Significant Expenses:
101 $3,590 Clean River Recycling Solutions
101 $1,883 Building Inspector
101 $2,730 Treasurer - RiverBluff Acctg
101 $3,779 St Mary's Point - Aug, Sept Recycling Services
101, 402, 450 $5,128 SEH

Detail of LT Improvement Fund	Balance 12/31/17	Balance 12/31/18	Revenue YTD 2019	Expense YTD 2019	Transfers YTD 2019	Balance 09/30/19	YTD 2019 Net Income	2019 Budgeted Transfers
36108 Interest Earnings	$3.25	$490.10	$521.06		($500.00)	$511.16	$21.06	
58021 Water Main Repairs	$10,000.00	$20,000.00			$5,000.00	$25,000.00	$5,000.00	$10,000.00
58022 Vegetative Management	$0.00	$5,000.00		$1,340.00	$2,500.00	$6,160.00	$1,160.00	$5,000.00
58023 Park Imp - General	$1,500.00	$1,375.00		$1,795.74	$1,000.00	$579.26	($795.74)	$1,000.00
58024 Vehicle Replacement	$0.00	$0.00		$12,202.17	$10,000.00	($2,202.17)	($2,202.17)	$4,000.00
58025 Office Equipment	$0.00	$0.00			$250.00	$250.00	$250.00	$250.00
58026 City Hall Improvements	$4,400.00	$315.60		$1,838.49	$3,500.00	$1,977.11	$1,661.51	$7,000.00
58027 Comprehensive Plan	$2,972.51	($4,629.00)			$2,000.00	($2,629.00)	$2,000.00	$4,000.00
58028 Snow & Ice Reserve	$0.00	$0.00			$500.00	$500.00	$500.00	$1,000.00
58029 Clean Up Day Reserve	$0.00	$0.00		$1,708.12	$2,000.00	$291.88	$291.88	$8,000.00
58032 Codification	$5,000.00	$6,756.47		$2,301.75	$500.00	$4,954.72	($1,801.75)	$1,000.00
58033 Right of Way Maintenance	$10,000.00	$9,634.50		$900.00	$2,500.00	$11,234.50	$1,600.00	$5,000.00
58034 Tree Program (Park Land)	$3,800.00	$6,975.18		$3,691.06	$250.00	$3,534.12	($3,441.06)	$500.00
58035 Audit & Legal Reserve	$0.00	$0.00		$360.00	$250.00	($110.00)	($110.00)	$500.00
58036 MN UI Reserve	$0.00	$0.00			$250.00	$250.00	$250.00	$500.00
58044 2019 Flood	$0.00	$0.00		$25,196.41		($25,196.41)	($25,196.41)	
	$0.00	$0.00				$0.00	$0.00	
Total LT Imp Fund as Above	$37,675.76	$45,917.85	$521.06	$51,333.74	$30,000.00	$25,105.17	($20,812.68)	$47,750.00

A

City of Lake St Croix Beach
Statement of Operations
September 2019

Fund and Account Numbers/Description	2016 Full Year Actual	2017 Full Year Actual	2018 Full Year Actual	2019 Actual Current Month	2019 Actual Year to Date	2019 Annual Budget	YTD % Annual Budget	Remaining Budget
101 General Fund								
General Fund Revenue								
31000 General Prop Taxes								
31100 Genl Prop Taxes - Curr Yr	469,976	440,210	440,310	0.00	229,264.63	446,740.00	51.3%	217,475
31101 Genl Prop Tax - Prior Yr	0	11,870	3,677	0.00	5,699.22	0.00		(5,699)
31200 Fiscal Disp Levy - Curr	0	63,102	71,733	0.00	38,839.32	75,628.00	51.4%	36,789
31201 Fiscal Disp Levy - Prior	0	383	0	0.00	0.00	0.00		0
Total 31000 General Prop Taxes	**469,976**	**515,564**	**515,720**	**0.00**	**273,803.17**	**522,368.00**	**52.4%**	**248,565**
31300 Franchise Fees & Taxes								
31301 Cable Commission	9,399	12,927	10,088	0.00	14,202.37	13,000.00	109.2%	(1,202)
Total 31300 Franchise Fees & Taxes	**9,399**	**12,927**	**10,088**	**0.00**	**14,202.37**	**13,000.00**	**109.2%**	**(1,202)**
31500 Assessments - Water	0	0	0	0.00	0.00	0.00		0
31700 Fire Stat Debt Levy	0	11,836	12,150	0.00	5,963.00	11,926.00	50.0%	5,963
31710 Fire Relief Assn Levy	0	0	0	0.00	0.00	0.00		0
32000 Lic & Permits								
32100 Bus Lic & Permits								
32110 Liquor & Cigarettes	1,592	1,512	1,524	0.00	12.00	1,510.00	0.8%	1,498
32120 Zoning - Business	272	542	1,255	0.00	230.00	500.00	46.0%	270
Total 32100 Bus Lic & Permits	**1,864**	**2,054**	**2,779**	**0.00**	**242.00**	**2,010.00**	**12.0%**	**1,768**
32200 Non-Bus Lic & Permits								
32210 Animal Lic & Fees	70	300	240	0.00	230.00	100.00	230.0%	(130)
32215 Bldg Permits	18,158	18,207	20,883	1,780.05	10,619.32	12,000.00	88.5%	1,381
32220 Zoning - Non-Bus	4,659	13	0	0.00	0.00	1,000.00	0.0%	1,000
Total 32200 Non-Bus Lic & Permits	**22,886**	**18,520**	**21,123**	**1,780.05**	**10,849.32**	**13,100.00**	**82.8%**	**2,251**
Total 32000 Lic & Permits	**24,750**	**20,574**	**23,902**	**1,780.05**	**11,091.32**	**15,110.00**	**73.4%**	**4,019**

B1

City of Lake St Croix Beach
Statement of Operations
September 2019

Fund and Account Numbers/Description	2016 Full Year Actual	2017 Full Year Actual	2018 Full Year Actual	2019 Actual Current Month	2019 Actual Year to Date	2019 Annual Budget	YTD % Annual Budget	Remaining Budget
33000 Intergov't Revenues								
33050 PERA Aid	248	248	248	0.00	124.00	248.00	50.0%	124
33101 Local Govt Aid	73,735	74,260	81,665	0.00	41,061.50	82,123.00	50.0%	41,062
33150 Federal Disaster Aid	0	0	0	0.00	0.00	0.00		0
33155 State Disaster Aid	84,169	0	0	0.00	0.00	0.00		0
33160 Oth Disaster Aid/Contrib	0	0	0	0.00	0.00	0.00		0
33200 Recycling Grant/Reimb	3,444	3,428	4,200	0.00	3,870.00	4,200.00	92.1%	330
33250 MN Small City Assistance	0	13,858	13,431	0.00	0.00	0.00		0
33260 Local Grants - General	0	7,080	0	0.00	0.00	50.00	0.0%	50
Total 33000 Intergov't Revenues	161,596	98,874	99,544	0.00	45,055.50	86,621.00	52.0%	41,566
34000 Chgs for Serv								
34050 General Government								
34051 Newsletter Sponsors	1,575	0	3,015	0.00	325.00	1,800.00	18.1%	1,475
34052 Assessment Searches	0	0	40	0.00	0.00	40.00	0.0%	40
34053 City Hall Rent	0	500	1,400	125.00	1,050.00	1,500.00	70.0%	450
Total 34050 General Government	1,575	500	4,455	125.00	1,375.00	3,340.00	41.2%	1,965
34070 Garbage, Recycling & Oth								
34071 Clean Up Day	1,681	0	299	0.00	0.00	0.00		0
Total 34070 Garbage, Recycling & Oth	1,681	0	299	0.00	0.00	0.00		0

B2

City of Lake St Croix Beach
Statement of Operations
September 2019

Fund and Account Numbers/Description	2016 Full Year Actual	2017 Full Year Actual	2018 Full Year Actual	2019 Actual Current Month	2019 Actual Year to Date	2019 Annual Budget	YTD % Annual Budget	Remaining Budget
34100 Parks & Rec								
34105 Park Dedication Fees	0	0	0	0.00	0.00	0.00		0
34107 Park Rental	50	275	445	0.00	350.00	400.00	87.5%	50
34110 Beach Parking Permits	34,276	30,718	29,777	1,558.34	37,858.74	30,000.00	126.2%	(7,859)
34120 Watercraft Permits	6,439	6,208	6,235	0.00	5,665.00	6,200.00	91.4%	535
34130 Other Park Revenue	775	0	0	0.00	0.00	0.00		0
Total 34100 Parks & Rec	41,540	37,201	36,457	1,558.34	43,873.74	36,600.00	119.9%	(7,274)
34200 Other Service Charges	0	12	0	0.00	0.00	0.00		0
Total 34000 Chgs for Serv	44,796	37,713	41,212	1,683.34	45,248.74	39,940.00	113.3%	(5,309)
35000 Fines & Forfeits	1,972	2,711	2,334	0.00	1,735.12	2,000.00	86.8%	265
36000 Investment Earnings	857	3,919	6,642	607.29	5,976.97	3,500.00	170.8%	(2,477)
37000 All Oth Rev								
37010 Insurance Dividends	1,384	2,249	272	0.00	0.00	600.00	0.0%	600
37020 Reimbursements	183	0	0	0.00	0.00	0.00		0
37030 Miscellaneous	557	4,279	189	0.00	0.00	0.00		0
37050 Donations - General City	690	125	0	0.00	0.00	100.00	0.0%	100
Total 37000 All Oth Rev	2,814	6,653	461	0.00	0.00	700.00	0.0%	700
Total General Fund Revenue	716,160	710,772	712,053	4,070.68	403,076.19	695,165.00	58.0%	292,089

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City of Lake St Croix Beach
Statement of Operations
September 2019

Fund and Account Numbers/Description	2016 Full Year Actual	2017 Full Year Actual	2018 Full Year Actual	2019 Actual Current Month	2019 Actual Year to Date	2019 Annual Budget	YTD % Annual Budget	Remaining Budget
General Fund Expenses								
41000 Genl Govt								
41100 Mayor & Council								
41110 Wages & Benefits	7,071	8,394	8,342	693.42	6,240.82	8,400.00	74.3%	2,159
41120 Other Expenses	300	0	0	0.00	0.00	0.00		0
Total 41100 Mayor & Council	**7,370**	**8,394**	**8,342**	**693.42**	**6,240.82**	**8,400.00**	**74.3%**	**2,159**
41200 Admin & Finance								
41210 Clerk/City Administrator	126,313	66,344	85,500	6,684.84	60,123.56	77,539.00	77.5%	17,415
41215 Deputy Clerk	0	1,323	54,778	5,139.39	49,587.09	66,183.00	74.9%	16,596
41220 Treasurer/Accounting	17,025	28,819	19,800	2,730.00	23,262.50	9,400.00	247.5%	(13,863)
41230 Payroll Service	1,783	952	360	30.00	270.00	300.00	90.0%	30
41250 Other/Miscellaneous	728	150	180	15.00	165.00	250.00	66.0%	85
Total 41200 Admin & Finance	**145,848**	**97,588**	**160,618**	**14,599.23**	**133,408.15**	**153,672.00**	**86.8%**	**20,264**
41300 Oth Genl Govt								
41301 Meeting Per Diem & Exp	1,594	4,914	2,245	0.00	69.60	3,000.00	2.3%	2,930
41303 Banking Fees & Charges	1,159	204	439	17.50	138.25	200.00	69.1%	62
41305 Misc/Other Expense	2,151	273	1,139	0.00	504.28	500.00	100.9%	(4)
41310 Financial Audit	6,515	8,078	4,630	0.00	4,940.00	4,500.00	109.8%	(440)
41315 Elections	2,755	1,310	2,987	0.00	830.00	1,000.00	83.0%	170
41320 Printing & Publishing	6,814	647	1,005	212.40	880.02	1,200.00	73.3%	320
41325 Assessment Services	7,168	7,493	7,968	0.00	8,178.10	8,240.00	99.2%	62
41330 Legal Services	14,047	25,441	14,251	800.25	8,676.45	18,000.00	48.2%	9,324
41335 Office Equip & Supplies	12,961	7,237	9,521	544.44	4,489.83	6,000.00	74.8%	1,510
41340 Comm Equip & Service	3,740	3,601	4,980	594.74	4,589.20	3,500.00	131.1%	(1,089)
41345 Transportation & Mileage	0	28	2,447	62.35	2,165.42	1,000.00	216.5%	(1,165)
41350 Dues & Subscriptions	12,156	1,891	2,749	18.00	2,474.00	3,000.00	82.5%	526
41355 Newsletter	0	2,861	9,640	1,030.72	7,845.56	10,000.00	78.5%	2,154
41360 Training & Education	2,535	870	2,946	0.00	2,852.78	2,400.00	118.9%	(453)
41390 Grants & Contributions	0	450	0	0.00	0.00	450.00	0.0%	450
Total 41300 Oth Genl Govt	**73,595**	**65,297**	**66,948**	**3,280.40**	**48,633.49**	**62,990.00**	**77.2%**	**14,357**

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City of Lake St Croix Beach
Statement of Operations
September 2019

Fund and Account Numbers/Description	2016 Full Year Actual	2017 Full Year Actual	2018 Full Year Actual	2019 Actual Current Month	2019 Actual Year to Date	2019 Annual Budget	YTD % Annual Budget	Remaining Budget
41500 City Bldgs & Plant								
41507 City Hall Maint & Util	10,640	8,692	22,756	684.45	8,789.44	10,000.00	87.9%	1,211
41509 City Hall Imp	0	565	5,820	0.00	492.73	0.00		(493)
Total 41500 City Bldgs & Plant	**10,640**	**9,257**	**28,576**	**684.45**	**9,282.17**	**10,000.00**	**92.8%**	**718**
Total 41000 Genl Govt	**237,454**	**180,537**	**264,485**	**19,257.50**	**197,564.63**	**235,062.00**	**84.0%**	**37,497**
42000 Public Safety								
42103 Law Enforcement	61,822	98,047	67,939	0.00	34,413.39	70,000.00	49.2%	35,587
42105 Fire & Emergency Response	55,150	57,786	60,811	0.00	46,915.50	62,554.00	75.0%	15,639
42107 Animal Control	300	1,714	1,256	333.33	929.90	1,800.00	51.7%	870
42109 Building Inspection Serv	22,841	17,904	13,755	1,883.29	7,499.44	8,400.00	89.3%	901
42111 Oth Public Safety	0	0	0	0.00	2,092.50	0.00		(2,093)
42113 Fire Relief Association	0	0	0	0.00	0.00	0.00		0
42150 Erosion & Flood Control	0	11,812	5,896	0.00	2,029.70	8,000.00	25.4%	5,970
42160 Public Safety Grants	0	0	0	0.00	0.00	0.00		0
42203 Fire Hall Debt Serv	11,799	11,836	12,150	0.00	0.00	11,926.00	0.0%	11,926
Total 42000 Public Safety	**151,912**	**199,098**	**161,807**	**2,216.62**	**93,880.43**	**162,680.00**	**57.7%**	**68,800**
43000 Public Works								
43100 Streets								
43103 Street Maintenance	54,421	5,853	6,947	700.00	5,725.04	24,000.00	23.9%	18,275
43105 Snow & Ice Removal	4,226	22,282	21,787	0.00	18,232.95	14,000.00	130.2%	(4,233)
43107 Engineering Services	32,152	14,034	24,471	402.10	4,954.80	12,000.00	41.3%	7,045
43109 Traffic Signs & Control	4,988	5,516	1,234	85.72	2,613.82	2,000.00	130.7%	(614)
43110 Right of Way Maint	0	0	5,000	0.00	0.00	0.00		0
43111 Street Lighting	7,952	7,583	8,316	711.60	6,338.11	8,500.00	74.6%	2,162
43113 Street Drainage/Flooding	12,081	129	3,200	0.00	0.00	2,700.00	0.0%	2,700
43115 Weed Control	0	0	0	0.00	0.00	1,000.00	0.0%	1,000
43116 Tree Program	16,959	1,110	5,085	0.00	0.00	0.00		0
Total 43100 Streets	**132,779**	**56,506**	**76,041**	**1,899.42**	**37,864.72**	**64,200.00**	**59.0%**	**26,335**

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City of Lake St Croix Beach
Statement of Operations
September 2019

Fund and Account Numbers/Description	2016 Full Year Actual	2017 Full Year Actual	2018 Full Year Actual	2019 Actual Current Month	2019 Actual Year to Date	2019 Annual Budget	YTD % Annual Budget	Remaining Budget
43200 Sanitation								
43203 Recycling Services	24,597	26,062	22,529	7,369.12	20,607.74	22,000.00	93.7%	1,392
43205 City Clean Up Day	3,705	1,525	8,909	0.00	0.00	0.00		0
43207 Garbage/Refuse Removal	0	371	602	31.51	261.20	0.00		(261)
Total 43200 Sanitation	**28,302**	**27,958**	**32,041**	**7,400.63**	**20,868.94**	**22,000.00**	**94.9%**	**1,131**
43300 Water Facilities								
43305 Water Main Repairs	0	0	0	0.00	0.00	0.00		0
Total 43300 Water Facilities	**0**	**0**	**0**	**0.00**	**0.00**	**0.00**		**0**
Total 43000 Public Works	**161,081**	**84,464**	**108,081**	**9,300.05**	**58,733.66**	**86,200.00**	**68.1%**	**27,466**
45000 Parks & Rec								
45100 Park Wages & Benefits	3,684	4,727	10,638	1,407.59	9,301.08	9,000.00	103.3%	(301)
45103 Mowing & Lawn Maint	16,668	15,225	17,756	0.00	7,849.75	18,000.00	43.6%	10,150
45105 Park Mnt, Supplies & Util	25,175	8,230	9,219	351.46	7,424.97	10,000.00	74.2%	2,575
45110 Bluffland Maintenance	10,572	0	3,000	0.00	0.00	0.00		0
45200 Park Imp - General	658	3,599	1,000	0.00	0.00	0.00		0
Total 45000 Parks & Rec	**56,757**	**31,781**	**41,613**	**1,759.05**	**24,575.80**	**37,000.00**	**66.4%**	**12,424**
46500 Econ Dev								
46505 Water Mgmt Org	0	10,371	5,194	0.00	5,194.26	6,000.00	86.6%	806
46510 Codification	0	0	5,000	0.00	0.00	0.00		0
46525 Easement & Land Acq	0	0	501	0.00	0.00	0.00		0
46530 City Dev - Heritage Day	570	368	910	0.00	585.74	600.00	97.6%	14
Total 46500 Econ Dev	**570**	**10,738**	**11,605**	**0.00**	**5,780.00**	**6,600.00**	**87.6%**	**820**

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City of Lake St Croix Beach
Statement of Operations
September 2019

Fund and Account Numbers/Description	2016 Full Year Actual	2017 Full Year Actual	2018 Full Year Actual	2019 Actual Current Month	2019 Actual Year to Date	2019 Annual Budget	YTD % Annual Budget	Remaining Budget
49000 Miscellaneous								
49240 Insurance - Prop & Liab	0	6,866	6,587	0.00	6,878.00	7,500.00	91.7%	622
49250 Insurance - Workers Comp	0	824	761	0.00	1,372.00	1,250.00	109.8%	(122)
Total 49000 Miscellaneous	0	7,690	7,348	0.00	8,250.00	8,750.00	94.3%	500
49300 Oth Financing Uses/Trfs								
49305 Trf to Street Imp Fd (LGA)	0	147,995	81,665	29,071.54	41,061.50	82,123.00	50.0%	41,062
49306 Trf to Street Imp Fd (SCA)	0	13,858	13,431	0.00	0.00	0.00		0
49307 Trf to Pettitt Park Fd	0	775	4,500	0.00	500.00	1,000.00	50.0%	500
49309 Trf to Playground Fd	0	0	0	0.00	5,000.00	5,000.00	100.0%	0
49310 Trf to Bluffland Fd	0	3,000	0	0.00	1,500.00	3,000.00	50.0%	1,500
49315 Trf to Bldg & Land Fd 39315	0	0	0	0.00	2,500.00	5,000.00	50.0%	2,500
49319 Trf to Street Imp Fd - Other 39319	0	24,000	0	0.00	0.00	15,000.00	0.0%	15,000
49320 Trf to LT Imp Fd - Water Main	0	0	0	0.00	5,000.00	10,000.00	50.0%	5,000
49320 Trf to LT Imp Fd - Veg Mgmt 5802:	0	0	0	0.00	2,500.00	5,000.00	50.0%	2,500
49320 Trf to LT Imp Fd - Parks Genl 5802:	0	0	0	0.00	500.00	1,000.00	50.0%	500
49320 Trf to LT Imp Fd - Vehicles 58024	0	0	0	0.00	4,000.00	4,000.00	100.0%	0
49320 Trf to LT Imp Fd - Office Equip 580	0	0	0	0.00	250.00	250.00	100.0%	0
49320 Trf to LT Imp Fd - City Hall Imp 58(	0	0	0	0.00	3,500.00	7,000.00	50.0%	3,500
49320 Trf to LT Imp Fd - Comp Plan 5802	0	0	0	0.00	2,000.00	4,000.00	50.0%	2,000
49320 Trf to LT Imp Fd - Snow Ice Reserv	0	0	0	0.00	500.00	1,000.00	50.0%	500
49320 Trf to LT Imp Fd - Clean Up Day 58	0	0	0	0.00	8,000.00	8,000.00	100.0%	0
49320 Trf to LT Imp Fd - Codification 580	0	0	0	0.00	500.00	1,000.00	50.0%	500
49320 Trf to LT Imp Fd - ROW 58033	0	0	0	0.00	2,500.00	5,000.00	50.0%	2,500
49320 Trf to LT Imp Fd - Tree Prog 58034	0	0	0	0.00	250.00	500.00	50.0%	250
49320 Trf to LT Imp Fd - Audit Legal 5803	0	0	0	0.00	250.00	500.00	50.0%	250
49320 Trf to LT Imp Fd - MN UI 58036	0	0	0	0.00	250.00	500.00	50.0%	250
49320 Trf to LT Imp Fd (Various)	0	39,700	15,000	0.00	0.00	0.00		0
Total 49300 Oth Financing Uses/Trfs	0	229,328	114,596	29,071.54	80,561.50	158,873.00	50.7%	78,312
Total General Fund Expense	607,774	743,637	709,536	61,604.76	469,346.02	695,165.00	67.5%	225,819
Total 101 General Fund	108,386	(32,864)	2,517	(57,534.08)	(66,269.83)	0.00		66,270

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City of Lake St Croix Beach
Statement of Operations
September 2019

Fund and Account Numbers/Description	2016 Full Year Actual	2017 Full Year Actual	2018 Full Year Actual	2019 Actual Current Month	2019 Actual Year to Date	2019 Annual Budget	YTD % Annual Budget	Remaining Budget
250 Charitable Gaming Fd								
31820 Charitable Gaming Rev	2,623	1,950	2,897	0.00	1,557.85	0.00		
36102 Investment Earnings	0	13	117	9.59	103.10	0.00		
45820 Charitable Gaming Exp	0	0	(3,000)	(4,000.00)	(4,750.00)	0.00		
Total 250 Charitable Gaming Fd	**2,623**	**1,962**	**13**	**(3,990.41)**	**(3,089.05)**	**0.00**		
402 Street Imp Fd								
36103 Investment Earnings	0	609	5,389	242.15	2,199.33	0.00		
39305 Trf fr Gen'l Fd (LGA)	0	147,995	81,665	29,071.54	41,061.50	82,123.00	50.0%	
39306 Trf fr Gen'l Fd (SCA)	0	13,858	13,431	0.00	0.00	0.00		
39310 Trf fr Gen'l Fd (Other)	0	24,000	15,000	0.00	0.00	15,000.00	0.0%	
43407 Engineering - Street Imp	0	(4,289)	(64,133)	(2,818.80)	(14,681.41)	0.00		
43415 Street Improvements	0	0	(248,410)	0.00	(3,504.78)	0.00		
Total 402 Street Imp Fd	**0**	**182,173**	**(197,057)**	**26,494.89**	**25,074.64**	**97,123.00**	**25.8%**	
404 Pettit Park Imp Fd								
34810 Pettit Park Banner Fees	0	950	1,550	0.00	1,350.00	0.00		
34811 Pettitt Park Rental Fees	0	0	0	0.00	0.00	0.00		
36104 Investment Earnings	0	4	50	3.83	21.47	0.00		
36836 Grants & Donations	0	0	2,136	0.00	250.00	0.00		
39307 Trf fr Genl (Pettit Park)	0	775	4,500	0.00	500.00	1,000.00	50.0%	
45810 Pettit Park Imp	0	0	(9,489)	0.00	0.00	0.00		
Total 404 Pettit Park Imp Fd	**0**	**1,729**	**(1,254)**	**3.83**	**2,121.47**	**1,000.00**	**212.1%**	
405 Playground Imp Fd								
33270 Local Grants - Playground	4,848	0	0	0.00	0.00	0.00		
36105 Investment Earnings	0	12	144	15.94	224.25	5,000.00	4.5%	
36835 Donations - Playground Imp	0	580	6,250	0.00	272.00	0.00		
39309 Trf fr Genl (Playground)	0	0	12,000	0.00	5,000.00	0.00		
39329 Trf fr Charitable (Playground)	0	0	3,000	4,000.00	4,000.00	0.00		
45815 Playground Improvements	0	0	0	0.00	(36,057.74)	0.00		
Total 405 Playground Imp Fd	**4,848**	**592**	**21,394**	**4,015.94**	**(26,561.49)**	**5,000.00**	**-531.2%**	

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City of Lake St Croix Beach
Statement of Operations
September 2019

Fund and Account Numbers/Description	2016 Full Year Actual	2017 Full Year Actual	2018 Full Year Actual	2019 Actual Current Month	2019 Actual Year to Date	2019 Annual Budget	YTD % Annual Budget	Remaining Budget
410 Bluffland								
33265 Grant - SCRA Shoreline Stabilization	0	26,963	0	0.00	0.00	0.00		
36106 Investment Earnings	0	142	1,127	107.01	1,097.56	0.00		
43805 Bluff Maint, Suppl & Util	0	3,000	2,444	(57.31)	(465.25)	3,000.00	-15.5%	
43807 Eng'g - Bluffland/Levee	0	0	0	0.00	(3,705.78)	0.00		
43815 SCRA Shoreline Stabil Proj	0	(3,100)	0	0.00	0.00	0.00		
Total 410 Bluffland	**0**	**27,005**	**3,571**	**49.70**	**(3,073.47)**	**3,000.00**	**-102.4%**	
415 Bldg & Land Fd								
36107 Investment Earnings	0	72	342	4.24	15.37	0.00		
39315 Trf fr Genl (Bldg & Land)	0	0	0	0.00	2,500.00	5,000.00	50.0%	
41709 City Hall Imp	0	0	(32,588)	0.00	0.00	0.00		
41790 Other Bldg & Land Exp	0	0	0	0.00	0.00	0.00		
Total 415 Bldg & Land	**0**	**72**	**(32,245)**	**4.24**	**2,515.37**	**5,000.00**	**50.3%**	
450 LT Imp Fd								
36108 Investment Earnings	0	3	487	49.51	21.06	0.00		
58021 Water Main Repairs	0	10,000	10,000	0.00	5,000.00	10,000.00	50.0%	
58022 Vegetative Management	0	0	5,000	0.00	1,160.00	5,000.00	23.2%	
58023 Park Imp - General	0	1,500	(125)	0.00	(795.74)	1,000.00	-79.6%	
58024 Vehicle Replacement	0	0	0	0.00	(2,202.17)	4,000.00	-55.1%	
58025 Office Equipment	0	0	0	0.00	250.00	250.00	100.0%	
58026 City Hall Imp	0	4,400	(4,084)	0.00	1,661.51	7,000.00	23.7%	
58027 Comprehensive Plan	0	2,973	(7,602)	0.00	2,000.00	4,000.00	50.0%	
58028 Snow & Ice Reserve	0	0	0	0.00	500.00	1,000.00	50.0%	
58029 Clean Up Day Reserve	0	0	0	0.00	291.88	8,000.00	3.6%	
58032 Codification	0	5,000	1,756	0.00	(1,801.75)	1,000.00	-180.2%	
58033 Right of Way Maint	0	10,000	(366)	0.00	1,600.00	5,000.00	32.0%	
58034 Tree Program (Park Land)	0	3,800	3,175	0.00	(3,441.06)	500.00	-688.2%	
58035 Audit & Legal Reserve	0	0	0	0.00	(204.60)	500.00	-40.9%	
58044 2019 Flood	0	0	0	(6,643.52)	(25,101.81)	0.00		
Total 450 LT Imp Fd	**0**	**37,676**	**8,242**	**(6,594.01)**	**(20,812.68)**	**47,250.00**	**-44.0%**	
TOTAL	**115,857**	**218,345**	**(194,819)**	**(37,549.90)**	**(90,095.04)**			

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City of Lake St Croix Beach
Claims to be Approved
October 21, 2019

Checks Numbered			
From	**To**	**Description**	**Amount**
	-		
17990	-	USPS - Manual Check Newsletter Postage	$182.72
18519	18528	Vendor Bills: Routine	$5,471.15
18529	18531	Unusual in size and nature	$11,493.22
201910001	201910007	EFT/DD: `09/30/19 Staff Payroll, PERA, Payroll Taxes	$7,845.79
201910008	201910020	'EFT/DD: Copier Lease, Phone, Utilities, Parking Lot Authnet	$1,749.09
		Total Supplemental Claims to Be Approved	**$26,741.97**

Checks: 17990, 18519-18531

EFT/Direct Deposits: 201910 (001 to 020)

Submitted by Mary M Paul, Treasurer

C

10/07/19

City of Lake St Croix Beach
Claims to be Approved thru CC Mtg Date
September 17 through October 21, 2019

Type	Date	Num	Name	Memo	Class	Paid Amount
Check	**09/24/2019**	**17990**	**USPS**	**Permit Acct #1388844**		
				October Newsletter	101 Gen'l Fd:2 Exp:41000 Genl Govt:41300 Oth Genl Govt:41355 Newsletter	-182.72
TOTAL						-182.72
Liability Check	**09/27/2019**	**18519**	**MN PEIP - C/O MMB Fiscal Ser...**	**163036**		
				163036		-39.82
				163036		-750.00
TOTAL						-789.82
Bill Pmt -Che...	**10/21/2019**	**18520**	**City of St Mary's Point**			
Bill	09/30/2019	Inv #2019-09LSCB		September 2019 Recycling	101 Gen'l Fd:2 Exp:43000 Public Works:43200 Sanitation:43203 Recycling Services	-1,889.56
TOTAL						-1,889.56
Bill Pmt -Che...	**10/21/2019**	**18521**	**Menards**			
Bill	09/30/2019	7395		KL-Flush Valve Kit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41500 City Bldgs & Plant:41507 City Hall Maint ...	-12.49
Bill	09/30/2019	7907		KL-Office Supplies	101 Gen'l Fd:2 Exp:41000 Genl Govt:41500 City Bldgs & Plant:41507 City Hall Maint ...	-41.14
TOTAL						-53.63
Bill Pmt -Che...	**10/21/2019**	**18522**	**Metro Sales Inc.**	**Account No. SC33**		
Bill	09/30/2019	Inv1427070		Photocopier	101 Gen'l Fd:2 Exp:41000 Genl Govt:41300 Oth Genl Govt:41335 Office Equip & Sup...	-364.44
TOTAL						-364.44
Bill Pmt -Che...	**10/21/2019**	**18523**	**On Site Sanitation**	**Cust No: 004698**		
Bill	09/23/2019	Inv #823008		Pettitt 9/19-10/4/19 - Pump Biffy's	101 Gen'l Fd:2 Exp:45000 Parks & Rec:45105 Park Mnt, Supplies & Util	-40.57
TOTAL						-40.57
Bill Pmt -Che...	**10/21/2019**	**18524**	**T2 Systems Canada, Inc**	**Cust ID 2454 Master No. 16441**		
Bill	09/30/2019	IRIS0000060852		Digital IRIS services for SN: 500012360895 - Oct 2019	101 Gen'l Fd:2 Exp:45000 Parks & Rec:45105 Park Mnt, Supplies & Util	-55.00
TOTAL						-55.00
Bill Pmt -Che...	**10/21/2019**	**18525**	**City of St Mary's Point**			
Bill	09/30/2019	Inv #2019-08LSCB		August 2019 Recycling	101 Gen'l Fd:2 Exp:43000 Public Works:43200 Sanitation:43203 Recycling Services	-1,889.56
TOTAL						-1,889.56
Bill Pmt -Che...	**10/21/2019**	**18526**	**ECM Publishers, Inc.**	**Account # 427294**		
Bill	09/27/2019	727135		Mortgage Foreclosure Notice	101 Gen'l Fd:2 Exp:41000 Genl Govt:41300 Oth Genl Govt:41320 Printing & Publishing	-47.40
TOTAL						-47.40

C1

City of Lake St Croix Beach
Claims to be Approved thru CC Mtg Date
September 17 through October 21, 2019

Type	Date	Num	Name	Memo	Class	Paid Amount
Bill Pmt -Che...	**10/21/2019**	**18527**	**Highland Sanitation & Recycli...**	**Acct No. 008390**		
Bill	09/30/2019	Inv #634940		weekly trash service 16779 20th St S	101 Gen'l Fd:2 Exp:41000 Genl Govt:41500 City Bldgs & Plant:41507 City Hall Maint ...	-245.67
TOTAL						-245.67
Bill Pmt -Che...	**10/21/2019**	**18528**	**W S & D Permit Service**			
Bill	09/30/2019	2019-30		Refunded #2019-30	101 Gen'l Fd:1 Rev:32000 Lic & Permits:32200 Non-Bus Lic & Permits:32215 Bldg Pe...	-94.50
				Refunded #2019-30- Bldg Permit		-1.00
TOTAL						-95.50
Bill Pmt -Che...	**10/21/2019**	**18529**	**Clean River Recycling Solutions**			
Bill	09/30/2019	19080198		3 Recycle Bins - Funded by Wash Co Recycle Grant	101 Gen'l Fd:2 Exp:43000 Public Works:43200 Sanitation:43203 Recycling Services	-3,590.00
TOTAL						-3,590.00
Bill Pmt -Che...	**10/21/2019**	**18530**	**RiverBluff Accounting, Inc.**			
Bill	09/30/2019			Sept 2019	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41220 Treasurer/Accou...	-2,730.00
				Sept 2019	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41230 Payroll Service	-30.00
				Sept 2019	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41250 Other/Miscellan...	-15.00
TOTAL						-2,775.00
Bill Pmt -Che...	**10/21/2019**	**18531**	**SEH**	**Cust# 1383**		
Bill	09/30/2019	274078		City Council meeting	101 Gen'l Fd:2 Exp:43000 Public Works:43100 Streets:43107 Engineering Services	-402.10
				CIP, City Hall Parking Lot Striping	402 Street Imp Fd:43407 Engineering - Street Imp	-1,412.90
				2018 Street Improvements	402 Street Imp Fd:43407 Engineering - Street Imp	-1,405.90
				Flood Damage Assessment	450 LT Imp Fd:58044 2019 Flood	-1,907.32
TOTAL						-5,128.22
Liability Check	**09/27/2019**	**201910001**	**QuickBooks Payroll Service**	**Created by Payroll Service on 09/26/2019**		
				Fee for 3 direct deposit(s) at $1.75 each	101 Gen'l Fd:2 Exp:41000 Genl Govt:41300 Oth Genl Govt:41303 Banking Fees & Ch...	-5.25
			QuickBooks Payroll Service	Created by Payroll Service on 09/26/2019		-4,491.10
TOTAL						-4,496.35
Paycheck	**09/30/2019**	**201910002**	**Engstrom, Dorcey David**	**Direct Deposit**		
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41210 Clerk/City Admin...	-2,500.00
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41210 Clerk/City Admin...	162.50
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41210 Clerk/City Admin...	-187.50
				Direct Deposit		187.50
				Direct Deposit		163.00
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41210 Clerk/City Admin...	-155.00
				Direct Deposit		155.00
				Direct Deposit		155.00
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41210 Clerk/City Admin...	-36.25
				Direct Deposit		36.25
				Direct Deposit		36.25

C2

City of Lake St Croix Beach
Claims to be Approved thru CC Mtg Date
September 17 through October 21, 2019

Type	Date	Num	Name	Memo	Class	Paid Amount
				Direct Deposit		80.00
				Direct Deposit		1,903.25
TOTAL						0.00
Paycheck	**09/30/2019**	**201910003**	**Laur, Kathy A**	**Direct Deposit**		
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41215 Deputy Clerk	-2,028.07
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41215 Deputy Clerk	-152.11
				Direct Deposit		152.11
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41215 Deputy Clerk	131.82
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41215 Deputy Clerk	-750.00
				Direct Deposit		-62.35
				Direct Deposit		179.00
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41215 Deputy Clerk	-125.74
				Direct Deposit		125.74
				Direct Deposit		125.74
				Direct Deposit	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41215 Deputy Clerk	-29.41
				Direct Deposit		29.41
				Direct Deposit		29.41
				Direct Deposit		90.00
				Direct Deposit		2,284.45
TOTAL						0.00
Paycheck	**09/30/2019**	**201910004**	**Shearer, Robert A**	**Direct Deposit**		
				Direct Deposit	101 Gen'l Fd:2 Exp:45000 Parks & Rec:45100 Park Wages & Benefits	-400.00
				Direct Deposit	101 Gen'l Fd:2 Exp:45000 Parks & Rec:45100 Park Wages & Benefits	26.00
				Direct Deposit	101 Gen'l Fd:2 Exp:45000 Parks & Rec:45100 Park Wages & Benefits	-30.00
				Direct Deposit		30.00
				Direct Deposit		40.00
				Direct Deposit	101 Gen'l Fd:2 Exp:45000 Parks & Rec:45100 Park Wages & Benefits	-24.80
				Direct Deposit		24.80
				Direct Deposit		24.80
				Direct Deposit	101 Gen'l Fd:2 Exp:45000 Parks & Rec:45100 Park Wages & Benefits	-5.80
				Direct Deposit		5.80
				Direct Deposit		5.80
				Direct Deposit		303.40
TOTAL						0.00
Liability Check	**09/30/2019**	**201910005**	**IRS (Form 941 Payroll Taxes)**	**41-6008939**		
				41-6008939		-746.00
				41-6008939		-154.73
				41-6008939		-154.73
				41-6008939		-629.03
				41-6008939		-629.03
TOTAL						-2,313.52
Liability Check	**09/30/2019**	**201910006**	**MN Dept of Revenue**	**9008030**		
				9008030		-346.00
TOTAL						-346.00

C3

City of Lake St Croix Beach
Claims to be Approved thru CC Mtg Date
September 17 through October 21, 2019

Type	Date	Num	Name	Memo	Class	Paid Amount
Liability Check	**09/30/2019**	**201910007**	**PERA (Staff)**	**571500**		
				571500	101 Gen'l Fd:2 Exp:41000 Genl Govt:41200 Admin & Finance:41210 Clerk/City Admin...	0.01
				571500		-320.32
				571500		-369.61
TOTAL						-689.92
Bill Pmt -Che...	**09/30/2019**	**201910008**	**Comcast {EFT} Internet 87721...**	**Account # 8772 10 570 0008770**		
Bill	09/30/2019			Business Internet 8772 10 570 0008770	101 Gen'l Fd:2 Exp:41000 Genl Govt:41300 Oth Genl Govt:41340 Comm Equip & Ser...	-168.11
TOTAL						-168.11
Bill Pmt -Che...	**09/30/2019**	**201910009**	**Comcast {EFT} Voice 8772105 ...**	**Comcast Voice 8772105 12269**		
Bill	09/30/2019			Comcast Voice 8772105 12269	101 Gen'l Fd:2 Exp:41000 Genl Govt:41300 Oth Genl Govt:41340 Comm Equip & Ser...	-242.63
TOTAL						-242.63
Bill Pmt -Che...	**09/30/2019**	**201910010**	**CP Energy 7711653 {EFT}**	**7711653-1**		
Bill	09/30/2019			16455 20th St S M20011231614	101 Gen'l Fd:2 Exp:41000 Genl Govt:41500 City Bldgs & Plant:41507 City Hall Maint ...	-16.07
TOTAL						-16.07
Bill Pmt -Che...	**09/30/2019**	**201910011**	**CP Energy 7711657 {EFT}**	**7711657-2**		
Bill	09/30/2019			16455 20th St S M20011255582	101 Gen'l Fd:2 Exp:41000 Genl Govt:41500 City Bldgs & Plant:41507 City Hall Maint ...	-16.07
TOTAL						-16.07
Bill Pmt -Che...	**09/30/2019**	**201910012**	**CP Energy 7711658 {EFT}**	**7711658-0**		
Bill	09/30/2019			16455 20th St S M20011231610	101 Gen'l Fd:2 Exp:41000 Genl Govt:41500 City Bldgs & Plant:41507 City Hall Maint ...	-16.07
TOTAL						-16.07
Bill Pmt -Che...	**09/30/2019**	**201910013**	**Maroneys (Trash Pickup)**	**Acct# 1431**		
Bill	09/05/2019	Inv #791607		garbage pick-up 8-1 to 8-31-19	101 Gen'l Fd:2 Exp:43000 Public Works:43200 Sanitation:43207 Garbage/Refuse Re...	-31.51
TOTAL						-31.51
Bill Pmt -Che...	**09/30/2019**	**201910014**	**US Bank Equip Finance {EFT}**			
Bill	09/30/2019			Ricoh copier ID 86838	101 Gen'l Fd:2 Exp:41000 Genl Govt:41300 Oth Genl Govt:41335 Office Equip & Sup...	-180.00
TOTAL						-180.00
Bill Pmt -Che...	**09/30/2019**	**201910015**	**Xcel Energy 4267 {EFT}**	**Acct No. 51-5580426-7**		
Bill	09/30/2019			Street Lighting: Installs 163992, 163991, 223803, 22380...	101 Gen'l Fd:2 Exp:43000 Public Works:43100 Streets:43111 Street Lighting	-711.60
TOTAL						-711.60

C 4

City of Lake St Croix Beach
Claims to be Approved thru CC Mtg Date
September 17 through October 21, 2019

Type	Date	Num	Name	Memo	Class	Paid Amount
Bill Pmt -Che...	**09/30/2019**	**201910016**	**Xcel Energy 5536 {EFT}**	**Acct No. 51-6544553-6**		
Bill	09/30/2019			Beach 16763 20th St S Premises 302451496 Meter 8643...	101 Gen'l Fd:2 Exp:45000 Parks & Rec:45105 Park Mnt, Supplies & Util	-51.64
TOTAL						-51.64
Bill Pmt -Che...	**09/30/2019**	**201910017**	**Xcel Energy 5987 {EFT}**	**51-0011704598-7**		
Bill	09/30/2019			Premises 303281737 16455 20th St S Meter 3471735	101 Gen'l Fd:2 Exp:41000 Genl Govt:41500 City Bldgs & Plant:41507 City Hall Maint ...	-202.38
TOTAL						-202.38
Bill Pmt -Che...	**09/30/2019**	**201910018**	**Xcel Energy 6284 {EFT}**	**51-0011704628-4**		
Bill	09/30/2019			Premise 303864763 1910 Riviera Ave S Meter 89456453	101 Gen'l Fd:2 Exp:45000 Parks & Rec:45105 Park Mnt, Supplies & Util	-12.79
TOTAL						-12.79
Bill Pmt -Che...	**09/30/2019**	**201910019**	**Xcel Energy 8596 {EFT}**	**Acct No. 51-0011291859-6**		
Bill	09/30/2019			Rectifier Stat: 2039 Riviera Av S: Meter 79637242 Premi...	101 Gen'l Fd:2 Exp:45000 Parks & Rec:45105 Park Mnt, Supplies & Util	-12.13
TOTAL						-12.13
Bill Pmt -Che...	**09/30/2019**	**201910020**	**US Bank Authnet Gateway {EFT}**	**Beach Parking Fees**		
Bill	09/30/2019			Beach Parking Fees	101 Gen'l Fd:1 Rev:34000 Chgs for Serv:34100 Parks & Rec:34110 Beach Parking P...	-88.09
TOTAL						-88.09

C5

City Engineer Report

8B

SEH

Building a Better World
for All of Us®

MEMORANDUM

TO: Dave Engstrom | Lake St. Croix Beach City Clerk/Administrator

FROM: John D. Parotti, PE | City Engineer (Lic. MN, WI)

DATE: May 15, 2019

RE: 2019 Spring Flood Damage Repair Estimate
SEH No. LAKES 145436 14.00

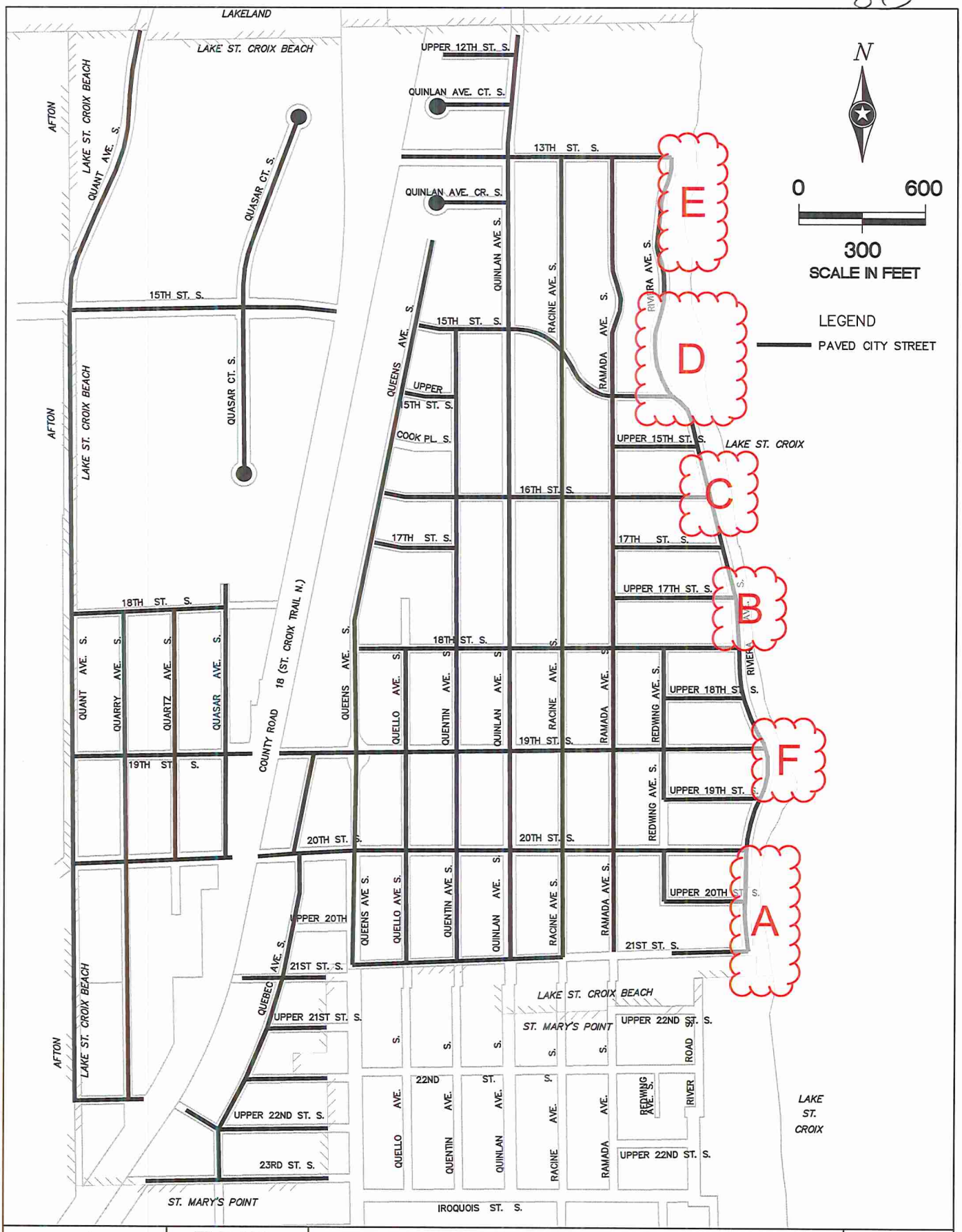
In March and April of this year the St. Croix River experienced flooding which resulted in damage to St. Croix River bluff slopes in the City of Lake St. Croix Beach. Locations of observed damage extend from just south of 21st Street South to 13th Street South. Inspections of these locations were completed by the City Engineer on May 14th and October 2nd for the purpose of reviewing the damage and collecting information for preparing a cost estimate for repairs.

Based on the observations made on the dates noted above, the following repairs are needed to restore the bluff to pre flood conditions:

Area	Description	Estimated Cost
A – South of 20th Street	Repair bluff slope stabilization measures, tree removal.	$45,000
B – Levee Culvert	Replace riprap around end of culvert.	$5,000
C – 16th Street Stairs	Repair washed out wood and earthen stairs.	$5,000
D – O'Donnell Bluff	Repair/restore eroded bluff slope.	$52,350
E – South of 13th Street	Repair/restore eroded and sloughing bluff slope.	$209,400
F – At 19th Street	Repair/restore eroded and sloughing bluff slope.	$9,000
Total		**$325,750**

Attachment: Street Map with Damage Areas Noted
\\sehnr\projects\kol\lakes\145436\river - flooding\2019\bluff damage memo 2019_10_16.docx

8B



SEH

FILE NO.
LAKES 104616

DATE:
SEPT 26, 2011

STREET MAP
LAKE ST. CROIX BEACH, MN

FIGURE NO. 1

8B

AREA A –
SOUTH of 216t

City Clerk Report

8D

dengstromlscb@comcast.net

From: Douglas Berglund <Douglas.Berglund@co.washington.mn.us>
Sent: Wednesday, October 16, 2019 11:49 AM
Subject: Flood Threat Awareness

Good morning Administrators,

I suspect you are all aware of how the recent precipitation in our region has affected river levels. Of course, this raises concern for what that could mean for the threat of 2020 spring flooding. I spoke to the National Weather Service this morning; as we enter the winter season, several of the factors that contribute to spring flooding are soil moisture content and river levels. Right now, both of these factors are *above normal* and are higher than the levels we witnessed last year. Collectively, we had just over $1M in protective measures and response costs this past spring due to the flooding. I am not sending this message to cause alarm, I just want to add the threat of 2020 flooding to your radar for planning purposes.

This past spring we also witnessed significant inland flooding. Because of this, I want to share the message regarding the benefits to our residents (and businesses) of owning a FEMA flood insurance policy. For residents ***not*** in a designated floodplain, a policy through the National Flood Insurance Program (NFIP) is a one-time cost of approximately $535 per year (can be more based on home elevation); however, they do not go into effect until thirty days after the policy is purchased. At the end of the policy year, they can renew or let it lapse. It takes about ten minutes to purchase a policy over the phone.

The Sheriff's Office will be promoting the FEMA NFIP option on our website and Facebook page through next spring. The following is a link to provide a bit more information on the program:

https://www.fema.gov/national-flood-insurance-program

The following link is a more in-depth look at the NFIP:

https://www.fema.gov/media-library-data/20130726-1438-20490-1905/f084_atq_11aug11.pdf

As always, if you have questions or comments please call or email me.

Thank you,

Doug B.

Doug Berglund, Director – Emergency Management
Washington County Sheriff's Office
W: 651-430-7682
C: 651-792-6672
douglas.berglund@co.washington.mn.us

8E

Building Permit / Activity City of Lake St **Croix Beach** September 2019

Permit Number	Resident	Project	Evaluation	State Fe	Plan Review Inspection Fee	City Fee	Total Permit Fee
Plum2019-05	Mike Grovum	Water Heater		1	80	14.5	95.5
2019-32	Mike McLeod	Deck	9000	5	197.63	101.43	304.06
2019-33	Rick Nilsen	Reroof		1	80	14.5	95.5
Mech2019-13	Gary Lindahl	Furnace		1	80	14.5	95.5
2019-34	Merriman Lyle	Reroof		1	80	14.5	95.5
2019-35	Chris Smith	Reroof		1	80	14.5	95.5
Plum1019-06	Lynnette Anderson	Water Heater		1	80	14.5	95.5
2019-36	Jason Richert	Fence		1	30	4.5	35.5
2019-37	Jesse Tyge	Deck	8000	4	182.29	94.17	280.46
2019-38	Steve Hesse	Reroof		1	80	14.5	**95.5**
TOTAL				$17.00	$969.92	$301.60	$1,288.52

9 1

dengstromlscb@comcast.net

From: Karen Riley <jamriley@comcast.net>
Sent: Monday, August 26, 2019 12:36 PM
To: dengstromlscb@comcast.net
Cc: Joe Riley; Karen Riley; klaurlscb@comcast.net
Subject: 1300 Riviera Ave S. Extension Request

Dear City Administrator,
Joe and Karen Riley respectfully request an extension of the temporary approval received regarding 1300 Riviera Ave. S. to allow for 2 apartments at the address. A seven (7) year extension is requested allowing the city to continue its process to review and codify the current ordinances and update the ordinances as necessary and appropriate for the residences of Lake St. Croix Beach. We request to get feedback from planning commission on September 4th, 2019 and then approval from the City Council on September 16th, 2019.

The apartment homes have been rented for the past 4+ years. The current long term residents are well established community members and want this to remain their home via their lease on the property. We want to be fair to our tenants and not leave them with uncertainty as to their continued occupancy. Our excellent tenants over the past 5 years have demonstrated that having this property available to the market allows good renters, who have limited choices of places to live in the beautiful lower St. Croix Valley, with an affordable nice home to enjoy all our local resources.

Sincerely,
Joe and Karen Riley
612-868-3095 (Karen)

Motion from Planning Commission October 9,2019

Motion by Sievert seconded by Ashby – 1. To recommend to the city council an extension of 5 additional years and 2. To request direction from the city council to have the planning commission study and review the current Bluffland Shoreland ordinance and recommend any changes if necessary. Passed on roll call vote 5/0.

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City of Lake St. Croix Beach
City Hall
16455 20th Street South
Lake St Croix Beach, MN 55043

October 4, 2019

Planning Commission Members:

The City of Lake St. Croix Beach received a request from Karen and Joe Riley requesting a seven-year extension to the variance granted in 2015 for use of 1300 Riviera as a two-family home. (attached)

Please find attached a copy of the original approved variance from 2015 (2015-06)

Also attached is a copy of the Public Hearing Notice published in the Stillwater Gazette on September 27, 2019.

I sent out letters 10 days in advance noticing this public hearing to all addresses within 350 feet as required by Minnesota Statute 462.357, subd. 3. Addresses are on file.

Since the original variance was granted in 2015 to my knowledge there has been no work done by the City to amend the ordinance limiting two family homes in the St. Croix Riverway District.

My recommendation is to approve the 7-year extension request. The City Council will have to approve this request at their next meeting. I would also recommend that the Planning Commission begin the process to examine the ordinance and make appropriate suggestions to the council.

Dave Engstrom
City Clerk -Administrator

Phone: 651-436-7031 *Fax: 651-436-8310* *e-mail: lscb@comcast.net*

(4)

Receipt:# 296658

VAR $46.00

Return to:
CITY OF LAKE ST CROIX BEACH
16455 20TH STREET SOUTH
LAKE ST CROIX BEACH MN 55043

4036231

Certified Filed and/or recorded on:
8/4/2015 3:13 PM

4036231

Office of the County Recorder
Washington County, Minnesota
Jennifer Wagenius, County Recorder

CERTIFICATION

STATE OF MINNESOTA)
COUNTY OF WASHINGTON)
CITY OF LAKE ST CROIX BEACH

11 028 20 14 0025

I, the undersigned, being the duly qualified and acting Clerk-Administrator of the City of Lake St. Croix Beach, Minnesota **DO HEREBY CERTIFY** that I have compared the attached documents:

CITY OF LAKE ST. CROIX BEACH

VARIANCE PERMITS 2015-06

1300 RIVIERA AVE S

PID 11.028.20.14.0025

FOR JOSEPH AND KAREN S. RILEY

DATE ISSUED JANUARY 20, 2015

With the originals thereof on file in my office, and that the same are full, true and complete copies of said documents within the files of the City of Lake St. Croix Beach. 16455 20th Street South, Lake St Croix Beach, MN 55066

WITNESS my hand and the seal of said City this 20TH day of January 2015

Susan Schuler
Clerk-Administrator

SEAL

State of Minnesota
County of Washington
City of Lake St. Croix Beach
Resolution No. 2015 – 18

RESOLUTION GRANTING VARIANCES FOR TEMPORARY USE OF A TWO FAMILY DWELLING OF STRUCTURE AT 1300 RIVIERA AVENUE SOUTH

Councilmember Unker offered the following Resolution, Seconded by ~~Councilmember~~ Mayor McCarthy, and moved its adoption:

WHEREAS, the City of Lake St. Croix Beach received an application from Joe and Karen Riley ("Applicants") seeking a variance from the provisions of Section 502.01 of the Bluffland/Shoreland Management overlay district code of the Lake St. Croix Beach, which provides that only single family residential uses are permitted in the bluffland/shoreland overlay district, in order that Applicants may use the "mother-in-law apartment" in the lower level of the property as a separate residence for a separate family; and

WHEREAS, the real property impacted by the application is located at 1300 Riviera Avenue South, Lake St. Croix Beach, MN 55043 and is legally described as:

LOTS 3208-3211 & LOTS 3260-3263 LAKE ST CROIX BEACH SEC NO 3 Lot 3208
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3209
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3210
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3211
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3260
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3261
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3262
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3 Lot 3263
SubdivisionCd 2684 SubdivisionName LAKE ST CROIX BEACH SEC NO 3

WHEREAS, the Property has historically been utilized as a single family residence, but with separate locked entrances to the upper and lower levels of the home and with two separate furnaces for the upper and lower levels; and

WHREAS, the Property has historically had a bedroom and bathroom in the lower level, but no separate kitchen facilities in the lower level;

WHEREAS, the Applicants have already undertaken a project to remodel the lower level of the Property, which included installation of a separate gas meter and gas lines for the exclusive use of the lower level, installation of a separate kitchen in the lower level, and general remodeling of the remainder of the lower level; and

WHEREAS, the Applicant's project to remodel the lower level of the Property did not include installation of the appropriate level of fire-retardant building materials separating the upper and lower levels to qualify the Property as a "duplex" under the state building code; and

WHEREAS, Minnesota Statutes § 462.357, subd. 6(2) provides that: "The board of appeals and adjustments or the governing body as the case may be, may not permit as a variance any use that is not allowed under the zoning ordinance for property in the zone where the affected person's land is located. The board or governing body as the case may be, may permit as a variance the temporary use of a one family dwelling as a two family dwelling"; and

WHEREAS, upon proper legal notice, the Planning Commission for the City of Lake St. Croix Beach held a public hearing on May 6, 2015, heard comments from the Applicants and the public, and considered the Application during its regular meeting, and with five members present, the Planning Commission voted and approved a recommendation to the City Council to approve the Variance Application, subject to the following conditions;

- **That Applicants be granted a temporary variance to allow the use of a one-family dwelling as a two family dwelling for a period of up to five (5) years; and**
- **That the City undertake a review to potentially modify its Bluffland/Shoreland code to allow for "mother in law" apartments in the Riverway district;**
- **That if such revisions are enacted by the City, then the Applicants shall undertake the proper process under such revised code to obtain a permanent variance or CUP for the Property as the case may be.**

WHEREAS, At the Applicant's request, the timeline for review of the Application has been extended out to be considered at the June 15, 2015 city council meeting; and

WHEREAS, the Application was considered by the City Council at its meeting on June 15, 2015 and the City Council found that the proposed variance for the temporary use of a one family dwelling as a two family dwelling is compatible with the City of Lake St. Croix Beach's stated intent within the R-3 and Lower St. Croix Bluffland/Shoreland Management Zoning District; and

WHEREAS, the essential character of the surrounding neighborhood would not be changed by the temporary use of the Property as a two family dwelling; and

WHEREAS, the temporary use of the Property as a two family dwelling is inconsistent with the City's comprehensive plan; and

WHEREAS, the temporary use of the Property as a two family dwelling is in harmony with the general purpose and intent of City's Code of Ordinances; and

WHEREAS, the City Council has determined that "practical difficulties" as defined by statute and the variance code exist, in that: The Applicant proposes to use the property in a reasonable manner not otherwise permitted by the zoning code; the plight of the landowner is due to circumstances unique to the property not created by the landowner; and the variances will not alter the essential character of the locality.

WHEREAS, the City Council has determined that the standards for a variance in the Bluffland/Shoreland Management Ordinance section 807.01 are satisfied, namely:

1. The variance will preserve the scenic and recreational resources of the St. Croix Riverway, especially in regard to the view from and use of the river
2. The variance will ensure the maintenance of safe and healthful conditions
3. The variance will ensure the prevention and control of water pollution, including sedimentation
4. The location of the site with respect to floodways, floodplains, slopes, and blufflines is appropriate.
5. The erosion potential of the site based on degree and direction of slope, soil type, and vegetative cover is appropriate.
6. There is little to no potential impact on game and fish habitat
7. Location of the site with respect to existing or future access roads is appropriate.
8. The updated septic system will account for the amount of wastes to be generated and the adequacy of the proposed disposal.
9. The anticipated demand for police, fire, medical, and school services and facilities
10. The proposed development is compatible with uses on adjacent roads.

WHEREAS, the city Building Official is of the opinion that a non-duplex property that contains a mother in law apartment must be owner-occupied in one of the units in order to comply with State Building Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CITY OF LAKE ST. CROIX BEACH, MINNESOTA, AS FOLLOWS:

1. Based upon the above findings, which are incorporated herein by reference, the Application for variance as submitted by Joe and Karen Riley for the property located at 1300 Riviera Avenue South be, and the same are hereby, granted, as follows:
   a. **To use the single-family dwelling as a two-family dwelling on a temporary basis pursuant to Minn. Stat. § 462.357, subd. 6(2) for a period of no more than five (5) years.**

2. That any and all other aspects of the Applicants' application, including a CUP for a duplex, are denied.

3. That the variance granted herein is subject to the following conditions:

   - **The Property shall be required to be owner-occupied by the end of the five year temporary variance period or sooner, and must be treated as a single family home with a mother in law apartment and not as a "duplex."**
   - **Notwithstanding any other provision in the law or statute, the temporary variance shall expire and be null and void after five (5) years.**
   - **Applicant shall receive a certificate of occupancy as a single family dwelling once all conditions of this variance have been satisfied.**

- **If the property is sold before the end of the five year period, the variance granted herein shall terminate and become null and void.**

Adopted by the City Council on this **15th** day of **June, 2015** by the following vote:

Brown: aye
Unker: aye
Reiter: nay
Kline: aye
McCarthy: aye

Approved:

Thomas McCarthy, Mayor

Attested:

Susan Schuler, City Clerk/Administrator

(4)

CITY OF LAKE ST. CROIX BEACH
WASHINGTON COUNTY, MINNESOTA
NOTICE OF PUBLIC HEARING VARIANCE AMENDMENT

NOTICE IS HEREBY GIVEN that the Planning Commission for the City of Lake St. Croix Beach, Washington County, Minnesota will convene on Wednesday, October 9 at 7:00 p.m. at the Lake St. Croix Beach City Hall to conduct the following Public Hearing:

To consider an amendment to a variance by Joe and Karen Riley to extend the time limit an additional 7 years for temporary use as a two-family dwelling.

The property address is 1300 Riviera Avenue South (PID #11.028.20.14.0025)

All written and oral comments will be considered. Review of the findings and recommendation of the Planning Commission shall be held by the City Council at its regular meeting on Monday, October 21, 2019 at 6 PM.

Questions concerning the public hearing may be directed to the City Clerk-Administrator at 651-436-7031.

Dated this 23rd day of September, 2019
Dave Engstrom
City Clerk-Administrator

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