

ORDINANCE NO. 104

AN ORDINANCE ADOPTING THE MINNESOTA STATE BUILDING CODE; PROVIDING FOR ITS ADMINISTRATION AND ENFORCEMENT; 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 GLYNDON PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; REPEALING ORDINANCE NO. _____ OF THE CITY OF GLYNDON AND ALL OTHER ORDINANCES IN CONFLICT THEREWITH

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Glyndon as follows:

Section 1. Building Code. The Minnesota State Building Code as such code may be from time to time amended, supplemented, or replaced in the future, pursuant to Minnesota Statutes Section 16.59 et. seq. and any Minnesota rules thereunder is hereby adopted and incorporated by reference in this Ordinance as if set forth in full as the Building Code for the City of Glyndon. One copy of said Code as it may be from time to time amended, supplemented or replaced under the above statutes and rules shall be on file in the office of the City Clerk.

A. Administration Required. The chapters of the Minnesota State Building Code listed below shall be administered by the City of Glyndon in accordance with Minnesota Statutes Section 16.59 et. seq. and any Minnesota rules thereunder as such statutes and rules may be from time to time amended, supplemented or replaced. In the event said statutes and rules require in the future any of the below chapters to be deleted or additional chapters to be added, such chapters shall automatically be deleted from or added to this Ordinance and administered by the City of Glyndon accordingly.

1. Chapter 1300 - Code Administration
2. Chapter 1305 - Adoption of 1985 Uniform Building Code by Reference
 - a. Required provisions - UBC Appendix Chapter 35
3. Chapter 1315 - Electrical Code
4. Chapter 1320 - Elevators and Related Machines
5. Chapter 1325 - Solar Energy Systems
6. Chapter 1330 - Technical Requirements for Fallout Shelters
7. Chapter 1335 - Floodproofing Regulations, Parts 1335.0600 to 1335.1200, and FPR 205.4 to 208.2
8. Chapter 1340 - Facilities for the Handicapped
9. Chapter 1345 - Minnesota Heating, Ventilating, Air Conditioning, and Refrigeration Code

10. Chapter 1350 - Manufactured Homes
11. Chapter 1355 - Plumbing Code
12. Chapter 1360 - Prefabricated Structures
13. Chapter 1365 - Variation of Snow Loads
14. Chapter 4215 - Model Energy Code Amendments

B. Administration Optional. In addition to those items listed above, certain appendices, standards and supplemental materials referenced as an optional part of the State Building Code are hereby adopted and incorporated by reference in the Building Code of the City of Glyndon as if set forth in full:

1. Uniform Building Code Appendix Chapters:

- a. Chapter 7 - Covered Mall Buildings
- b. Chapter 55 - Membrane Structures

Section 2. Organization and Enforcement. The City of Glyndon's organization and enforcement of the Code shall be as established by Chapter 2 of the Uniform Building Code 1985 Edition, as such Edition and Chapter therein may be from time to time amended, supplemented or replaced. The Code shall be enforced within the incorporated limits of the City of Glyndon, within such extraterritorial limits as may be permitted the City of Glyndon by Minnesota Statutes, Section 16B.62, as such statute may be from time to time amended, supplemented or replaced, and within any jurisdiction entering into a joint powers agreement with the City of Glyndon.

A. The City Council shall designate the Building Official for the jurisdiction of Glyndon who shall be a state certified "Building Official" in accordance with Minnesota Statutes Section 16B.65, Subdivision 3, and any other state rules or regulations thereunder, as said statute and rules or regulations may be amended, supplemented, or replaced from time to time.

Section 3. Permits, Inspections and Fees. Permits, inspections, and collection of fees shall be as provided in Chapter 3 of the Uniform Building Code, 1985 Edition, as such Edition and Chapter therein may be from time to time amended, supplemented or replaced.

A. Building Permit Fees. The Building Official will determine building permit fees based on the values of valuation of the total proposed construction or total improvements. Minimum value or valuation, except in unique circumstances, will be established by utilizing whichever is the greater of contract bids, or the most current table of average construction cost in the State of Minnesota furnished by the Department of Administration which relates "Type of Construction" to "Occupancy Use" on a square footage unit base.

B. Building Permit Fee Schedule. The table for determining building permit fees shall be known as Table 3-A, and which shall be incorporated herein as Attachment #1, on page 4 of this Ordinance.

C. Plumbing Permit Fee Schedule. The table for determining plumbing permit fees shall be known as Table 3-B, and which shall be incorporated herein as Attachment #2, on page 5 of this Ordinance.

D. Heating, Ventilating and Air Conditioning Permit Fee Schedule. The table for determining heating, ventilating and air conditioning permit fees shall be known as Table 3-C, and which shall be incorporated herein as Attachment #2, on page 5 of this Ordinance.

Section 4. Violations and Penalties.

A. Any person violating any provision of this Ordinance shall, upon conviction, be subject, in accordance with the Uniform Building Code, 1985 Edition, Section 205 and Minnesota Statutes Sections 412.231, 609.033, and 609.04, to a penalty of either a fine not to exceed \$700.00 or imprisonment not to exceed more than ninety (90) days or both but in either case the costs of prosecution may be added. Said penalty and imprisonment provisions shall be automatically amended, supplemented, or replaced by any amendment, supplement, or replacement to the penalty or imprisonment provisions of Minnesota Statutes Sections 412.231, 609.033, and 609.034.

B. Notwithstanding the within and foregoing penalty, the City may apply to the District Court for Clay County, Minnesota, for injunctive relief against any person violating any provision of this Ordinance.

Section 5. Effective Date of Ordinance. This Ordinance shall take effect upon adoption in accordance with the City Charter and Minnesota Statutes.

PASSED by the City Council of the City of Glyndon
this 13 day of January, 1988.

APPROVED BY:

Dennis D. Wahl
Mayor

ATTEST:

Dennis D. Wahl
City Clerk

(SEAL)