

**City of Medicine Lake**

**Ordinance No. 111**

**AN ORDINANCE ADOPTING THE 2006 ADDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE ®, AUTHORIZING THE ESTABLISHMENT OF AN INSPECTION SCHEDULE AND PROCESS, ESTABLISHING FEES AND REPEALING ORDINANCE 90.**

The City Council of the City of Medicine Lake does ordain as follows:

**Section 1. Title.** These regulations shall be known as the Property Maintenance Code of the City of Medicine Lake, hereinafter referred to in this ordinance as the code.

**Section 2. Purpose.** The City finds that providing for the public health, safety and welfare of its citizens warrants the existence of a property maintenance inspection program. This ordinance of the City of Medicine Lake adopts the 2006 edition of the International Property Maintenance Code ®, regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures in the City of Medicine Lake; providing for the issuance of permits and collection of fees therefor; repealing Ordinance No. 90 of the City of Medicine Lake and all other ordinance and parts of the ordinances in conflict therewith.

**Section 3. Codes adopted by reference.** In order to best fulfill the purpose of this chapter, the 2006 International Property Maintenance Code ® is adopted by reference and incorporated into the City Code in whole as if it was set out in full, subject to the amendments contained in Section 4 of this ordinance.

**Section 4. Sections and revisions.** The following sections of the International Property Maintenance Code ®) are hereby revised:

- (a) Section 101.1. These regulations shall be known as the Property Maintenance Code of the City of Medicine Lake, hereinafter referred to in this ordinance as the code.
- (b) Section 102.3 Application to other codes. Repairs, additions or alterations to a structure, or changes of occupancy shall be done in accordance with the procedures and provisions of the Minnesota State Building Code (MSBC) and all its parts, established pursuant to M.S. 16B.59 to 16B.75, as adopted by the City. Nothing in this code shall be construed to cancel, modify or set aside any provision of the MSBC, the City of Medicine Lake Building Code as adopted through ordinance 94, the Minnesota State Fire Code (SFC), the Minnesota

State Plumbing Code (MSPC), the State Mechanical Code (SMC) or the Minnesota State Energy Code (MSEC)

- (c) Section 102.7 Referenced codes and standards. The codes and standards referenced in this code shall be listed in Chapter 8, those listed in the MSBC, and considered part of the requirements of this code to the prescribed extent of each such reference. Where differences occur between the provisions of this code and the referenced standards, the provisions of this code shall apply.
- (d) Section 103.1 General. The City of Medicine Lake City Council is responsible for administering the provisions of this code, and the executive official in charge thereof shall be known as the code official.
- (e) Section 103.2 Appointment. The Code Official shall be appointed by the Medicine Lake City Council.
- (f) Section 103.5 Fees. The fees for activities and services performed by the building official serving as the code official in carrying out its responsibilities under this code shall be set by ordinance on an annual basis.
- (g) Section 111.1 Application for Appeal. Add Section 111.1.1. The Medicine Lake City Council shall serve as the Board of Appeals for this ordinance.
- (h) Section 111.2 Membership of Board. Not Adopted.
- (i) Section 302.4 Weeds. Not Adopted
- (j) Section 302.8 Motor vehicles. Not Adopted
- (k) Section 304.14 Delete: During the period from [date] to [date]
- (l) Section 307 Rubbish and Garbage. Not Adopted
- (m) Section 602.3 Insert: Dates shall be from September 15 through May 15.
- (n) Section 602.4 Insert: Dates shall be from September 15 through May 15.

**Section 5. Application, Administration and Enforcement.** The application, administration, and enforcement of the code shall be in accordance with International Property Maintenance Code. The code shall be enforced within the corporate limits permitted by Minnesota Statutes, 16B.62, subdivision 1, when so established by this ordinance. The code enforcement agency of the City of Medicine Lake is the Property Maintenance Official. This code shall be enforced by the Minnesota Certified Building Official designated by the City of Medicine Lake to administer the code (Minnesota statute 16B.65) subdivision 1.

**Section 6. Permits and Fees.** The issuance of permits and the collection of fees shall be as authorized in Minnesota Statutes, 16B.62, subdivision 1. Permit fees shall be assessed for work governed by this code in accordance with the fee schedule adopted by ordinance annually by the municipality. In addition, a surcharge fee shall be collected on all permits issued for work governed by this code in accordance with Minnesota Statute 16B.70.

**Section 7. Violations and Penalties.** A violation of the code is a misdemeanor. (Minnesota statutes 16B.69)

**Section 8. Repealer.** Ordinance No. 90 entitled [Rental Housing: Regulations] Licensure and Regulation of Rental Housing of the City of Medicine Lake and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section 7. Effective Date of Ordinance.** This Ordinance shall take effect upon its adoption and publication.

**Adopted by the City Council of Medicine Lake this 7th day of May, 2012.**

Mary Anne Young, Mayor

ATTEST: Nancy Pauly, City Clerk