

CITY OF APPLE VALLEY  
ORDINANCE NO. \_\_\_\_

AN ORDINANCE OF THE CITY OF APPLE VALLEY, MINNESOTA,  
AMENDING TITLE XV OF THE CITY CODE ENTITLED "LAND USAGE" BY  
AMENDING SECTION 155.246 REGARDING RETAIL SALES WITHIN  
INSTITUTIONAL (P) DISTRICT

The City Council of Apple Valley ordains:

Section 1. Title XV of the Apple Valley City Code is amended by adding Section 155.246 (O) to read as follows:

**§ 155. 246 PERMITTED USES.**

Within any P district, no structure or land shall be used, except for one or more of the following principal uses or uses deemed similar by the City Council:

\* \* \* \*

(O) Retail sales of product, goods or materials that are ancillary and complimentary to a use that is a permitted or an approved conditional use on the same property, subject to the following requirements:

(1) Retail sales operation is not allowed as an exclusive use within its own stand-alone building; the retail sales shall occur within a building occupied by one or more other institutional uses.

(2) The gross floor area of the retail sales operation is not more than 15% of the total gross floor area or 4,500 square feet, whichever is less, of the building in which it occupies.

(3) The parking requirements as set forth in this Chapter for the principal use(s) and the retail sales operation on the property are met.

(4) Hours of operation are limited to 7:30 a.m. to 10:00 p.m.

(5) No sales operations shall occur or otherwise be permitted to occur outdoors notwithstanding any other provision in this Chapter permitting outdoor sales.

(6) Notwithstanding any other provision in this Chapter, no signs, banners, posters or other placard shall be placed on any exterior window or door.

(7) Retail sale of services is prohibited.

\* \* \* \*

Section 2. Title XV of the Apple Valley City Code is amended by revising Section 155.246 (B) to read as follows:

**§ 155.246 PERMITTED USES.**

Within any P district, no structure or land shall be used, except for one or more of the following principal uses or uses deemed similar by the City Council:

\* \* \* \*

(B) Public libraries and public or private museums ~~art galleries~~;

\* \* \* \*

Section 3. Filing. A copy of the ordinance shall be filed in the office of the City Clerk. This copy shall be available for inspection by any persons during regular office hours.

Section 4. Publication. The City Clerk shall publish the title of this ordinance and the official summary in the official newspaper of the City with notice a printed copy of the ordinance is available for inspection by any person during regular office hours at the Office of the City Clerk.

Section 5. Effective date. This ordinance shall take effect upon its passage and the publication of its title and the official summary.

PASSED by the City Council this \_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Clint Hooppaw, Mayor

ATTEST:

\_\_\_\_\_  
Pamela J. Gackstetter, City Clerk