

**ORDINANCE NO. 2022-19**  
**AN ORDINANCE TO DEFINE CLEAR VIEW TRIANGLE AREA, THEREBY AMENDING**  
**CHAPTERS 19 AND 21 OF THE CITY CODE**

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

Section 1. That Chapter 19 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 19: ZONING**

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**ARTICLE I: GENERAL PROVISIONS**

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**Division B: Definitions**

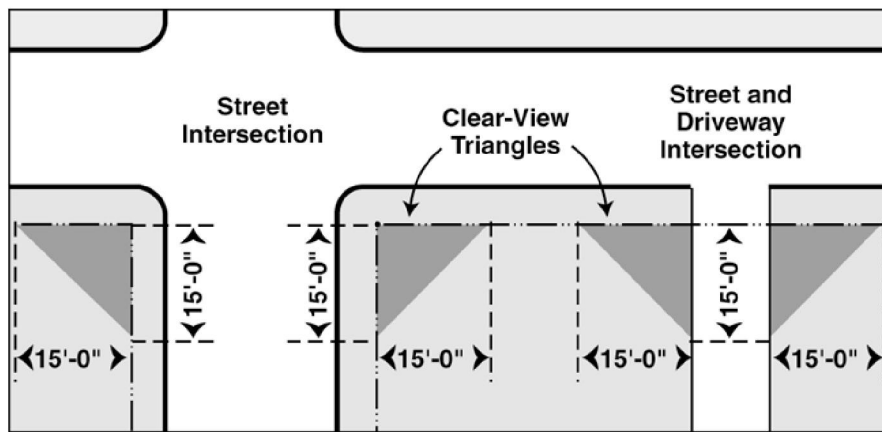
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**§ 19.03 DEFINITIONS.**

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***CEMETERY.*** An area used for the burial or entombment of one or more deceased persons, including graveyards, mausoleums and columbaria.

***CLEAR VIEW TRIANGLE AREA.*** The triangular area to provide an unobstructed clear view to a height greater than three feet above the level of the center of the adjacent intersection or driveway within the triangle of land formed on the corner of the lot by measuring a distance of 15 feet along each lot line from the street-property line intersection or lot line and driveway.



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**ARTICLE X: SIGN REGULATIONS**

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**Division C: General Regulations**

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**§19.105 REGULATED SIGNS EXEMPT FROM OBTAINING A SIGN PERMIT.**

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(c) Regulated signs exempt from permit requirements

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(15) Real estate signs. Real estate signs are exempt from obtaining a permit, provided:

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(B) Real estate signs for all other uses.

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(ii) For real estate signs adjacent to I-35W, I-494 and TH-77. The site may elect one of the following options, subject to the provisions of the clear view triangle area [~~as defined in § 19.108(e)~~] and subject to the provisions of § 19.108(c):

(iii) For signs on other street frontages. The site may elect one of the following options, subject to provisions of the clear view triangle area [~~as defined in § 19.108(e)~~] and subject to the provisions of § 19.108(c):

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(23) Farmers market and arts and craft festival signs. Farmers market signs are exempt from obtaining a permit but must meet the following standards:

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(B) Maximum height and minimum setbacks. Any temporary signs must maintain a minimum setback of five feet from any street right-of-way unless the farmers market or arts and crafts festival itself has approval to locate in the right-of-way. No temporary sign is allowed to be placed above the highest outside wall of a structure. All temporary signs are subject to the requirements of the § 19.108(e)(1), clear view triangle area.

## **§ 19.108 GENERAL PROVISIONS, INCLUDING BASIC DESIGN ELEMENTS.**

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(e) *Sign location.*

(1) Clear view triangle area. Where otherwise allowed in the setback, so sign or sign structures taller than three feet shall be located within a clear view triangle area.

~~[(A) Where otherwise allowed in the setback, no sign or sign structures taller than three feet shall be located within a clear view triangle area.~~

~~(B) On a corner lot, the clear view triangle area is formed by the street right-of-way lines and the line connecting points 15 feet from the intersection of such street right-of-way lines extended. See § 19.126.6 for graphic illustration.~~

~~(C) On a lot which has a driveway or is next to a lot which has a driveway, the two clear view triangle areas are formed by the street right-of-way line, both sides of the surface edge of the driveway, and the line connecting points 15 feet from the intersection of the street right-of-way line and driveway. See § 19.126.6 for graphic illustration.]~~

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## **Division E: Special Provisions**

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### **§ 19.119 TEMPORARY SIGNS FOR COMMERCIAL PROMOTIONS.**

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(b) *On-site temporary signs.*

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(2) *Maximum height and minimum setbacks.* Any temporary signs shall maintain a minimum setback of 20 feet from any street right-of-way. No temporary sign shall be placed above the highest outside wall.

Exception: in lieu of a larger sign, a temporary sign of 16 square feet or less with a maximum height of six feet may have a minimum setback of ten feet from any street right-of-way line, subject to the [§19.108(e)(1),] clear view triangle area.

### **§ 19.121 SIGNS FOR HOTELS.**

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(b) *Identification signs.* Identification signs shall be located on the site of the use and shall comply with the following standards.

(1) *Freestanding identification sign.*

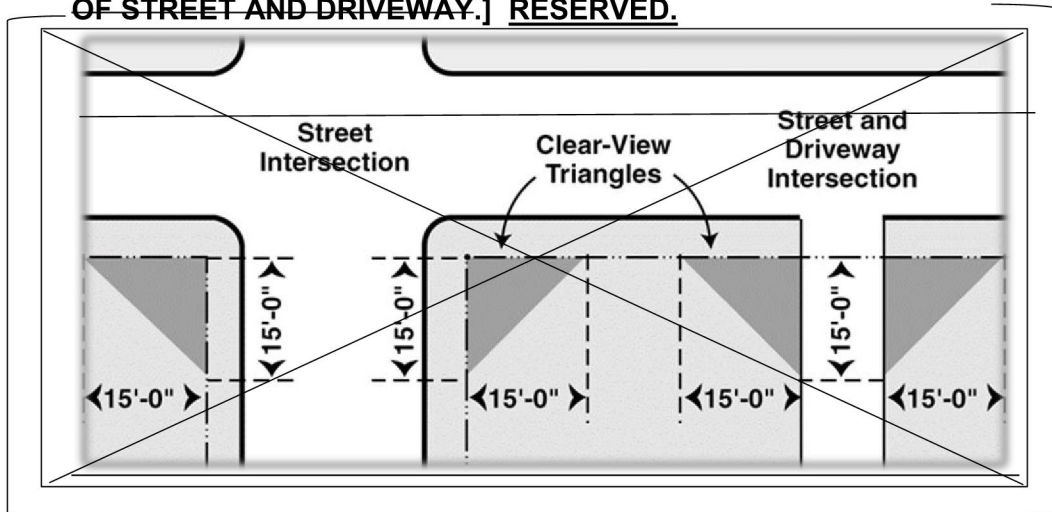
(A) *Maximum sign height, sign area, number of signs and minimum setbacks.* The hotel may elect one of the following options per street frontage, subject to the provisions of the clear view triangle area [~~as defined in § 19.108(e)~~] and subject to the provisions of § 19.108(c):

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## Division F: Graphic Illustrations

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### **§ 19.126.6 [CLEAR VIEW TRIANGLE AREA/INTERSECTION OF STREETS/INTERSECTION OF STREET AND DRIVEWAY.] RESERVED.**



## CHAPTER 21

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## Article III: Development Standards

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## Division A: General Standards

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### **§ 21.301.08 FENCES.**

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#### *(b) Location.*

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(2) *Fence location on lot.* Unless otherwise required by this code, fences are permitted up to, but not over the property line. Fences must maintain a clear view triangle area setback [as required in ~~§ 17.31 and subsection (f)(3) below~~].

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(d) *Opacity (the degree of openness to which light or views are blocked measured perpendicular to the fence for each fence section between supports).* The following opacity limitations are meant to maintain an open feeling along public streets and to prevent crime.

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#### *(2) Exceptions.* The following fences are exempt from opacity limitations:

(A) Fences in a yard adjacent to an arterial street as designated by the City Comprehensive Plan provided a 15-foot clear view triangle area is maintained between the intersection of any driveway with a sidewalk or bikeway.

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(f) *Restrictions.* The following restrictions on fences apply to protect the public health, safety and welfare.

#### *(3) Clear view triangle.*

(A) *Requirement; intersection of two streets.* Fences of any style or material placed on corner lots must maintain a clear view triangle area [for visibility at the intersection of two streets or at the intersection of an alley and a street (see city code ~~§ 17.31~~)].

(B) *Requirement; driveways.* Fences of any style or material must maintain a clear view triangle area from the street curb or street edge, not including alleys, for visibility from driveways on the lot or on an adjacent lot. [The clear view triangle area for a driveway is formed on each side of the driveway by measuring a distance of 15 feet along the street curb or edge and 15 feet along the driveway edge].

~~[(C) Graphic illustration: clear view triangle at street intersection and driveway.]~~

#### **§ 21.301.14 TREE PRESERVATION.**

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(h) *Reforestation plan.* All plat applications that would create one or more new parcels in the R-1, R-1A and RS-1 Zoning Districts must include a reforestation plan if the amount of significant tree caliper inches to be removed or disturbed as shown on the tree survey and tree preservation plans exceeds the removal threshold. The reforestation plan must be prepared and signed by a registered landscape architect or forester and must comply with the following criteria.

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(10) Unless approved by the City Engineer, trees must not be planted within 15 feet of city curb and gutter or sidewalk, must not be planted in a clear view triangle and must not be planted in a public utility easement.

#### **§ 21.301.15 LANDSCAPING AND SCREENING.**

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(f) *Restrictions.* The following restrictions on landscaping and screening apply to protect the public health, safety and welfare.

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(3) *Clear view triangle.* Landscaping and screening must not interfere with the clear view triangle area [as specified in §§ 17.31 and 17.32].

#### **§ 21.301.19 ACCESSORY BUILDINGS.**

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(h) *Other structures.*

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(3) Temporary storage units or containers may be stored on any property and must meet the following requirements:

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(iii) Units or containers must maintain a minimum five-foot setback from abutting properties and may not be stored within the clear view triangle area [(see § 21.301.08(f)(3)(C) for clear vision triangle illustration)].

### **Division B: Use Standards**

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#### **§ 21.302.12 TEMPORARY OUTDOOR SALES.**


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(b) *Standards.* Temporary outdoor sales must meet the following standards:

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(4) *Placement.* Temporary outdoor sales may not block fire lanes, needed traffic circulation drives, or clear view triangle[s] areas.

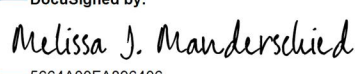
Passed and adopted this 9th day of May, 2022.

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Mayor

ATTEST:

DocuSigned by:  
  
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Secretary to the Council

APPROVED:

DocuSigned by:  
  
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City Attorney