

**AMENDMENT TO ORDINANCE SECTIONS 70.02(A), 71.01(B), and 71.09**

**ORDINANCES USING THE TERM “POLICE CHIEF”  
IN THE CITY OF BROWNS VALLEY**

Findings.

1. The existing Ordinance has several areas in which it refers to the Chief of Police or city police officer, this despite the fact that law enforcement duties in the City of Browns Valley are performed by the Traverse County Sheriff’s Office.
2. The City Council believes that it is appropriate and in the best interests of the residents of the City of Browns Valley to standardize the Browns Valley City Ordinance so that all references to law enforcement officers in the City Ordinance do not refer to a non-existent law enforcement agency.

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

1. That Browns Valley City Ordinance Section 70.02(a) is hereby amended to read as follows:

“As authorized by M.S. §169.87, as it may be amended from time to time, the City Council by resolution may designate streets on which travel by commercial vehicles in excess of 10,000 pounds axle weight is prohibited. The City Administrator shall cause appropriate signs to be erected on those streets. No person shall operate a commercial vehicle on posted streets in violation of the restrictions posted.”

2. That Browns Valley City Ordinance Section 71.01(B) is hereby amended to read as follows:

“Pursuant to M.S. §169.041, Subd. 2, the County Sheriff or the City Council may appoint as many parking enforcement officers as are needed to enforce the provisions of this chapter. The parking enforcement officers shall be subordinate to the County Sheriff or the City Administrator, depending upon which entity appointed said parking enforcement officer. A **PARKING ENFORCEMENT OFFICER** is an individual whose services are utilized by a law enforcement agency to provide parking enforcement and administrative or clerical assistance and who is not a sworn and licensed police officer. A parking enforcement officer’s duties shall not include enforcement of the general criminal laws of the state, and the parking enforcement officer does not have full powers of arrest or authorization to carry a firearm on duty.”

3. That Browns Valley City Ordinance Section 71.09 is hereby amended to read as follows:

“Any law enforcement officer or city appointed parking enforcement officer, appointed pursuant to M.S. §169.041, Subd. 2, may order the removal of a vehicle from a street to a garage or other place of safety when the vehicle is left unattended and constitutes an obstruction to traffic or hinders snow removal, street improvements or maintenance operations. The vehicle shall not be released until the fees for towing and storage are paid in addition to any fine imposed for violation of this chapter.”

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2011.

BROWN VALLEY CITY COUNCIL

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Brenda Bartz, Mayor

ATTEST:

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Jeff Cadwell, City Administrator

Adoption: December 12, 2011  
Motion: Powers  
Seconded: Fryer  
Published: January 3, 2012