

ORDINANCE NUMBER 219
CITY OF BIG FALLS

AN ORDINANCE AMENDING THE ORDINANCE ENACTING THE CODE OF ORDINANCES FOR THE CITY OF BIG FALLS MINNESOTA, ADOPTING THE MINNESOTA BASIC CODE, AND AMENDING, RESTATING, REVISING, UPDATING, CODIFYING AND COMPILING CERTAIN ORDINANCES OF THE CITY DEALING WITH THE SUBJECTS EMBRACED IN THE CODE OF ORDINANCES, AND PROVIDING PENALTIES FOR THE VIOLATION OF THE CODE OF ORDINANCES.

WHEREAS Minnesota Statutes Section 471.62 authorizes the city to adopt the Minnesota Basic Code by reference, and Sections 415.02 and 415.021 authorize the city to cause its ordinances to be codified and printed in a book,

NOW THEREFORE the City Council of Big Falls, Minnesota, ordains:

Section 1. The Minnesota Basic Code, First Edition, together with amendments and supplements contained therein, is hereby adopted and shall constitute the "Code of Ordinances of the City of Big Falls." This Code of Ordinances also adopts by reference certain statutes and administrative rules of the State of Minnesota as named in the Code of Ordinances.

Section 2. The Code of Ordinances as adopted in Section 1 shall consist of the following titles:

TITLE I: GENERAL PROVISIONS

10. General Provisions

TITLE III: ADMINISTRATION

30. General Provisions
31. Departments, Boards and Commissions, excluding Police Department 31.01 – 31.06, Fire Marshal 31.22 and Planning Commission 31.45 - 31.48.

TITLE V: PUBLIC WORKS

51. Sewer Regulations, excluding 51.036, 51.064, and 51.115
52. Water Regulations, excluding 52.08, and 52.70

TITLE VII: TRAFFIC CODE

70. Traffic Regulations, excluding parades 70.20 – 70.31
71. Parking Regulations
72. Snowmobiles, excluding 72.07(E)

TITLE IX: GENERAL REGULATIONS

90. Abandoned Property
91. Animals, excluding 91.04
92. Health and Safety; Nuisances, excluding Open Burning 92.60-92.70
93. Streets and Sidewalks, excluding management of right of ways 93.20 – 93.41

TITLE XI: BUSINESS REGULATIONS

110. General Licensing Provisions
112. Liquor Regulations, excluding 112.32(a)
115. Tobacco Regulations

TITLE XIII: GENERAL OFFENSES

130. General Offenses

Section 3. The following ordinances that do not pertain to subjects treated in the Minnesota Basic Code are hereby repealed: Ordinance number 3,6,7,8,9,12,13,14,15,18,23,28,43,44,52 and 126.

Section 4. All prior ordinances, pertaining to the subjects treated in the Code of Ordinances shall be deemed repealed from and after the effective date of this ordinance, except as they are included and re-ordained in whole or in part in the Code of Ordinances; provided, this repeal shall not affect any offense committed or penalty incurred or any right established prior to the effective date of this ordinance, nor shall this repeal affect the provisions of ordinances levying taxes, appropriating money, annexing or detaching territory, establishing franchises, or granting special rights to certain persons, authorizing public improvements, authorizing the issuance of bonds or borrowing of money, authorizing the purchase or sale of real property, granting or accepting easements, plat or dedication of land to public use, vacating or setting the boundaries of streets or other public places; nor shall this repeal affect any other ordinance of a temporary or special nature or pertaining to subjects not contained in or covered by the Code of Ordinances. All fees and charges established in ordinances or resolutions adopted prior to the adoption of this city code shall remain in effect unless amended in the code or until an ordinance adopting a schedule of fees and charges is adopted or amended.

Section 5. This ordinance adopting the Code of Ordinances shall be a sufficient publication of any ordinance included in it and not previously published in the city's official newspaper. The Clerk of the city shall make available a copy of the Code of Ordinances, at actual cost, to anyone requesting it. The official copy of this Code of Ordinances shall be marked and kept in the office of the City Clerk.

Section 6. The Code of Ordinances is declared to be prima facie evidence of the law of the city and shall be received in evidence as provided by Minnesota Statutes by the Courts of the State of Minnesota. A copy of the Code of Ordinances marked "Official Copy" shall be filed as part of the official records of the city in the office of City Clerk.

Section 7. This ordinance adopting the Code of Ordinances, and the Code of Ordinances itself, shall take effect upon publication of this ordinance in the city's official newspaper.

PASSED BY THE CITY COUNCIL OF THE CITY OF BIG FALLS, MINNESOTA THIS _____ DAY OF _____, 2015.

APPROVED:

ATTEST:

_____ MAYOR

_____ CLERK