

**ORDINANCE NO. 2019-60**

**AN ORDINANCE TO CATEGORIZE COTTAGE FOOD OPERATIONS AS A TYPE 1 HOME BUSINESS AND TO PROHIBIT FOOD ESTABLISHMENTS AS DEFINED HEREIN FROM OPERATING AS A HOME BUSINESS, THEREBY AMENDING CHAPTER 21 OF THE CITY CODE**

The City Council of the City of Bloomington, Minnesota ordains:

Section 1. That Chapter 21 of the City Code is hereby amended by deleting those words that are contained in brackets and ~~stricken through~~ and adding those words that are underlined, to read as follows:

**CHAPTER 21**

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**ARTICLE III: DEVELOPMENT STANDARDS**

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**Division B: Use Standards**

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**§ 21.302.13 HOME BUSINESSES.**

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(c) *Types of home businesses.*

(1) *Type I.* Type I home businesses are of a type that the City Council has historically found do not adversely affect the health, safety or welfare of other persons residing in the area. Examples of Type I home businesses are listed below. This list is intended to be illustrative not exhaustive.

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(E) Watch repair, dressmaking, tailoring and similar crafts; ~~;~~

(F) Animal grooming for no more than four animals at any one time~~[-];~~

(G) Firearm Office where no firearm(s) or ammunition are stored or inventoried on the premises~~[-]; or~~

(H) Cottage food operations, subject to the requirements in M.S. § 28A.152, as it may be amended from time to time.

(2) *Type II.* Type II home businesses are businesses of a type that the City Council has historically found to have the potential to adversely affect the health, safety or welfare of other persons residing in the area. Examples of Type II home businesses are listed below. This list is intended to be illustrative not exhaustive.

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(B) Repair shops not expressly prohibited by the city code;

(C) ~~[Cottage food operations, subject to the requirements in M.S. § 28A.152, as it may be amended from time to time;]~~ Reserved

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(3) *Prohibited home businesses.* The following home businesses are prohibited without limitation:

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(H) Body art establishments; [~~and~~]

(I) Animal kenneling[-]; and

(J) Food establishments as defined in Minnesota Rules 4626.0020 subpart 35, as it may be amended from time to time.

Passed and adopted this 16<sup>th</sup> day of December, 2019.

/s/ Gene Winstead

Mayor

ATTEST:

APPROVED:

/s/ Denise M. Christenson

Secretary to the Council

/s/ Melissa J. Manderschied

City Attorney