

City of Newport, MN
Ordinance No. 2023-04

An Ordinance Amending Chapter 36 of the Newport City Code of Ordinances
by Rezoning All Property at PIDs 2602822410054 and 2602822410045 from
MX-2 to MX-2-PUD.

THE CITY COUNCIL OF THE CITY OF NEWPORT DOES ORDAIN THE FOLLOWING:

SECTION 1. The following property is hereby rezoned from MX-2 (Transit Oriented Mixed Use District) to MX-2-PUD (Transit Oriented Mixed Use Planned Unit Development):

Outlot A, NEWPORT STATION ADDITION, according to the recorded plat thereof, Washington County, Minnesota.

AND

All that part of the Northeast Quarter of the Southeast Quarter and the Southeast Quarter of the Northeast Quarter of Section 26, Township 28 North, Range 22 West of the Fourth Principal Meridian, Washington County, Minnesota, described as follows:

Beginning at Right of Way Boundary Corner B12 as shown on MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 82-105 on file and of record in the office of County Recorder, Washington County Minnesota; thence Northeasterly on an azimuth of 25 degrees 26 minutes 29 seconds along the boundary of said plat a distance of 416.00 feet to Right of Way Boundary Corner B11 of said plat; thence continuing Northeasterly on an azimuth of 25 degrees 26 minutes 29 seconds along the boundary of said plat a distance of 48.80 feet to Right of Way Boundary Corner B10 of said plat; thence Southwesterly on an azimuth of 254 degrees 01 minutes 13 seconds a distance of 261.05 feet; thence Southerly a distance of 351.84 feet on a non-tangent curve, concave to the west, having a radius of 2914.77 feet, a central angle of 6 degrees 54 minutes 58 seconds and said curve having a chord having an azimuth of 171 degrees 36 minutes 48 seconds and a chord length of 351.62 feet to the point of beginning.

SECTION 2. PUD District Regulations. Permitted uses and regulations acceptable to the PUD are hereby established as follows:

1. Principal Land Use – Uses permitted within this PUD shall be:
 - a. Multiple Family Dwellings
 - b. Uses listed as “Permitted” within Section 36-241
 - c. Uses listed as “Permitted with a conditional use permit” within Section 36-241, consistent with requirements for a CUP in Section 36-45
2. Accessory Land Use – Accessory uses shall be incidental to the principal uses of the property and as allowed in the MX-2 District in Section 36-241.
3. Design Standards – The Use permitted within this PUD is allowed to deviate from the following design standards:
 - a. Section 36-162(18)(f)(2)(iv)(A) by providing at least 39.2% of the overall façade area as decorative masonry or a similar material in quality and appearance.
4. Other Standards – Unless a PUD deviation has been granted or conditions imposed, the standards for this property shall be those found for the MX-2 Transit Oriented Development District in Chapter 36 of the City Code.

SECTION 3. Zoning Map. The zoning map of the City of Newport shall be republished to show the aforesaid zoning, and in the interim, the Clerk shall appropriately mark the zoning map on file with the Clerk's Office for the purpose of indicating the rezoning hereinabove provided for in this ordinance, and all of the notations, references, and other information shown thereon are hereby incorporated by reference and made part of this ordinance.

SECTION 4. Effective Date. This ordinance shall become effective immediately upon the adoption and publication in the official newspaper of the City of Newport.

SECTION 5. This Ordinance shall take effect following its passage and publication with an effective date of Aug. 23, 2023.

Passed by the City Council of Newport, Minnesota this 17th day of August 2023.

Motion by: Sumner,

Seconded by: Chapdelaine

VOTE:

- Elliott
- Chapdelaine
- Ingemann
- Taylor
- Sumner

Signed: Laurie W. Elliott
Laurie Elliott, Mayor

Attest: [Signature]
Joe Hatch, City Administrator