

CHAPTER 18: BUILDING AND BUILDING REGULATIONS

ARTICLE II. Building Code

*State law reference--State building code, Minn. Stats. § 16B.59 et seq.

Section 18-31. Organization and enforcement.

The organization of the building department and enforcement of the code shall be consistent with Minn. Stats. § 16B.65. The manager of the city shall designate a qualified person to the council for appointment as the city's building official.

Section 18-32. Minnesota State Building Code adopted.

The Minnesota State Building Code as adopted by the Commissioner of Administration pursuant to Minnesota Statutes Chapter 16B.59 to 16B.75, including all of the amendments, rules and regulations established, adopted and published from time to time by the Minnesota commissioner of Administration, through the Building Codes and Standards Division, is hereby adopted by reference with the exception of the optional chapters, unless specifically adopted in this ordinance. The Minnesota State Building code is hereby incorporated in this ordinance as if full set out herein..

Charter reference--Adoption by reference, § 3.11.

State law reference--Adoption by reference, Minn. Stats. § 471.62.

Section 18-33. Permits, inspections, fees, and time limits.

- (a) *Permits and Fess.* The issuance of permits and the collection of fees shall be as authorized in Minnesota Statutes. Permit fees shall be assessed for work governed by the Minnesota State Building Code in accordance with the City's adopted fee schedule. In addition, a surcharge fee shall be collected on all permits issued for work governed by the Minnesota State building Code in accordance with regulations set forth therein.
- (b) *Expiration.* Notwithstanding continuing or on-going work, any building permit issued by the city shall expire and by limitation be null and void if a certificate of occupancy and final completion has not been issued within the following applicable period of time after the date of permit issuance:
- (1) Single-family residential dwellings, including new construction, remodeling or additions: 18 months.
 - (2) Accessory buildings on single-family residential properties: 12 months.
 - (3) All multifamily and nonresidential construction: 24 months unless a shorter or longer time is specified by the council at the time the original permit is issued.
 - (4) An expired building permit may be reissued once, for a term of one-half of its original duration, upon payment of an amount equal to one-half the original permit fee. Thereafter, if the permitted work is not completed within the applicable time period, a new permit may be issued only upon such conditions as the council by resolution may prescribe, including financial guarantees of completion by a specified date.

- (c) *Time limitations for exterior work.* Notwithstanding continuing or on-going work or the validity of any permit, all exterior work shall be completed as follows:
- (1) No land shall remain disturbed and exposed without established grass or other ground cover for a period exceeding 12 months, or any lesser period as may be specified in the permit.
 - (2) All exterior construction including siding, roofing, doors, windows and finish shall be completed and present a finished appearance within 12 months of the start of construction.
 - (3) Failure to complete exterior work as required in this article shall result in suspension of the existing permit until a reinstatement fee equal to 100 percent of the original building permit has been made. Reinstatement of a building permit does not extend the term of the permit but is a prerequisite to reissuance when applicable.
- (d) *Unfinished construction.* Any unfinished construction for which there is no current building permit shall be governed by article III of this chapter in addition to any other applicable law.
- (e) *Existing permits.* Any permit outstanding at the time of the adoption of the ordinance from which this article is derived shall be limited as set forth in this article.

Section 18-34.

Violations and penalties.

Violations and penalties for violation of this article shall be as set forth in the Minnesota State Building Code.

Section 18-35--18-60.

Reserved.