

# Request for Council Action

Originator Community Development	Item City Code Amendments-Reclassification of Temporary Conditional Uses	# 5.4C1
Agenda Section HEARINGS/PUBLIC INPUT	By EAS	Approved Date November 2, 2009

Description

Case 10000E-09

## GENERAL INFORMATION

Applicant: City of Bloomington

Request: Consider City Code Amendments –  
Reclassification of Temporary Conditional Uses

## PROPOSAL

As part of the comprehensive Zoning Ordinance Update Project, the City has been converting the use status for land uses classified by the City Code as temporary conditional uses. The primary purpose of this item is to consider amendments proposed to the City Code to reclassify multiple temporary conditional uses. Proposed amendments include:

- modifying the use status of churches in FD-1, FD-2, I-1, and I-2 Districts, and retail uses as temporary uses in FD-1 and FD-2 districts from temporary conditional uses to interim uses; of tanning salons in office buildings in FD-1 and FD-2 Districts from temporary conditional uses to permitted accessory uses; of transient merchant sales in I-2, FD-1, FD-2, CX-2, CS-1, and SC Districts from temporary conditional uses to permitted accessory uses with restrictions; of transient merchant sales in B-2 and C-2 Districts from permitted accessory uses to permitted accessory uses with restrictions; of unlicensed family day care centers in R-1 and R1-A Districts from Temporary conditional uses to conditional uses; and of physical exercise facilities in I-1, I-2, and I-3 Districts from temporary conditional uses to conditional uses;
- adding churches in I-3 Districts as interim uses; and transient merchant sales in R-1, HX-R, I-1, I-3, CR-1, C-1, C-3, C-4 and C-5 Districts as permitted accessory uses with restrictions;
- deleting christmas tree lots and circuses in R-1 and R-1A Districts as temporary conditional uses; and
- clarifying Chapter 14 provisions exempting farm and garden products.

Also, in order to implement the amendments to the Mixed Use CX-2 District in Airport South, the City is required by contract with the Mall of America Corporation (MOAC) to first obtain their consent to any amendments in the zoning. The MOAC has provided their consent in writing which is enclosed for reference.

**Council Action**

Motion by \_\_\_\_\_ Second by \_\_\_\_\_ to \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

A draft ordinance containing the above proposed amendments is attached.

## **CHRONOLOGY**

Planning Commission Action: 10/08/09-Recommended approval of proposed City Code amendments  
City Council Meeting: 11/02/09- Public hearing scheduled

## **DEADLINE FOR AGENCY ACTION**

Application Date:	09/02/09
60 Days:	10/31/09
Extension Letter Mailed:	10/13/09
120 Days:	12/30/09

## **RECOMMENDED CITY COUNCIL ACTION**

The Planning Division Staff and the Planning Commission recommend approval of an ordinance reclassifying multiple temporary conditional uses.