

ORDINANCE NO. 03-2024

CITY OF AFTON

AN ORDINANCE AMENDING SECTION 153.113 OF THE CITY
CODE REGARDING HOME OCCUPATIONS TO ALLOW
LIMITED RETAIL SALES OF FOOD ITEMS ALLOWED UNDER
THE STATE COTTAGE FOOD LAW

THE CITY COUNCIL OF THE CITY OF AFTON, MINNESOTA DOES HEREBY ORDAIN:

The following sections of the Afton Code of Ordinances shall be amended by adding the **bold and underlined** language.

§ 153.113 HOME OCCUPATIONS.

Requirements for home occupations are as follows.

(A) There shall be no outward indication that the residence is anything other than a single-family residential dwelling unit.

(B) Each permitted home occupation must be conducted within the principal dwelling unit and shall not be conducted in an accessory building.

(C) No exterior storage of equipment or materials used in a home occupation shall be permitted.

(D) Uses which are otherwise permitted by conditional use permit or administrative permit shall not be considered home occupations but shall be subject to the requirements of § 153.053 of this code.

(E) No home occupation shall be permitted that creates the need for more than three parking spaces at any given time in addition to the parking spaces required by the occupants.

(F) There shall be no signage visible from outside the dwelling other than those otherwise permitted in the zoning district in which the dwelling is located.

(G) The home occupation shall not produce light, glare, noise, fumes, smoke, dust, heat, odors or vibration detectable to the normal senses off the property, or traffic. Pollutants and toxic wastes of any nature are not allowed.

(H) No equipment shall be permitted to be used in the home occupation, which may create electromagnetic interference to surrounding property.

(I) There shall be no retail sales of goods allowed as part of any home occupation, **with the exception of limited retail sales of food items as allowed under the Cottage Food law, if the sales are under the Tier 1 sales cap of the Cottage Food law, the individual is registered for cottage food sales, and an administrative permit is obtained from the City for the Cottage Food sales.**

1) **The individual shall provide documentation of the initial cottage food registration, as well as documentation of each annual renewal of the registration.**

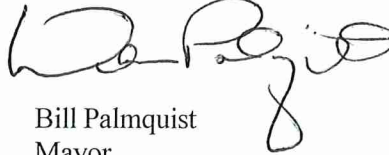
2) **The administrative permit may be revoked if the cottage food use does not meet City Code requirements or the Cottage Food law requirements.**

(J) Any interior or exterior alterations resulting from home occupations shall be prohibited, except those customarily found in a single-family dwelling.

This Ordinance shall be in full force and effect upon passage by the City Council.

Adopted this 18th day of June, 2024, by the City of Afton City Council.

CITY OF AFTON



Bill Palmquist
Mayor

Attest:



Ron Moorse
City
Administrator