

City of Columbus
Regular Planning Commission Meeting

De April 5, 2023

PLEASE PRINT

NAME	ADDRESS
Myron + Cindy Angel	14048 Furman St NE
Jason Degeiston	15203 Willamette Ct.
Jay Olson	8023 LAKE Drive
Kysa Thilgen-Anglin	15935 Kettle Run
Bryan Anglin	"
Sue Wagamon	
Rob Busch	
Ruth Miles	7828 camp #3 Rd
Elen Miles	" "
Greg Newville	
Kelly Jordan	
Steve Hirsch	

**CITY OF COLUMBUS
PLANNING COMMISSION MEETING
INTERACTIVE TECHNOLOGY MEETING FORMAT
STATUTES SECTION 13D.021
4-5-2023**

The 4-5-2023 Planning Commission meeting for the City of Columbus was called to order by Chair Lynn Carver-Quinn at the City Hall at 6:00 PM. Present were Planning Commission members Barb Bobick, Judy Huntosh and Bethany Barrette, Citizen Helper Ron Hanegraaf, City Administrator Elizabeth Mursko, Council Planning Commission Liaison Janet Hegland, City Planner Dean Johnson, and Associate Planner Frank Koenen. In attendance via interactive technology were Christine Lind Also, in attendance in person were Matthew Weiland, Jesse Preiner, Myron Angel, Cindy Angel, Jason Degerstrom, Jay Olson, Kysa Thilgen-Anglin, Bryan Anglin, Sue Wagamon, Rob Busch, Ruth Miles, Glen Miles, Greg Newille, Kelly Jordan and Steve Hursch. The meeting was held in an interactive technology meeting format.

- 1. CALL TO ORDER – REGULAR MEETING – 6:00PM**
- 2. PLEDGE OF ALLEGIANCE**
- 3. APPROVAL OF MEETING AGENDA** *Motion* Carver-Quinn. Second Barrette. Motion carried, Barrette, Bobick, Huntosh, and Carver-Quinn voting in favor.
- 4. APPROVAL OF FEBRUARY 15 2023 PLANNING COMMISSION MEETING MINUTES** *Motion* Barrette. Second Bobick. Motion carried, Bobick, Huntosh, Barrette, and Carver-Quinn voting in favor.
- 5. PUBLIC HEARING AND DISCUSSION – 9500 145TH AVE NE - CLEAR CHANNEL DYNAMIC BILLBOARDS INTERIM USE PERMIT (PAGES 1-32 AND ENCLOSURE A)** At this time a public hearing was held to consider a request for an Interim Use Permit (IUP) to convert a static off-premises sign (billboard) to a dynamic off-premises sign with a 20-year IUP in the Light Industrial (LI) zoning district. Separate public hearing minutes are prepared.

Motion Bobick to recommend approval of the Clear Channel LLC Dynamic Billboard Interim Use Permit at 9500 145th Ave NE. Second Barrette. Motion carried, Bobick, Barrette, Huntosh, and Carver-Quinn voting in favor.

City Staff Report 4/7/23

Findings of Fact

1. The Interim Use Permit (IUP) application to allow for conversion a static Large Off-Premises Sign (billboard) to a dynamic billboard owned by Clear Channel Outdoor, LLC (Clear Channel) was received on February 1, 2023, and was deemed complete upon review with a letter sent.
2. The 60-day review deadline is April 2, 2023.
3. The 120-day review deadline is June 1, 2023.
4. Written notice of 60-day extension was sent March 13, 2023.

5. Ordinance 20-05 (effective November 5, 2020) amended the City Code regulating I-35 Corridor Large Off-Premises Signs (Section 7B-310).
6. The billboard is located on "Property" that is approximately 4.70 acres at 9500 145th Ave NE (PIN: 25-32-22-42-0004) on property legally described as Lot 1 Block 1 Columbus Wilds.
7. The Property is zoned as the Light Industrial (LI) district.
8. The use of erecting a Highway Billboard is an interim use in the LI District, subject to the conditions and requirements of Section 7B-310 of the City Code.
9. The neighboring properties to the North contain legal nonconforming single-family dwellings and agricultural uses. The properties to the East and South are primarily vacant and lowland, and includes a large parcel owned by the Rice Creek Watershed District. West of the property is Interstate 35.
10. The existing billboard consists of two static signs arranged in a "V-shape."
11. The billboard has been in place approximately 23 years. The first IUP was granted on February 16, 2000.
12. The billboard was granted the existing IUP on July 28, 2021 after the previous permit expired. The existing permit is for a term of ten-years and would expire on July 27, 2031.
13. The existing column enclosure consists of a six-foot wide by twelve-foot high base, constructed of a steel frame surround by "Cultured Stone" Stone Veneer (Cobblefield). On top of the base there are four-foot wide by fifteen-foot high stucco panels set in a steel frame, as identified in Interim Use Permit PC21-123.
14. The billboard is located more than 3,750 feet from another dynamic sign.
15. The billboard is located more than 750 feet from a state, county, or city park, historic site, public picnic grounds, highway rest area, on-ramp or off-ramp, church or school.
16. The billboard is located more than 500 feet from any area zoned Rural Residential.
17. The billboard is located as to not obstruct the view of any permitted on-premises sign.
18. Dynamic sign messages will not change at intervals less than once every eight (8) seconds. The duration of the transition of the electronic image message change shall be instantaneous and include no fading, scrolling, or other special effects.
19. The two dynamic signs will be the same size as the existing static panels (14'x48') and remain arranged in a "V-shape."
20. The existing structure will be upgraded and reinforced to support the installation of the new dynamic signs.
21. Clear Channel Outdoor, LLC will provide the City of Columbus up to 20 hours of public messaging per face per month on each new dynamic faces.
22. The design appears to fulfill the intent of Section 7B-310 (E.16.a-d.) of the City Code. However, the proposed design does require Planning Commission approval in conjunction with the IUP application approval process as outlined in Section 7B-310 (E.16.a)

Conditions

Based upon the above Findings of Fact, City Planning Staff recommends that the Interim Use Permit for Clear Channel Outdoor, LLC at 9500 145th Ave NE should be approved subject to the following recommendations:

1. The IUP is subject to the review and recommendations of the Building Official.
2. The IUP is subject to the review and recommendations of the City Attorney.
3. The IUP shall comply with and is subject to all provisions of the City's Zoning Ordinance regarding Large Off-Premises Signs, including but not limited to the provisions of Section 7B-310.

4. The IUP shall be valid for a term of twenty (20) years from the date of approval, subject to earlier expiration or revocation as provided in Section 7B-310 (F.).
5. Prior granting of an Interim Use Permit does not give an applicant any vested right to renewal per Section 7B-310 (F) and the Company must appropriately notice the Zoning Administrator of plans to remove the billboard, as outlined in Section 7B-310 (F) of the City Code.
6. The billboard shall retain column cover design and “Columbus” sign logo, as identified in Interim Use Permit PC21-123.
7. The “Columbus” sign shall remain on the column cover at two thirds (2/3) the height of the billboard column, as identified in Interim Use Permit PC21-123.
8. In the event the City Council determines, in its sole discretion, that the billboard is not being conducted in accordance with any term or condition contained herein, the Permit may be revoked by the City Council upon proper notice and a hearing.
9. The billboard column cover shall be kept in good condition with routine maintenance as required to prevent failure of the aesthetic enhancements.
10. The billboard must be equipped with a default mechanism that will stop the messaging or freeze the image in one position when a malfunction in electronic programming occurs.
11. The billboard must be equipped with an automatic dimmer control or other mechanism that automatically controls the sign’s brightness according to ambient conditions. In addition, all dynamic signs must be equipped with a default mechanism that will eliminate sign lighting or freeze the brightness at 500 nits when a malfunction in the automatic dimmer control occurs.
12. All electrical power lines located on the subject property and serving the sign structure must be buried.
13. All electrical equipment and wiring must be enclosed in a shroud or other equipment box that is visually integrated into the sign structure.
14. The new dynamic billboard is prohibited from conversion to a static off-premises sign.
15. Clear Channel Outdoor, LLC will provide the City of Columbus up to 20 hours of public messaging per face per month on each new dynamic face.
16. The new dynamic billboard and required upgrading/reinforcing of the existing structure will require approval of building permit application.
17. The applicant shall be obligated to pay all costs and expenses incurred by the City in connection with any proceeding to revoke the Permit, including reasonable attorney’s fees and consultant fees.
18. The Permit provided herein is issued solely for the benefit of Clear Channel Outdoor, LLC and may not be sold, assigned, or otherwise transferred in any manner whatsoever.
19. The applicant shall reimburse the City for all out of pocket expenses incurred in the review and issuance of the IUP and for all ongoing inspections and enforcement actions required for the IUP.

- 6. PUBLIC HEARING – KETTLE KOVE ESTATES - PRELIMINARY PLAT AND CONDITIONAL USE PERMIT FOR PLANNED UNIT DEVELOPMENT (PAGES 33-66 AND ENCLOSURE B)** At this point a public hearing is held considering a request for a preliminary plat “Kettle Kove Estates” creating a 7-lot subdivision in the Rural Residential (RR) zoning district, as well as a request for a Conditional Use Permit (CUP) for a Planned Unit Development (PUD) at “Kettle Kove Estates”. Separate public hearing minutes are prepared. City Planner Dean Johnson explained his memorandum and recommendations. Discussion will be continued until the joint meeting with both the Planning Commission and City Council on April 19th.

- 7. PUBLIC HEARING AND DISCUSSION – ORDINANCE 23-01 – CHAPTER 7A AMENDMENT – SMALL ANIMAL FACILITIES (ENCLOSURE C – PAGES EC1-EC56)** At this time a public hearing is held regarding proposed Ordinance 32-01 to amend Chapter 7A regulating small animal facilities and housekeeping amendments. Separate public hearing minutes are prepared. City Administrator Elizabeth Mursko proposes two alterations to the language used in the ordinance.

Motion Bobick to recommend accepting the 2023 Pet and Small Animal Uses Report and approve the language change recommendations of city staff. Second by Barrette. Motion carried by Carver-Quinn, Barrette, Huntosh, and Bobick voting in favor.

Motion Bobick to recommend the adoption of ordinance 20-01 amending 7A of the City Council code of ordinance regulating animal facilities and housekeeping amendments, with staff recommendations. Second Barrette. Motion carried with Bobick, Barrette, Huntosh, and Carver-Quinn voting in favor.

- 8. PUBLIC OPEN FORUM** Nothing at this time.

- 9. PLANNING COMMISSIONER’S REPORT** Nothing at this time.

- 10. ASSOCIATE PLANNER’S REPORT** Koenen requests email responses from each commissioner by Friday the 14th of April regarding acquiring large paper maps from Anoka County GIS.

- 11. ADJOURN – Motion** Barrette. Second Bobick. Motion carried with Huntosh, Bobick, Barrette and Carver-Quinn voting in favor. Meeting adjourned at 7:07 PM.

Eleanor Hahn

Respectfully Submitted: Recording Secretary Eleanor Hahn.