

ORDINANCE 23-

Introduced by Councilor

**AN ORDINANCE AMENDING CHAPTER 50, ARTICLE V. - OFF-STREET PARKING AND LOADING FACILITIES, SEC. 50.0890. - ACCESS**

THE CITY COUNCIL OF ALBERT LEA, MINNESOTA ORDAINS:

SECTION 1. Chapter 50, Article V, Sec. 50.0890 Access of the Code of Ordinance of the City of Albert Lea, Minnesota is hereby amended to read as follows:

**Sec. 50.0890. Access.**

- (a) Off-street parking and loading spaces shall have proper access from a public right-of-way through an approved curb cut.
- ~~(b)~~ Curb, gutter, driveway expansion, modification or re-surfacing of any property other than public property requires a permit in writing from the city. Application for such permit shall be made on forms approved and provided by the city and shall sufficiently describe the proposed improvements with an accurate site plan that includes dimensions of existing and proposed construction.
- ~~(b)~~ (c) The number and width of curb cuts and access drives shall be located as to minimize traffic congestion and abnormal traffic hazard. The nearest edge of a curb cut in the R-3, R-P and R-O residence districts and all businesses and industrial districts shall not be less than thirty (30) feet from the intersecting right-of-way lines of a street intersection. The location of a curb cut may be required to be a greater distance from the intersecting right-of-way lines as determined upon approval of the site plan by the zoning administrator. In R-1 and R-2 residence districts, the minimum distance between an intersection right-of-way line and the nearest edge of a curb cut shall be twenty (20) feet.
- ~~(c)~~ (d) In the R-1 and R-2 residential districts, driveway means a proper access for vehicles between a roadway and an attached garage, a primary structure, an accessory structure such as a carport or detached garage, or a parking space. Proper access shall be through an approved curb cut and shall meet all provisions of this section. Regulation of parking in the front yard in the R-1 and R-2 residential districts is provided in article III of this chapter.

That the motion for the adoption of the foregoing resolution was duly seconded by Councilor , and upon a vote being taken thereon, the following voted in favor thereof: Councilors Christensen, Baker, Howland, S. Rasmussen, R. Rasmussen, Anderson, and Mayor Murray;

And the following voted against the same: None. Mayor Murray declared the resolution passed.

Introduced and passed the first time this 8<sup>th</sup> day of May, 2023

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Mayor Rich Murray

Filed and attested this 9<sup>th</sup> day of May, 2023

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Secretary of the Council