

Visually-Impairing Element

Section 1002

Visually-Impairing Element - Any manmade structure or item, or natural vegetation, which due to its lack of opacity, impairs visual sightlines. For the purposes of this Ordinance, the following items do not constitute a Visually-Impairing Element:

- a. A principal or accessory structures located on the Property;
- b. single trees or other vegetation, unless such vegetation grows in a cluster such that they impair visual sightlines.

Section 1011

Visually-Impairing Elements

No person shall cause to exist, or shall maintain, any Visually-Impairing Element which is over six feet tall within (i) an area consisting of five feet from a property line and within 50 feet of the ordinary high water level or (ii) the average setback of the two adjacent riparian principal structures on either side of a proposed building site. All property owners within the City shall be required to, within this area, maintain all naturally-occurring or privately-planted vegetation to ensure that it does not exceed six feet in height. Failure to comply with this section shall constitute a public nuisance pursuant to Minnesota Statutes, Section 609.74.