



**CITY OF TONKA BAY**  
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**ITEM NO. 7A**

# Memo

To: Mayor and City Council  
From: Lindy Crawford, City Administrator  
Date: October 13, 2015  
Re: Amend Section 1040, General Floodplain – First Reading

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Candace Gordon and Tim McClellan of 220 Sunrise Avenue have requested an amendment to Section 1040 of the Zoning Ordinance, General Floodplain. The request is to allow for a conditional use permit for floodproofing measures in accordance with the MN DNR Rule 6120.5800 Subp. 4B.

The amended language includes the following:

*Floodproofing. Conditional Use. The City Council may approve special floodproofing measures for single family residential and accessory uses in flood fringe areas adjacent to and outside of floodways by a Conditional Use Permit as provided under the Minnesota Department of Natural Resources Rule 6120.5800 Subp. 4.B and amendments thereto, the Minnesota State Building Code, Chapter 1335, Parts 1335.0020 to 1335.3100 and amendments thereto, 44 Code of Federal Regulations 60.3 (c) (5) and the Tonka Bay City Code Section 1003. Floodproofing measures may be considered under this section where existing single family residential and accessory uses, small lot sizes, streets or utilities are at elevations where strict compliance with regulations governing finished fill elevations is impractical.*

The amended language has been submitted to the MN DNR for review and comment. DNR comments and recommendations have been included in the above language.

## **Attachments**

Ordinance Amendment Request  
Redlined Amended Section 1040

## **Council Action**

Discuss and direct staff to prepare the second reading of Section 1040, General Floodplain.