



COUNCIL WORK SESSION

Tuesday, September 3, 2024

6:30 p.m.

Coon Rapids City Center

Conference Room 1

Call to Order

Pursuant to Minnesota Statute 13D.04, subd. 2, the City Council will meet in work session to discuss the following:

1. Proposed 8-200 Waste Collection and Recycling Amendments

Other Business

Adjourn



City Council Work Session

1.

Meeting Date: 09/03/2024

Subject: Proposed 8-200 Waste Collection and Recycling Amendments

From: David Brodie, City Attorney

INTRODUCTION

City Staff to present a proposed ordinance to amend 8-200 Waste Collection and Recycling.

DISCUSSION

Recently, City staff and Council explored the possibility of organized hauling in the City. Ultimately, the Council made the decision to continue with the current system but address some of the concerns over service and other issues. Based on input from staff and Council, proposed amendments to Chapter 8-200 have been prepared. The proposed ordinance amendments to 8-200 would provide:

1. 8-209 - Limit the number of residential haulers to 3. Currently, there are 5 active haulers who are licensed for and provide residential garbage service in Coon Rapids. Those 5 would be able to continue their operation if they continued to meet the licensing requirement of 8-200.
2. In an effort to better protect residents and in response to complaints, 8-221 would be amended to provide that if five or more formal complaints are filed against a licensee, within a 12-month period, and which have been administratively reviewed and verified by city staff for accuracy, it may result in revocation, or non-renewal of a license.
3. Similarly, to better protect residents and in response to complaints, 8-224 is added to establish an administrative fine procedure. In addition to other remedies in the code (criminal/non-renewal/revocation of license), the administrative fine would permit the City to administratively fine haulers for violations of the applicable City Code.
4. A few minor changes were made as well as highlighted in the attached proposed ordinance.

The ordinance amendment will be on the September 3, 2024, City Council agenda for introduction.

RECOMMENDATION

This item is for discussion purposes.

Attachments

Ordinance to amend Chapter 8-200 Waste Collection

ORDINANCE NO.

AN ORDINANCE AMENDING WASTE COLLECTION AND RECYCLING AND THEREBY AMENDING REVISED CITY CODE – 1982 SECTION 8-200

The City of Coon Rapids hereby ordains:

Section 1. Revised City Code – 1982 Section 8-200 is hereby amended as follows:

(deletions in brackets, additions double underlined)

8-201 Purpose. City Council finds that the improper storage, collection, and disposal of waste and recyclable materials constitute a public nuisance and a serious threat to the environment and public health. The Council therefore finds that the reasonable regulation of the storage, collection, and disposal of waste materials, and the encouragement of citizens to recycle waste materials to the extent possible, is necessary to provide for the public health, safety, and general welfare.

8-202 Definitions. For the purposes of this chapter, the following definitions will apply:

(1) “Authorized Recycling Program” means a program for the collection and recycling of recyclable materials which is instituted, sponsored, authorized, or controlled by the City of Coon Rapids.

(2) “Business” means any commercial, industrial, or institutional enterprise, except residential uses, including, but not limited to, offices, retail sales, wholesale sales, warehousing, restaurants, clubs, churches, and establishments of non-profit organizations where food is prepared or served or goods are sold.

(3) “Commercial Container” means any container intended for the collection of waste or recycling materials that exceeds 95 gallons in volume.

(4) “Director” means the City’s Public Works Director or the Director’s duly authorized representative. [Revised 11/6/13, Ordinance 2110]

(5) “Garbage” means any organic refuse, animal or vegetable, resulting from the preparation, consumption, display, dealing in or storage of meat, fish, fowl, fruit, or vegetables, including the cans, containers or wrappers wasted along with such materials, but not including recyclable materials.

(6) “Licensed Hauler” means any person licensed by the City of Coon Rapids to perform the services of collecting and disposing of waste, recycling materials, or yard waste, and any person providing any such services as a subcontractor thereto.

(7) “Mixed Municipal Solid Waste” means garbage, refuse, and other solid waste from residential, commercial, industrial, and community activities that the generator of the waste aggregates for collection, but does not include automobile hulks, street sweepings, ash, construction debris, mining waste, sledges, tree and agricultural waste, tires, lead acid batteries, motor and vehicle fuels and filters, and other materials collected, processed, and disposed of as

separate waste streams, but does include source-separated compostable materials.

(8) “Multi-unit Residential Use” means a residential structure, or group of residential structures under a single management, with five or more residential units.

(9) “Person” means an individual, firm, association, partnership, or corporation.

(10) “Recyclable Materials” means materials that are separated from mixed municipal solid waste for the purpose of recycling, including paper, glass, plastics, metals, automobile oil, and batteries. Refuse-derived fuel or other material that is destroyed by incineration is not a recyclable material.

(11) “Recycling” means the process of collecting and preparing recyclable materials and reusing the materials in their original form or using them in manufacturing processes that do not cause the destruction of recyclable materials in a manner that precludes further use.

(12) “Residential Container” means any container intended for the collection of waste or recycling materials that has a volume of 95 gallons or less.

(13) “Residential Household” means any attached or detached single, double, triple, or four unit dwellings and mobile homes.

(14) “Rubbish” means any solid wastes that are not garbage or recyclable materials.

(15) “Scavenging” means the unauthorized collection of recyclable materials that have been set out by the residents of the City specifically for participating in an authorized recycling program.

(16) “Source-separated compostable materials” means mixed municipal solid waste that is separated at the source by waste generators for the purpose of preparing it for use as compost, is collected separately from other mixed municipal solid waste, is comprised of food waste, fish and animal waste, plant materials, diapers, sanitary products, and paper that is not recyclable because the Director of the Office of Environmental Assistance has determined that no other person is willing to accept the paper for recycling, and is delivered to a facility to undergo controlled microbial degradation to yield a human-like product meeting the pollution control agencies’ Class I or Class II or equivalent compost standards and where process residues do not exceed 15 percent by weight of the total materials delivered to the facility.

(17) “Waste” means any discarded material including, but not limited to, garbage, rubbish, and recycling materials.

(18) “Yard Waste” means garden waste, leaves, lawn cuttings, weeds, shrub and tree waste, and prunings. [Revised 11/17/2017, Ordinance 2196]

8-203 Unlawful Deposit. It is unlawful for any person to deposit garbage, rubbish, the body of a dead animal or any portions thereof, or other waste or recyclable materials in or upon any public highway, street, alley, public waters or ice thereon, public lands, or, without the consent of the owner, in or upon any private lands or water or ice thereon.

8-204 Collection Service Required.

(1) Unless otherwise exempt as provided in this Section, every residential household and every multi-unit residential use with centralized collection must engage a licensed hauler for the collection of mixed municipal solid waste and recyclable materials generated by that household or residential use.

(2) Unless otherwise exempt as provided in this Section, every business must engage a

licensed hauler to provide for the collection of mixed municipal solid waste generated by the business and for the collection of such materials as required by law to be recycled by the business.

(3) A residential household or business may be exempted from the requirements of this Section upon demonstrating to the satisfaction of the City that environmentally sound alternative methods of collection will be used. Application for an exemption shall be made on forms provided by the City. The application shall be reviewed by the Director who will approve or deny the application and will notify the applicant in writing of the decision. Any applicant aggrieved by the decision of the Director may appeal that decision to the City Council. The request for an appeal must be in writing, specifically state the basis for the appeal, be signed by the applicant, and be received by the City within 10 business days of the written notice. The City Council shall hear the appeal at its next regularly scheduled meeting that is held at least seven days after receipt of the appeal request.

8-205 Containers.

(1) Mixed municipal solid waste generated by residential households must be stored in residential containers that are water tight, have a tight fitting lid, are impervious to insects, rodents, birds, and other pests, and are not capable of absorbing moisture. Such containers must be provided by the Licensed Hauler, and may be inspected by the City to ensure compliance. [Revised 11/6/13, Ordinance 2110]

(2) Mixed municipal solid waste generated by businesses and multi-unit residential uses must be stored in commercial containers approved by the Director and which are water tight, have a tight fitting lid, are impervious to insects, rodents, birds, and other pests, and are not capable of absorbing moisture.

(3) Recyclable materials for all uses must be stored in containers approved by the Director, and provided by and collected by a Licensed Hauler. [Revised 11/6/13, Ordinance 2110] Containers for recyclable materials must be kept in good repair as to be able to adequately perform this intended purpose.

(4) Yard waste must be placed in State approved compostable bags or containers provided by a licensed hauler, tied in bundles, or stacked in a neat orderly manner. [Revised 11/6/13, Ordinance 2110]

(5) If, upon inspections, the Director determines that a container is in poor repair, corroded, or otherwise defective condition so as to not comply with requirements of this Section, the Director will notify the provider or user in writing to repair or replace the container. The notice must include the specific defect or deficiency and provide a compliance date. If the defect or deficiency is not corrected by the compliance date, the Director will condemn the container and affix thereto a tag indicating such condemnation. It is unlawful for any person to use a condemned container for the storage and collection of mixed municipal solid waste. [Revised 11/06/13, Ordinance 2110]

8-206 Location of Containers and Yard Waste.

(1) The outside location of residential containers for the storage of mixed municipal solid waste, yard waste and recycling materials must be placed no closer to the street than the existing front yard setback of the residence.

(2) The location and screening of any commercial containers for the storage of mixed municipal solid waste and recycling materials must be approved in advance by the City and in accordance with land use regulations of Title 11.

(3) Yard waste must be prepared for collection in a manner required by the person's licensed hauler. No yard waste as defined in Chapter 8-202, and including brush and brush piles, bagged or piled leaves, bagged or piled grass clippings, or unstacked wood may be stored on the property except as allowed in Chapter 8-1600 (Composting). [Revised 11/6/13, Ordinance 2110]

(4) Yard waste, residential containers for mixed municipal solid waste and recycling materials that are prepared for collection must be placed in one location at ground level and off the traveled roadway (such as in the driveway, or in the boulevard behind the curb) no sooner than 4:00 p.m. the day prior to collection. Such containers must be returned to their outside storage location no later than midnight on the day of collection. Upon pick up licensed haulers will be required to place empty containers off the traveled roadway. [Revised 11/6/13, Ordinance 2110]

8-207 Collection Fees. The fees for mixed municipal solid waste, recycling, and yard waste collection will comply with all State regulations and be paid to the licensed hauler by the owner, agent, occupant, or tenant of the premises from which such materials are collected and such fee shall be full compensation for the hauler's services. If a tenant or occupant of the property fails to pay said expense, the owner will be liable to the licensed hauler. The licensed hauler may refuse to make collections from any premises when the hauler's fees are not paid.

8-208 License Required. No person may operate a service for the collection and hauling of mixed municipal solid waste, recycling materials, or yard waste in the City without first obtaining and maintaining a license from the City except that no separate license is required for any person collecting recycling materials or yard waste as a subcontractor to a licensed hauler.

8-209 Limitation on Number of Licenses.

(1) Purpose. It is the intent of the city to reduce the number of solid waste collection licenses issued. The limitation is deemed necessary to protect the health, safety and welfare of the city and its residents.

(2) Limitation exception. No more than 3 collection licenses for residential collection may be in force at any time, except that all companies licensed by the city for residential collection licenses as of September 1, 2024 and who have provided service under said residential license may be relicensed according to the following conditions:

(a) The licensee has conformed to all city, county, state and federal laws related to solid waste collection.

(b) There is no lapse in the license period.

(c) The licensee submits a fully completed annual renewal form, payment and all required documentation by the due date for renewals. Incomplete applications shall be returned to the licensee and must be resubmitted by the original due date. Failure to submit

a renewal, payment and all required documentation by the original due date will be cause for the city to deny the renewal of the license.

(d) Licenses are nontransferable, except when an existing licensee undergoes incorporation, sale or merger with another existing city licensed collector, so long as the ownership, control, and interest in the license remain with a pre-existing licensee.

(e) The type of service offered (i.e., commercial/industrial/multifamily or residential) has not increased from the previous license period.

~~[8-209]~~ 8-210 Application. Application for a hauler license must be made to the Director on forms designated from time to time by the City and will include, but not be limited to, the following information:

- (1) The name, business address, and telephone number of the applicant.
- (2) A list of the vehicles which the applicant proposes to use in the operation of the business in the City.
- (3) Evidence satisfactory to the City of a current license issued by Anoka County.
- (4) The method or methods of disposing of recyclable materials.
- (5) The method or methods of disposing of yard waste, if applicable.
- (6) The name, address, and telephone number of any person providing the collection and hauling of recyclable materials and/or yard waste if other than the applicant.
- (7) Copies of the Minnesota State Inspections Certificates for each of the vehicles used in the business, including the vehicles used by any subcontractor or, if not subject to State inspection, evidence of satisfactory inspections by the City's Department of Public Works.
- (8) Certificates of insurance which provide evidence of compliance with the requirements of Section ~~[8-240]~~ 8-211.
- (9) Evidence satisfactory to the City of the surety bond required in Section ~~[8-210(1)]~~ 8-211(1)

~~[8-240]~~ 8-211 Bond and Insurance.

(1) A licensed hauler must maintain at all times a surety bond in the penal sum of \$3,000 conditioned that the licensed hauler will faithfully and continuously provide the collection services specified in the application, or as later modified by the City Council, and under the conditions imposed by the ordinances and the lawful orders, rules and regulations of the City.

(2) In addition, a licensed hauler must maintain at all times the following insurance policies issued by insurance companies authorized to do business in the State of Minnesota:

(a) Commercial general liability (CGL), and if necessary commercial umbrella insurance, with a limit of not less than \$1,000,000 each occurrence. If such CGL insurance contains a general aggregate limit, the general aggregate limit shall be not less than \$2,000,000 and the aggregate limit shall apply on a per project basis. The CGL insurance shall cover liability arising from premises, operations, independent contractors, products-completed operations, personal injury and advertising injury and contractually-assumed liability. Said policy shall provide that it may not be canceled by the insurer except on 10 days written notice to the City Clerk. If such insurance is canceled and the licensee fails to replace the same with another policy conforming to the provisions of this Chapter, said license shall be automatically suspended until such insurance is replaced.[Revised 5/17/05, Ordinance 1890]

(b) Automobile liability insurance, and if necessary, umbrella liability insurance, with a limit of not less than \$1,000,000 for each accident. If such insurance contains a general aggregate limit, the general aggregate limit shall not be less than \$2,000,000. The insurance shall cover liability arising out of any auto, including owned, hired, and non-owned auto.

(c) To the extent required by law, workers compensation coverage or evidence of qualification as self-insured of workers compensation.

(3) Failure to maintain the bond or any required insurance will be grounds for revocation of the license.

(4) The bond and any required insurance may be canceled only after 10 days written notice to the Director of intent to cancel.

(5) If recycling services are to be performed by a person or entity other than the licensed hauler, the licensed hauler will provide written evidence satisfactory to the City that the licensed hauler's bond and insurance will also apply to the recycling collector or shall supply a separate bond and insurance policy in the amount specified herein covering the recycling collector.

(6) A licensed hauler will defend and indemnify the City for all costs (including attorney's fees) relating to any claims brought or filed against the City or any of its officers, employees, or agents for property damage, bodily injury, or death to any persons, including third persons, arising out of or relating to the licensed haulers operations under the City license.

~~[8-211]~~ 8-212 License Fee. The annual fee for a hauler license will be established from time to time by ordinance of the City Council and must accompany the license application.[Revised 12/5/06, Ordinance 1938]

~~[8-212]~~ 8-213 Issuance of License. Licenses will be issued by the Director unless the investigation indicates that the applicant does not meet the standards for a license under this Chapter in which case the Director will forward the application to the City Council for appropriate action.

~~[8-213]~~ 8-214 Term of License. A hauler's license will be effective from January 1st through December 31st of each year. The fee for an initial license issued after September 1st in any year will be one half of the annual license fee for that partial year.

~~[8-214]~~ 8-215 Collection.

(1) Each licensed hauler, at a minimum, will offer its residential customers, including multi-unit residential uses with centralized collection, mixed municipal solid waste removal and recycling services in accordance with this Chapter and such rules and regulations as may be adopted from time to time by the City and kept on file in the office of the Director. Materials too large or numerous to be placed in the required containers may be placed in an orderly manner on the curb, provided that prior arrangements for the pickup have been made with the licensed hauler.

(2) Each licensed hauler must, at a minimum, offer its business customers mixed municipal solid waste removal, except for haulers who provide only recycling services for businesses.

(3) The methods of collection and the fees to be charged will be determined by each licensed hauler. At least once each license year the licensed hauler must notify each of its customers of the availability of the various services offered and the fees for each service.

(4) Each licensed hauler who provides trash, recycling, organics or yard waste services must provide the Director with tonnage reports on the amount of trash, recycling, organics and yard waste collected. The reports may be provided either monthly or quarterly. Monthly reports will be due by the 15th day of the next succeeding month. If reports are provided quarterly, the first quarter report due on or before April 15th, the second report on or before July 15th, the third report on or before October 15th, and the fourth report on or before January 15th in the next succeeding year. [Revised 4/18/17, Ordinance 2186]

(5) A licensed hauler may provide for the collection of yard waste. Any hauler providing such service must advise its customers at least annually of the requirements, schedules and fees established by the hauler for that collection. The hauler is responsible for the proper disposal of all yard waste it collects.

(6) All licensed haulers are responsible for the immediate clean up of any spills that may occur during the collection process.

(7) For multi-unit residential uses centralized collection, the City will adopt a policy and requirements that:

- (a) collection containers must be labeled to clearly differentiate between solid waste and recycling;

- (b) recycling container locations must be in close proximity to solid waste container locations;

- (c) residents must be provided educational materials related to solid waste and recycling; and

- (d) such policy will be kept on file in the office of the Director. Responsible parties at multi residential uses with centralized collection must provide recycling and solid waste collection in accordance with this Chapter and Section (7) (1). [Revised 6/4/2019, Ordinance 2222]

[8-215] 8-216 Collection Schedules.

(1) Except as otherwise provided herein, the collection of mixed municipal solid waste and other waste materials, must be made at least weekly from residential households. Recycling materials must be collected at least every other week. Yard waste may be collected on a schedule determined by the licensed hauler. The collection of recyclable materials and yard waste must be made on the same day of the week as the collection of mixed municipal waste.[Revised 3/1/05, Ordinance 1877]

(2) Except as otherwise provided herein, the collection of mixed municipal solid waste, recyclable materials, and other waste must occur:

- (a) From businesses: at minimum twice per week.

- (b) From multi-unit residential buildings with centralized collection: collection of recyclables shall ensure a minimum weekly service capacity of .05 cubic yards per dwelling per dwelling unit or an equivalent collection capacity in accordance with policies set forth in Chapter 8-214 and kept on file with the Director. Solid waste shall be collected as often as necessary to protect public health but at a minimum once per week. [Revised 6/4/2019, Ordinance 2223]

(3) Collection of any nature within residential areas, including multi-unit residential uses and businesses where the collection containers are located within 750 feet of a residential structure, must be restricted to between the hours of 6:30 a.m. and 8:30 p.m. Monday through Saturday. The City may waive these requirements upon the City's sole determination that an emergency exists.

[8-216] 8-217 Collection Vehicles. All vehicles used by a licensed hauler, any person operating as a subcontractor to a licensed hauler or any person who may not require a license under this Chapter must be so constructed and operated that the contents of the vehicle will not leak or spill therefrom. The vehicles must be kept clean and free from offensive odors and may not be allowed to stand on any public street or other public or semi-public place longer than reasonably necessary to make the collections. The vehicles must be so maintained that they do not leak oil or other fluids.

[8-217] 8-218 Policy Statement. Within 30 days after receiving a written request therefore from the City, a licensed hauler must provide the Director with a copy of the hauler's policy statement relating to all services provided and the fees charged.

[8-218] 8-219 Violations. The Director will notify a licensed hauler of any violations of federal, state, or local laws and ordinances committed by the hauler or any subcontractor of the hauler. The notice must be in writing, specifically describe the violation or violations, provide a reasonable time for compliance, advise a hauler of its appeal rights, and be served on the hauler personally or by registered or certified mail.

[8-219] 8-220 Appeals. A licensed hauler may appeal a notice of violation to the City Council by filing a request to appeal with the Director within 10 calendar days after the date of service of the notice. The appeal request must be in writing, specifically state the basis for the appeal, and be signed by the applicant. The Director will cause the appeal to be placed on the agenda at the next regular City Council meeting that is held at least 10 calendar days after receipt of the request. The City Council may affirm, reject, or amend the Director's notice.

[8-220] 8-221 Revocation or Non-renewal.

(1) The City Council may revoke or not renew any license issued pursuant to this Chapter for cause, including but not limited to, failure to comply with any violation notice or repeated violations of laws and ordinances. Revocation or non-renewal may also be based on other health, safety, and welfare concerns arising out of the performance of the licensee, its employees and agents, or its vehicles and equipment. The City's receipt of five or more formal complaints, filed against a licensee, within a 12-month period, which have been administratively reviewed and verified by city staff for accuracy, may also result in revocation, or non-renewal of a license.

(2) Before revocation or non-renewal, the licensed hauler will be provided with written notice, served personally or by registered or certified mail, specifically stating the nature of the charge or charges against the licensee and setting a hearing date before the City Council which date will not be less than 10 calendar days after service of the notice. The licensee may appear at

the hearing with or without counsel and may present such evidence and make such arguments as the Council deems appropriate. If Council determines to revoke the license, it must establish a reasonable effective date for the revocation taking into consideration the needs of the customers. The Council may also establish a time and such requirements under which a licensee whose license has been revoked or not renewed may apply for a new license.

[8-221] 8-222 Scavenging.

(1) The Director will maintain a list of approved items designated for recycling under the City's authorized recycling program.

(2) Ownership of recyclable materials set out for the purpose of participating in an authorized recycling program remains with the person who set out the materials until removed by the authorized collector. Until the recyclable materials are removed by the authorized collector, the person who set out the materials is responsible for their proper preparation, handling and storage. Ownership and responsibility for the proper handling of the recyclable materials rests in the authorized collector upon removal by that collector.

(3) It is unlawful for any person who is not authorized by the City to take or collect or scavenge recyclable materials intended for an authorized collection program within the City. The first violation of this Section will constitute a petty misdemeanor. Any second or subsequent violation will be a misdemeanor.

[8-222] 8-223 Oil Recycling Depositories. City depositories for the collection of oil or recycling are available for the benefit of private individuals only and may not be used by any commercial enterprise. A commercial enterprise, or any person operating on behalf of a commercial enterprise, that deposits oil in a City depository is guilty of a misdemeanor.

8-224 Administrative Penalty.

(1) For the listed violations, the City, in addition to any other sanctions authorized by the Chapter or state or federal statute, impose the following penalty:

(a) Failure or neglect to clean up solid waste spilled by licensed hauler within 6 hours

of oral or written notification - \$500.00 each occurrence.

(b) Failure or neglect to maintain vehicle in a manner that prevents nuisances such as leaky seals or hydraulics - \$500.00 each occurrence.

(c) Failure or neglect to abide by the City's regular collection hours - \$500.00 each occurrence.

(d) Use of unlicensed trucks, \$500 each occurrence.

(e) Failure to provide monthly or quarterly tonnage reports within the time limits prescribed in 8-215(4), \$300.00 each occurrence.

(f) Failure or neglect to provide notice to involved resident when garbage and refuse, recyclables, yard waste, or large/bulky items are refused for collection for cause or when pick up does not occur due to weather conditions - \$300.00 each occurrence.

(2) Notice. Upon discovery of a suspected violation, the alleged violator shall be issued, either personally or by mail, a citation that sets forth the alleged violation and which shall inform the alleged violator of his or her right to be heard on the accusation.

(3) Hearings.

(a) Upon issuance of a citation, a person accused of violating this Chapter may request in writing a hearing on the matter. Hearing requests must be made within ten business days of the issuance of the citation and delivered to the City Clerk or other designated City employee. Failure to properly request a hearing within ten business days of the citation will terminate the person's right to a hearing.

(b) The City Clerk or other designated City employee will set the time and place for the hearing. Written notice of the hearing time and place will be mailed or delivered to the accused violator at least ten days prior to the hearing.

(4) Hearing Officer. The City Manager shall from time to time designate a hearing officer. The hearing officer will be an impartial employee of the City or an impartial person retained by the City to conduct the hearing.

(5) Decision. If the hearing officer determines that a violation of this Chapter did occur, the decision, along with the hearing officer's reasons for finding a violation and the penalty to be imposed under Section 8-224 of this Chapter, shall be recorded in writing, a copy of which shall be provided to the accused violator. Likewise, if the hearing officer finds that no violation occurred or finds grounds for not imposing any penalty, such findings shall be recorded and a copy provided to the acquitted accused violator.

(6) Appeals. Appeals of any decision made by the hearing officer may be made to the City Council by filing a written request for an appeal with the hearing examiner within ten days after the hearing examiner's decision. The hearing examiner shall place the appeal on the next Council agenda that is held at least ten days following the receipt of the appeal request. Appeals from any decision of the City Council shall be filed in Anoka County District Court.

(7) Costs. If the citation is upheld by the hearing officer and/or the City Council, the City's actual expenses in holding the hearing up to a maximum of \$1,000.00 must be paid by the person requesting the hearing.

(8) Violations. Each violation, and every day in which a violation occurs or continues, shall constitute a separate violation.

[8-223] 8-224 Penalties. In addition to any other sanctions imposed by the City as authorized by this Chapter, any person who violates a provision of this Chapter is guilty of a misdemeanor unless otherwise stated. Each violation, and every day in which a violation occurs or continues, shall constitute a separate offense. [Revised 7/16/02, Ordinance 1776]

Introduced this 3rd day of September, 2024

Adopted this _____ day of _____, 2024

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk