

ORDINANCE NO. 183

AN ORDINANCE AMENDING THE CITY CODE RELATING TO PETTY MISDEMEANORS

THE CITY COUNCIL OF THE CITY OF BAGLEY DOES ORDAIN THAT (new material is underlined; deleted material is lined out; sections which are not proposed to be amended are omitted; sections which are only proposed to be re-numbered are only set forth below as to their number and title):

SECTION 1. Bagley City Code, Chapter 10: General Provisions, § 10.99 (B), is hereby repealed in its entirety.

SECTION 2. Bagley City Code, Chapter 10: General Provisions, §10.99 (C), is hereby amended to read as follows:

(C) In the case of a misdemeanor, the costs of prosecution may be added. A separate offense shall be deemed committed upon each day during which a violation occurs or continues.

SECTION 3. Bagley City Code, Chapter 51: Sewers and Wastewater, § 51.99, is hereby amended to read as follows:

51.99 PENALTY.

(B)(2) Any person who shall continue any violation beyond the time limit provided for in the written notice shall be guilty of a misdemeanor and upon conviction thereof, shall be fined in the amount not exceeding \$200 for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

(D)(3) *Conviction and fines.* Any person who shall continue a violation beyond the time limit provided for in ' ' 51.60 through 51.71 shall be guilty of a misdemeanor and upon conviction thereof shall be fined in an amount no less than \$10 and not more than \$200 for each violation. Each day in which any violation shall continue shall be deemed a separate offense.

SECTION 4. Bagley City Code, Chapter 70: Traffic Rules, § 70.99, is hereby amended to read as follows:

70.99 PENALTY.

(B) *Exhibition driving in city.* Any person violating any provision of ' 70.01 shall be guilty of a misdemeanor. A person charged with violating ' 70.01 is not subject to incarceration, is not entitled to a trial by jury but rather shall be tried by a judge without a jury. A person convicted of violating ' 70.01 shall be punished by a fine of not more than \$200.

(C) *Unreasonable acceleration.* Any person violating any provision of ' 70.02 shall be guilty of a misdemeanor and shall be punished by a fine of not to exceed \$200.

(F) *One-way streets and alleys.* Violation of Chapter 72, Schedule I shall be a misdemeanor.

SECTION 5. Bagley City Code, Chapter 71: Recreational Vehicles, § 71.99, is hereby amended to read as follows:

71.99 PENALTY.

(B) Any person violating any provision of ' 71.01 shall be guilty of a misdemeanor.

(C) Any person violating any provision of ' 71.02 shall be guilty of a misdemeanor.

SECTION 6. Bagley City Code, Chapter 73: Parking Schedules, is hereby amended to read as follows:

SCHEDULE I: PARKING RESTRICTED FOR STREET MAINTENANCE DEPARTMENT.

(B) Violation of this schedule shall be a misdemeanor.

SECTION 7. Bagley City Code, Chapter 90: Animals, § 90.99 (F), is hereby amended to read as follows:

(F) *Control of dogs and cats.* Any person keeping a dog or cat without a license or allowing a dog or cat under his or her control to run-at-large is guilty of a misdemeanor.

SECTION 8. Bagley City Code, Chapter 110: General Licensing Procedures, § 110.99 (B), is hereby amended to read as follows:

(B) A violation of ' ' 110.01 through 110.16 shall be a misdemeanor under Minnesota law.

SECTION 9. Bagley City Code, Chapter 131: Offenses Against Persons, § 131.99 (B), is hereby amended to read as follows:

(B) *Noisy parties.* Any person violating any provision of ' 131.01 shall be guilty of a misdemeanor. A person charged with violating ' 131.01 is not subject to incarceration, is not entitled to a trial by jury but rather shall be tried by a judge without a jury. A person convicted of violating ' 131.01 shall be punished by fine of not more than \$200.

SECTION 10. Bagley City Code, Chapter 150: Building Regulations, § 150.99 (B), is hereby amended to read as follows:

(B) *Numbering system.* Violation of ' ' 150.01 through 150.03 shall be a misdemeanor.

SECTION 11. Bagley City Code, Chapter 153: Zoning. § 153.999 (B), is hereby amended to read as follows:

(B) Any person, firm or corporation who shall violate any of the provisions herein, who shall fail to comply with any of the provisions herein, or who shall make any false statement in any document required to be submitted under provisions, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by the penalties and fines provided by law. Each day that the violation continues shall constitute a separate offense.

SECTION 12. City of Bagley Zoning Ordinance, Section 104 entitled "Enforcement" is hereby amended to read as follows:

Section 104. Enforcement

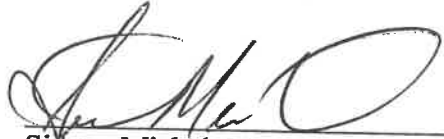
The Bagley City Council shall bear ultimate responsibility for the administration and enforcement of this Ordinance. Any violation of the provisions of this Ordinance or failure to comply with any of its requirements, including failure to comply with special conditions attached to granted conditional uses or variances, shall constitute a misdemeanor and shall be punishable as set forth in Section 1310, Subp. 2 of this Ordinance. Violations of this Ordinance can occur regardless of whether or not a permit is required for a regulated activity pursuant to Article XIII.

SECTION 13. City of Bagley Zoning Ordinance, Subpart 2. of Section 1310 entitled "Enforcement and Penalties" is hereby amended to read as follows:

2. Any person, firm or corporation who shall violate any of the provisions herein, or who shall fail to comply with any of the provisions herein, or who shall make any false statement in any document required to be submitted under such provisions, shall be guilty of a misdemeanor punishable by up to 90 days in jail, a \$1,000.00 fine, or both. Each day that the violation continues shall constitute a separate offense.

SECTION 14. This ordinance shall take effect following its passage and publication.

Passed by the City Council of the City of Bagley, Minnesota, this 27th day of April, 2022.



Sidney Michel, Mayor

ATTEST:



Faye Jacobs, City Clerk Treasurer

Publication May 11, 2022

VOTE: Yea MICHEL Yea SUTHERLAND Yea BONIK
 Yea BROVOLD _____ MERSCHMAN