

ORDINANCE NO. 563, SECOND SERIES

AN ORDINANCE OF THE CITY OF HASTINGS, MINNESOTA AMENDING CHAPTER
10 OF THE HASTINGS CITY CODE PERTAINING TO:

ACCESSORY BUILDING AND STRUCTURE REQUIREMENTS

BE IT ORDAINED by the City Council of the City of Hastings as follows:

Chapter 10 of the Hastings City Code is hereby amended as follows:

SECTION 10.05 Application of District Regulations

SUBD. 2A. Accessory Building and Structure Requirements.

Accessory Buildings and Structures shall meet the following requirements:

- A. No accessory building shall be erected in any required front or side yard fronting a public street or right of way.
- B. No accessory building or structure shall be constructed on any lot prior to the time of construction of the principal building to which it is accessory.
- C. Accessory structures, except fences meeting the requirements of Sec. 10.05 Subd. 4, shall not be placed in any easements.
- D. All accessory structures, except fences, shall meet the setbacks listed in Table 1.
- E. All accessory structures shall be setback at least six feet from all other structures.
- F. At grade accessory structures such as basketball courts, patios, dog kennels shall meet the accessory structures setbacks listed in Table 1. These accessory structures are not included in the total allowable square footage allowed, as long as the total impervious surface of the lot does not exceed 35% for the rear yard. The rear yard shall be measured from the rear building line to the rear lot line.
- G. Accessory structures shall have weather resistive exterior finishes that are durable and architecturally compatible with and similar in design, color, and material to the principle structure.
- H. The sidewall height of accessory structures shall be limited to ten feet, unless architectural elements are incorporated such as exterior materials change or

building offset to reduce the massiveness and starkness of the wall.

- I. The height of any accessory structure shall not be taller than the primary structure.
- J. Accessory structures 120 square feet or less and portable car ports shall require a zoning permit. Structures over 120 square feet require a building permit.
- K. The following Table (Table 1) shall determine the number, size and setbacks of accessory structures. In addition to the accessory structures listed in Table 1, swimming pools meeting the requirements of Chapter 4 Sec. 4.15 Accessory Structures Subd. 2 Swimming pools are permitted.
- L. **Portable carport** – a non-permanent structure designed as a shelter for motor vehicles, boats, etc. Such structure shall not be permanently affixed to a foundation. Temporary tarps, tents, and the like erected for periods not to exceed one week are not considered portable carports.
 - a) Portable carports must remain open on 4 sides, with no sidewalls.
 - b) Portable carports must be anchored in such a manner as to prevent wind uplift.
 - c) Portable carports may not be permanently anchored to concrete slabs or footings or otherwise anchored in a manner that would impede easy removal and portability.
 - d) All anchoring systems must be inspected and approved by the City Building Inspector.
 - e) Portable carports are allowed in the rear and side yards, not in the front yard.
 - f) Portable carports must be setback six feet from the home and three feet from the garage.
 - g) The sidewall height of a carport shall be limited to ten feet.
 - h) Carports shall not be considered as an approved shelter, cover or screening for miscellaneous materials and equipment.
 - i) A zoning permit will be required before installation of a portable car port.
 - j) Pre-existing Portable Carports. All structures used solely as a carport on the effective date of this ordinance shall be allowed to continue as a nonconforming structure as allowed by city code and state statute; however pre-existing carports must adhere to all provisions of the City Code including but not limited to materials and appearance standards.

Table 1

Accessory Building/Structure Number, Size, and Setback Standards			Setbacks		
Property Zoning	Number of Structures	Maximum Foundation Size	Side	Corner Side - a	Rear
A					
R-1, R-2, R-3, R-4, R-5 with attached garage - b	1	1,000 sq. ft.	5	10	5
R-1, R-2, R-3, R-4, R-5 without attached garage	2	Combined total 1,000 sq. ft.	5	10	5
R-6	1	1,000 sq. ft.	5	10	5
Multi-Family Commercial/ Office Districts	Site Plan Review	Site Plan Review			
Industrial Districts	Site Plan Review	Site Plan Review			


- a. Garages shall be setback 20 feet from the right of way.
b. Residential properties with an attached garage are also permitted an accessory storage structure under 120 square feet in size.

Source: Ordinance No. 462, 541, 553

Date: September 17, 2001, October 17, 2005, May 18, 2006


ALL OTHER SECTIONS SHALL REMAIN UNCHANGED

ADOPTED by the Hastings City Council on this 19th day of February, 2007.




Paul J. Hicks, Mayor

ATTEST:



Melanie Mesko Lee, City Clerk

I HEREBY CERTIFY that the above is a true and correct copy of an ordinance presented to and adopted by the City of Hastings, County of Dakota, Minnesota, on the 19th day of February, 2007, as disclosed by the records of the City of Hastings on file and of record in the office.



Melanie Mesko Lee, City Clerk

(SEAL)

This instrument drafted by:
City of Hastings (KSB)
101 4th St. East
Hastings, MN 55033