

*City of Falcon Heights
Garden Subcommittee*

City Hall
2077 Larpenteur Avenue W.

Tuesday, September 29, 2020
7:00 p.m.

A G E N D A

NOTE: THIS MEETING WILL BE HELD BY WEB CONFERENCE*

A. CALL TO ORDER: 7:00 p.m.

B. ROLL CALL: Jim Wassenberg _____ Nick Olson _____
 Scott Wilson _____ Joel Gerich _____
 Council Liaison Gustafson _____ Council Liaison Andrews _____
 Interim Staff Liaison Krzos _____

C. AGENDA

1. Recap meeting 4
2. Discuss draft ordinance

D. ADJOURN

* To view the virtual meeting, visit this [Zoom link](#). You can also listen to the meeting by calling 312-626-6799 and enter the Webinar ID 842 7764 9461.

ORDINANCE NO. 20-XX

**CITY OF FALCON HEIGHTS
RAMSEY COUNTY, MINNESOTA**

**AN ORDINANCE AMENDING CHAPTERS 54 AND 113
OF THE FALCON HEIGHTS CITY CODE**

THE CITY COUNCIL OF FALCON HEIGHTS ORDAINS:

SECTION 1 Chapter 54 – Vegetation is amended as follows. Additions are shown with an underline, and deletions are shown with a ~~strikethrough~~.

Section 54-38 – Regulations for private property

- (b) Definitions. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Edible landscaping means the intentional planting, caring for, or otherwise cultivating plants that could produce food that is consumed by people. These plants include fruit and nut trees, berry bushes, vegetables, herbs, or edible flowers.

Residential garden means an area of edible landscaping on a lot that is conducted by the property owners or residents of that lot.

- (c) Location of restoration areas, ~~and~~ planned landscape areas, ~~and~~ edible landscaping areas.

(1) Setback. A restoration area, ~~or a~~ planned landscape area, ~~or~~ residential garden must provide the following minimum setbacks:

- a. Front lot line, corner side lot line, or rear lot line abutting a street or alley: two feet, and two feet from publicly maintained pavement or sidewalk
- b. Interior side lot line or rear lot line not abutting a street or alley: two feet; provided, however, for the exception in the required side yard or rear yard setback, as described in section 54-38(c)(2).

(2) Mitigations for reductions in side or rear yard setback. A required interior side yard or rear yard (not abutting a street or alley) setback may be reduced to zero feet for a restoration area, planned landscape area, or residential garden if:

- a. A fence at least three feet in height is installed on the lot line adjoining the restoration area, ~~or~~ planned landscape area, or residential garden; or
- b. The restoration area, ~~or~~ planned landscape area, or residential garden abuts:

1. A restoration area, planned landscape area, or residential garden on any adjoining lot;
2. A public park or open space;
3. A wetland, pond, lake or stream;
4. Natural area; or

c. The restoration area, ~~or~~ planned landscape area, or residential garden is located on slopes equal to, or greater than, three feet horizontal to one foot vertical (3:1).

- (d) Maintenance Standards. Every owner of property shall maintain the vegetation growing thereon according to the minimum standards set forth in this subsection:

(8) Retail sales of produce from edible landscaping activities shall not occur on the property.

SECTION 2 Subsection 113-174(d) is amended as follows. Additions are shown with an underline, and deletions are shown with a ~~strikethrough~~.

Section 113-174 – One-family R-1 residential district

- (d) Permitted accessory uses. No accessory structures or use of land shall be permitted except for one or more of the following uses:

~~(5) Gardening and other horticultural uses where no retail sale of products is conducted on the premises.~~ Planned landscape areas and edible landscape areas, including residential gardens, as defined and regulated in section 54-38.

SECTION 3 Subsection 113-177(e) is amended as follows. Additions are shown with an underline, and deletions are shown with a ~~strikethrough~~.

Section 113-177 – B-1 neighborhood convenience district

- (e) Permitted accessory uses. The following uses shall be permitted accessory uses:

(6) Planned landscape areas and edible landscape areas, including residential gardens, as defined and regulated in section 54-38.

~~(67)~~ Other as deemed to be normal, customary, and incidental by the zoning administrator.

SECTION 4 Ordinance 20-04 is repealed in its entirety.

SECTION 5 This ordinance shall be effective upon its passage and a summary published in the official newspaper.

ADOPTED this X day of XX, 2020, by the City Council of the City of Falcon Heights, Minnesota.

Moved by:

Approved by: _____

Randall Gustafson
Mayor

GUSTAFSON
LEEHY
MIAZGA
WEHYEE
ANDREWS

___ In Favor

Attested by: _____

___ Against

Sack Thongvanh
City Administrator

