

CITATION ORDINANCE FOR GOODHUE COUNTY

SECTION 1. PURPOSES The purpose of this ordinance is to enable the Goodhue Land Use Management Department and Public Works Department to issue citations for alleged violations of Goodhue County Ordinances. By enabling the Departments to issue citations rather than going through a more formal criminal process, gaining compliance with County Ordinances should be quicker and require few hearings.

SECTION 2. SCOPE AND LEGAL AUTHORITY By virtue of Minnesota Statute 626.862(1), Goodhue County hereby grants authority to the Department head of the following departments and their agents to issue citations for violations of ordinances as specified:

- A. Goodhue County Zoning Ordinance
- B. Goodhue County Regulated Animal Ordinance
- C. Goodhue County Well/Septic Ordinance
- D. Goodhue County Solid Waste Ordinance
- E. Public Health Nuisances (MS145A.04)
- F. Public Works- Access Management and Control Ordinance
- G. Public Works- Ordinance for the Management of Utilities in the Public Right-of-Way
- H. Public Works - Dock Ordinance

SECTION 3. AMENDMENTS

The County Board may amend the procedures, standards, requirements and other provisions of this Ordinance.

SECTION 4. ENFORCEMENT AND PENALTIES

- A. Discovery and Investigation. Any alleged reported or observed violation will be investigated by assigned staff and determined if a violation exists.
- B. Violation Notice. If a violation is determined, the landowner (or licensed party) will be notified of the specific violation. The notification will include a timeline to cease or correct the violation, or schedule a meeting with staff to develop a work plan to correct the situation.
- C. Ticket. If the landowner (or licensed party) does not respond to the notification, or does not abide by the timeline, a ticket may be issued requiring them to appear before the court or pay a fine. In some cases, immediate or imminent public health or safety issues may be observed during the investigation which may require an immediate issuance of a ticket.
- D. Abatement. If there is a lack of cooperation with the scheduled correction or if there is an immediate or eminent public/environmental health hazard, the

County Ordinance Enforcement Committee may recommend to the County Public Health Board to contract the abatement of the violation to outside vendors.

- E. Restitution: Minnesota Statutes 145A allow the Public Health Board to assess the cost of enforcement of abating the nuisance against real property on which the public health nuisance was located. The landowner will be notified of the cost of the abatement and will be given an opportunity to voluntarily develop a repayment plan with the County. If voluntary repayment plan is not reached or adhered to, the Public Health Board will determine an amount and payment schedule to be assessed against the real property on which the enforcement action was taken.

SECTION 5. SEVERABILITY

If any section, clause, provision, or portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
APRIL 6, 2010

WHEREAS, Goodhue County staff has determined that there is no longer a need for retaining Tracts A & B as shown on the attached Certificate of Survey for highway purposes since the street is of adequate width and in a developed urban area.

NOW, THEREFORE, BE IT RESOLVED,

- 1) That the legal descriptions of Tracts A & B attached hereto as Certificate of Survey shall revert to the adjacent landowner upon receipt of \$93,940; and,
- 2) That the recipient of the release shall incur the costs to properly record with the Goodhue County Recorder all Goodhue County interest as described in attached Certificate of Survey.

COUNTY SURVEYOR'S REPORT

Oath of Office. Lisa Hanni took the Oath of Office for the County Surveyor.

LAND USE MANAGMENT DIRECTOR'S REPORT

Conditional Use Permit- for Perkins Family Farms (Tom Perkins) on property located at: T112N, R15W, Part of SE ¼, NE ¼, Section 16, Featherstone Township. The application, if approved, would authorize: a CUP – for the existing Feedlot Facility on parcel number 31.016.0200 in A-1 Zoned District to expand with a new feedlot structure/ manure holding structure that will have a storage volume of over 500,000 liquid gallons in Section 16 Featherstone Township.

- ¹¹ Moved by C/Samuelson, seconded by C/Allen, and carried to approve a Conditional Use Permit for Perkins Family Farms (Tom Perkins) on property located at: T112N, R15W, Part of SE ¼, NE ¼, Section 16, Featherstone Township to expand with a new feedlot structure/ manure holding structure that will have a storage volume of over 500,000 liquid gallons.

Citation Ordinance. Ms. Hanni reviewed the proposed Citation Ordinance and Citation Ordinance Procedures discussed at previous Committee of the Whole meetings.

C/Rechtzigel asked what changed. Ms. Hanni stated that C/Seifert had requested some minor language change. There were no changes to the actual ordinance.

- ¹² Moved by C/Allen, seconded by C/Rechtzigel, and carried to approve the Citation Ordinance for Goodhue County.

SOIL AND WATER

Feedlot Work Plan Approval. Josh Finnesgard reviewed the 2010 Feedlot Work Plan with the board.

- ¹³ Moved by C/Samuelson, seconded by C/Seifert, and carried to approve the 2010-2011 County Feedlot Program Delegation Agreement and Work Plan.

MCIT REPORT

Annual Report. Bob Goede with Minnesota Counties Intergovernmental Trust (MCIT) reviewed the 2010 annual report with the board.

FUTURE MEETING DATES:

1. April 6 at 3:30 p.m.- Committee of the Whole: County Board Room, Government Center, Red Wing.
2. April 13 at 8:30 a.m.- Budget/Personnel Committee: Administration Conference Room, Government Center, Red Wing.
3. April 19 at 7:00 p.m.- Planning Advisory Commission: Jury Assembly Room, Justice Center, Red Wing.
4. April 20 at 8:00 a.m.- Committee of the Whole: County Board Room, Government Center, Red Wing.
5. April 20 at 10:00 a.m.- Committee of the Whole: County Board Room, Government Center, Red Wing.
6. April 25 Annual 4H Hog Roast.
7. April 26 at 5:30 p.m.- Goodhue County Historical Society: History Center, Red Wing.
8. April 26 at 6:30 p.m.- Board of Adjustment: Jury Assembly Room, Justice Center, Red Wing.
9. April 27 at 7:00 p.m.- Cannon Valley Trail: Welch Station, Welch.