

ORDINANCE NO. 1454

AN ORDINANCE AMENDING WILLMAR MUNICIPAL CODE, CHAPTER 4.5, BUILDINGS, ARTICLE II, BUILDING CODE

The City Council of the City of Willmar hereby ordains as follows:

Section 1. AMENDMENT OF MUNICIPAL CODE, CHAPTER 4.5, BUILDINGS, ARTICLE II, BUILDING CODE. Chapter 4.5, Article II of the Willmar Municipal Code is hereby amended as follows (deleted material is crossed out; new material is underlined; sections and subsections not being amended are omitted):

ARTICLE II. – BUILDING CODE

Sec. 4.5-26. – Codes adopted by reference.

The Minnesota State Building Code, as adopted by the commissioner of administration pursuant to Minnesota Statutes, sections 326B.101 to 326B.16, ~~chapter 16B.59 to 16B.75,~~ including all of the amendments, rules and regulations established, adopted and published from time to time by the Minnesota Commissioner of Administration, through the Building Codes and Standards Division is hereby adopted by reference with the exception of the optional chapters, unless specifically adopted in this article. The Minnesota State Building Code is hereby incorporated in this article as if fully set out herein.

Sec. 4.5-27. – Application, administration and enforcement.

The application, administration, and enforcement of the code shall be in accordance with Minnesota State Building Code. The code shall be enforced within the extraterritorial limits permitted by Minnesota Statutes, section 326B.121, subdivision 2 ~~16B.62, subdivision 1,~~ when so established by this ordinance.

The code enforcement agency of this municipality is called the City of Willmar.

This code shall be enforced by the Minnesota Certified Building Official designated by this Municipality to administer the code (Minnesota ~~s~~Statutes, section 326B.133, ~~16B.65~~) subdivision 1.

Sec. 4.5-28. – Permits and fees.

The issuance of permits and the collection of fees for enforcement of the Minnesota State Building Code shall be as authorized in Minnesota Statutes, section 326B.121, subdivision 2 and Minnesota Rules Chapter 1300, ~~16B.62, subdivision 1.~~

Permit fees shall be assessed for work governed by this code in accordance with the fee schedule adopted by the municipality in Addendum A of Ordinance #1172. In addition, a surcharge fee shall be collected on all permits issued for work governed by this code in accordance with Minnesota Statutes, section 326B.148, ~~statute 16B.70.~~

Sec. 4.5-30. – Violations and penalties.

A violation of the code is a misdemeanor (Minnesota Statutes, section 326B.082, subdivision 16 16B.69).

Sec. 4.5-32. – Building code optional chapters.

The Minnesota State Building Code, Minnesota Rules Chapter 1300, established pursuant to Minnesota Statutes, sections 326B.101 to 326B.16 16B.59 to 16B.75 allows the Municipality to adopt by reference and enforce certain optional chapters of the most current edition of the Minnesota State Building Code.

Section 2. REPEAL OF SECTION 4.5-31. Section 4.5-31, Extension of enforcement area; permits, inspections, and code enforcement, is hereby repealed in its entirety.

Section 3. EFFECTIVE DATE. This ordinance shall be effective from and after its adoption and second publication.

Passed by the City Council of the City of Willmar this 17th day of August, 2020.

ATTEST:

s/s Judy Thompson
Judy Thompson, City Clerk

s/s Marv Calvin
Marvin Calvin, Mayor

VOTE: X ALVARADO X ASMUS X DAVIS X FAGERLIE
 X MUESKE X NELSEN absent PLOWMAN absent SCHWANTES

This Ordinance introduced by Council Member: Davis

This Ordinance introduced on: August 3, 2020

This Ordinance published on: August 8, 2020

This Ordinance given a hearing on: August 17, 2020

This Ordinance adopted on: August 17, 2020

This Ordinance published on: August 22, 2020