

CITY OF SCANDIA

ORDINANCE NO. 105

AN ORDINANCE ADOPTING THE MINNESOTA STATE BUILDING CODE, PROVIDING FOR THE APPLICATION, ADMINISTRATION, AND ENFORCEMENT OF THE MINNESOTA STATE BUILDING CODE BY REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA, AND MAINTENANCE OF ALL BUILDINGS AND/OR STRUCTURES IN THE CITY OF SCANDIA; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; PROVIDING PENALTIES FOR VIOLATION THEREOF; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES THAT CONFLICT THEREWITH

The City Council of the City of Scandia, Washington County, Minnesota hereby ordains:

Section 1. Codes adopted by reference. The Minnesota State Building Code, as adopted by the Commissioner of Administration pursuant to Minnesota Statutes chapter 16B.59 to 16B75, 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 ordinance. The Minnesota State Building Code is hereby incorporated in this ordinance as if fully set out herein. This ordinance shall perpetually include the most current edition of the Minnesota State Building Code, with the exception of the optional appendix chapters, which shall not apply unless specifically adopted.

Section 2. Application, administration and enforcement. The application, administration, and enforcement of the code shall be in accordance with the Minnesota State Building Code. The code enforcement agency of this municipality is called the City of Scandia Building Inspections Department. This code shall be enforced by the Minnesota Certified Building Official designated by the City of Scandia to administer the code (Minnesota Statute 16B.65, Subdivision 1.)

Section 3. Permits required. It is unlawful to conduct any activity in the City for which a permit is required by any provision of the Building Code without first obtaining a permit from the City in the manner provided by this section. Application for a permit shall be made to the Building Official on forms furnished by the City. The application shall contain information as to location, nature, extent and costs of the proposed structure, work, installation, activity, or other purpose, and other information which the Building Official may require under the Code. Upon determination that the permit application meets the requirements of the Code and all other codes and ordinances of the City of Scandia, the permit shall be issued.

Section 4. Permit fees. Permit fees and plan review fees shall be assessed for work governed by the Code in accordance with the fee schedule adopted by the City of Scandia by ordinance. All fees shall be collected by the City before the issuance of any permit.

Section 5. Building Code optional chapters. The Minnesota State Building Code, established pursuant to Minnesota Statutes 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. The following optional provisions identified in the most current edition of the State Building Code are hereby adopted and incorporated as part of the building code for the City of Scandia:

1. International Building Code Appendix J (Grading)

Section 6. Violations and penalties. A violation of the code is a misdemeanor (Minnesota Statutes 16B.69.) The city may also institute appropriate actions or proceedings to prevent, retrain, correct or abate violations or threatened violations of this Ordinance.

Section 7. Repeal. Any ordinance or provision of an ordinance heretofore existing pertaining to the subjects treated in this ordinance shall be deemed repealed from and after the effective date of this ordinance, provided that this repeal shall not affect any right established prior to the effective date of this ordinance or the provisions of any valid permit issued prior to the effective date of this ordinance.

Section 8. Effective Date. This ordinance shall be effective upon its adoption.

Passed and adopted by the City Council of the City of Scandia this 16th day of October, 2007.

Dennis D. Seefeldt, Mayor

ATTEST:

Anne Hurlburt, Clerk/Administrator