The following modifications proposed to the Land Development Manual are to establish a Type III Phase II Conditional Use Permit Process for an Indoor Gun Range.

60.200 DEFINITIONS (Add the following Definitions)

**Alcoholic Beverage** means any beverage containing more than one-half of one percent alcohol by volume.

**Archery Range**: means an area or facility designated or operated primarily for the use of Archery Equipment.

**Archery Equipment**: means the equipment of an archer, bow & arrow, long bow, recurve bow, compound bow or crossbow.

**dB**: means a unit of sound level expressed in decibels (dB)

**Decibel**: means a unit of sound pressure level, abbreviated as dB.

**Firearm**: means a gun, including but not limited to pistols, rifles, and shotguns, that discharges shot or a projectile by means of an explosive, a gas, or compressed air.

**Indoor Gun Range**: means an indoor area or facility designated or operated primarily for the use of firearms.

**Shooting range or Gun range**: means an area or facility designated or operated primarily for the use of firearms.

**Shooting range or Gun range performance standards**: means the best practices for shooting range performance standards. The most current edition of the National Rifle Association's Range Source Book: A Guide to Planning and Construction shall serve as best practices for shooting range performance standards

(Add or Modify the following use descriptions)

62.147 Leisure Uses

**Indoor Gun Range**: an indoor area or facility designated or operated primarily for the use of firearms.

**Indoor Recreation**: Establishment primarily engaged in activities intended to provide personal amusement, with the largest number of patrons typically during the evening hours or on weekends, and where food and refreshments may be provided as an incidental service, including such uses as bowling alleys, billiard, pool or bingo parlors, amusement arcades, archery range and indoor theaters (live or motion pictures). * add archery range to the listed uses identified in Indoor Recreation.

(Add a new Site Location Standard “M”)

**OPTION 1**

62.252 Site Location “M” A Indoor Gun Range shall be located: not less than 500 lineal feet from an existing residential home, measured from building to building at the time of application.

**OPTION 2**

62.252 Site Location “M” A Indoor Gun Range shall be located: not less than 500 lineal feet from any property in an existing residential district, with the exception of parks, open space, stormwater management areas, or similar lands reserved for uses that do not include dwellings.
For the purposes of this standard this distance shall be a horizontal measurement from
the nearest district border or lot line of residential home use to the nearest point on the lot line of
the lot where the Indoor Gun Range is located.

62.1200 Indoor Gun Range Conditional Use Permit

62.1201 Applicability
Subdivision 1. This section applies to certain specific, intensive land use activities that have unique
impacts both on- and off-site, and which, therefore, require special regulations and approval processes
to ensure their short- and long-term compatibility with adjacent properties and neighborhoods. This
ordinance shall apply to Indoor Gun Ranges, herein defined below.

Subdivision2. Definition of Activities:
  1) An Indoor Gun Range shall only be permitted in the following zoning districts pursuant to the
     Type III, Phase II conditional use permit process and standards, and the site location criteria,
     exterior storage regulations and reclamation standards as set forth in this Ordinance:
       a) B-4 General Commercial
       b) M-1 Mixed Commercial – Industrial
       c) M-2 Industrial

Subd. 3. The City invokes the authority provided to it by Minn. Stat. section 87A.08, subd. 1(a) in
adopting the ordinances found in chapter 62.1200

62.1202 Procedures:
  1) Conditional Use Permit Required
     All Indoor Gun Ranges as defined herein shall be considered “Conditional Uses” in all of the
     zoning districts in which they are listed, and requests for approval of such activities shall be
     processed pursuant to the Type III, Phase II hearing process (public hearing with both the
     Planning & Zoning Commission and City Council) as set forth in Section 61.140 et seq.

62.1203 Performance Criteria for Indoor Gun Range:
The following criteria must be met, and must be addressed in the application materials for said use:
  1) Indoor gun ranges shall not sell or dispense alcoholic beverages, nor shall they be in a building
     which contains a business that sells or dispenses alcoholic beverages. Alcoholic beverages are
     not allowed on the premises of the Indoor Gun Range at any time.

  2) The building and method of operation shall comply with Minnesota Statutes chapter. 87A.
     These standards establish best management practices for an Indoor Gun Range. The
     application of these standards manual must be detailed in the application for an Indoor Gun
     Range conditional use permit.

  3) Provide documentation that the Indoor Gun Range will conform to the Noise Standards
     identified by the Land Development Manual Section 63.650 Noise. The following criteria will be
     used to evaluate an Indoor Gun Range with Section 63.650 of the LDM:
        a. Duration of Sound – In Excess of 2 hours
        b. Noise of impulsive character
        c. Section 63.614 identifies the points of measurement: shall be taken at the property line
           boundary of the Indoor Gun Range being considered for a zoning certificate or possible
           violation notice.
d. Based on these criteria
   i. 7:00 AM – 6:00 PM decibel Levels shall be less than 55 dB
   ii. 6:00 PM – 7:00 AM decibel levels shall be less than 45 dB

4) The design and construction of the Indoor Gun Range shall completely confine all ammunition rounds within the building and in a controlled manner. The design and construction of the gun range shall be performed by a registered engineer in the State of Minnesota. The certified plans shall include the specifications and construction of the bullet trap(s), ceilings, exterior and interior walls and floors. The certified plans shall state what type and caliber of ammunition the range is designed to totally confine.

5) No ammunition shall be used in the Indoor Gun Range that exceeds the certified design and construction specifications of the gun range.

6) Each range shall have a clear and concise safety plan. A copy of the safety plan shall be filed with an application for a conditional use permit.

7) The applicant shall provide and maintain proof of liability insurance which shall require the insurer notify the Zoning Administrator in writing of cancellation of the policy, a change in the limit of the policy, and/or a change in policy ownership. Said policy shall be executed and provided to the Planning Department prior to issuance of a zoning certificate and shall be available for inspection by the Zoning Administrator and/or his/her assigns at all times.

8) An outside security plan for the general grounds shall be submitted to the city for review and approval, as part of the application for a conditional use permit.

9) Signs shall be posted in the entry of the structure, and within the range space that specify that minors must be accompanied by an adult at all times. This includes in a firearm safety class which must supervised by an adult instructor.

10) Retail sales and rental may be permitted as an accessory use and shall be limited to gun-related material and equipment, with a maximum display area of 20 percent of the floor area.

11) Applicant shall provide documentation that all Backstop and Bullet Traps shall be made of steel that conforms to The General Services Administration (GSA) specifications for target backstops steel published in the bulletin GSA-PBS Indoor Firing Range Design, Operations and Maintenance Criteria, April 2012, Appendix B and found in the NRA Range Source Book: A guild to Planning and Construction Article 3, Section 3, Table 1 Examples of Acceptable Ammunition, Muzzle Velocities and Minimum Steel Plat thickness for Metal Backstops, Deflector Plates (Baffles), and Bullet Traps.

12) **[Option of additional criteria to be considered]** Applicant shall acknowledge that an Indoor Gun Range shall conform with all Federal, State and Local requirements related to the use, sale, rental, and transport of firearms.
62.1204 Required Plans and Information:
An application for a Conditional Use Permit for an indoor gun range shall include the following information, in addition to that required by Section 61.140 (information required for Conditional Use Permits). Information shall be submitted in proper written and/or graphic form.

1) **Required Plans and information:**
   a) All Applicants for a conditional use permit for an Indoor Gun Range must, in addition to all other requirements for conditional use permits as set forth in Section 61.140 et seq., submit the following plans:
      i. Site/Grading Plan
      ii. Building Plans & Elevations
      iii. Safety Plan
      iv. Outside Security Plan
      v. Copy of liability insurance
      vii. Other plans and/or information, as may be reasonably requested by Staff to verify compliance with this Ordinance or unique conditions that apply to the site.

62.1205 Required Certificate of Occupancy Documentation:
Prior to occupying the building, requesting a temporary certificate of occupancy or a final certificate of occupancy the applicant shall provide the following:

   a) A certified inspection from the engineer that demonstrates compliance with the conformance criteria for an Indoor Gun Range identified in the Land Development Manual Section 62.1203 relating to:
      i. Building Construction.
      ii. Containment design and construction.
      iii. Caliber of weapon(s) Indoor Gun Range is certified for
      iv. Noise Requirements

   b) Executed proof insurance

**Information to be added to Zoning District Tables**
*(Add the following information to the appropriate zoning tables)*

**62.322 B-4 Site Appearance Standards**
- List of Permitted Uses: Indoor Gun Range
- Use Type: III
- Additional Detailed Regulations: 62.1200
- Hours of Operation: 7:00 AM – 10:00 PM
- Exterior Lighting: C
- Sign Regulation: D
- Landscape Material Point Base: 5
- Exterior Storage: T
- Site Location Requirement: M
- Bufferyard Indicator: VII
- Required Off Street Parking: 1 per 3 persons based on Maximum Capacity of Building
62.342 M-1 Site Appearance Standards

List of Permitted Uses: Indoor Gun Range
Use Type: III
Additional Detailed Regulations: 62.1200
Hours of Operation: 7:00 AM – 10:00 PM
Exterior Lighting: D
Sign Regulation: D
Landscape Material Point Base: 5
Exterior Storage: T
Site Location Requirement: M
Bufferyard Indicator: VII
Required Off Street Parking: 1 per 3 persons based on Maximum Capacity of Building

62.342 M-2 Site Appearance Standards

List of Permitted Uses: Indoor Gun Range
Use Type: III
Additional Detailed Regulations: 62.1200
Hours of Operation: 7:00 AM – 10:00 PM
Exterior Lighting: E
Sign Regulation: D
Landscape Material Point Base: 5
Exterior Storage: T
Site Location Requirement: M
Bufferyard Indicator: VII
Required Off Street Parking: 1 per 3 persons based on Maximum Capacity of Building