

AMENDMENT TO ORDINANCE SECTION 150.01(D)

AN ORDINANCE ADOPTING THE MINNESOTA STATE BUILDING CODE
IN THE CITY OF BROWNS VALLEY

Findings.

1. The existing Ordinance has a penalty provision for violation of the Minnesota State Building Code, which was adopted by the City of Browns Valley, which is limited to a criminal misdemeanor charge without any ability to enforce a violation with a civil penalty.
2. It has come to the attention of the City of Browns Valley that the Minnesota State Building Code includes the Minnesota Residential Code, which, among other things, requires all inhabitable buildings to be connected to an approved water supply.
3. The Browns Valley City Council believes that it is in the best interests of the residents of the City of Browns Valley to modify its Ordinance in order to allow the City of Browns Valley to enforce violations of the Minnesota State Building Code through the use of the abatement proceedings found elsewhere in the Browns Valley Ordinances.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BROWNS VALLEY ORDAINS AS FOLLOWS:

1. That Browns Valley City Ordinance Section 150.01(D) is hereby amended to read as follows:

“(D) **Violations and Penalties.** A violation of the code is a misdemeanor (M.S. §326B.082, Subd. 16 and Minnesota Rules, Chapter 1300). The City may also enforce the requirements of the Minnesota State Building Code through the use of the abatement procedures listed in §92.23 herein, In addition to demolition of any building or structure at issue, or the removal of items of personal property or vegetative material from the property at issue, summary enforcement of a violation of the Minnesota State Building Code may include the removal of all persons from a residence until the violation has been abated.”

PASSED AND ADOPTED this 14th day of March, 2016.

BROWN VALLEY CITY COUNCIL


Harold Hansen, Mayor

ATTEST:


Thomas A. Schmitz, City Administrator

Adoption: 5-0
Motion: Hansey
Seconded: Miller.
Published: