

\$100.00

NEW SCANDIA TOWNSHIP

THE TITLE AND SUMMARY OF THIS ORDINANCE HAS BEEN PREPARED FOR PUBLICATION PURSUANT TO MINNESOTA STATUTES 368.01(21).

ORDINANCE NO. 32

TITLE

AN ORDINANCE RELATING TO LAWN FERTILIZER AND PESTICIDE APPLICATION CONTROL.

SUMMARY.

1. General Purpose. The purpose of this Ordinance is to define regulations which will aid the Town in maintaining and improving public water resources by regulating the use, amount and application of lawn fertilizers, pesticides and herbicides within the Township.

2. Specific Provisions.

- (a) No person, firm, corporation or franchise shall engage in the business of commercial lawn fertilizer application within the Town of New Scandia unless a license has been obtained from the Town Administrator as provided in the Ordinance. A license fee shall be paid by the commercial lawn fertilizer applicator and a performance bond shall be submitted to the Town Clerk.
- (b) The commercial lawn fertilizer applicators shall permit the Town to sample any commercial lawn fertilizer application to be applied within the Town at any time after issuance of the initial license. The license shall be in the possession of the applicator or any employee thereof when making lawn fertilizer applications within the Town. The licensee shall comply with the provisions of Minnesota Statutes Section 17.711 through 17.729.
- (c) Upon the Town's request, the property owner shall provide the Town with samples of lawn fertilizer to be applied by the owner.
- (d) Lawn fertilizer shall not be applied when the ground is frozen or between November 15 and April 15 of each year.
- (e) No person, firm, corporation or franchise shall apply liquid lawn fertilizer with excessive amounts of phosphate as described in the Ordinance.

- (f) All commercial or noncommercial applicators of pesticides shall post or affix warning signs to the property where the pesticides are applied of the kind and in the manner described in the ordinance.

3. Penalty. Any person, firm, corporation or franchise who violates the Ordinance shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than \$300.00 or by imprisonment not to exceed 90 days or both except that any person not having a commercial lawn fertilizer license in his possession shall be guilty of a petty misdemeanor and, upon conviction, shall be punished by a fine of not more than \$100.00.

Passed and adopted by the Town Board, Town of New Scandia, Minnesota this 20~~th~~ day of February, 1990.

Town of New Scandia

By Russell Jackson
Russell Jackson
Chairman

ATTEST:

Dolores Peterson
Dolores Peterson
Town Clerk