



RESIDENTIAL BEE PERMIT APPLICATION

LICENSE FEE \$25.00

Site Address for Apiary/Bees _____

Site Acreage _____ Number of Colonies _____

The above referenced property's Homeowners Association rules, if any, do not prohibit the keeping of bees on the property (please initial)

Yes _____ No _____ Not Applicable _____

Applicant Information

Name _____ Phone Number _____

Address _____

City _____ State _____ Zip _____

Email Address _____

Sale of Honey

a. I intend to sell honey produced on-site from my home. Yes _____ No _____

b. If I intend to sell site-produced honey from my home, then I have read and understand City Code Section 95.72, Subd. 6. [See attached Ordinance 08-100] (If you answered yes to the statement above, please initial here.) _____

Bee Keeping Training

Please explain how you meet the beekeeping training requirement. Also, attach a copy of your certificate of completion or other applicable documentation.

THE FOLLOWING MUST BE SUBMITTED WITH THE BEE LICENSE APPLICATION

Please submit a scaled sketch with the proposed improvements for your chickens. This sketch should include:

- Location and size of your house
- Your lot lines
- Location, size and type of all structures for the keeping of bees
- Setbacks of apiary

_____ I understand that the City will send notices of my permit application to all neighbors within 150 feet of my property lines. If no written objections are received by the City within 10 days of mailing, the permit may be issued. If any written objections are received within that time period, the City Council must review the permit application for approval.

_____ I have read and I understand the conditions under which I may keep bees, as set forth in this application and City Code Section 96.70 *et seq.* I agree to abide by these conditions. Failure to abide by these conditions will result in cancellation of the permit.

Applicant Signature

Date

Applicant Printed Name

OFFICE USE ONLY

Number of colonies: _____

Notices mailed on: _____

Permit Fee Paid: Yes _____ No _____

Objections received: Yes _____ No _____

Permit Approved: Yes _____ No _____

Permit valid until: _____

Signature: _____



Property and Apiary Diagram

Please supply a scaled sketch of your property and apiary. (See example on next page)

The sketch must include:

- Location of house and surrounding buildings
- Your lot lines
- Location, size and type of all structures for the keeping of bees
- Setbacks of apiary
- Location of required water source

Colonies must be setback 25 feet from the property line of an adjacent occupied residential lot.

A large, empty rectangular box with a black border, intended for the applicant to draw a scaled sketch of their property and apiary. The box occupies the majority of the lower half of the page.



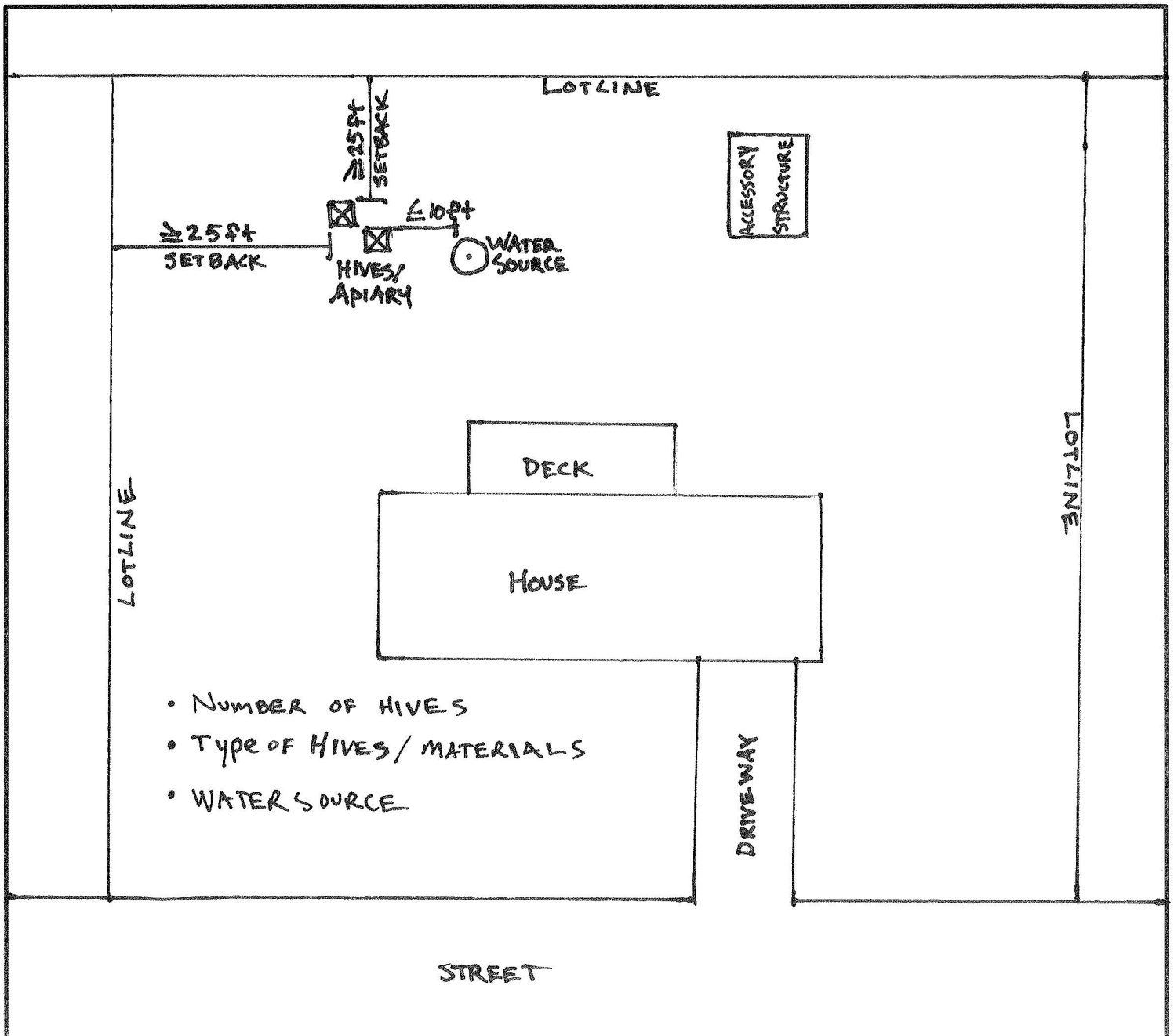
Property and Apiary Diagram Example

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Courtesy Notice

Your neighbors at _____
have submitted a request for a **permit to keep bees** on their property.
The attached permit information provides more details.

If you have questions about the permit request, please contact Adam Bell
at 651-747-3900 or at abell@lakeelmo.org.

If you have an objection to this request, please submit your objection in
writing to Adam Bell. His mail address is 3800 Laverne Ave N, Lake Elmo,
MN 55042; his email address is abell@lakeelmo.org.

Written objections must be received by 4:30 PM on _____ (10 days
after mailing date of this notice). Any written objections received by that
time will be included in the permit review process.

ARTICLE VI. KEEPING OF BEES

Sec. 95.50	Definitions
Sec. 95.51	Purpose of Ordinance
Sec. 95.52	Standards of Practice
Sec. 95.53	Colony Density
Sec. 95.54	Permit Required
Sec. 95.55	Penalty for Violation of Section

§ 95.70 Definitions

The following words and terms shall have meanings ascribed in this section unless the context of their used indicates another usage:

Apiary means the assembly of one or more colonies of bees at a single location.

Beekeeper means a person who owns or has charge of one or more colonies of bees.

Beekeeping equipment means anything used in the operation of an apiary, such as hive bodies, supers, frames, top and bottom boards and extractors.

Colony means an aggregate of bees consisting principally of workers, but having, when perfect, one queen and at times drones, brood, combs, and honey.

Hive means the receptacle inhabited by a colony that is manufactured for that purpose.

Honey bee means all life stages of the common domestic honey bee, *apis mellifera* (African subspecies and Africanized hybrids are not allowed).

Lot means a contiguous parcel of land under common ownership.

§ 95.71 Purpose of Ordinance

The purpose of this section is to establish certain requirements for beekeeping within the city, to avoid issues that might otherwise be associated with beekeeping in populated areas.

1. Compliance with this section shall not be a defense to a proceeding alleging that a given colony constitutes a nuisance, but such compliance may be offered as evidence of the beekeeper's efforts to abate any previous nuisance.

2. Compliance with this section shall not be a defense to a proceeding alleging that a given colony violates applicable ordinances regarding public health, but such compliance may be offered as evidence of the beekeeper's compliance with acceptable standards of practice among hobby beekeepers in the State of Minnesota.

§ 95.72 Standards of Practice

These standards of practice apply only to lots smaller than five (5) acres.

1. Honey bee colonies shall be kept in hives with removable frames, which must be kept in

sound and usable conditions.

2. Each beekeeper must ensure that a convenient source of water is available within ten feet of each colony at all times that the colonies remain active outside the hive.
3. Each beekeeper must ensure that no wax comb or other material that might encourage robbing by other bees that are left upon the grounds of the apiary lot. Such materials once removed from the site shall be handled and stored in sealed containers, or placed within a building or other vermin-proof container.
4. Each beekeeper shall maintain his beekeeping equipment in good condition, including keeping the hived painted if they have been painted but are peeling or flaking, and securing unused equipment from weather, potential theft or vandalism and occupancy by swarms.
5. Honey bee colonies may only be kept on lots three-quarters of an acre or larger.
6. Each beekeeper is allowed to make in person sales of honey from the beekeeper's residence as long as the following standards are met:
 - i. The beekeeper must live on the apiary lot;
 - ii. All honey sold in person on the residential premise must be produced by the beekeeper's hives that are located on the subject residential premise;
 - iii. No products may be sold in person at the residence except honey and honey related products produced from hives on the premise;
 - iv. No outside storage or display of products or merchandise;
 - v. No traffic that is greater than the residential level of the neighborhood;
 - vi. No separate business entrance;
 - vii. All signage must comply with city sign regulations;
 - viii. Not more than 15 percent of the total gross floor area of the residence or 200 square feet, whichever is less is devoted to making, storing, and selling honey;
 - ix. No activity or equipment may be used that creates noise, vibration, glare, fumes, odor, or electric or television interference is permitted if it is detectable by adjacent neighbors; and
 - x. No nonresident employees are permitted.

§ 95.73 Colony Density

1. No person is permitted to keep more than the following numbers of colonies on any lot within the city, based upon the size of the apiary lot:
 - i. Lots three-quarters of one acre or larger but smaller than two and one-half acres: four colonies;
 - ii. Two and one-half acre lot or larger but smaller than five acres: six colonies;
 - iii. Five acres or larger: no restriction.
2. Colonies must be setback 25 feet from the property line of an adjacent occupied residential

lot.

§ 95.74 Permit Required

1. No beekeeping may occur on properties of less than five (5) acres unless the city issues a permit to the beekeeper on that specific property. The permit will be valid for two growing seasons.
2. A beekeeping permit will only be issued if:
 - a. The permit application documents the satisfaction of all applicable items found in Sections 95.70-95.76 of the City Code, and
 - b. Notices have been mailed to all homes within 150 feet of the applicant's property lines.
 - i. If there are objections received within ten days of mailing the notices, then the permit application must be considered by the city council.
 - ii. If there are no objections received within ten days of mailing the notices, then the permit application will be processed by city staff. It will not be referred to the city council for consideration.
3. Permits are non-transferable and do not run with the land.
4. A permit constitutes a limited license granted to the beekeeper by the city and in no way creates a vested zoning right.
5. By signing the permit, the beekeeper acknowledges that he or she shall defend and indemnify the city against any and all claims arising out of keeping the bees on the premises.
6. Beekeeping permit fees shall be as established by the city council.
7. All standards of practice and colony density standards must be met in order to issue a permit.
8. If the standards of practice are not maintained subsequent to issuance of a beekeeping permit, the permit may be revoked by the city.
9. Beekeeping training is required for the beekeeper prior to issuance of an initial beekeeping permit by the city.
 - i. Either provide a certificate of completion from a honeybee keeping course from the University of Minnesota or from Century College;
 - ii. Request consideration for having completed a comparable course from another institution or instructor;
 - iii. Request consideration for substituting equivalent experience for the honeybee keeping course; or

- iv. Provide a letter from a current beekeeping instructor at the University of Minnesota, Century College, or other educational institution offering similar beekeeping courses that states that the permit applicant has gained through other means a substantially similar knowledge base to one that could be gained through appropriate beekeeping courses at the University of Minnesota or Century College.
10. Any beekeeper wishing to make in person sales of honey from their home according to the standards of practice section must so indicate on the annual permit.

§ 95.75. Application.

Any person desiring a permit required under the provisions of this article shall make written application to the city clerk upon a form prescribed by and containing such information as required by the city. Among other things, the application shall contain the following information:

1. A description of the real property upon which it is desired to keep the bees.
2. A site plan of the property showing the location and size of the proposed apiary, the number of hives, setbacks from apiary to property lines and surrounding buildings (including houses and buildings on adjacent lots), and the location, type, and height of any related flyways.
3. Statements that the applicant will at all times keep the bees in accordance with all of the conditions prescribed by the officer, or modification thereof, and that failure to obey such conditions will constitute a violation of the provisions of this article and grounds for cancellation of the permit.
4. Such other and further information as may be required by the officer.

§ 95.76 Penalty for Violation of Section

Any person who shall violate the provisions of this section shall be guilty of a misdemeanor and upon conviction, shall be penalized in accordance with Section 10.99.