

2014-Or-___

**AN ORDINANCE
of the
CITY OF
MINNEAPOLIS**

By B. Johnson and Glidden

Amending Title 20, Chapter 525 of the Minneapolis Code of Ordinances relating to Zoning Code: Administration and Enforcement.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 525.100 of the above-entitled ordinance be amended to read as follows:

525.100. City planning commission.

(a) *Establishment.* The city planning commission is established by ~~Chapter 13~~ Article VII of the Minneapolis City Charter, ~~City Planning Department~~, and shall perform its duties and exercise its powers as provided therein.

(b) *Jurisdiction and authority.* The city planning commission shall have the following powers and duties in connection with the administration of this zoning ordinance:

- (1) To initiate amendments to the text of this zoning ordinance and to the zoning map.
- (2) To hear and make recommendations to the city council on proposed amendments to this zoning ordinance, including rezonings.
- (3) To initiate amendments to the comprehensive plan.
- (4) To hear and make recommendations to the city council on proposed amendments to the comprehensive plan.
- (5) To hear and decide applications for conditional use permit.
- (6) To hear and decide applications for major site plan review, pursuant to the procedures and standards set forth in Chapter 530, Site Plan Review.
- (7) To hear and decide applications for expansion of a nonconforming use and change of nonconforming use, pursuant to the procedures and standards set forth in Chapter 531, Nonconforming Uses and Structures.
- (8) To hear and decide applications for land use reviews, including but not limited to variances and certificates of nonconforming use, as part of concurrent review, pursuant to section 525.20
- (9) To hear and decide appeals from any order, requirement, decision, determination or interpretation made by the zoning administrator, planning director or other official in the administration or the enforcement of this zoning ordinance with respect to administrative review of permitted communication towers, antennas and base units, travel demand management plans, transfer of development rights, floor area ratio premiums, and site plan

review except those involving single and two-family dwellings and multiple-family dwellings having three (3) or four (4) dwelling units.

(10) To recommend to the city council appointments to the board of adjustment.

(c) *Public hearings.* The city planning commission shall schedule public hearings not less than twice per month, except in those months where the chair determines that because of holiday schedules or the number of agenda items, one (1) meeting is sufficient to carry out the commission's duties. Such public hearings shall be noticed and conducted pursuant to the provisions of section 525.150.

(d) *Rules and procedures.* The city planning commission shall adopt policies and procedures for the conduct of its meetings, the processing of applications, and for any other purposes considered necessary for its proper functioning, and select or appoint officers as it deems necessary. Such policies and procedures shall be consistent with the city charter and this zoning ordinance.

(e) *Compensation of city planning commission members.* The members or the representative of a member of the city planning commission, except those who are paid by the city or any other public body or agency for attending or serving on the commission, shall be paid at the rate of thirty-five dollars (\$35.00) for each official meeting attended with a limitation of one (1) meeting per day and four (4) meetings per month.

(f) *Membership.* The city planning commission shall consist of ten (10) members. Members shall serve for a term of two (2) years. Four (4) members shall be appointed by the mayor. Each year the mayor shall appoint two (2) members, who are city residents and not members of any body or board otherwise represented on the commission, to serve for terms of two (2) years each commencing on the first day of February of the year of their appointment. The city council shall appoint one (1) member, who is a city resident, in January of each even-numbered year. The city council, park and recreation board, and school board shall each elect one of their own members to serve on the city planning commission in January of each even-numbered year. One (1) member shall be the mayor or their representative. One (1) member shall be a representative selected by the board of county commissioners every two (2) years. Vacancies shall be filled for any unexpired term in the same manner as the appointment or selection is made.

Section 2. That Section 525.120 of the above-entitled ordinance be amended to read as follows:

525.120. Department of community planning and economic development.

(a) *Establishment.* The department of community planning and economic development is established in Article VII of the Minneapolis City Charter and Chapter 415 of this Code ~~and shall serve as the planning department for the city, as described in Chapter 13 of the City Charter.~~ The department of community planning and economic development shall perform its duties and exercise its powers as provided by law in such a way as the objectives of this zoning ordinance shall be observed.

(b) *Jurisdiction and authority.* The planning director or his or her authorized representative shall have the following powers and duties in connection with the administration of this zoning ordinance:

(1) To review and make recommendations regarding land use applications, as authorized by this zoning ordinance.

- (2) To conduct surveys and studies for the purpose of recommending amendments to this zoning ordinance.
- (3) To make comprehensive surveys and studies of conditions and trends for the purpose of recommending a comprehensive plan and amendments thereto.
- (4) To perform the administrative review of applications for travel demand management plans, transfer of development rights, and floor area ratio premiums.
- (5) To perform such duties and functions as directed by the city council and mayor.

Section 3. That this ordinance shall take effect on January 1, 2015.