

**Article VII. Special Provisions.**Section 20-111. **Signs.**

- (a) General Provisions. Signs are a permitted accessory use in all use districts, subject to the following regulations:
1. Private signs, other than warning signs posted by public utilities or traffic control signs, are prohibited within public rights-of-way.
  2. Illuminated signs may be permitted, but devices giving off an intermittent or rotating beam of rays of lights shall be prohibited, except those signs giving public service information such as, without limiting the generality of the foregoing: time, date, temperature, or weather.
  3. For the purpose of selling, renting or leasing a single parcel, a sign not in excess of twelve (12) square feet for residential purposes and twenty-five (25) square feet per surface for commercial or industrial properties shall be placed within the front yard. Such signs shall not be less than ten (10) feet from the right-of-way line.
  4. For the purpose of selling or promoting a residential project, commercial area, or an industrial area, one sign, not to exceed 32 square feet of surface, may be erected upon the project site. Such signs shall not be less than ten (10) feet from the right-of-way line and shall be removed when construction of the site has been completed. No such sign under this subdivision shall remain for more than twenty-four months unless a longer time has been approved by the Town Board.
  5. No sign shall, by reason of position, shape or color, interfere in any way with the proper functioning or purpose of a traffic sign or signal.
  6. Signs shall not be painted directly on the outside wall of a building.
  7. Signs shall not be painted on fences, rocks, or similar structures or features, nor shall paper or similar signs be attached directly to a building wall by an adhesive or similar means.
  8. Election signs are permitted provided such signs are removed within ten (10) days following the election as related to the sign. Such signs shall not be erected prior to the first day of filing and shall be removed within ten (10) days after the election to which they are applicable, except that the winners of a primary election may keep their campaign signs up continuously from filing to ten (10) days after the general election. Each sign shall contain the name and address of the person responsible for the

placement of such sign. Such person shall be responsible for removal of the sign.

9. All signs, except advertising signs, must be placed ten (10) feet from any right-of-way or property line.
  10. Portable signs including, but not limited to, hot air or gas filled balloons or semi-truck umbrellas used for advertising, signs with wheels removed, attached temporarily or permanently to the ground, structure or other signs, mounted on a vehicle for advertising purposes, parking and visible from the public-right-of-way, (except signs identifying the related business when the vehicle is being used in the normal day-to-day operations of that business), are not permitted.
  11. All signs shall be kept in good repair and the area around the sign shall be kept free from debris, bushes and high grass or weeds. In any case where a sign is not so maintained, the Zoning Administrator shall give written notice to the property owner and/or lessee thereof to so maintain the sign or to remove the sign. Signs that have become obsolete because of the discontinuance of the business, activity, or service that the sign advertises, shall be removed.
  12. Commercial vehicles or other vehicles with signage attached shall not be parked in such a way where the primary purpose and function of the vehicle is to serve as an advertising billboard.
  13. Freestanding community identification signs are permitted in any zone in the Township subject to approval of the Town Board after review by the Planning Commission. Such sign must be related to Athens Township.
- (b) Signs Permitted in Commercial Districts: The following regulations apply to signs in the commercial districts:
1. Construction or placement of a commercial sign(s) shall require a sign permit.
  2. Advertising signs (billboards) shall be permitted in the B Business Districts, subject to the following regulations:
    - a. Advertising signs along State Highways must be placed a minimum of 1,000 feet from any at-grade public road intersection with any trunk highway and may not be placed within 1,000 feet of an interchange of an Interstate Highway, picnic area, rest area, or park or within three hundred (300) feet of a church or school.

- b. No advertising sign shall be closer than fifty (50) feet to any property line or right-of-way line.
  - c. No advertising sign shall be erected closer than one thousand (1,000) feet to another such sign on the same side of the road.
  - d. Advertising signs shall not exceed five hundred (500) square feet in area or twenty-five (25) feet in height as measured perpendicularly from the height of the highest point of the sign structure to the grade level directly below the sign. Existing grade may not be altered for the purpose of increasing sign height.
  - e. An annual permit is required for the placement of an advertising sign. The fee for such permit shall be established by the Town Board.
- (d) Signs Permitted in an Agriculture/Residential District. The following signs are permitted in an agricultural district:
- 1. Those related to residential use of the property as indicated in subpart (b) of this section.
  - 2. Crop demonstration signs, farm market signs or signs related to agricultural products, subject to the following:
    - a. Such signs shall not exceed sixteen (16) square feet in area or be more than four (4) feet by four (4) feet.
    - b. No such sign shall be constructed to have more than two (2) sides.
  - 3. Nameplate signs.
    - a. One nameplate sign for each occupied building not to exceed two (2) square feet in area per surface, and no sign shall be so constructed as to have more than two (2) surfaces.
    - b. One nameplate sign for each permitted non-residential use or use by conditional or interim use permit. Such sign shall not exceed twelve (12) square feet in area per surface and no sign shall be so constructed as to have more than two (2) sides.
- (e) Sign Removal.
- 1. The applicant for a sign permit shall be deemed the owner and thus be responsible for the removal of the sign within thirty (30) days of its discontinued use as determined, or for the removal of a sign which is

structurally unsafe or in disrepair as determined by the Zoning Administrator.

2. Signs not so removed by the owner will be removed by the Township at the owner's expense.

(f) Community Signs.<sup>7</sup>

1. For purposes of this section, community sign shall mean signs erected with the purpose of identifying and promoting the community.
2. Community signs shall be permitted in all districts subject to the following:
  - a. The design shall be approved by the Town Board.
  - b. The sign shall be owned and maintained by the Township.
  - c. This sign shall be set back at least ten feet (10') from any property line and fifteen feet (15') from any road right-of-way.
  - d. The community sign shall not exceed sixty (60) square feet in area (each side).

Section 20-112. **Off-Street Parking**.

(a) General Provisions.

1. Under no circumstances shall required parking facilities accessory to residential structures be used for the parking of automobiles belonging to the employees, owners, tenants, or customers of nearby business or manufacturing establishments.
2. Required off-street parking spaces shall not be utilized for open storage of goods or for the storage of vehicles that are inoperable or for sale or rent.
3. In no event shall the combination of off-street parking space, structures of any type, driveways, or other features result in impervious surface of more than seventy-five percent (75%) of the parcel.

(b) Location Requirements. All off-street parking facilities required herein shall be located in respect to the following:

1. Spaces accessory to one family, two family and multiple family dwellings must be located on the same lot as the principal use served.

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<sup>7</sup> Amended to include this provision on April 6, 2009.

2. There shall be no off-street parking space within ten (10) feet of any road right-of-way.
3. No off-street open parking area containing more than four (4) parking spaces shall be located closer than fifteen (15) feet from an adjacent lot zoned or used for residential purposes.
4. Commercial off-street parking spaces shall not be less than ten (10) feet from a property line.

(c) Design Requirements.

1. Each parking space shall contain a minimum area of not less than three hundred (300) square feet, including access driveways, a width of not less than nine (9) feet and a length of not less than twenty (20) feet.
2. Parking areas shall be designed so as to provide adequate means of access to public streets. Such driveway access shall not exceed thirty (30) feet in width. Driveway access in a commercial area shall be a minimum of thirty-six (36) feet in width.
3. All of the area intended to be utilized for parking space and driveways shall be surfaced with a material that controls dust and drainage. Parking areas for less than three (3) vehicles shall be exempt. Plans for surfacing and drainage shall be subject to approval of the Town Engineer.
4. In the commercial district, parking and driveways shall be surfaced with bituminous or concrete material.
5. All lighting used to illuminate an off-street parking area shall be so arranged as to reflect the light away from the adjoining property and right-of-way.
6. All off-street parking spaces shall have access from driveways and not directly off the public street.

(d) Loading Spaces. All loading spaces shall be sufficient to meet the requirements of each use and shall provide adequate space for storage and maneuvering of vehicles they are designed to serve.

(e) Computing Requirements. In computing the number of such parking spaces, the following rules shall govern:

1. Floor space shall mean the gross floor area of the specific use.

2. Where fractional spaces result, the parking spaces required shall be construed to the nearest whole number.
3. The parking space requirement for a use not specifically mentioned herein shall be the same as required for a use of a similar nature, as determined by the Planning Commission and Town Board.

(f) Buffer Fences and Planting Screens. On-site parking and loading areas near or abutting Shoreland or Residential Districts shall be screened by a buffer fence of adequate design or a planting buffer screen. Plans for such screening shall be submitted for approval as part of the required site plan and such fence or landscaping shall be installed as part of the initial construction.

(g) Required Number of On-Site Parking Spaces. On-site parking areas of sufficient size to provide parking for patrons, customers, suppliers, visitors and employees shall be provided on the premises of each use. The chart below indicates the minimum number of required parking spaces for each use:

TYPE OF USE	NUMBER OF REQUIRED ON-SITE PARKING SPACES
Residential Dwelling	Two (2) spaces
Multiple Family Dwelling	One and one-half (1 ½) spaces per unit
Churches, Assembly or Exhibition Halls, Auditorium, Theater or Sports Area	One (1) space for each four (4) seats, based upon design capacity
Golf course, golf clubhouse, country club, swimming club, tennis club, public swimming pool	Twenty (20) spaces, plus one (1) square for each five hundred (500) square feet of principal building floor area
Automobile Service Station	Four (4) spaces, plus two (2) spaces for each service stall
Auto sales, trailer sales, marine and boat sales, implement sales, garden supply store, building material sales, auto repair	One (1) space for each five hundred (500) square feet of floor area
Bowling alley	Five (5) spaces for each bowling lane
Drive-in restaurant	Twenty (20) spaces or one (1) space for each twenty (20) square feet of floor area, whichever is greater
Motel or motor hotel	One (1) space for each rental room or suite
Restaurant, café, night club, tavern or bar, retail stores and service establishments	One (1) space for each one hundred (100) square feet of floor area
Research, experimental or testing stations	One (1) space for each employee on the major shift or one (1) space for each two thousand (2000) square feet of floor area, whichever is greater, plus one (1) space for each company motor vehicle when customarily kept on the premises.
Storage, wholesale, or warehouse	One (1) space for each two (2) employees

establishments	on the major shift or one (1) space for each one thousand (1,000) square feet of gross floor area within the building, whichever is greater, plus one (1) space for each company vehicle when customarily kept on the premises.
Manufacturing or processing plant	One (1) space for each two (2) employees on the major shift or one (1) space for each one thousand (1,000) square feet of gross floor area within the building, whichever is greater, plus one (1) space for each company vehicle when customarily kept on the premises.

Section 20-113. **Individual Sewage Disposal Systems (ISTS).**

- (a) All ISTS sewage and water systems hereafter constructed or altered shall conform with the provisions of Minnesota Rules, Chapter 7080, as amended.
- (b) Permits. No person, firm, or corporation shall install, alter, repair, or extend any individual sewage disposal systems in the Township without first obtaining a permit from the Township.

Section 20-114. **Water Systems.**

Individual wells shall be constructed and maintained as required by standards and specifications as established by the Minnesota Department of Health.

Section 20-115. **Mining and Extraction.**

- (a) Permit Review.
  - 1. A conditional use permit shall be required for all mining operations.
  - 2. Persons requesting a mining permit shall submit such fee as established by the Town Board to the Township Zoning Administrator, together with all information required in this Section. The owner shall provide three (3) copies of the required information.
  - 3. If the request is denied, no reapplication shall be made for a period of six (6) months.
- (b) Information Required. The following information shall be provided by the person requesting the permit:
  - 1. Name and address of person requesting the mining permit.

2. The exact legal property description and acreage of the area to be mined.
  3. A soil erosion and sediment control plan.
  4. A plan for dust and noise control.
  5. A full and adequate description of all phases of the proposed operation to include an estimate of the mining operation, and approximate amount to be mined.
  6. Any other information requested by the Zoning Administrator or Town Board.
  7. A restoration plan.
- (c) Renewal of Mining Permits. Renewal requires an update of all information as required in this section for the initial permit.
- (d) Use Restrictions.
1. The crushing, washing, refining or processing, other than the initial removal of material, shall be considered a separate Conditional Use.
  2. In some quarries, the production or manufacturing of veneer stone, sills, lintels, cut flagstone, hearthstones, paving stone and similar architectural or structural stone, and the storing or stockpiling of such products on the site, shall be considered a separate Conditional Use.
  3. The manufacturing of concrete building blocks or other similar blocks, the production or manufacture of lime products, the production of ready-mixed concrete and any similar production or manufacturing processes that might be related to the mining operation, shall be considered a separate Conditional Use.
- (e) Performance Standards.
1. General Provisions.
    - a. Weeds and any other unsightly or noxious vegetation shall be cut or trimmed around buildings or structures as may be necessary to preserve a reasonably neat appearance and to prevent seeding an adjoining property.
    - b. All equipment used for mining operations shall be constructed, maintained and operated in such a manner as to minimize, as far as is

practicable, noises and vibrations which are injurious or substantially annoying to persons living in the vicinity.

2. Water Resources.
  - a. The mining operation shall not interfere with surface water drainage beyond the boundaries of the mining operation. The mining operation shall not adversely affect the quality of surface or subsurface water resources.
  - b. Surface water originating outside and passing through the mining site shall, at its point of departure from the mining site, be of equal quality to the water at the point where it enters the mining site.
  - c. The mining operation shall perform any water treatment necessary to comply with this provision.
3. Safety Fencing. Any mining operation adjacent to a residential zone, or within three hundred (300) feet of two (2) or more residential structures, shall be bound by the following standards:
  - a. Where collections of water occur that are one and one-half (1 ½) feet or more in depth existing for any period of at least one (1) month, and occupy an area of seven hundred (700) square feet or more, all access to such collections of water shall be barred by a fence or some similarly effective barrier such as a snow fence at least four (4) feet in height.
  - b. In locations where slopes occur that are steeper than one (1) foot vertical to three (3) feet horizontal existing for a period of one (1) month or more, access to such slopes shall be barred by a fence or some similarly effective barrier such as a snow fence at least four (4) feet in height.
4. Mining Access Roads. The location of the intersection of mining access roads with any public roads shall be selected such that traffic on the access roads will have a sufficient distance on the public road in view so that any turns onto the public road can be completed with a margin of safety. Mining access roads require approval of the Town Board.
5. Screening Barrier. Existing trees and ground cover along public road frontage shall be preserved, maintained (and supplemented), for the depth of the roadside setback, except where traffic safety requires cutting and trimming.
6. Setbacks.

- a. Processing of minerals (stationary equipment) shall not be conducted closer than one hundred (100) feet to the property line, nor closer than five hundred (500) feet to any residential or commercial structures located prior to commencement of processing operations, without the written consent of all owners and residents of said structures.
  - b. Mining operations shall not be conducted closer than thirty (30) feet to the boundary of any zone where such operations are not permitted, nor shall such production or processing be conducted closer than one hundred (100) feet to the boundary of an adjoining property line, unless the written consent of the owner in fee of such adjoining property is first secured in writing and the restoration plan provides sufficient protection.
  - c. Mining operations shall not be conducted closer than thirty (30) feet to the right-of-way line of any existing or platted street, road or highway, except that excavating may be conducted within such limits in order to reduce the elevation (i.e., slope and vegetation) thereof in conformity to the existing or platted street, road, or highway.
7. Appearance. All buildings, structures and plants used for the production or processing of sand and gravel shall be maintained in such a manner as is practicable, and according to acceptable industrial practice as to assure that such buildings, structures and plants will not become dangerously dilapidated. For purposes of this section, “plant” shall mean a building used for the mining operation.
  8. Dust and Dirt. All equipment used for mining operations shall be constructed, maintained and operated in such a manner as to minimize, as far as is practicable, dust conditions that are injurious or substantially annoying to persons living in the vicinity. All access roads from mining operations to public highways, roads, or streets, or to adjoining property, shall be maintained to minimize dust conditions.
  9. Additional Standards. The governing body may impose additional performance standards as part of the Conditional Use Permit. An example of this would be the repair and maintenance of access roads that are Township roads.
- (f) Land Rehabilitation. All mining sites shall be rehabilitated immediately after mining operations cease. Rehabilitation shall be completed within one (1) year. The following standards shall apply:
1. Within a period of three (3) months after the termination of a mining operation, or within three (3) months after abandonment of such operation

for a period of six (6) months, or within three (3) months after expiration of a mining permit, all buildings, structures and plants incidental to such operation shall be dismantled and removed by, and at the expense of, the mining operator last operating such buildings, structures and plants or by, and at the expense, of the landowner. A conditional use permit may be granted for those buildings, structures, machinery and plants required to process previously mined materials stored on the site. Such permit may apply for only one (1) year, after which said buildings, structures, machinery and plants shall be removed. For purposes of this section, "plant" shall mean a building used for the mining operation.

2. The peaks and depressions of the area shall be graded and backfilled to a surface which will result in a gently rolling topography in substantial conformity to the land area immediately surrounding, and which will minimize erosion due to rainfall. No finished slope shall exceed eighteen (18) percent in grade.
3. Reclaimed areas shall be surfaced with soil of a quality at least equal to the topsoil of immediate surrounding land areas, and to a depth of at least three (3) inches. Such required topsoil shall be planted with legumes and grasses. Trees and shrubs may also be planted, but not as a substitute for legumes and grasses. Such planting shall be designed to adequately retard soil erosion.

Excavations completed to a water producing depth need not be backfilled if the water depth is at least ten (10) feet, and if banks are sloped to the water line at a slope no greater than twelve percent (12%).

The finished grade shall be such that it will not adversely affect the surrounding land or future development of the site upon which mining operations have been conducted. The finished plan shall restore the mining site to a condition whereby it can be utilized for the type of land use proposed to occupy the site after mining operations cease.

Section 20-116. **Motor Fuel Stations.**

(a) **General Provisions.**

1. For architectural purposes, each side of a motor fuel station shall be considered as a front face.
2. The storage of items for sale outside the principal building shall require a conditional use permit.
3. All trash, waste materials, and obsolete parts shall be stored within a separate enclosure.

4. All goods for sale, other than those required for the operation and maintenance of motor vehicles, shall be displayed within the principal structure.
5. Open dead storage of motor vehicles shall not be permitted for a period of more than forty-eight (48) hours.

(b) Site Requirements.

1. Whenever a motor fuel station abuts residential property, a fence or compact evergreen hedge not less than 50 percent (50%) opaque and not less than six (6) feet high, shall be erected and maintained along the side and rear property line that abuts the residential property. Application of this provision shall not require a fence within fifteen (15) feet of any street right-of-way.
2. The entire motor fuel station site other than the part devoted to landscaping and structure, shall be maintained and operated in such a manner as to minimize, as far as is practicable, conditions that are injurious or substantially annoying to persons living in the vicinity.
3. Driveways shall not exceed thirty-six (36) feet in width, nor be spaced closer than thirty (30) feet apart measured at the property line. No more than two (2) access drives to any street shall be permitted.

(c) Setbacks.

1. Setbacks. The following setbacks apply to motor fuel stations:

	Lot Width	Front Yard	Adjacent to Another Lot	Adjacent to Street	Rear Yard	Pump Setback
Motor Fuel Station	200 feet	70 feet	30 feet	70 feet	30 feet	30 feet
Truck Stop	200 feet	80 feet	60 feet	80 feet	60 feet	30 feet

2. Canopies. The setback of any overhead canopy or weather protection, free standing or projecting from the station structure, shall be not less than ten (10) feet from the street right-of-way, nor less than twenty (20) feet from an adjacent property line.

Section 20-117. Essential Services.

- (a) Essential services are permitted uses in all zoning districts and are not subject to height, yard, setback requirements, or permits or certificates of any kind, except as required by the provisions of this section.
- (b) Public utility buildings shall be permitted uses in all zoning districts, except that a conditional use permit shall be required before construction in any residential district.
- (c) Since some essential services, as defined by this Chapter, may have an effect upon township recreation and wildlife areas, the location of all such essential services in any zoning district shall be filed with the Zoning Administrator prior to commencement of any construction by the applicant.
- (d) Except as otherwise provided herein, essential services not located within highway and street rights-of-way shall follow the following procedure:
  - 1. A site permit is required for all construction of facilities for essential services.
  - 2. The applicant shall file with the Zoning Administrator maps indicating the location, alignment, and type of service proposed.
  - 3. The Zoning Administrator shall review the location and alignment to determine whether the proposed services encroach upon recreation or wildlife areas, and, if there is no encroachment, will indicate as such on the application. If there is encroachment, plans for mitigation of the encroachment must be submitted.
  - 4. The Zoning Administrator will furnish the applicant with information as to land use that may be of assistance to the applicant in the development of the proposed service.
- (e) The applicant for a permit for essential services located within the Township road rights-of-way shall follow the following procedure:
  - 1. The applicant shall file with the Zoning Administrator, on forms provided by the Town, an application for such permit accompanied by maps indicated the location, alignment and type of service proposed.
  - 2. The application and accompanying data shall be reviewed by the Town, and the Town may issue the permit after determining that the application is acceptable and in the best interest of the Township.
  - 3. The Town may require in conjunction with the issuance of such permit that:

- a. The applicant submit as-built drawings of the essential service after construction.
- b. The applicant constructing the essential service shall take into consideration contemplated widening, regarding, or relocation of a Township road, providing the Township owns such additional right-of-way.
- (f) No filing shall be necessary to maintain, reconstruct, or relocate existing lines or facilities where the general line and location thereof remain essentially the same. Nor shall any filing be necessary for electric lines unless the voltage is in excess of 35 KV. Emergency work otherwise requiring a permit or filing may be accomplished provided such filings are made as soon thereafter as possible.
- (g) The Township may require a franchise fee as it deems necessary.

Section 20-118. **Manufactured Home Parks.**

- (a) Minimum Park Size. The minimum size for a manufactured home park shall be ten (10) acres.
- (b) Storm Shelters. Every new manufactured home park constructed in the Town shall provide for a storm shelter for the protection of residents of the park. When additions to the capacity of a park are approved, the storm shelter capacity shall also be increased to provide shelter equal to the projected population of the entire park. Storm shelters may be multi-purpose and may be used day-to-day as utility rooms, recreation areas or other uses, so long as the area is readily accessible to the residents of the park. All storm shelters shall be constructed to withstand wind pressure as required by the applicable section of the Minnesota Building Code.
- (c) Minimum Lot Size. The minimum lot size per homesite shall be 6,000 square feet.
- (d) Off-Street Parking. All home sites must have a minimum of two (2) 9 feet by 20 feet off-street parking spaces.
- (e) Streets. All public access streets shall have a minimum width of thirty (30) feet. Streets and parking areas shall have a bituminous surface.
- (f) Setbacks. Each homesite shall have a minimum front yard setback of twenty (20) feet, a minimum side yard setback of ten (10) feet and a minimum rear yard setback of ten (10) feet.

- (g) Temporary Residence. In no event shall a travel or camp trailer be permitted for occupancy in a manufactured home park.
- (h) Procedure for Approval. Before construction of a manufactured home park, the following procedure shall be followed:
1. Pre-Application Meeting. Prior to the preparation of a site plan for the manufactured home park, the owner may meet with the Athens Township Planning Commission, the Zoning Administrator, and other appropriate officials in order to be made fully aware of all applicable ordinances, regulations and plans for the area to be developed.
  2. Submission of Site Plan. After the pre-application meeting, the owner shall file with the Zoning Administrator five (5) copies of the proposed site plan, including drainage plans, utility plans for wastewater and stormwater disposal, and landscaping plans, and a fee as set forth by separate action of the Town Board. Any additional expenses incurred by the Town for review of the site plan shall be borne by the owner/applicant.

The proposed site plan, in conjunction with any other necessary approvals for the project, will be forwarded to the Planning Commission for review and recommendation to the Town Board. The Town Board will review and either approve or deny the site plan.

3. Financial Guarantee. The owner/applicant shall furnish to the Town an escrow deposit, or, in lieu thereof, a bank letter of credit to guarantee installation of all improvements, including landscaping.
4. Streets. All streets contained in the park must be privately owned and maintained. All private streets shall be paved and must be twenty-two (22) feet in width.

Section 20-119. **Field Windbreak**.

- (a) No person shall remove or destroy any field windbreak or pine plantation, nor remove trees or stumps remaining after a field windbreak or pine plantation is destroyed by natural causes or any cause, in any zoning district of the Township, without first making an application for and obtaining a conditional use permit.

No such permit shall be issued unless the land owner has entered into a contractual restrictive covenant providing for the implementation of an alternate erosion control plan meeting the standards of the CFSA (County Farm Service Agency) and approved by the Town Board. No permit shall be required for the normal harvest of trees planted for harvesting, for ornamental

or decorative purposes, or for the normal and accessory thinning of trees in a field windbreak or pine plantation.

Section 20-120. **Adult Uses.**

(a) Purpose. The nature of adult uses is such that they are recognized as having adverse characteristics, particularly when they are accessible to minors and are located near residential property or related residential uses such as schools, daycare centers, libraries or parks. The nature of adult uses requires that they not be allowed within certain zoning districts, or within minimum distances from each other or residential uses. Special regulation of adult uses is necessary to ensure that the adverse secondary effects would not contribute or enhance criminal activity in the area of such uses nor will it contribute to the blighting or downgrading of the surrounding property and lessening of its value.

(b) General Regulations.

1. Setbacks. Adult uses shall be located at least five hundred (500) radial feet, as measured in a straight line from the closest point of the property line upon which the adult use is located to the property line of:
  - a. A residence.
  - b. A licensed daycare center.
  - c. A public or private educational facility classified as an elementary, junior high, middle, or senior high school.
  - d. A public library.
  - e. A public park.
  - f. Another adult use.
  - g. An on-sale liquor establishment.
  - h. A church or religious facility.
2. Signs. Adult uses shall adhere to the following sign regulations:
  - a. Sign messages shall be generic in nature and shall only identify the type of business that is being conducted;
  - b. Signs shall not contain material classified as advertising; and

- c. Signs shall comply with the requirements of size and number for the district in which they are located.
  3. Prohibited Adult Use Activities.
    - a. Activities classified as obscene as defined by Minn. Stat. § 617.241 are prohibited.
    - b. Adult use activities shall be prohibited at any public show, movie, caravan, circus, carnival, theatrical, or other performance or exhibition presented to the general public where minors are permitted.
    - c. Adult uses shall be prohibited from locating in any building that is also utilized for residential purposes.
    - d. Adult uses shall be prohibited from locating in any place that is also used to dispense or consume alcoholic beverages.
    - e. Adult uses shall be prohibited if not conducted within an enclosed structure.
    - f. Adult entertainment establishments, as defined and regulated by M.S. 617.242, as amended, shall not be allowed according to the statutory language of M.S. 617.242, Subd. 3.
    - g. Consistent with Isanti County zoning regulations, adult uses, other than adult use-accessory, are not permitted within the township unless located in an industrial district.
  4. Access to Minors. Adult use facilities shall restrict from and prohibit access to minors by the physical separation of such items from areas of general public access as follows:
    - a. Movie Rentals. Display areas shall be restricted from general view and shall be located within a separate room, the access of which is in clear view and under the control of the persons responsible for the operation.
    - b. Magazines. Publications classified or qualifying as adult uses shall not be accessible to minors and shall be covered with a wrapper or other means to prevent display of any material other than the publication title.
  5. Adult Uses not Specified. Adult uses not specifically cited shall comply with the intent of this section subject to the approval of the Zoning Administrator.

Section 20-121 thru 20-125. **Reserved.**