

**CITY OF ELKO NEW MARKET
SCOTT COUNTY, MINNESOTA**

ORDINANCE NO. 163

**AN ORDINANCE AMENDING CITY OF ELKO NEW MARKET CITY CODE
TITLE 11, CHAPTER 8-3, CONCERNING COMMERCIAL VEHICLE
PARKING**

THE CITY COUNCIL OF THE CITY OF ELKO NEW MARKET,
MINNESOTA ORDAINS:

SECTION 1. Section 11-8-3 of the Elko New Market City Code is hereby amended to read as follows:

- A. Definitions: Commercial vehicle references (including class I and class II) included within this section shall have the meanings provided in section [11-2-2](#) of this title. (Ord. 5, 12-14-2006)
- B. Parking On Residential Property: Commercial vehicles shall not be parked, stored or otherwise located on residential property or in residential zoning districts unless the following conditions are satisfied:
 1. Class I Commercial Vehicles:
 - a. Class I commercial vehicles, as defined by section [11-2-2](#) of this title, may be parked or stored on a residential lot with a minimum lot size of two and one-half (2^{1/2}) acres. The commercial vehicle shall be entirely screened from neighboring residential property with a one hundred percent (100%) opaque screen consisting of wooden fencing, landscaping, berms or a combination of the foregoing. A Class I commercial vehicle shall not be parked or stored within one hundred fifty feet (150') of any neighboring residential dwelling unit.
 - b. Class I commercial vehicles that may not be parked on a residential lot under subsection C(1)(a) of this section may be parked or stored on a residential lot, provided the commercial vehicle is used as the resident's primary form of transportation to the resident's job or is associated with a permitted home business, and the commercial vehicle was parked or stored on the residential lot on or before 12-14-2006. Class I commercial vehicles may be replaced with a comparable vehicle if the applicant resides on the same residential lot.

c. The owner of a residential lot that meets the requirements of subsections C(1)(a) or C(1)(b) of this section shall be required to apply for and receive an administrative permit allowing the Class I commercial vehicle to remain parked or stored on the residential lot. The administrative permit issued pursuant to this subsection may be revoked for any violation of this code. The administrative permit shall be issued pursuant to the terms of Section 11-3-4 of the City Code. Administrative permit fees shall be determined by the City Council. Should a Class I commercial vehicle permitted under this section be replaced with a comparable vehicle, the applicant shall register the new vehicle with the City.

d. Class I commercial vehicles may be parked on a residential lot when loading, unloading, rendering a temporary service benefiting the premises or providing emergency services.

e. No more than one Class I commercial vehicle may be parked on a residential lot and permitted under this Section.

2. Class II Commercial Vehicles:

a. Class II commercial vehicles, as defined by section [11-2-2](#) of this title, may be parked on a residential lot if used as the resident's primary form of transportation to the resident's job or if associated with a permitted home business.

b. No more than two Class II commercial vehicles may be parked on a residential lot.

C. Parking In Commercial Zoning Districts: Class I and Class II commercial vehicles may be parked in commercial zoning districts subject to requirements of Chapter 9 and Chapter 26 of this title.

D. Parking In Industrial Zoning Districts: Class I and Class II commercial vehicles may be parked in industrial zoning districts subject to requirements of Chapter 9 and Chapter 27 of this title.

E. Contracting And Excavating Equipment: All contracting and excavating equipment located on residential lots shall be stored inside an accessory building or garage.

SECTION 2. This Ordinance shall take effect immediately upon its passage and publication.

ADOPTED this 12th day of April, 2018 by the City Council for the City of Elko New Market.

CITY OF ELKO NEW MARKET

BY: _____
Robert Crawford, Mayor

ATTEST:

Sandra Green, City Clerk