Ordinance No. 2016-10
An ordinance opting-out of the requirements of
Minnesota Statutes, Section 462.3593

The City Of Minnetonka Ordains:

Section 1. On May 12, 2016, legislation signed into law the creation and regulation of temporary family health care dwellings, codified at Minnesota Statutes §462.3593, which permit and regulate temporary family health care dwellings.

Section 2. Minnesota Statute §462.3593 Subd.9 allows cities to opt-out of the regulations.

Section 3. Pursuant to the authority granted by Minnesota Statutes §462.3593, the City of Minnetonka opts-out of the requirements of Minnesota Statutes §462.3593 for the following reasons:

1. By Minnetonka City Code §215.020, the community development director, in consultation with the city attorney, has the authority to consider and act on requests for reasonable accommodation, including the use of temporary family health care dwellings. As such, the statute does not necessarily increase housing options already available in the community.

2. State Statute §462.3593 does not adequately reflect community values and expectations. The city will evaluate other options for temporary or accessory dwelling units that are consistent with the community goal of providing of a variety of housing types, serving a variety of people, at a variety of income levels and stages of life.

Section 4. This ordinance is effective immediately.
Ordinance No. 2016-10

Adopted by the city council of the City of Minnetonka, Minnesota, on August 22, 2016.

Terry Schneider, Mayor

Attest:

David E. Maeda, City Clerk

Action on this ordinance:

Date of introduction: July 25, 2016
Date of adoption: August 22, 2016
Motion for adoption: Allendorf
Seconded by: Acomb
Voted in favor of: Acomb, Bergstedt, Wagner, Ellingson, Allendorf, Schneider
Voted against:
Abstained:
Absent: Wiersum
Ordinance adopted.

Date of publication: August 30, 2016

I certify that the foregoing is a true and correct copy of an ordinance adopted by the city council of the City of Minnetonka, Minnesota at a regular meeting held on August 22, 2016.

David E. Maeda, City Clerk