

**CITY OF ST. FRANCIS
ST. FRANCIS, MN
ANOKA COUNTY**

RESOLUTION 2024-36

**A RESOLUTION APPROVING AN INTERIM USE PERMIT AMENDMENT TO
ALLOW SITE GRADING ON THE RICHARD D. SCHROEDER ADVANCED
AMMUNITION RANGE**

WHEREAS, the applicant, Northrop Grumman, has requested to extend the deadline for the existing Interim Use Permit for site grading in excess of 100 cubic yards for the Richard D. Schroeder Advanced Ammunition Range to September 6, 2026; and

WHEREAS, the property is legally described as Part of the South Half of Section 29, Township 34, Range 25, Anoka County, Minnesota; and

WHEREAS, the grading proposed is in preparation for the future development of an ammunition testing range; and

WHEREAS, the property is zoned I-2 Isolated Industrial where ammunition testing ranges are permitted; and

WHEREAS, site plan review for the buildings and associated site improvements for the ammunition testing range will be required at the time of development; and

WHEREAS, the Interim Use Permit for site grading was originally approved by Resolution 2022-41 on September 6, 2022 with a completion deadline of September 6, 2024; and

WHEREAS, the discovery of unexploded ordinance within the excavation area has delayed the grading process due to the planning and funding needed to mitigate these hazards; and

WHEREAS, the applicant submitted a request on August 21, 2024 to extend the IUP completion deadline for an additional two years; and

WHEREAS, on September 18, 2024, after published and mailed notice in accordance with Minnesota Statutes and the City Code, the Planning Commission held a public hearing, at which time all persons desiring to be heard concerning this application were given the opportunity to speak thereon; and

WHEREAS, on September 18, 2024, the Planning Commission recommended approval of the requested Interim Use Permit amendment with conditions; and

WHEREAS, the City Council of the City of St. Francis, on October 7, 2024, considered the requested Interim Use Permit amendment and how it might affect public health, safety, or

welfare and found that with the noted conditions the project will not negatively impact the public health, safety, or welfare.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of St. Francis hereby approves the requested Interim Use Permit for site grading on the Richard D. Schroeder Advanced Ammunition Range based on the following findings of fact:

1. Grading for proposed future improvements on the site is a temporary use with a defined time period.
2. Additional time is needed for grading to ensure the site is clear of all hazards.
3. The site grading will not impose additional unreasonable costs on the public.
4. The site grading is internal to the Northrop Grumman site and will not negatively impact the public.

BE IT FURTHER RESOLVED that approval of the Interim Use Permit amendment for site grading on the Richard D. Schroeder Advanced Ammunition Site shall be subject to the following conditions:

1. The Interim Use Permit shall lapse on September 6, 2026. If the grading has not been completed by this date, the applicant may apply to renew this IUP through a public hearing process as described in City Code Section 10-34-02.
2. All other conditions established in by Resolution 2022-41 shall remain in full force and effect.

Approved and adopted by the City Council of the City of St. Francis on the 7th day of October 2024.

Joseph Muehlbauer, Mayor

Attest: Jennifer Wida, City Clerk

This Instrument Drafted By:
HKGi
800 Washington Ave N, Suite 103
Minneapolis, MN 55401

(Reserved for Recording Data)

CITY OF ST. FRANCIS
ANOKA COUNTY, MINNESOTA

**INTERIM USE PERMIT FOR SITE GRADING ON RICHARD D. SCHROEDER
ADVANCED AMMUNITION SITE**

1. **PERMIT.** Subject to the terms and conditions set forth herein, the CITY OF ST. FRANCIS hereby grants an Interim Use Permit to allow site grading in excess of 100 cubic yards on the Richard D. Schroeder Advanced Ammunition Range.
2. **PROPERTY.** This Interim Use Permit is for the following described property in the City of St. Francis, Anoka County, Minnesota:

Part of the South Half of Section 29, Township 34, Range 25, Anoka County, Minnesota
3. **CONDITIONS.** This Interim Use Permit is issued subject to construction in accordance with the approved plans submitted with the application and the following conditions:
 1. The stormwater ponds, once constructed, will be a private pond and the landowner will be responsible for the long-term operation and maintenance. In accordance with City ordinances, the applicant shall enter into a Stormwater Maintenance Agreement with the City to ensure the long-term operation and maintenance (Section 10-93.5.H).
 2. All necessary permits as may be applicable must be provided to the City before activity begins on the site.
4. **TERMINATION OF PERMIT.** The City may revoke the permit following a public hearing for violation for the terms of this permit.
5. **LAPSE.** The Interim Use Permit shall lapse on September 6, 2026. If the grading has not been completed by this date, the applicant may apply to renew this IUP through a public hearing process as described in City Code Section 10-34-02.

6. **CRIMINAL PENALTY.** Both the owner and any occupant of the subject property are responsible for compliance with this Interim Use Permit. Violation of the terms of this Interim Use Permit is a criminal misdemeanor.
7. **RECORDING.** This Interim Use Permit shall be recorded against the title to the Property.

Dated: October 7, 2024

CITY OF ST. FRANCIS

BY: _____
Joseph Muehlbauer, Mayor

(SEAL)

AND _____
Kate Thunstrom, City Administrator

STATE OF MINNESOTA)

: ss

COUNTY OF ANOKA)

The foregoing instrument was acknowledged before me this 7th day of October 2024, by **Joseph Muehlbauer**, Mayor, and by **Kate Thunstrom**, City Administrator, of the **CITY OF ST. FRANCIS**, a Minnesota municipal corporation, on behalf of the corporation and pursuant to the authority granted by the City Council.

Notary Public

[Notary Seal]

This Instrument Drafted By:
HKGi
800 Washington Ave N, Suite 103
Minneapolis, MN 55401