



Legislation Details (With Text)

File #: RES 15-1792 **Version:** 1
Type: Resolution **Status:** Passed
In control: City Council
Final action: 10/14/2015
Title: Waiving the signature requirement of Schmidt Keg House, LLC to create a commercial development district and directing the pertinent City officials to schedule a public hearing.
Sponsors: Dave Thune
Indexes:
Code sections:
Attachments: 1. Schmidt CDD Petition, 2. Schmidt CDD Petition-Revised Letter, 3. Planning Commission Schmidt Resolution PC7-10-15

| Date | Ver. | Action By | Action | Result |
|------------|------|----------------|---------|--------|
| 10/15/2015 | 1 | Mayor's Office | Signed | |
| 10/14/2015 | 1 | City Council | Adopted | Pass |

Waiving the signature requirement of Schmidt Keg House, LLC to create a commercial development district and directing the pertinent City officials to schedule a public hearing.

WHEREAS, the Schmidt Keg House, LLC submitted a petition to create a commercial development district to the Department of Safety and Inspections pursuant to Saint Paul City Charter §17.07.1 and Saint Paul Legislative Code §409.20(a); and

WHEREAS, the petition requirements call for written consent of two-thirds of the real estate parcels within the proposed commercial development district as well as owners of two-thirds of the real estate parcels within one hundred (100) feet of the new or expanded commercial development district; and

WHEREAS, the petitioner made diligent efforts to collect the required signatures but due to the commercial nature of the properties abutting the development and inability to contact owners of the real estate was unable to collect the necessary two-thirds consent of owners and has requested that the city council, pursuant to Saint Paul Legislative Code §409.20(b), waive the requirements for consent signatures and initiate the process for creating a commercial development district; and

WHEREAS, the city council finds that due to the nature of the number and types of properties in and surrounding the proposed district, that requiring consent from 2/3 of all owners would create a hardship to the petitioner; and

WHEREAS, the planning commission has been consulted for advice concerning the proposal for a commercial development district and the commission's report finds the proposal for such a district consistent with the city's comprehensive plan and zoning ordinances; now, therefore, be it

RESOLVED, that the signature requirement for the petition to create a commercial development district filed by the Schmidt Keg House, LLC is hereby waived; and be it

FURTHER RESOLVED, that a public hearing shall be scheduled to consider the proposal to create a commercial development district and the city clerk shall cause notice of the hearing to be published once in the official newspaper of the city, and mailed notice thereof shall be given by the department of safety and inspections to all owners of land within the new or area of the expanded district, each at least twenty (20) days in advance of the public hearing.