

5/30/00

7431751

17M  
Env. City of Minnetonka Beach

REC FEE 15.00  
COPY FEE 1.00

TRANSFER ENTERED  
HENNEPIN COUNTY TAXPAYER SERVICES

FEB 22 2001

HENNEPIN COUNTY MINN  
BY [Signature] DEPUTY

OFFICE OF COUNTY RECORDER  
HENNEPIN COUNTY, MINNESOTA

CERTIFIED FILED AND OR  
RECORDED ON

01 MAR -1 PM 2:29

7431751

CO. REC.  
[Signature] DEPUTY

CLERK'S CERTIFICATION

The undersigned duly qualified and acting City Clerk of the City of the Village of Minnetonka Beach, Minnesota, hereby certifies that attached hereto is a true and correct copy of:

RESOLUTION NO. 2000-15

A RESOLUTION AMENDING THE  
CONDITIONAL USE PERMIT  
THE THIRD AMENDMENT  
TO THE CONDITIONAL USE PERMIT  
DATED NOVEMBER 14, 1988

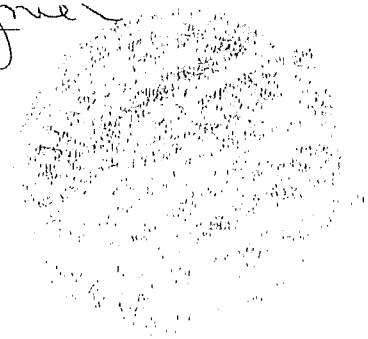
TO THE LAFAYETTE CLUB  
LOCATED AT  
2800 NORTHVIEW ROAD  
LEGALLY DESCRIBED AS ATTACHED

MINNETONKA BEACH, HENNEPIN COUNTY, MINNESOTA

As approved by the City Council of the City of the Village of Minnetonka Beach, which originals are on file in the office of the City Clerk, City of the Village of Minnetonka Beach.

[Signature]  
City Clerk

City of Minnetonka Beach  
2945 Westwood Rd.  
P.O. Box 146  
Minnetonka Beach, MN 55361



CITY OF THE VILLAGE OF MINNETONKA BEACH

RESOLUTION NO. 2000-15

A RESOLUTION AMENDING THE CONDITIONAL USE PERMIT, LAFAYETTE CLUB AT  
2800 NORTHVIEW ROAD  
THIRD AMENMENT TO THE CONDITIONAL USE PERMIT  
Dated November, 14 1988  
LEGAL DESCRIPTION AS ATTACHED

MINNETONKA BEACH, HENNEPIN COUNTY, MINNESOTA

WHEREAS, Lafayette Club Inc., warrants and represents that it is the owner of the Lafayette Club, Scott Bremer, General Manager and Kathleen Coppo, President (Applicant) and and;

WHEREAS, Section 206 (7) of the Minnetonka Beach City Code, effective August 31, 1996 (City Code) requires a Conditional Use Permit to operate a Country Club, and;

WHEREAS, the applicant has applied for the Third Amendment to the Conditional Use Permit dated November 14, 1988 (CUP), and;

WHEREAS, the Applicant has provided information as to the nature of the requested Third Amendment, contained in the building plans, survey and site plan and attachments thereto which add 5,000 square feet to the existing Club House (defined in the CUP), make improvements to the fire protection system and make improvements to the water system (plans attached hereto and made a part here of) and;

WHEREAS, the City Council City of the Village of Minnetonka Beach (City Council) has relied on the information contained in survey, plans and attachments (attached hereto) as being correct and accurate, and;

WHEREAS, the Planning and Zoning Administrator has reviewed the Survey, Site Plan, and Building Plans and other information and has made a report to the Planning Commission and to the City Council, and;

WHEREAS, the requested for the Third Amendment to the CUP has been reviewed by the Planning Commission at a Public Hearing on April 17, 2000 and by the City Council on May 8, 2000 and;

WHEREAS, the Planning Commission made findings after taking testimony and recommended approval of the Third Amendment to the CUP to the City Council, and;

WHEREAS, nothing in this Amendment alters, changes or otherwise nullifies the conditions of the CUP, and;

WHEREAS, the City Council has made the findings as required by Section 229 (2) of the City Code,

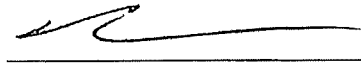
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of the Village of Minnetonka Beach, Minnesota, to issue the Third Amendment to the CUP to allow a 5,000 square foot addition to the Club House, fire safety improvements and water system improvements, making the following findings as required by the City Code and imposing the following reasonable conditions to its issuing the Third Amendment to the CUP:

- A. Public Welfare: With the following conditions the proposed use will not endanger, injure or detrimentally affect the use and enjoyment of other property in the immediate vicinity or the public health, safety, comfort, convenience or general welfare of the neighborhood or the City:**
1. Add an additional 25 parking spaces.
  2. Limit light off the property to a maximum of ¼ foot-candle of light. including dock lighting after 10:00 PM
  3. Provide storm water ponding capacity for the new parking spaces.
  4. Provide adequate erosion control during and after construction until soil stabilization is accomplished.
- B. Public Facilities and Services: With the following conditions, the proposed use will be serviced adequately by and will not adversely affect essential public facilities and services including, streets, police and fire protection, drainage, refuse disposal, water and sewer systems, and parks; and will not, in particular, create traffic congestion or interference with traffic on the adjacent and neighboring public thoroughfares:**
1. Add a Grease Interceptor as per the submitted plans and specifications.
  2. Be responsible for any public cost associated with sewer cleaning due to grease in the public sewer.
  3. Provide fire hydrants and fire access as per the submitted plan.
  4. Additional requirements as reasonably determined by the City Engineer and Public Works Director.
  5. Additional requirements as determined by the Mond Fire Chief and Building Inspector.
- C. No Detrimental Effect: With the following conditions, the proposed use will not involve uses, activities, processes, materials, equipment and conditions of operation that will be detrimental to any person or property because of excessive traffic, noise, smoke, fumes, glare, odors, dust or vibrations:**
1. Light will be limited to the property with no more than the measurement of ¼ foot-candle being emitted beyond the property line. This would also include dock lighting.
  2. No uses which would violate the standards of (Section 229(2)(C and D)) of the City Code will be allowed on the property.
- D. No Destruction, Loss, and Damage: With the following conditions, the proposed use will not result in the destruction, loss of damage of the natural, scenic, or historic features of major importance."**
1. The major trees within 30 feet of the construction area are protected during construction.
  2. Certification that the proposed addition will not be detrimental to the historic nature of the Clubhouse Building.
- E. The Lafayette Club is responsible for the actions of the contractors.**
- F. Issuing the Third Amendment to the CUP is for the purpose of adding 5,000 square feet of floor area to the east end of the Club House, making certain fire safety improvements, and making water system improvements in substantial compliance with the the City Council Conditions of approval and the plans attached hereto and described as follows:**

C-1 Grading, Erosion Control and Water Main Connection Plan, dated 5-17-2000,  
C1.1 Survey and Site Plan, dated 5-17-2000, and;  
A.30 Elevations, dated 5-17-2000.

- G. Hardcover to the requirement of the City Code shall not exceed 30% of the Lot Area.
- H. Violation of or non-compliance with any of the terms and conditions of this resolution shall constitute a violation of the zoning code, shall automatically terminate any authority granted herein, and shall be punishable as a misdemeanor.

Date 5/30/00

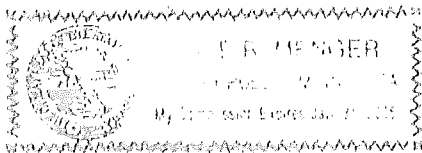
  
\_\_\_\_\_  
Michael Bloom, Mayor

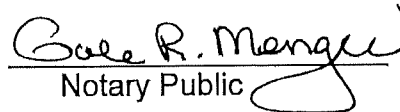
ATTEST:

  
\_\_\_\_\_  
City Clerk

State of Minnesota )  
                                  )ss.  
County of Hennepin)

The foregoing instrument was acknowledged before me this 23<sup>rd</sup> day of May, 2000, by Michael Bloom, Mayor of the City of the Village of Minnetonka Beach, a Minnesota municipal corporation.



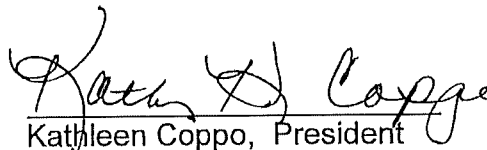
  
\_\_\_\_\_  
Notary Public

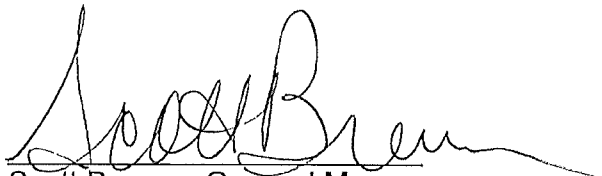
Kathleen Coppo, President and Scott Bremer, General Manager, the undersigned, warrant that they have express authority to:

1. make the application for this Third Amendment to the CUP, and
2. sign this Resolution on behalf of Lafayette Club Inc. binding the Lafayette Club, Inc. to the conditions of this Resolution

The undersigned Applicants on behalf of the Lafayette Club, Inc. successors and assigns have read, understand and hereby agree to the terms of this Resolution and agree that the conditions contained in this Resolution are reasonable. The undersigned hereby agree to the recording of this resolution in the chain of title of the property.

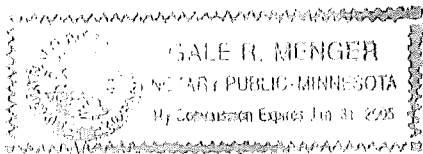
Dated 23 May 2000

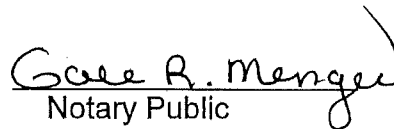
  
\_\_\_\_\_  
Kathleen Coppo, President

  
Scott Bremer, General Manager

State of Minnesota )  
                                  )ss.  
County of Hennepin)

The foregoing instrument was acknowledged before me this 23<sup>rd</sup> day of May, 2000, by Kathleen H. Coppo and Scott Bremer the president and general manager respectively of Lafayette Country Club, a Chapter 317A nonprofit corporation under the laws of Minnesota, on behalf of the corporation.



  
Notary Public





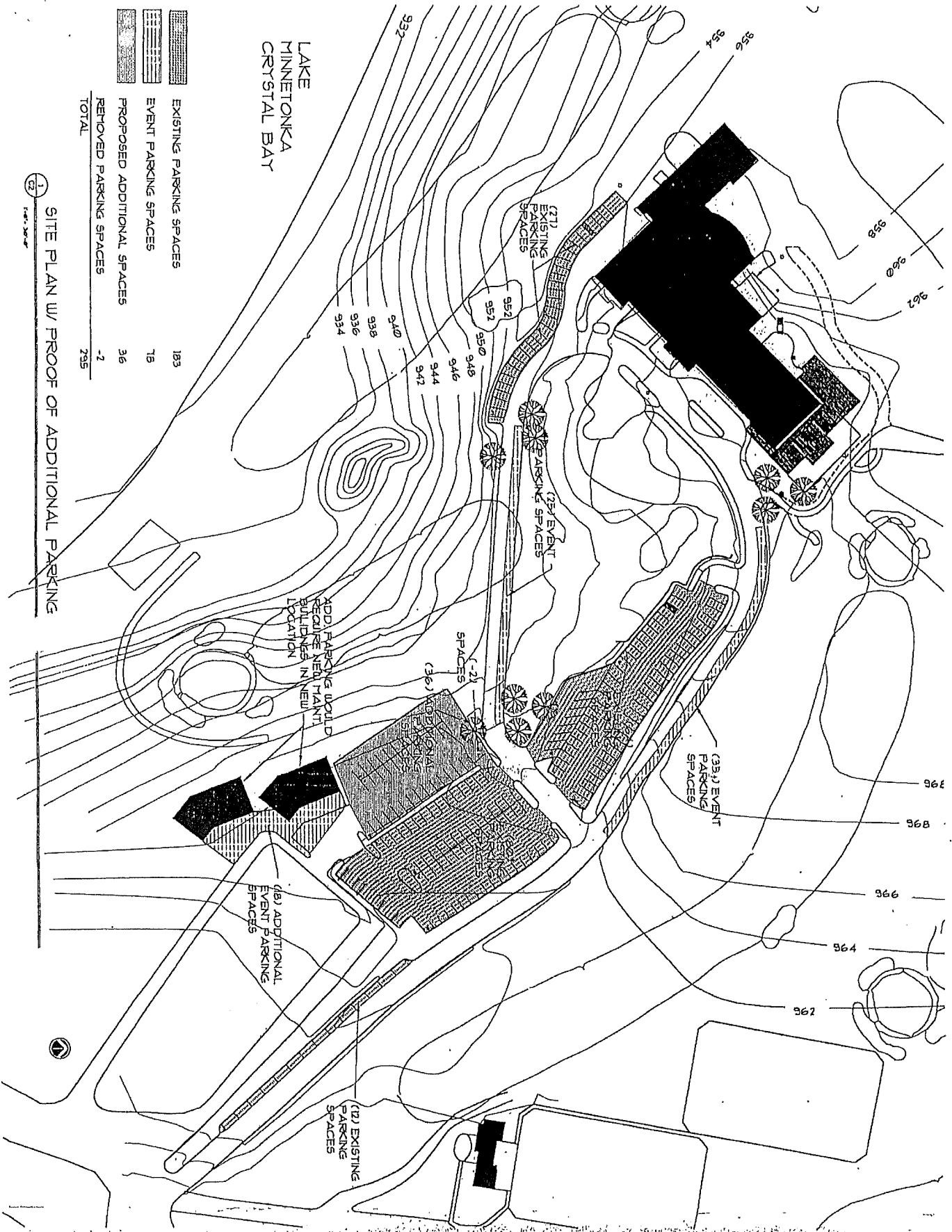




LAKE  
MINNETONKA  
CRYSTAL BAY

	EXISTING PARKING SPACES	183
	EVENT PARKING SPACES	75
	PROPOSED ADDITIONAL SPACES	36
	REMOVED PARKING SPACES	-2
	<b>TOTAL</b>	<b>295</b>

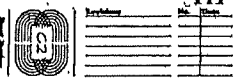
1 SITE PLAN W/ PROOF OF ADDITIONAL PARKING



LAFAYETTE CLUB  
REMODEL AND ADDITION  
MINNETONKA BEACH MINNETONKA

ADDITIONAL PARKING  
SITE PLAN

DATE: 12/12/11 DRAWN BY: [Name] CHECKED BY: [Name]



Scale: 1/8" = 1'-0"

EXHIBIT 'B'  
LEGAL DESCRIPTION

Parcel 1:

That part of Government Lots 5, 6 and 7, that part, now vacated, of Minnetonka Beach on Lake Minnetonka, and that part of the vacated streets and alleys adjoining said parcels, all in Section 16, Township 117, Range 23, described as follows: Beginning at the intersection of the north line of the Great Northern Railroad right-of-way with the southeasterly line of Cottage Place; thence easterly along the northerly line of said right-of-way to the west line of Lafayette Place vacated; thence northerly along said west line to the shore of Crystal Bay; thence northwesterly, westerly, and southwestery, along the shore of Crystal Bay, to the point of intersection with the northwesterly extension of the southwestery line of Lot 115, now vacated, Minnetonka Beach on Lake Minnetonka; thence southeasterly along said extension and said southwestery line to the most southerly corner of said Lot 115; thence Northeasterly along the Southeasterly line of Lots 115 and 114, now vacated, Minnetonka Beach on Lake Minnetonka, to the point of intersection with the northwesterly extension of the southwestery line of Lot 144, now vacated, Minnetonka Beach on Lake Minnetonka; thence southeasterly along said extension and said southwestery line, and along the southeasterly extension of the southwestery line of said Lot 144, to the southeasterly line of vacated Cottage Place; thence southwestery along the southeasterly line of vacated Cottage Place to the point of beginning;

ALSO: That part of Government Lot 6, Section 16, Township 117, Range 23, described as follows:

Beginning at the intersection of the south line of the right-of-way of the Great Northern Railroad and the west line of Lafayette Place; thence south along the west line of Lafayette Place to the north line of Lafayette Ave.; thence westerly along the north line of Lafayette Ave. to the east line of the street lying east of Lots 166 and 167 in Minnetonka Beach on Lake Minnetonka; thence north on the east side of said street to the south line of said right-of-way line; thence easterly along same to beginning, in Section 16, Township 117, Range 23, EXCEPT that part lying within the following described tract: That part of vacated Lafayette Place as platted in Minnetonka Beach on Lake Minnetonka and that part of Government Lot 6, Section 16, Township 117, Range 23 described as follows: Beginning at the southwest corner of Lot 1 of said Minnetonka Beach on Lake Minnetonka; thence west along the westerly extension of the south line of said Lot 1, a distance of 71 feet; thence north parallel with the westerly line of said Lot 1, a distance of 82.45 feet; thence east parallel with said south extended line of said Lot 1, a distance of 19 feet; thence north parallel with the westerly line of said Lot 1, to an intersection with north line of said Lot 1 extended westerly; thence east along the westerly extension of the north line of said Lot 1 to the northwest corner of said Lot 1; thence south along the westerly line of said Lot 1 to the point of beginning, according to the United States Government Survey thereof and situate in Hennepin County, Minnesota.

And according to the plat thereof on file and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

Parcel 2:

All that part of the Dakota Rail Inc. railroad right-of-way located in Section 16, Township 117, Range 23, Hennepin County, Minnesota which lies easterly of Northview Road, formerly Cottage Place as dedicated in the recorded plat of Minnetonka Beach, on Lake Minnetonka, Hennepin Co. and which lies westerly of the extension of the centerline of vacated Lafayette Place as dedicated in the recorded plat of Minnetonka Beach, on Lake Minnetonka, Hennepin Co. Except that part which lies 6 feet on each side of the centerline of the existing main line track.

Together with those parts of vacated Lafayette Place and Lafayette Avenue, which accrued to the subject property by vacation thereof.

Together with easements for crossing as set out in that certain Easement Agreement dated August 9, 1990, and September 18, 1990 as Document Number 5702973.

0775/01.11/20/91