



Planning & Development Division
Planning & Economic Development Department

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File Number	PL 21-028		Contact	Kyle Deming, kdeming@duluthmn.gov	
Type	Interim Use Permit – Vacation Dwelling Unit		Planning Commission Date	April 13, 2021	
Deadline for Action	Application Date	March 9, 2021	60 Days	May 8, 2021	
	Date Extension Letter Mailed	March 24, 2021	120 Days	July 7, 2021	
Location of Subject	4931 E. Superior St. (Lakeside-Lester Park)				
Applicant	Endion Land Co. LLC		Contact		
Agent	Heirloom Property Management		Contact	Michael Schraepfer	
Legal Description	Lots 7 and 8, except RY R of Way, Block 70, London Addition (PID 010-3030-00100)				
Site Visit Date	March 31, 2021		Sign Notice Date	March 30, 2021	
Neighbor Letter Date	April 1, 2021		Number of Letters Sent	19	

Proposal

Applicant proposes to use a three-bedroom home as a vacation dwelling unit with no off-street parking, with a maximum of 7 occupants. The proposed vacation dwelling is located in the F-2 Form District.

Recommended Action: Staff recommends that Planning Commission recommend approval.

	Current Zoning	Existing Land Use	Future Land Use Map Designation
Subject	F-2 Low-Rise Neighborhood Mix	Residential	Traditional Neighborhood
North	P-1 Park	Park	Open Space
South	R-1	Superior St. and trail	Traditional Neighborhood
East	MU-N	Residential	Traditional Neighborhood
West	F-2 Low-Rise Neighborhood Mix	Residential and church	Traditional Neighborhood

Summary of Code Requirements:

UDC Section 50-19.8. Permitted Use Table. A Vacation Dwelling Unit is an Interim Use in the F-2 zone district.

UDC Sec. 50-37.10.E . . . the Council shall only approve an interim use permit, or approve it with conditions, if it determines that: 1. A time limit is needed to protect the public health, safety and welfare from potential longer term impacts of the requested use in that location . . .; 2. The applicant agrees to sign a development agreement with the city. 3. No more than 60 permits may be issued for either vacation dwelling units or accessory vacation dwelling units. Permits issued for vacation dwelling units or accessory vacation dwelling units in any form district shall not be counted against the maximum number of permits that may be issued, 4. Except for properties within the Higher Education Overlay District as identified in 50-18.5, the minimum rental period and off-street parking requirements of 50-20.3.U and 50-20.5.M shall not apply for vacation dwelling units or accessory vacation dwelling units in form districts.

Comprehensive Plan Governing Principle and/or Policies and Current History (if applicable):

Governing Principle #8 - Encourage mix of activities, uses, and densities. Project is a reuse of a dwelling in a commercial corridor (zoned F-2) for a tourism-oriented use. The surrounding area include a church, businesses, a park and dwellings.

- Econ. Dev. Policy #3 - Build on Existing Economic Strengths & Competitive Advantages
S9: Encourage expansion of the city’s tourism economy through efforts to expand in areas of current activity, such as in Canal Park, but also through marketing and investment in destination neighborhoods and iconic tourism experiences unique to Duluth.

Future Land Use– Traditional Neighborhood: Characterized by grid or connected street pattern, houses oriented with shorter dimension to the street and detached garages, some with alleys. Limited commercial, schools, churches, and home businesses. Parks and open space areas are scattered through or adjacent to the neighborhood. Includes many of Duluth’s older neighborhoods, infill projects, neighborhood extensions, and new traditional neighborhood areas.

History: The structure was built in 1911.

Review and Discussion Items:

1. Applicant’s property most recently was an office related to the neighboring St. Michael’s Church. Originally, it was a three-bedroom house.
2. Applicant is proposing a 3-bedrom vacation dwelling unit allowing up to 7 guests for stays of a minimum of 2 nights.
3. There are no off-street parking spaces on the applicant’s 4,897 sq. ft. property and none are required due to the F-2 zoning of the property. The applicant finds the available on-street parking sufficient due to the park occupying the entire block across the street rather than homes that would compete for on-street parking spaces.
4. Applicant has indicated guests will not bring campers or trailers to the property.
5. As there is limited yard space and only a small balcony on the Pitt St. side of the house, the applicant does not expect much use of the property’s exterior spaces. No exterior amenities are to be provided except additional landscaping shown on the attached Landscape Screening Plan.
6. Applicant has indicated that Heirloom Property Management will manage the property and that they will contact the owners of all properties within 100 feet of the subject property to provide the manager’s contact info. Applicant has begun the process of talking with these landowners.
7. A time limit on this Interim Use Permit (“IUP”) is needed to minimize negative impacts to surrounding residential uses thereby causing damage to the public's health, safety and welfare. Section 50-20.3.U.7 states the IUP shall expire upon change in ownership of the property or in six years, whichever occurs first.
8. Applicant must comply with items listed in the Vacation Dwelling Unit Worksheet (included with staff report) and provide to guests information about City rules found on the handout provided to the applicant titled "Selected City Ordinances on Parking, Parks, Pets, and Noise."
9. No comments from citizens, City staff, or any other entity were received regarding the application.

Staff Recommendation:

Based on the above findings, Staff recommends that Planning Commission recommend to the City Council approval subject to the following:

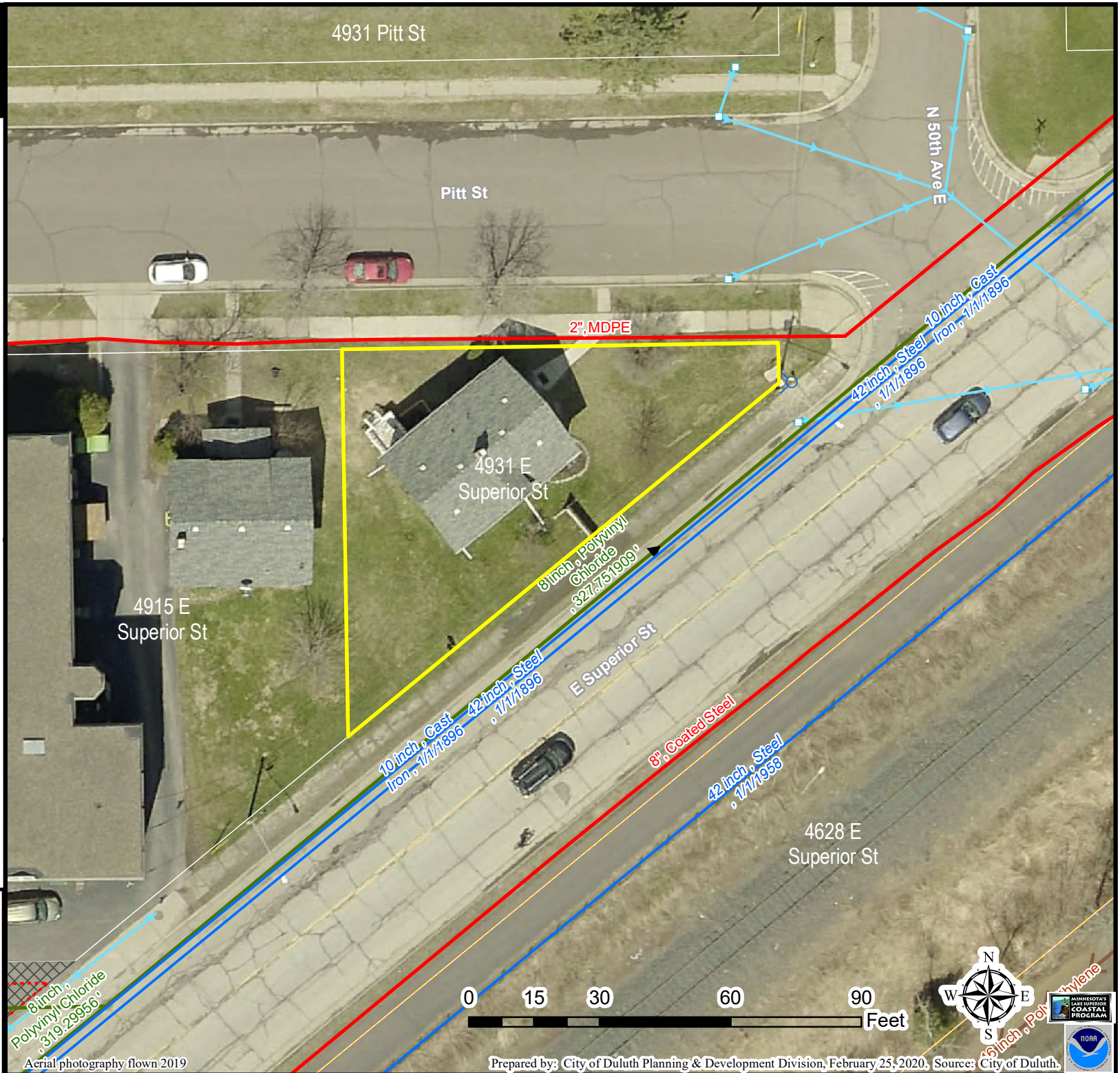
1. The Interim Use Permit shall not be effective until the applicant has obtained all required licenses and permits for operation.
2. The applicant install the landscaping shown on the Landscape Screening Plan.
3. Any alterations to the approved plans that do not alter major elements of the plan may be approved by the Land Use Supervisor without further Planning Commission review; however, no such administration approval shall constitute a variance from the provisions of Chapter 50.



PL 21-028
Interim Use Permit
4931 E Superior St

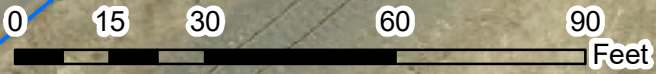
Legend

- Gas Main
- Water Main
- Hydrant
- Sanitary Sewer Mains
 - CITY OF DULUTH
 - WLSSD; PRIVATE
- Sanitary Sewer Forced Main
- Storage Basin
- Pump Station
- Storm Sewer Mains
 - Storm Sewer Pipe
 - Storm Sewer Catch Basin
 - Vacated ROW
- Easement Type
 - Utility Easement
 - Other Easement



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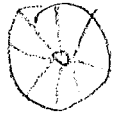
Aerial photography flown 2019



Landscape Screening Plan - 4931 F Superior St., Duluth MN



Landscape Shrub



Landscape Tree

PLAT NAME: LONDON
ADDITION TO DULUTH

BLOCK: 070

DESCRIPTION: LOTS 7 AND 8
EX RY R OF WAY

ZONING: F-2

PITT STREET

101'-2"

REGRADE AND POUR
NEW SIDEWALK TO
APPROACH FRONT
STOOP

EXISTING
SIDEWALK

NEW
FRONT
STOOP

4931 E. SUPERIOR STREET

4924 PITT STREET

90'-3"

N

129'-4"

E. SUPERIOR STREET

1 SITE PLAN
TITLE 1" = 20'-0"