

ORDINANCE NO. 845

**AN ORDINANCE OF THE CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA
AMENDING CHAPTER 26 – ENVIRONMENT, ARTICLE II. NUISANCES, DIVISION I.
GENERALLY OF THE BAYPORT CITY CODE**

THE CITY COUNCIL OF THE CITY OF BAYPORT DOES HEREBY ORDAIN:

Section 1. The following section of the Bayport City Code is hereby deleted in its entirety and the following shall be substituted therefore:

Section 26-28. Public nuisances affecting peace and safety

The following are declared to be public nuisances affecting the public peace and safety:

- (1) All snow and ice not removed from public sidewalks 24 hours after the snow and ice have ceased to be deposited thereon. It shall be the responsibility of the property owner adjacent to or abutting the public sidewalk to clear the sidewalk of snow and ice.
- (2) All trees, hedges, billboards or other obstructions which prevent persons driving vehicles approaching an intersection of public highways from having a clear view of traffic approaching such intersection from cross streets for 100 feet along such cross streets, measured from the property line, when 100 feet from such intersection, measured from the property line.
- (3) All wires which are strung less than 15 feet above the surface of the ground.
- (4) All buildings, walls and other structures which have been damaged by fire, decay or otherwise, and which are so situated as to endanger the safety of the public.
- (5) All explosives, inflammable liquids and other dangerous substances stored in any manner or in any amount other than as permitted by law.
- (6) All use or display of fireworks except as permitted by law.
- (7) All loud or unusual noises and annoying vibrations which offend the peace and quiet of persons of ordinary sensibilities, including violations of the Highway Traffic Regulation Act, Minn. Stat. Chapter 169 and the Minnesota Pollution Control Agency Noise Pollution Control Section, NPC-4 Motor Vehicle Noise Limits.
- (8) Obstructions and excavations affecting the ordinary use by the public of streets, alleys and sidewalks, or public grounds, except under such conditions as may be prescribed by the city council.
- (9) Radio aerials strung or erected in any manner so as to interfere with the rights of others or the public.
- (10) Any use of the public streets or sidewalks which causes large crowds of people to gather, obstructing traffic and the free use of the streets or sidewalks.
- (11) All hanging signs, awnings, and other similar structures over the streets or sidewalks, so situated or constructed as to endanger public safety.

- (12) The allowing of rainwater, ice or snow to fall from any building or structure upon any street or sidewalk or to flow across any sidewalk.
- (13) All barbed wire fences which are located within three feet of any public sidewalk.
- (14) All dangerous, unguarded machinery in any public place, or so situated or operated on private property as to attract the public.
- (15) The consumption or possession of an open container of intoxicating liquor, as defined in M.S.A. § 340.07, subd. 2, and non-intoxicating malt liquor as defined in M.S.A. § 340.001, subd. 2, in all public places, including public streets, sidewalks, and parking areas, except in a place where such is sold or served under the authority of a license lawfully issued or except in a designated picnic area within a public park. Glass containers are not allowed in a public park.
- (16) The starting or unnecessary accelerating of a motor vehicle on any public or private way within the city, in a manner so as to cause squealing or screeching sounds from its tires or the throwing of dirt or gravel there from.
- (17) Any person who commits "harassment", which is considered a willful repeated course of conduct consisting of acts, words, or gestures which will alarm, anger, or disturb the intended target of harassment, after being notified not to do so by the intended target of the harassment, or by the city's law enforcement agency.
- (18) Any person engaging in offensive, obscene or abusive language or conduct which reasonably tends to arouse alarm or anger in others.
- (19) Any person loitering or lurking in any public or private place with the intent to commit an unlawful act, or begging from strangers for money or property in any public or private place.
- (20) Defacement of public or private buildings or property with ink, paint, chalk or other substances.
- (21) Any person possessing a knife, razor blade, needle, blow dart, blow gun, metal knuckle or star, a volatile gas, flammable liquid, cigarette lighter, matches, club chain, BB gun, starter gun, spray or liquid paint container on any public property with the intent to use the devices in an unlawful manner.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication according to law. Passed by the City Council for the City of Bayport this 7th day of July, 2014.

Susan St. Ores, Mayor

Attest:

Logan Martin, City Administrator