

**CITY OF BIG LAKE
ORDINANCE NO. 2008-13**

**AN ORDINANCE AMENDING THE BIG LAKE ZONING ORDINANCE BY
ESTABLISHING A TRANSIT-ORIENTED DEVELOPMENT
(TOD) ZONING DISTRICT AND STANDARDS
APPLICABLE TO SUCH DISTRICT**

THE CITY COUNCIL OF BIG LAKE ORDAINS:

Section 1. Section 1001.02 of the Zoning Ordinance (Definitions) is hereby amended to add the following definition:

Transit-Oriented Development (TOD). The functional integration of land use and transit via the creation of compact, walkable, mixed-use communities within walking distance of a transit stop or station.

Section 2. Section 1063 of the Zoning Ordinance (Reserved) is hereby amended to read as follows:

SECTION 1063 – TOD, TRANSIT-ORIENTED DEVELOPMENT DISTRICT

SECTION

- 1063.01: Purpose
- 1063.02: Establishment of Zones
- 1063.03: Allowed Uses
- 1063.04: Parking Requirements
- 1063.05: Dimensional Requirements
- 1063.06: Design Standards

1063.01: PURPOSE: The purpose of the Transit-Oriented Development (TOD) District is to:

Subd. 1. Implement the City's "vision" of the TOD area as outlined in the Big Lake Transit-Oriented Development Design Manual;

Subd. 2. Encourage a mix of moderate and high density development within walking distance of the transit station (to increase transit ridership);

Subd. 3. Create a pedestrian-friendly environment to encourage walking, bicycling and transit use;

Subd. 4. Provide an alternative to traditional development by emphasizing mixed use, pedestrian oriented development;

Subd. 5. Create a neighborhood identity that promotes pedestrian activity, human interactions, safety and livability;

Subd. 6. Reduce automobile dependency and roadway congestion by locating multiple destinations and trip purposes within walking distance of one another;

Subd. 7. Provide a range of housing options for people of different income levels, needs and at different stages of life.

1063.02: ESTABLISHMENT OF ZONES: Within the Transit-Oriented Development District, the following zones are to be established in accordance with Big Lake Transit-Oriented Development Design Manual:

Subd. 1. Station Zone. The "Station Zone" shall include lands generally within one quarter ($\frac{1}{4}$) mile of the rail station (as depicted in the Comprehensive Plan/ Transit-Oriented Development Design Manual) and serves as the focal point of the TOD area. Within this zone, transit-oriented commercial uses are intended to be the primary feature. Some second story and above residential may be allowed, provided the development is part of a Planned Unit Development that preserves the intent of this ordinance and meets the standards of the Comprehensive Plan/Transit-Oriented Design Manual.

Subd. 2. Midway Zone. The "Midway Zone" includes lands generally between one quarter ($\frac{1}{4}$) and one half ($\frac{1}{2}$) mile of the rail station (as depicted in the Comprehensive Plan/Transit-Oriented Development Design Manual) and is intended to accommodate a mix of commercial and high density residential housing. A minority of ground floor residential may be allowed as part of a Planned Unit Development provided it preserves the intent of this ordinance and meets the standards of the Comprehensive Plan/Transit Oriented Design Manual.

Subd. 3. Transition Zone. The "Transition Zone" shall include lands generally located between one half ($\frac{1}{2}$) and three quarter ($\frac{3}{4}$) miles of the rail station (as depicted in the Comprehensive Plan/Transit-Oriented Development Design Manual). The transition zone is intended to transition from the Station and Midway Zones to the land uses that lie beyond the Transition Zone. Within this zone, business campus uses, similar to that allowed within the City's B-1, Business Campus Zoning District are encouraged.

1063.03: ALLOWED USES: The following uses are allowed within the TOD District (by specific zone) and subject to applicable administrative requirements of this Ordinance:

STATION ZONE	MIDWAY ZONE	TRANSITION ZONE
Permitted Uses		
<ul style="list-style-type: none"> • Service-oriented office uses • Above ground floor non-service oriented office uses • Mixed uses with ground floor retail, personal services and/or service-oriented offices • Banks, Credit Unions • Retail businesses (under 10,000 square feet) as standalone units or as part of a multi-tenant building • Government uses and buildings (including transportation terminals) • Transit stations • Restaurants (without drive-through facilities) • Civic, cultural and community facilities • Theaters, except drive-ins • Dry cleaner stores with cleaning facilities outside the TOD District 	<ul style="list-style-type: none"> • Mixed uses with ground floor retail, personal services and/or service-oriented offices • Ground floor restaurants (without drive-through facilities) • Above ground floor multiple family developments containing eight (8) or more dwelling units per acre 	<ul style="list-style-type: none"> • All permitted uses as allowed within the B-1, Business Campus Zoning District
Accessory Uses		
<ul style="list-style-type: none"> • Accessory antennas • Accessory uses and buildings customary and incidental to uses allowed as permitted, conditional, interim and administrative permits in this chapter • Fences • Off-street parking and loading • Sexually oriented use - Accessory, as regulated by Section 1035 (Sexually Oriented Business) of this Ordinance and the license requirements of the City • Signs 	<ul style="list-style-type: none"> • Accessory antennas • Accessory uses and buildings customary and incidental to uses allowed as permitted, conditional, interim and administrative permits in this chapter • Fences • Home occupations • Off-street parking and loading • Sexually oriented use - Accessory, as regulated by Section 1035 (Sexually Oriented Business) of this Ordinance and the license requirements of the City • Signs 	<ul style="list-style-type: none"> • All permitted accessory uses as allowed within the B-1, Business Campus Zoning District

Uses by Administrative Permit		
<ul style="list-style-type: none"> • All uses by administrative permit as allowed in the B-1, Business Campus Zoning District • Outdoor Dining, Accessory as regulated by Section 1056.04 Subd. 4 	<ul style="list-style-type: none"> • All uses by administrative permit as allowed in the B-1, Business Campus Zoning District and the B-2, Neighborhood Business District 	<ul style="list-style-type: none"> • All uses by administrative permit as allowed in the B-1, Business Campus Zoning District
Conditional Uses		
<ul style="list-style-type: none"> • Accessory outdoor seating associated with food service businesses • Commercial parking lots and structures (as a principal use) • Commercial recreation (indoor) • Hotels • Stadiums and sports facilities over 10,000 seats • Grocery stores over 10,000 square feet • All permitted uses in the B-2 Neighborhood Business District not already permitted in the Station Zone 	<ul style="list-style-type: none"> • Accessory outdoor seating associated with food service businesses • Ground floor multi-family residential as part of a PUD, provided 50% the ground floor of the site is reserved for commercial use • Convenience stores with gas • Restaurants with drive-through facilities • Hotels • Hospitals • All permitted uses in the B-2 Neighborhood Business District not already permitted in the Midway Zone 	<ul style="list-style-type: none"> • All conditional uses as allowed within the B-1, Business Campus Zoning District • Office/warehouse
Interim Uses		
<ul style="list-style-type: none"> • All interim uses as allowed within the B-1, Business Campus Zoning District 	<ul style="list-style-type: none"> • All interim uses as allowed within the B-1, Business Campus Zoning District 	<ul style="list-style-type: none"> • All interim uses as allowed within the B-1, Business Campus Zoning District

1063.04: PARKING REQUIREMENTS

Subd. 1. Supply Requirements.

1. Station and Midway Zones.

- a. Residential Uses: A maximum of one and two-tenths (1.2) parking spaces per unit. Of the provided supply, at least one (1) space per unit shall be covered.
- b. Non-residential Uses: Not more than three (3) spaces per one thousand (1,000) square feet of gross building area. For buildings one thousand (1,000) square feet or less in size, a maximum supply of one (1) per five hundred (500) square feet (gross) shall apply.

2. Transition Zone. There shall be supplied a minimum of eighty (80) percent of the required as stated in Section 1030.

Subd. 2. Shared Parking. For lots serving more than one (1) use, the total number of spaces required may be reduced, provided that the applicant submits credible evidence to the satisfaction of the City that the peak parking demand of the uses will not coincide and that the accumulated parking demand at any one time shall not exceed the total capacity of the facility.

Subd. 3. Surface Parking Lots.

1. Surface parking lots shall not be located within side and rear yards which abut public streets.
2. Surface parking lots with more than thirty (30) spaces shall be divided into separate areas by landscaped areas of at least ten (10) feet in width. A minimum of fifteen (15) percent of all surface lots shall be landscaped. No row of parking shall be more than ten (10) spaces wide without being interrupted by a landscaped area. Each landscaped area shall have at least one (1) tree. Landscaped areas shall be planted with low-maintenance, salt tolerant plants (capable of withstanding extreme weather conditions) and irrigated.
3. Surface lots shall be screened along all sidewalks by a landscaped buffer of not less than five (5) feet or three (3) foot walls or fencing compatible with the adjacent architecture.
4. Surface parking lots shall provide pedestrian walkways and connections to the sidewalk system.

Subd. 4. Parking Structures.

1. Parking structures shall incorporate pedestrian walkways and connections to the neighborhood sidewalk system.
2. Parking structures shall include ground level retail uses along all streets and sidewalks.
3. Parking structures shall adhere to the architectural requirements of the Big Lake Downtown Design Standards.

Subd. 5. Bicycle Racks. Bicycle racks shall be provided on site at a ratio of one (1) space for every fifteen (15) automobile parking spaces or portion thereof.

1063.05: DIMENSIONAL REQUIREMENTS

Subd. 1. Building Setbacks.

1. Station and Midway Zones:

- a. Front Yard: Minimum of zero (0) feet and maximum of five (5) feet. A setback may be increased to twenty five (25) feet from the front property line if a courtyard, plaza or seating area is incorporated into the development (adjacent to the public street).
 - b. Side Yard: Minimum of zero (0) feet and maximum of twenty five (25) feet.
 - c. Rear Yard: Fifteen (15) feet.
2. Transition Zones: Same as applied in the B-1, Business Campus District.

Subd. 2. Lot Coverage.

1. Station and Midway Zones:
 - a. Minimum Lot Coverage: Sixty (60) percent of the net lot area. This lot coverage may be reduced if a minimum of forty (40) percent of the lot is developed as improved public open space.
 - b. Maximum Lot Coverage: Eighty five (85) percent of the net lot area. This lot coverage may be increased to one hundred (100) percent for mixed use buildings.
2. Transition Zones: Same as applied in the B-1, Business Campus District.

Subd. 4. Building Height.

1. Minimum Height:
 - a. Station Zones - Two (2) stories and thirty (30) feet.
 - b. Midway Zones - Eighteen (18) feet.
 - c. Transitional Zones - None.
2. Maximum Height:
 - a. Station Zones - None
 - b. Midway Zones - Three (3) stories or forty (40) feet whichever is less.
 - c. Transitional Zones - Same as applied in the B-1, Business Campus District.

Subd. 5. Sidewalks.

1. Station and Midway Zones:
 - a. Sidewalks not less than five (5) feet in width shall be constructed along the frontage of all public streets.
 - b. Pedestrian scale lighting fixtures no greater than fifteen (15) feet in height shall be provided along all sidewalks and walkways (public and private) to provide ample lighting during nighttime hours.
 - c. All sidewalks and walkways shall meet ADA requirements.
2. Transition Zones: Same as applied in the B-1, Business Campus District.

1063.06: DESIGN STANDARDS:

Subd. 1. Streetscapes.

1. Station and Midway Zones:
 - a. Street trees shall be planted by the developer along all public rights-of-way. Street trees shall be planted at intervals of no more than forty (40) feet. Tree species shall be selected that require minimal maintenance and are commonly hardy and adaptive to urban environments.
 - b. Pedestrian amenities such as benches, public art, planters, trash receptacles, etc. shall be provided and located along sidewalks and in landscaped areas, open spaces and plazas.
 - c. All new utilities shall be placed underground
2. Transition Zones: Same as applied in the B-1, Business Campus District.

Subd. 2. Building Facades.

1. Station and Midway Zones:
 - a. The architectural style and materials of all buildings shall be consistent with the requirements of the Big Lake Downtown Design Standards.
 - b. All buildings shall provide a main entrance on the facade of the building facing the transit station or streets leading to the transit station.
 - c. The main entrance of any building shall face the street. The main entrance shall not be set back more than five (5) feet from the front property line, unless a public seating area or plaza is provided in front of the building.

- d. Facades over fifty (50) feet in length shall be divided into shorter segments by means of façade modulation, repeating window patterns, changes in materials, canopies or awnings, varying roof lines and/or other architectural treatments.
- e. The ground floor of a front commercial facade shall contain a minimum of fifty (50) percent glass.
- f. All buildings shall articulate the line between the ground and upper levels with a cornice, canopy, balcony, arcade, or other visual device.
- g. All structured parking shall be designed so that the only openings at street level are those necessary to accommodate vehicle ingress and egress, and pedestrian access to the building. All openings shall be designed so that vehicles are not visible from the sidewalk. The remainder of the street frontage shall be available for retail or commercial usage.

2. Transition Zones: Same as applied in the B-1, Business Campus District.

Subd. 3. Signage.

1. Station Zones:

- a. Freestanding Signs. Freestanding signs, as defined by the Big Lake Sign Ordinance, are expressly prohibited. Kiosks and public informational signs placed and owned by the City of Big Lake are exempt from this provision.
- b. Projecting Signs. Projecting signs, as defined by the Big Lake Sign Ordinance, including those which encroach upon public right of way, shall be allowed provided:
 - (1) A clearance of not less than eight (8) feet above surface grade is provided.
 - (2) The right-of-way encroachment not exceed two (2) feet.
 - (3) The City determines that such sign shall not obstruct the vision of drivers or detract from the visibility of traffic control devices.
- c. Height. No signs shall extend higher than the height of the ground story.
- d. Size. No facade sign shall exceed twenty five (25) percent of the ground floor wall area. No other sign shall exceed twenty five (25) square feet in size. Signs may be double-sided.
- e. Design. All signs shall be complimentary to the principal building in their use of color, shape and material.

2. Midway Zones:

- a. Freestanding Signs. With the exception of ground monument signs, as defined by the Big Lake Sign Ordinance, freestanding signs are expressly prohibited. Kiosks and public informational signs placed and owned by the City of Big Lake are exempt from this provision.
- b. Projecting Signs. Projecting signs, as defined by the Big Lake Sign Ordinance, including those which encroach upon public right of way, shall be allowed provided:
 - (1) A clearance of not less than eight (8) feet above surface grade is provided.
 - (2) The right-of-way encroachment not exceed two (2) feet.
 - (3) The City determines that such sign shall not obstruct the vision of drivers or detract from the visibility of traffic control devices.
- c. Height. No signs shall extend higher than the height of the ground story.
- d. Size. No facade sign shall exceed twenty five (25) percent of the ground floor wall area. No other sign shall exceed twenty five (25) square feet in size. Signs may be double-sided.
- e. Design. All signs shall be complimentary to the principal building in their use of color, shape and material.

3. Transition Zones: Same as applied in the B-1, Business Campus District.

Section 3. The official Big Lake Zoning Map is hereby amended to apply the TOD, Transit-Oriented Development District to properties graphically identified on attached Exhibit A.

Section 4. This Ordinance shall be effective immediately upon its passage and publication.

Adopted by the Big Lake City Council this 10th day of December, 2008.

CITY OF BIG LAKE

Donald A. Quock
Mayor

Attest:

Gina Wolbeck
City Clerk Gina Wolbeck

Ordinance to be published in summary format in the December 20, 2008 edition of the West Sherburne Tribune.

Exhibits:

Exhibit A – Zoning Map (Revised)

Drafted by:

Northwest Associated Consultants, Inc.
4800 Olson Memorial Highway, Suite 202
Golden Valley, MN 55422

STATE OF MINNESOTA)
COUNTY OF SHERBURNE) SS.

The foregoing instrument was acknowledged before me this 10th day of December, 2008, by the Mayor and City Clerk of the City of Big Lake, a Minnesota municipal corporation, on behalf of the corporation.

Beatrice Lindberg
Notary Public

