

# CLAY COUNTY, MINNESOTA

ORDINANCE NO. 2017-   /  

## AN ORDINANCE OF THE COUNTY OF CLAY, STATE OF MINNESOTA AMENDING THE CLAY COUNTY CODE, TITLE 8, CHAPTER 5-F, USE TABLE 5-1, AND URBANIZED AREA MAP ESTABLISHING TWO TIERS TO THE CLAY COUNTY URBAN EXPANSION DISTRICT

**WHEREAS**, the County of Clay, State of Minnesota (“County”) is a statutory County duly organized and existing under Article XII of the Minnesota Constitution; and

**WHEREAS**, pursuant to Minnesota Statute Chapter 394 and specifically § 394.21, the County has the power and authority to conduct and implement planning activities; and

**WHEREAS**, the County has, by ordinance, and pursuant to Minnesota Statute Chapter 394, adopted Title 8 of the Clay County Code regarding land use, zoning and development (“Development Code”);

**WHEREAS**, the County has undertaken a process to amend the Development Code provisions related to areas in Clay County which have been identified to be primary areas for future urban growth (Urban Expansion District) and to establish two tiers of zoning controls related to those areas;

**WHEREAS**, the County hereby finds and determines that the proposed two-tier Urban Expansion Zoning District is appropriate and necessary to the function and efficient operation of the County and to ensure the health, safety, morals, and general welfare of the County.

**NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF CLAY, STATE OF MINNESOTA HEREBY ORDAINS AS FOLLOWS:**

**Section 1.** Adopt the Development Code Amendments set forth within Exhibits A, B, and C to Title 8 of the Clay County Code. The County Hereby adopts the proposed amendments, attached hereto and incorporated herein as Exhibits A, B, and C.

**Section 2.** Severability. If any portion of this Ordinance is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

**Section 3. Effective Date.** This Ordinance shall become effective and be in force immediately upon final passage, consistent with Minnesota Statute § 375.51.

**ADOPTED BY THE CLAY COUNTY BOARD OF COMMISSIONERS**

This 7<sup>th</sup> day of February, 2017.



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KEVIN CAMPBELL, CLAY COUNTY BOARD OF COMMISSIONERS

ATTEST: 

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BRIAN BERG, CLAY COUNTY ADMINISTRATOR