

**CITY OF CHAMPLIN  
COUNTY OF HENNEPIN  
STATE OF MINNESOTA**

**ORDINANCE AMENDING CHAPTER 50, ARTICLE II. CURB CUTS**

ARTICLE II. DRIVEWAYS, DRIVEWAY APRONS, PARKING LOTS, AND CURB CUTS

Sec. 50-21. Permit requirements.

(a) A permit application shall be filed with the city ~~before~~ for constructing, repairing, replacing, or rebuilding any driveway or driveway apron, curb and gutter over or upon public right-of-way, a private parking lot for more than three vehicles, or each curb cut proposed within the limits of the public rights-of-way or easements. Permits shall be submitted and approved five working days prior to construction. New building construction shall be exempt from the requirements of this section with an approved building permit.

(b) The permit application furnished by the city and shall contain the following information furnished by the applicant:

- (1) The name and address of the person or persons making application;
- (2) The name and address of the firm performing the work;
- (3) The telephone number of the responsible party;
- (4) The date construction is to begin;
- (5) The exact location, or locations, upon which it is proposed to construct, repair, replace, or rebuild any driveway, driveway apron, curb or gutter, or parking lot. type of curb removed and the type of reconstruction.
- (6) The size in square feet or square yards of such proposed construction, alteration or repair. length of removal as measured along the street;
- (7) The width of the proposed driveway; and
- (8) Any replacement materials proposed, which material shall comply with the city's engineering standards and zoning code section 126-421.

~~(c) Any permit application that is governed by the state department of transportation or by the county shall also apply to the governing agency on the respective forms furnished by the governing agency.~~

~~(d) Bonding or cash deposit requirements as specified under section 50-25 shall not apply and the respective agency shall govern.~~

(Code 1977, § 10-602)

Sec. 50-22. Inspection requirements.

The city shall be notified 4824 hours prior to the time the construction is to commence, to allow inspection of the procedures required for removals and backfills.

(Code 1977, § 10-603)

Sec. 50-23. Construction requirements.

(a) Removals. The applicant shall remove the concrete curb and gutter by mechanical saw cut. The use of a jackhammer will be allowed to make the initial opening if desired. All exposed edges of the concrete curb and gutter shall be final cut by mechanical saw cut prior to replacement of the structure. Expansion joint material shall be placed at all existing structures. All curb cuts shall comply with city engineering specifications.

(b) Driveway Requirements ~~width~~.

(1) Residential driveway width shall be a minimum of 12 feet wide nor more than 24 feet wide unless the driveway accesses a three-car garage or greater. In such cases, the driveway width may not exceed 30 feet within the right-of-way.

(2) Commercial driveway width shall be a minimum of 16 feet for a one-way entrance to a maximum of 28 feet wide for two-way traffic within the right-of-way.

~~(c) Driveway locations and number per lot or parcel.~~

~~(13)~~ Residential driveways shall be a minimum of five feet from a side lot line and a minimum of 50 feet from an intersection property line on a corner lot.

~~(24)~~ Residential lots with less than 160 feet of right-of-way frontage shall be limited to one driveway entrance. Residential lots with 160 feet or more of right-of-way frontage shall be limited to two driveways entrances.

~~(35)~~ Commercial driveways shall be constructed a minimum of 15 feet from a side lot line and a minimum of 155 feet from an intersecting property line on a corner lot.

~~(46)~~ Commercial driveways shall be limited to one entrance from the minor side street of a corner lot and one entrance on the major street. One commercial driveway shall be permitted on a lot having less than 150 feet of frontage and shall accommodate two-way traffic and all turn around movements shall be accomplished within the commercial site.

(c) Parking Lot Requirements in accordance with Code Section 126-421

(1) Parking lots shall be bituminous or concrete surface material in conformity with the specifications for such construction and design approved by the city engineer.

(2) Parking lots, except for those less than four vehicles, shall be graded according to a drainage plan which has been approved by the city engineer. Storm sewer may be required.

(d) Turf restoration. Turf restoration within an established turf (sod) area shall be replaced with four-inch loam topsoil and sod. The applicant shall be responsible for maintenance of sod for a period of 30 calendar days from date of acceptance by the city. Seed shall be applied over four-inch loam topsoil and mulched.

(e) Guarantee. The applicant shall guarantee all materials and workmanship of the concrete curb and gutter, apron and bituminous materials against settlement, raveling, cracking, spalling or displacement for a period of one year. Prior to the expiration of the

warranty period, the city shall inspect the site to determine if the project is acceptable or warranty work must be performed.

(f) Exceptions. The city engineer may consider exceptions to the requirements of this section where circumstances exist that make compliance with such provisions impossible or that are not in the best interest of the city.

(g) Appeals. Any applicant that has been denied a permit under this section may file an appeal to the city council within 60 days of the date of denial. The appeal shall be made in writing to the mayor and city council requesting to be placed on the agenda for a regular scheduled council meeting and at that time to state the appeal.

(f) Right-of-Way. A separate right of way permit may be required if the project area is within city right of way or easements. If public infrastructure is present within the project area, utilities shall be adjusted or repaired to city standards and approved by the city engineer.

(Code 1977, § 10-604)

Sec. 50-24. Permit application fee.

Permit fees shall be as set forth in chapter 22 for each application filed.

(Code 1977, § 10-605)

Sec. 50-25. Bond and Insurance requirements.

Work within City Right of Way will require a separate Right of Way Permit. Bonds and insurance are included in the right of way permit requirements. The cash deposit requirements for construction under this section shall be \$500.00 for residential construction and \$1,000.00 for commercial construction. The cash deposit shall be retained in effect until the city has accepted the work performed. Single family, homesteaded residential units shall be exempt from the requirements of this section.

(Code 1977, § 10-606)

Secs. 50-26—50-53. Reserved.

Additions: Add

Deletions: ~~Delete~~

This ordinance shall become effective following its passage and publication as required by law.

First Reading: November 28, 2022

Second Reading: December 12, 2022

Adoption: December 12, 2022