



STAFF REPORT

TO: Mayor Keis and Members of the City Council

FROM: Heidi Heller, City Clerk/HR Manager

DATE: January 26, 2022

RE: Ordinance No. 860 – Ordinance Amending Chapter 803, Used Car Sales, of the Little Canada City Code

ACTION REQUESTED

Consider approval of Ordinance 860, an Ordinance Amending Chapter 803, Used Car Sales, of the Little Canada City Code.

BACKGROUND

Certain types of business licenses in Little Canada are limited on the number that can be issued at a time, and most note this information in the licensing chapter for that specific type of business. This was not the case for auto sales licenses. The zoning code contained the language that limited the number auto sales licenses that can be issued at a time in the specific zoning districts, but the recent zoning code update removed this detail. Staff feels it is important to continue to limit the number of auto sales licenses, and determined that it makes more sense for this information to be in the licensing chapter of the city code rather than the zoning code.

The same number of licenses (two or three) and in the same type of zoning districts (B-2, B-4 and I-1) as previously allowed are proposed in this ordinance. Ordinance 860 allows auto sales licenses to be issued to businesses in the new C-1, General Commercial, and I-1, Light Industrial zoning districts. The zoning map has not yet been updated to reflect the new zoning district titles, but these two proposed zoning districts are compatible with the Planned Land Use Map in the 2040 Comprehensive Plan.

Ordinance 860 has been drafted to add Section 803.015. Restrictions on Number of Licenses to City Code Chapter 803, Used Car Sales.

STAFF RECOMMENDATION

Adopt Ordinance 860, an Ordinance Amending Chapter 803, Used Car Sales, of the Little Canada City Code.

ATTACHMENTS

- Ordinance 860, Amending City Code Chapter 803
- City Code Chapter 803, Used Car Sales

**CITY OF LITTLE CANADA
RAMSEY COUNTY
STATE OF MINNESOTA
ORDINANCE NO. 860**

**AN ORDINANCE AMENDING LITTLE CANADA CITY CODE
CHAPTER 803, USED CAR SALES**

The City Council of the City of Little Canada, Ramsey County, Minnesota does hereby ordain:

SECTION 1. The City Council of the City of Little Canada hereby amends Chapter 803, Used Car Sales, of the Little Canada Municipal Code by adding the underlined material and deleting the ~~stricken~~ material as follows:

803.015. RESTRICTIONS ON NUMBER OF LICENSES. No more than a total of two (2) motor vehicle sales lot licenses may be in full force at any one time in the C-1, General Commercial Zoning Districts, nor may more than a total of three (3) such licenses be in force at any one time in the C-1, General Commercial and I-1, Light Industrial Districts combined.

SECTION 2. REPEAL OF CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. In any section, sentence, clause or phrase of this ordinance or any part thereof is for any reason found to invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remainder of this ordinance or any part thereof.

SECTION 4. This ordinance shall take effect and be in full force from and after its adoption and publication.

Adopted this 26th day of January, 2022

By: _____
John T. Keis, Mayor

Attest: _____
Christopher Heineman, City Administrator

AYES:
NAYS:

Published January 29, 2022

803. USED CAR SALES

803.010. LICENSE. No person shall engage in the business of selling, buying, trading or dealing in used automobiles or motor vehicles of any kind within the City without first procuring a license to engage in such business as hereinafter provided. This license requirement shall apply from and after the date of the passage of this Ordinance and every person engaged in such business at this time must obtain a license hereunder in order to continue the operation of such business.

803.020. APPLICATION, FEE AND LICENSE PERIOD. Application for used car dealers licenses shall be made to the City on a form to be furnished by the City. The fee for such license shall be determined by City Council resolution with the license period commencing July 1 of each year. The license shall be for a term of one year, except that the City Council shall have the authority to issue a license for a period shorter than one year to guarantee compliance with all conditions of the license and with all conditions of the zoning regulations. The license fee for any part of a year shall be the same as for a full year. All applications to engage in a used car business must be submitted by the Administrator to the City Council at its next regular meeting before such license may be issued.

803.030. OPERATION LOCATION. The applicant shall specify in what location he desires to operate. He shall include in the application both the street address and the legal description of the property. The license when issued, shall be limited to the area described. No license shall be issued unless the property upon which the business is to be conducted is zoned Commercial. The Council may in its discretion permit the use of a used car license on property located in a light industrial zone. The Council in arranging for the approval of the application, shall set up such restrictions as to manner of operation, location of vehicles, limitation of number of vehicles, protection, fencing or screening of the grounds devoted to the use and any other provisions or requirements that may be deemed advisable by the Council in order to preserve the best appearance and to prevent complaints from neighboring property owners.

803.040. RESPONSIBILITY OF OPERATION. Any licensee hereunder shall be held responsible for nuisances emanating from his operating and he shall not permit debris, wreckage, automobile parts, dismantled motor vehicles, or any other kinds of waste or debris from his business to be deposited on any public or private property or on his own property. Licensee shall provide parking area within the confines of his private property to accommodate the motor vehicles of customers so that parking in the area of his place of business will not constitute a traffic hazard or a neighborhood nuisance.

803.050. NOTICE OF REVOCATION. The Council may upon ten (10) days written notice, require the licensee to show cause as to why his license should not be revoked if he fails to live up to the provisions of this Chapter or to any special provisions required by the Council at the time of the issuance of the license. Upon failure to show cause the licensee's rights may be terminated by the Council.

(Source: Ord. 45, Amended: Ord. 375, 513, 571)