

## **Chapter 10 BUILDINGS AND BUILDING REGULATIONS\***

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**\*Cross reference(s)**--Community development, ch. 16; environment, ch. 22; fire prevention and protection, ch. 24; planning, ch. 30; solid waste, ch. 32; streets, sidewalks and other public places, ch. 36; subdivisions, ch. 38; utilities, ch. 42; vegetation, ch. 44; zoning, ch. 46.

**State law reference(s)**--Authority to regulate the construction of buildings, M.S.A. § 412.221, subd. 28.

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## **ARTICLE I. IN GENERAL**

### **Sec. 10-1. Department and administrative authority.**

The city administrative offices department is the building department, and the city council is the administrative authority wherever those terms are used in the building code.

(Code 1987, § 901.03)

**Cross reference(s)**--Administration, ch. 2.

### **Secs. 10-2--10-35. Reserved.**

## **ARTICLE II. BUILDING CODE**

### **Sec. 10-36. Given as reference.**

The Minnesota State Building Code, one copy of which is on file in the office of the administrative clerk-treasurer, is given as reference material only to the building code of the city and incorporated in this Code of Ordinances as reference only for consideration by the city council.

(Code 1987, § 901.01)

### **Sec. 10-37. Additional provisions.**

The following appendices and supplementary material to the Minnesota State Building Code are given as reference material only to the building code of the city for consideration by the city council:

- (1) Appendix A - Standards.
- (2) Appendix D - Organization and Enforcement.
- (3) Appendix E - Permits and Inspections.
- (4) Floodproofing Regulations, sections 201.2 through 208.02.

(Code 1987, § 901.02)

### **Secs. 10-38--10-70. Reserved.**

## **ARTICLE III. PERMITS**

### **Sec. 10-71. Required.**

Except as hereinafter provided, no person shall construct, erect, alter, wreck or move any building or structure or parts of a building or structure within the corporate limits of the city

without first securing a building permit from the city. Application for the building permit shall be as set forth in this article and the state building code.

(Code 1987, § 902.18(1))

#### **Sec. 10-72. Application.**

Application for a building permit shall be made to the building inspector on blank forms to be furnished by the city. Each application for a permit to construct, alter or move a building shall be accompanied by a plan drawn to scale showing the dimensions of the lot to be built upon and the size and location of the building and accessory buildings to be erected. The application shall contain such other information as may be deemed necessary for the proper enforcement of this article or any other ordinance.

(Code 1987, § 902.18(2))

#### **Sec. 10-73. Determination of fees.**

The fee for a building permit shall be determined by the city council.

(Code 1987, § 902.18(3))

#### **Sec. 10-74. Issuance.**

The city shall issue or may direct the administrative clerk-treasurer or other person designated to issue the building permit only after determining that the building plans, together with the application, comply with the terms of chapter 46, pertaining to zoning, and the state building code.

(Code 1987, § 902.18(4))

#### **Sec. 10-75. Fee schedule.**

A schedule of building permit fees as adopted by the city council by resolution shall be on file and available in the city offices.

(Code 1987, § 901.05)

#### **Sec. 10-76. Certificate of use.**

- (a) A certificate of use specifying zoning compliance shall be obtained before any building erected or structurally altered is occupied or the use of any such building or land is altered or changed.
- (b) Application for a certificate of use for a new building or for an existing building which has been altered shall be made to the building inspector as part of the application for a building permit as required in section 10-72.

- (c) Every certificate of use shall state that the building or proposed use of a building or land complies with all provisions of law and chapter 46, pertaining to zoning. A record of all certificates of use shall be kept on file in the office of the administrative clerk-treasurer, and copies shall be furnished on request to any person having a proprietary or tendency interest in the building or land affected.

(Code 1987, § 902.18(5))

**Secs. 10-77--10-110. Reserved.**

**ARTICLE IV. FIRE LIMITS\***

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\*Cross reference(s)--Fire prevention and protection, ch. 24.

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**Sec. 10-111. Boundaries.**

All parts of the city designated as follows shall be the fire limits of the city, viz, all that territory lying within the following described boundaries:

Commencing at the center of Lexington Street and Sharon Street; thence running in an easterly direction on the center of Sharon Street to the center of Montgomery Street; thence running northerly along the center of Montgomery Street to the center of Tyrone Street; thence running westerly along the center of Tyrone Street to the center of Lexington Street; thence south along the center of Lexington Street to the center of Sharon Street, the point of beginning.

(Code 1987, § 901.04(1))

**Sec. 10-112. Required construction materials.**

No building or structure of any kind or description shall be constructed or placed within the fire limits of the city unless such building shall be constructed in brick, stone, cement, iron clad, or any material approved by the administrative authority.

(Code 1987, § 901.04(2))

**Sec. 10-113. Keeping of combustible materials limited.**

It shall be unlawful, within the fire limits, for any person owning or occupying any part of property contained within such limits, to keep without enclosure hay, straw, cornstalks or other combustible matter placed in piles on the property.

(Code 1987, § 901.04(3))