

**DEEPHAVEN CITY COUNCIL
20225 COTTAGEWOOD ROAD
MONDAY, JANUARY 6, 2014
7:00 P.M.**

AGENDA

1. **CALL MEETING TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **APPROVE CONSENT AGENDA**
 - A. Approve December 16, 2013 Special & Regular Council Minutes
 - B. Approve Verifieds
 - C. Adopt Resolution No. 01-14, Appointments & Assignments for 2014
 - D. Adopt Resolution No. 02-14, Authorizing an Ext. of the EPDB License Agreement
 - E. Adopt Resolution No. 03-14, Est. Schedule of Administrative Fees
 - F. Approve November 2013 Treasurer's Report
 - G. Approve April 7, 2014 as Date for Board of Review
 - H. Authorize Final Pay Request to Minger Construction for 2013 Storm Water Project
4. **MATTERS FROM THE FLOOR**
5. **PLANNING & ZONING REQUESTS**
 - A. **Variance Requests - Andrea O'Halloran, 3505 Deephaven Avenue** – Variance of the minimum required front and north side yard setbacks, to exceed the maximum permitted impervious surface area to construct a detached garage, and to encroach into the required accessory structure separation to construct a detached garage. Section 1310.02 of the Zoning Ordinance requires a front yard setback of thirty-five feet. The proposed front yard setback is sixteen feet, nine inches for the proposed detached garage. A variance of eighteen feet, three inches of the required front yard setback is being sought. Section 1310.02 of the Zoning Ordinance requires a minimum north yard setback of fifteen feet. The proposed north side yard setback is six feet, one inch for the proposed detached garage. A variance of eight feet, eleven inches of the required north side yard setback is being sought. Section 1350.06(2)(a) permits a maximum impervious surface area of 25%. The proposed impervious surface area on the property would be 35%. A variance to exceed the maximum impervious surface area by 10% is sought. Section 1310.10(1)(b) of the Zoning Ordinance states that no accessory structure may be closer to any principal structure, than a distance equal to the height of the accessory structure. The applicant proposes an accessory structure height of ten feet and a separation of four feet from the principal structure. A variance of six feet is being sought of the required accessory structure separation.
 - B. **Variance request - Doug and Wendy Pedersen, 20525 Park Place** – Variance to exceed the maximum permitted grade alteration for the construction of a new single family home. Section 1312.04 of the Deephaven Zoning Code states in part that “Any alteration that would increase or decrease the finished grade by up to three feet in an area greater than three hundred square feet as it exists on July 1, 2013 or the date of the building permit application, whichever ground elevation is lower, requires a written approval from the City Engineer and Zoning Coordinator. Any such land increase or decrease of more than three feet at any point requires a variance.” The applicants propose to alter the grade a maximum of nine feet and are requesting a variance to exceed the maximum permitted grade alteration by six feet.

C. Variance request - Minnetonka Public Schools, 4452 Vinehill Road - Variance to exceed the maximum permitted impervious surface area in conjunction with the construction of additions on the northeast and southwest portions of the existing Deephaven Elementary School. Section 1350.06(2)(a) permits a maximum impervious surface area of 25%. The proposed impervious surface area on the property would be 40.35%. A variance to exceed the maximum impervious surface area by 15.35% is sought.

D. Ordinance 13-65, Amending Section 1300 – Definitions – Discuss an ordinance amending Deephaven ordinance code section 1345, amending the definition of “Height of Building.”

6. UNFINISHED BUSINESS
 - A. Approve 2014-2016 Public Works Union Agreement
 - B. Other
7. NEW BUSINESS
 - A. Review City Fiscal Policy
 - B. Other
8. DEPARTMENT REPORTS
 - A. Police Department
 - B. Excelsior Fire District
 - C. Public Works
 - D. Administration
9. ADJOURNMENT