

ORDINANCE NO. 2020-01
CITY OF HEIDELBERG
COUNTY OF LE SUEUR
STATE OF MINNESOTA

AN ORDINANCE ENACTING A REVISED CODE OF ORDINANCES FOR THE CITY OF HEIDELBERG, MINNESOTA, ADOPTING THE HEIDELBERG CITY CODE OF 2020, 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 Heidelberg City Code of 2020 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 the City of Heidelberg, Minnesota, ordains:

Section 1. The Heidelberg City Code of 2020 is hereby adopted and shall constitute the “Code of Ordinances of the City of Heidelberg”. 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. All City Codes and Ordinances adopted by the City of Heidelberg prior to this ordinance shall be repealed effective upon adoption of this ordinance.

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

CHAPTER 1. GENERAL PROVISIONS AND DEFINITIONS APPLICABLE TO THE ENTIRE CITY CODE INCLUDING PENALTY FOR VIOLATION

100 City Code

CHAPTER 2. ADMINISTRATION AND GENERAL GOVERNMENT

200 General Provisions

205 Departments Generally

210 Planning and Zoning

220 Disposal of Abandoned Motor Vehicles, Unclaimed Property and Excess Property

230 Supplemental Administrative Penalties

CHAPTER 3. Reserved for Future Expansion

CHAPTER 4. BUILDING CODE

400 Minnesota State Building Code Adopted

405 Permits and Regulation

CHAPTER 5. BEER AND LIQUOR LICENSING AND REGULATION

500 General Provisions

510 Sale and Consumption of Intoxicating Liquor

CHAPTER 6. OTHER BUSINESS REGULATIONS AND LICENSING

600 Definitions, Applications and Specific Licenses

620 Regulation of Adult Establishments

621 Premises Conducive to High Risk Sexual Conduct

625	Penalties
CHAPTER 7. STREETS AND SIDEWALKS	
700	General Provisions and Definitions
705	Maintenance on and about Public Ways
710	Construction and Repair of Streets and Sidewalks
715	Private Use of Public Ways
720	Violations
CHAPTER 8. Reserved for Future Expansion	
CHAPTER 9. Reserved for Future Expansion	
CHAPTER 10. PUBLIC PROTECTION, CRIMES AND OFFENSES	
1000	Wastes
1005	Dangerous Weapons and Articles
1010	Animals and Pets
1020	Drones
1025	Unlawful Furnishing of Tobacco
1030	Dangerous Trespasses and Other Acts
1040	Open Burning
1050	Rules and Regulations on Public and Private Property
1055	Obscene Material
1060	Penalties
CHAPTER 11 ZONING CODE	
1100	General Regulations and Definitions and Establishment of Districts
1105	Establishment of Zoning Districts and Residential Districts
1110	Business Districts
1115	Industrial Districts
1135	General Regulations
1136	Floodplain Management
1137	Non-Conforming Uses
1139	Building and Use Permits
1141	The Administrative Official
1145	Amendments and Conditional Use Permits
1150	Variances and Appeals
1155	Deadline for City Action
1160	Severability, Penalty and Effective Clause
CHAPTER 12 SUBDIVISION REGULATIONS (PLATTING)	
1200	General Provisions
1201	Concept Plan
1205	Procedure
1210	Preliminary Plats: Data Required
1215	Final Plats: Data Required
1220	Design Standards
1225	Basic Improvements
1226	Grounds for Denial of Subdivision or Combination
1230	Registered Land Surveys and Conveyance by Metes and Bounds.
1235	Variances, Compliance and Violations
1240	Penalties

CHAPTER 13 MISCELLANEOUS

- 1300 Annexations by Ordinance
- 1320 Fees by Ordinance
- 1330 Rezoning by Ordinance
- 1346 Interim Moratorium on the Construction of Solar Energy Production Systems

Section 3. The City Council hereby adopts a Supplemental Administrative Penalty Ordinance under Section 230 of the City Code of 2020 and adopts the following administrative penalties:

<i>Offense</i>	<i>Code Section</i>	<i>Amount of Administrative Penalty</i>
All offenses for which an administrative penalty may be established under this code, other than those specified below:		\$75.00

Section 4. Because of its small size, the city lacks the resources to investigate and research the impact sexually oriented businesses would have on the character of the city's neighborhoods. The city intends to continue its reliance on the Report of the Attorney General's Working Group on the Regulation of Sexually Oriented Businesses, dated June 6, 1989, as a basis for regulating sexually oriented businesses in this city; and Therefore, the City Council renews its acceptance of the recommendations and conclusions of this Report and adopts the recommendations and conclusions by reference of the Report of the Attorney General's Working Group on the Regulation of Sexually Oriented Businesses, dated June 6, 1989.

Section 5. This ordinance adopting the Heidelberg City Code of 2020 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 cause a substantial quantity of the Heidelberg City Code of 2020 to be printed for general distribution to the public at actual cost and shall furnish a copy of the Heidelberg City Code of 2020 to the County Law Library or its designated depository. The official copy of this Heidelberg City Code of 2020 shall be marked and kept in the office of the City Clerk.

Section 6. The Heidelberg City Code of 2020 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 Heidelberg City Code of 2020 marked "Official Copy" shall be filed as part of the official records of the city in the office of City Clerk. The City Clerk shall provide a copy of the Heidelberg City Code of 2020 to any person who requests a copy and shall charge that person the cost to the city of the copy of the Heidelberg City Code of 2020.

Section 7. All fees and charges in effect as of the date of the adoption of the city code for the city shall remain in effect unless otherwise modified by the provisions of this ordinance.

Section 8. This ordinance adopting the Heidelberg City Code of 2020, and the Code itself, shall take effect upon publication of this ordinance in the city's official newspaper.

Section 9. Any amendments to a statute or rule adopted in this Code or any former code or ordinance which continues to be in effect, shall be included by reference as if the amended statute or rule had been in existence at the time the Code or ordinance was adopted.

PASSED BY THE CITY COUNCIL OF THE CITY OF HEIDELBERG, MINNESOTA, THIS
2nd DAY OF NOVEMBER 2020.

APPROVED:

Lori Weldon

MAYOR

ATTEST:

Melissa Edwards Miller

CITY CLERK