

**ORDINANCE NO. 2024 - 49**

**AN ORDINANCE CREATING A DEFINITION FOR “SUNSHADE” AND ALLOWING THEM TO ENCROACH INTO REQUIRED SETBACKS WHEN UNDER A CERTAIN HEIGHT, 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:

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**CHAPTER 21: ZONING AND LAND DEVELOPMENT**

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**ARTICLE III: DEVELOPMENT STANDARDS**

**DIVISION A: GENERAL STANDARDS**

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**§ 21.301.02 STRUCTURE PLACEMENT.**

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(g) *Encroachments.*

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(3) *In all zoning districts.*

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(K) Sunshades up to 15 feet in height may encroach into any front, side or rear setback, provided that a front setback of not less than 20 feet and side and rear setbacks of not less than five feet must be maintained. Such features must not encroach into public easements of record without written approval of the issuing authority.

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**ARTICLE VI: DEFINITIONS**

**§ 21.601 DEFINITIONS.**

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**STUDIO, AUDIO OR VIDEO.** Facilities with studios for the creation and production of audio or video programming or recordings.

**SUNSHADE.** A permanent structure providing protection from the sun.

**TAKE-OUT RESTAURANT.** Any establishment which has as its principal business the preparation of food, frozen dessert or beverage for sale to be consumed away from the premises of the establishment. This does not apply to restaurants which occasionally sell such items for consumption away from the premises and does not apply to drugstores or grocery stores.

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Passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor

ATTEST:

APPROVED:

\_\_\_\_\_  
Secretary to the Council

\_\_\_\_\_  
City Attorney