

**CITY OF GRANT**  
**WASHINGTON COUNTY, MINNESOTA**  
**ORDINANCE 2021-65**

**An Ordinance Amending the Grant Code of Ordinances**  
**Amending Chapter 32 Division 4 Antenna Regulations Sections 32-446 Permit requirement; 32-449**  
**Periodic submissions**

The City Council of the City of Grant, Washington County, Minnesota, does hereby ordain as follows:

**SECTION 1. AMENDMENT OF CHAPTER 32, ZONING, OF THE CITY'S CODE OF ORDINANCES.**

That City Code Chapter 32, Division 4. Antenna Regulations is AMENDED to ADD the following identified as underlined, and AMENDED to DELETE as ~~strikethrough~~:

**32-443. Definitions.** No Changes

**32-444. Purpose.** No Changes

**32-445. Exemptions and modifications.** No Changes

**32-446. Permit requirements.**

(a) *Conditional use permits required; exceptions.* Except as indicated below, conditional use permits are required before any ~~antenna or new~~ antenna support structure and its antenna are ~~is~~ installed or constructed. Applications for conditional use permits shall be made on forms available from the city and shall be processed in accordance with Article II. Division 5 of this Chapter. ~~in the manner as are other conditional use permits pursuant to the city's zoning regulations.~~

(b) *Administrative permits.*

(1) An administrative permit may be issued by the Zoning Administrator, or assigns, city engineer to any applicant ~~whom the city engineer determines~~ that has complied with all of the terms, requirements, regulations and conditions of this ordinance for the following:

- a. Antennas to be constructed on a public structure.
- b. Satellite dish antennas larger than two meters but smaller than six meters in size.
- c. Antennas or antenna support structures erected temporarily for test purposes or for emergency communications. The term “temporary” means that the antenna or support structure is removed within 72 hours following the termination of testing or emergency communication needs.

~~(2) — All applicants for an administrative permit shall pay a fee to the city in such amount as is determined, from time to time, by ordinance.~~

(3) Any person aggrieved by the Zoning Administrator’s ~~city engineer’s~~ decision shall be entitled to appeal that decision to the city council.

(c) *No permits required.* No Changes

**32- 447. Letter of Intent.** No Changes

**32-448. Fees and escrows.**

(a) Any person applying for ~~any~~ a Conditional Use Permit or Administrative Permit ~~permit~~ ~~or site plan~~ under this chapter shall pay to the city at the time of application all fees and escrows which are required.

(b) ~~Fees and escrows as envisioned herein shall be determined, front time to time, by ordinance.~~ The fees and escrows shall be set by ordinance on the official Fee Schedule, which shall be adopted annually.

(c) All applicants must reimburse the city for any costs which the city incurs because of the presence of the applicant’s antennas or towers, including costs for review of the application materials and review of required periodic submissions.

**32-449. Periodic submissions.**

(a) Submissions at time of initial application. In addition to the information required elsewhere in this ordinance, applications for conditional use permits or administrative permits shall include the following information, which shall be supplied by a qualified licensed and registered professional engineer:

(1) through (12) No Changes

(13) Every application must include a map ~~clearly delineating all that~~ identifies all properties and their lot lines within a 1,000-foot radius of the proposed tower site. The map must be placed on an aerial that clearly shows principal and accessory structures within a 1,000-foot radius and the location of the proposed tower which must be clearly marked. ~~must also depict the location of all homes and accessory structures within a 1,000-foot radius of the proposed tower site.~~

(b) *Yearly submission of proof of insurance and compliance of operations.* No Changes

(c) Report required every five years. Every five years and not later than January 10 on the year of submission, each holder of a conditional use permit or administrative permit under the terms of this article shall provide the following information to the city:

(1) through (4) No Changes

(5) ~~A presentation size map~~ An electronic, to-scale copy of a map of the city showing the five-year plan for communication sites, or if individual properties are not known, the geographic service areas of the communication sites. This shall be submitted in PDF, or similar, and must be to-scale with the scale, and existing tower location clearly identified. ~~in hard copy form at a size of 24 inches by 36 inches or greater, and shall also be provided on a three percent inch disk formatted for an IBM compatible computer.~~

(6) A written list of communications sites (in use or projected to be used within the next five years) in an electronic form, PDF or similar shall be submitted ~~both hard copy and three inch disk (formatted for an IBM compatible word processing program).~~ The list should include at least the following information.

a. through h. No Changes

**Sec. 32-450 through 32-454** No Changes

## **SECTION 2. SEVERABILITY.**

In the event that court of competent jurisdiction adjudges any part of this ordinance to be invalid, such judgment shall not affect any other provisions of this ordinance not specifically included within that judgment.

## **SECTION 3. EFFECTIVE DATE.**

This ordinance takes effect upon its adoption and publication according to law.

WHEREUPON, a vote, being taken upon a motion by Council member \_\_\_\_\_ and seconded by Council member \_\_\_\_\_, the following upon roll call:

Voting AYE:

Voting NAY:

Whereupon said Ordinance was declared passed adopted this \_\_\_ day of \_\_\_\_\_, 2021.

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Jeff Huber, Mayor

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Attest: Kim Points, City Clerk