

CITY CODE
CITY OF BLUE EARTH
TABLE OF CONTENTS

CHAPTER 1 - CODE INTRODUCTION:

Section 100 - General Provisions:

- 100.01 Adoption of Code
- 100.02 Code Citation
- 100.03 Numbering
- 100.04 Title Headings; Cross References
- 100.05 Existing Rights and Liberties
- 100.06 Additions and Amendments
- 100.07 Separability
- 100.08 Payment into City Treasury of Fines and Penalties
- 100.09 Copies

Section 110 - Definitions and Rules of Construction:

- 110.01 Intent of Language
- 110.02 Definitions
- 110.03 Rules of Construction
- 110.04 Interpretations
- 110.05 Delegation of Authority

Section 120 - Violations and Penalties:

- 120.01 Petty Misdemeanor
- 120.02 Misdemeanor
- 120.03 Penalties for Each Offense
- 120.04 Court Costs and Prosecution Expenses
- 120.05 City Personnel Liability
- 120.06 Liability for Acts of Another

Section 130 – Administrative Offense Procedures:

- 130.01 Purpose
- 130.02 Administrative Offense Defined
- 130.03 Notice
- 130.04 Payment
- 130.05 Contested Case
- 130.06 Failure to Pay
- 130.07 Disposition of Penalties
- 130.08 Offenses and Penalties
- 130.09 Subsequent Offenses

CHAPTER 2 - OPERATIONS AND ADMINISTRATION

Section 200 - Meetings:

- 200.01 Public Meetings
- 200.02 City Council Meetings
- 200.03 Council Meeting Procedure
- 200.04 Order of Business at Meetings
- 200.05 Procedural Rules
- 200.06 Council to Set City Personnel Rules and Regulations

Section 210 - The Mayor and Councilmembers:

- 210.01 The Mayor
- 210.02 The Councilmembers
- 210.03 Compensation of Elected City Officials
- 210.04 Terms of Office
- 210.05 Elections
- 210.06 Polling Location
- 210.07 Facsimile Signatures
- 210.08 Interim Emergency Succession
- 210.09 Disbursement of Funds and Allowance of Accounts

Section 220 - Clerk-Administrator:

- 220.01 Position Created
- 220.02 Chief Administrative Officer
- 220.03 Appointment and Removal
- 220.04 Selection
- 220.05 Responsibilities
- 220.06 Bond
- 220.07 Deputy City Clerk (removed)

Section 230 - Public Hearings and Appeals:

- 230.01 Public Hearings
- 230.02 Right to an Administrative Appeal
- 230.03 Rule of Procedure for Hearings and Appeals
- 230.04 Applications and Other Filings

Section 240 - City Departments:

- 240.01 Departments Generally
- 240.02 Police Department
- 240.03 Fire Department
- 240.04 Legal Department
- 240.05 Engineering Department
- 240.06 Public Works Department
- 240.07 Building Department
- 240.08 Additional Departments

Section 250 - City Boards and Commissions:

- 250.01 Boards and Commissions Generally
- 250.02 Library Board
- 250.03 Planning Commission
- 250.04 Board of Zoning Adjustments and Appeals
- 250.05 Board of Building Appeals
- 250.06 Economic Development Authority
- 250.07 Blue Earth Airport Advisory Commission
- 250.08 Joint Airport Zoning Board
- 250.09 Housing and Redevelopment Authority
- 250.10 Senior Center Board
- 250.11 Fitness Center Board
- 250.12 Joint Fire Service Advisory Board
- 250.13 Joint Planning Boards
- 250.14 Additional Boards, Commissions or Authorities

Section 260 - Abandoned and Excess Property:

- 260.01 Disposal of Abandoned, Junk and Unauthorized Motor Vehicles
- 260.02 Disposal of Unclaimed Property
- 260.03 Disposal of Excess Property
- 260.04 Persons Who May Not Purchase - Exception

Section 270 - Franchises:

- 270.01 Definition
- 270.02 Franchise Ordinances
- 270.03 Power of Regulation Reserved
- 270.04 Conditions in Every Franchise
- 270.05 Further Provisions of Franchises
- 270.06 Franchise Agreements in Effect

Section 280 – Deferral of Special Assessments:

280.01 Deferments for Persons Age 65 or Older

280.02 Deferments for National Guard or Reserve Members on Active Duty Status

CHAPTER 3 - MUNICIPAL REGULATION AND LICENSING

Section 300 - General Licensing and Regulation Provisions:

- 300.01 Definitions
- 300.02 Applications
- 300.03 Action on Application for License
- 300.04 Carrying or Posting
- 300.05 Penalty for Property Owners
- 300.06 Responsibility of Licensee
- 300.07 Reasons for Denial of License
- 300.08 Conviction of Crime - Denial of License
- 300.09 Conditional Licenses

Section 310 - Peddlers, Solicitors and Transient Merchants:

- 310.01 Definitions
- 310.02 Exceptions to Definitions
- 310.03 Licensing
- 310.04 License Exceptions
- 310.05 Ineligibility for License
- 310.06 Suspension or Revocation
- 310.07 Transferability
- 310.08 Registration
- 310.09 Prohibited Activities
- 310.10 Exclusion by Placard

Section 320 - Retail Sale of Tobacco Products:

- 320.01 License
- 320.02 Application and Issuance
- 320.03 Sales Prohibited to Minors
- 320.04 Transfers
- 320.05 Restrictions
- 320.06 Administrative Penalties
- 320.07 Self-Service Sales
- 320.08 Vending Machine Sales
- 320.09 Compliance Checks
- 320.10 Suspension and Revocation

Section 330 - Gambling:

- 330.01 Purpose
- 330.02 Provision of State Law Adopted
- 330.03 License or Permit Required
- 330.04 Persons Eligible for a License or Permit
- 330.05 Eligible Premises
- 330.06 Local Gambling Permit Fee
- 330.07 Application Procedure
- 330.08 Gambling Profits
- 330.09 Conduct of Gambling
- 330.10 Compensation
- 330.11 Reporting Requirements
- 330.12 Prizes
- 330.13 Bingo
- 330.14 Penalties

Section 340 - Garbage and Refuse Haulers:

- 340.01 Definitions
- 340.02 License Required
- 340.03 License Fees
- 340.04 Exception
- 340.05 Rates and Standards of Operation

Section 350 - Lodging:

- 350.01 Definitions
- 350.02 Imposition of Tax
- 350.03 Collection of Tax
- 350.04 Payment and Returns
- 350.05 Examination of Return, Adjustment, Notice and Demands
- 350.06 Failure to File a Return
- 350.07 Penalties
- 350.08 Administration of Tax
- 350.09 Examination of Records
- 350.10 Violations
- 350.11 Use of Proceeds
- 350.12 Appeals

Section 360 - Animals:

- 360.01 Definitions
- 360.02 Dogs and Cats
- 360.03 Non-Domestic Animals
- 360.04 Farm Animals
- 360.05 Kennels
- 360.06 Nuisances
- 360.07 Dangerous Animals
- 360.08 Diseased Animals
- 360.09 Basic Care
- 360.10 Pound
- 360.11 Impounding
- 360.12 Interference with Police Officer
- 360.13 Regulation of Dangerous and Potentially Dangerous Dogs
- 360.14 Penalties

Section 370 - Burning of Leaves:

- 370.01 Burning of Leaves
- 370.02 Leaf Burning

Section 380 – Moving Buildings

- 380.01 Definitions
- 380.02 House Mover's License
- 380.03 Building Moving Permit
- 380.04 Deposit for Expense
- 380.05 Duties of City
- 380.06 Conditions of Permit

CHAPTER 4 - LIQUOR, WINE AND BEER LICENSING AND REGULATIONS

Section 400 - General Regulation:

- 400.01 Definitions
- 400.02 Applications and Licenses - Procedures and Administration
- 400.03 Limitation on Ownership
- 400.04 Conditional Licenses
- 400.05 Closing Regulations
- 400.06 Sales to Obviously Intoxicated Persons

Section 410 - Beer Licenses and Regulations (Non-Intoxicating Malt Liquor):

- 410.01 Beer License Required
- 410.02 Temporary Beer License
- 410.03 Beer License Fees
- 410.04 Insurance Required
- 410.05 Persons Eligible
- 410.06 License Restrictions and Regulations
- 410.07 Persons Under 21; Illegal Acts
- 410.08 Unlawful Acts

Section 420 - Intoxicating Liquor and Wine Licenses and Regulations:

- 420.01 Intoxicating Liquor Generally
- 420.02 Intoxicating Liquor License Fee
- 420.03 Persons Eligible
- 420.04 Intoxicating Liquor License Restrictions and Regulations
- 420.05 Places Ineligible for License
- 420.06 Intoxicating Liquor Sale Regulation
- 420.07 Hours and Days of Liquor Sale
- 420.08 Persons Under 21; Illegal Acts
- 420.09 On-Sale Wine Licenses
- 420.10 Temporary "On-Sale" Liquor Licenses
- 420.11 Administrative Penalties

Section 430 - Other Licenses and Regulations:

- 430.01 Clubs
- 430.02 Consumption and Display of Liquor
- 430.03 Municipal Liquor Store
- 430.04 2:00 A.M. Special License
- 430.05 Special Sunday Liquor License

430.06 Social Hosts

CHAPTER 5 - NUISANCES AND OFFENSES

Section 500 - Nuisances in General:

- 500.01 Public Nuisance Defined
- 500.02 Public Nuisances Affecting Health
- 500.03 Public Nuisances Affecting Morals and Decency
- 500.04 Public Nuisances Affecting Peace and Safety
- 500.05 Nuisances Affecting Public Property
- 500.06 Duties of City Officers
- 500.07 Abatement
- 500.08 Recovery of Cost

Section 510 - Specific Public Nuisances:

- 510.01 Shade Tree Disease Control and Removal
- 510.02 Unusable and Dangerous Furniture, Household Furnishing and Appliances Stored on Public or Private Property
- 510.03 Grass and Weeds
- 510.04 Air Pollution Control
- 510.05 Noise and Vibrations Affecting Peace and Safety

Section 520 - Offenses:

- 520.01 Unlawful Use and Furnishing of Tobacco
- 520.02 Curfew
- 520.03 Consumption of Beer, Wine or Liquor on Streets or Private Parking Lots
- 520.04 Obscenity Prohibited
- 520.05 Abandoned, Junk, Unauthorized and Illegally Parked Motor Vehicles
- 520.06 Obstruction of Legal Process or Arrest

Section 530 – Building Maintenance Standards

- 530.01 Purpose
- 530.02 Application
- 530.03 Responsibility of Owners
- 530.04 Maintenance Requirements
- 530.05 Commencement of Proceedings
- 530.06 Notice and Order
- 530.07 Enforcement

CHAPTER 6 - TRAFFIC, VEHICLE AND PARKING REGULATIONS

Section 600 - General Provisions:

- 600.01 Application
- 600.02 Scope and Orders of Peace Officer
- 600.03 Traffic and Parking Control
- 600.04 Minnesota Chapters 168, 169 and 171 Adopted by Reference
- 600.05 Presumption

Section 610 - Traffic Regulations:

- 610.01 Truck Route
- 610.02 Load Limits
- 610.03 U-Turns
- 610.04 Driving Through Private Property to Avoid Traffic Signal
- 610.05 Exhibition Driving
- 610.06 Regulation of Traffic on School Property
- 610.07 Regulation of Traffic on Fairgrounds Property

Section 620 - Vehicle Regulations:

- 620.01 Bicycles
- 620.02 Skateboards
- 620.03 In-Line Skating (Rollerblading)
- 620.04 All Terrain Vehicles
- 620.05 Snowmobiles

Section 630 - Parking Regulations:

- 630.01 Parking Presumption
- 630.02 General Parking Prohibitions
- 630.03 Boat, Trailer and Recreational Vehicle Parking.
- 630.04 Unauthorized Removal
- 630.05 Direction to Proceed
- 630.06 Parallel Parking
- 630.07 Angle Parking
- 630.08 Streets Without Curb
- 630.09 Parking Hours
- 630.10 Emergency
- 630.11 Truck Parking
- 630.12 Parking Rules in Municipal Parking Lots
- 630.13 Impounding and Removing Vehicles
- 630.14 Loading Zones

- 630.15 Unattended Vehicle
- 630.16 Parking for the Purpose of Advertising or Selling Merchandise
- 630.17 Physically Handicapped Parking
- 630.18 Winter Parking Ban
- 630.19 Parking Penalties
- 630.20 Parking Permits

Section 640 - Snow Removal/Ice Control:

- 640.01 Policy Statement
- 640.02 Snow Removal and Ice Control Operations
- 640.03 Priorities and Schedule for Which Streets Will be Plowed
- 640.04 Snow Removal
- 640.05 Snow Emergency
- 640.06 Work Schedule for Snowplow Operators
- 640.07 Weather Conditions
- 640.08 Use of Sand, Salt and Other Chemicals
- 640.09 Sidewalks
- 640.10 Mailboxes
- 640.11 Responsibility
- 640.12 Penalties

CHAPTER 7 - MUNICIPAL UTILITIES

Section 700 - General Provisions:

- 700.01 Definitions
- 700.02 Contractual Contents
- 700.03 Deferral of Special Assessments
- 700.04 Underground Utility Construction

Section 710 - Municipal Utilities:

- 710.01 Board of Public Works
- 710.02 Franchise Fee Payment from Board of Public Works
- 710.03 Fixing Rates and Charges for Municipal Utilities
- 710.04 Connection or Tapping Prohibited - Delinquent Assessment or Charges
- 710.05 Rules and Regulations Relating to Municipal Utilities
- 710.06 Municipal Utility Service Outside the City
- 710.07 Rules and Regulations Relating to Electricity
- 710.08 Rules and Regulations Relating to Steam Heat

Section 720 - Municipal Sewer and Water Services:

- 720.01 Administration of Sewer and Water Services
- 720.02 Rules and Regulations Relating to Sewer Services
- 720.03 Rules and Regulations Relating to Water Services

Section 730 – City Storm Water Utility:

- 730.01 Establishment
- 730.02 Findings and Determination
- 730.03 Storm Water Drainage Fees
- 730.04 Penalties and Remedies for Delinquencies
- 730.05 Exemptions
- 730.06 Certification of Past Due Fees on Taxes
- 730.07 Establishment of a Fund

CHAPTER 8 - RIGHT-OF-WAYS, STREETS AND SIDEWALKS

Section 800 - Right-of-Way Regulations:

- 800.01 Street Openings and Excavations
- 800.013 Revocation of Permits
- 800.015 Right-of-Way Patching and Restoration
- 800.017 License to Replace Bituminous or Concrete Materials in a Public Right-of-Way
- 800.02 Construction and Reconstruction of Roadway Surfacing, Sidewalk, Curb and Gutter
- 800.03 Requirement of Sewer and Water Main Lateral Installation
- 800.04 Curb Set-Back

Section 810 - Street and Sidewalk Regulations:

- 810.01 Sidewalk Maintenance and Repair
- 810.02 Obstructions, Fire, Dumping, Signs and Other Structures
- 810.03 Private Use of Public Streets and Parking Lots
- 810.04 Curb and Gutter, Street and Sidewalk Painting or Coloring

Section 820 - Boulevard Regulation:

- 820.01 Boulevard Planting
- 820.02 Permits
- 820.03 Areas Not Applicable
- 820.04 Prohibitive Obstructions
- 820.05 Trimming of Trees
- 820.06 Tree Ordinance Fees
- 820.07 Emergencies

Section 830 - Violations:

- 830.01 Violations
- 830.02 Misdemeanors
- 830.03 Petty Misdemeanors

CHAPTER 9 - BUILDING AND CONSTRUCTION LICENSING AND REGULATION

Section 900 - Building and Construction:

- 900.01 Codes Adopted by Reference
- 900.02 Application, Administration and Enforcement
- 900.03 Permits, Inspections and Fees
- 900.035 Violations and Penalties
- 900.04 Surcharge
- 900.05 Powers and Duties of Building Inspector
- 900.06 Unsafe Buildings
- 900.07 Building Code Optional Chapters

Section 910 - Miscellaneous Building Regulations:

- 910.01 Uniform Housing Code Adopted
- 910.02 Toilet Installation Required
- 910.03 Remote-Type Water Meters Required
- 910.04 Open Pits, Basements, and Other Excavations
- 910.05 Mobile Home Foundation Requirements

Section 920 - Fire Regulations:

- 920.01 Adoption of Minnesota Uniform Fire Code
- 920.02 Fire Zones Established
- 920.03 Fire Key Lock Box System Required
- 920.04 Residence and Business Address Numbering
- 920.05 External Solid Fuel-Fired Heating Devices

CHAPTER 10 - LAND USE REGULATION (ZONING)

Section 1000 - General Provisions:

- 1000.01 Title
- 1000.02 Intent and Purpose
- 1000.03 Legal Authority
- 1000.04 Supremacy
- 1000.05 Remedies
- 1000.06 Definitions

Section 1010 - Administration:

- 1010.01 Enforcing Officer
- 1010.02 Board of Adjustment and Appeals
- 1010.03 Planning Commission
- 1010.04 Zoning Amendments
- 1010.05 Fees
- 1010.06 Existing Lots
- 1010.07 Non-Conforming Uses and Structures
- 1010.08 Conditional Use Permits
- 1010.09 Variances
- 1010.10 Garage Set-Back Permits

Section 1020 - District Regulations:

- 1020.01 District Boundaries
- 1020.02 District for Annexed and Unzoned Areas
- 1020.03 District Regulations

Section 1030 - Zoning Districts:

- 1030.01 Establishment of Districts
- 1030.02 Agricultural Preservation Districts (AG)
- 1030.03 Urban Residential Districts (R-1)
- 1030.04 Suburban Residential Districts (R-2)
- 1030.05 Multiple Family Urban Districts (R-3)
- 1030.06 General Business Districts (B-1)
- 1030.07 Highway Business Districts (B-2)
- 1030.08 Limited Industry Districts (L-1)
- 1030.09 Floodplain Districts (FP)
- 1030.10 Shoreland Zoning Districts (S)

Section 1040 - Performance Standards:

- 1040.01 Purpose
- 1040.02 Exterior Storage
- 1040.03 Refuse
- 1040.04 Screening
- 1040.05 Landscaping Maintenance
- 1040.06 Glare
- 1040.07 Parking
- 1040.08 Traffic Control
- 1040.09 Tree and Woodland Preservation
- 1040.10 Soil Erosion and Sediment Control
- 1040.11 Explosives
- 1040.12 Guest Houses
- 1040.13 Drive-In Business Development Standards
- 1040.14 Auto Service Stations
- 1040.15 Manufactured Homes
- 1040.155 Manufactured Home Parks
- 1040.16 Bulk Storage (Liquids)
- 1040.17 Accessory Buildings and Structures
- 1040.18 Land Reclamation
- 1040.19 Dwelling Units Prohibited
- 1040.20 Farming Operations
- 1040.21 Vacated Streets
- 1040.22 Platting
- 1040.23 Permitted Encroachments
- 1040.24 Access Drives and Access
- 1040.25 Commercial Feedlots
- 1040.26 Irrigation Systems
- 1040.27 Cluster Development
- 1040.28 Signs
- 1040.29 Apartments and Other Multiple Family Uses
- 1040.30 Wind Energy Conservation Systems (W.E.C.S.)

Section 1050 - Planned Unit Development:

- 1050.01 Purpose
- 1050.02 Designation of PUD
- 1050.03 Permitted Uses
- 1050.04 General Requirements
- 1050.05 Concept Plan
- 1050.06 Final Plan
- 1050.07 Development
- 1050.08 Non-Conforming Uses and Structures

Section 1060 - Floodplain Management:

- 1060.01 Statutory Authorization, Findings of Fact and Purpose
- 1060.02 General Provisions
- 1060.03 Establishment of Zoning Districts
- 1060.04 Floodway Districts (FW)
- 1060.05 Flood Fringe Districts (FF)
- 1060.06 Subdivisions
- 1060.07 Public Utilities, Railroads, Roads and Bridges
- 1060.08 Manufactured Homes and Manufactured Home Parks and
Placement of Travel Trailers and Travel Vehicles
- 1060.09 Administration
- 1060.10 Non-Conforming Uses
- 1060.11 Penalties for Violation of Section
- 1060.12 Amendments to Section

CHAPTER 11 - SUBDIVISION REGULATION (PLATTING)

Section 1100 - General Provisions:

- 1100.01 Title
- 1100.02 Intent and Purpose
- 1100.03 Scope and Legal Authority
- 1100.04 Compliance
- 1100.05 Required Approvals of Subdivision Plats
- 1100.06 Definitions

Section 1110 - Platting Procedures:

- 1110.01 Pre-Application Meeting
- 1110.02 Preliminary Plat
- 1110.03 Final Plat
- 1110.04 Data for Preliminary and Final Plats

Section 1120 - Subdivision Design Standards:

- 1120.01 General Requirements
- 1120.02 Streets
- 1120.03 Blocks
- 1120.04 Lots
- 1120.05 Tree Removal and Conservation of Vegetation
- 1120.06 Erosion and Sediment Control
- 1120.07 Drainage
- 1120.08 Utilities
- 1120.09 Easements
- 1120.10 Steep Slopes
- 1120.11 Monuments

Section 1130 - Improvements:

- 1130.01 General Requirement
- 1130.02 Payment for Installation of Improvements
- 1130.03 Contract for Installation of Improvements
- 1130.04 Financial Guarantee
- 1130.05 Construction Plans

Section 1140 - Conveyance by Metes and Bounds:

- 1140.01 Prohibition
- 1140.02 Exceptions.

Section 1150 - Land Division for Small Subdivisions:

- 1150.01 General
- 1150.02 Simple Lot Split
- 1150.03 Minor Subdivisions

Section 1160 - Parks, Open Space and Natural Features:

- 1160.01 Identified Park Areas
- 1160.02 Suitable Park Sites
- 1160.03 Required Land for Public Use
- 1160.04 Dedication During First Plat

Section 1170 - Administration and Enforcement:

- 1170.01 Administration
- 1170.02 Zoning, Compliance Permits
- 1170.03 Modifications, Exceptions and Variances
- 1170.04 Fees
- 1170.05 Other Provisions

CHAPTER 12 – EMERGENCY SERVICES

Section 1200

- 1200.01 Charges for Emergency Services
- 1200.02 Collection of Fees
- 1200.03 Assessment Against Holders of Real Property
- 1200.04 Scope of Power

CHAPTER 13 – RESERVED FOR FUTURE USE.

CHAPTER 14 – RESERVED FOR FUTURE USE.

CHAPTER 15 – RESERVED FOR FUTURE USE.

CHAPTER 16 – RESERVED FOR FUTURE USE.

CHAPTER 17 – RESERVED FOR FUTURE USE.

CHAPTER 18 – RESERVED FOR FUTURE USE.

CHAPTER 19 – RESERVED FOR FUTURE USE.

CHAPTER 20 - APPENDIXES - LISTING OF UNCODED ORDINANCES IN EFFECT:

General Statement

Appendix A - Authorizations, Bond Issuances and Grants

Section A - Authorizes Construction of Telephone Lines

Section B - Bond Issuance

Section C - Grant to Chicago and Northwestern Railway

Appendix B - Charter Amendments

Appendix C - Vacations of Streets and Alleys

Appendix D - Annexations

Appendix E - Conveyances of Real Property Made By City

Appendix F - Franchises

Section A - Cable Franchise

Section B - Gas Franchise

Appendix G – Permits, Inspections and Fees

Appendix H – Zoning and Zoning Permit Fees

Appendix I – Subdivision Fees

Appendix J – Re-zoning Ordinances

Appendix K - Airport Zoning

Appendix L – Miscellaneous Ordinances