

**ORDINANCE NO. 846**

**AN ORDINANCE OF THE CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA AMENDING CHAPTER 18 – BUILDINGS AND BUILDING REGULATIONS, ARTICLE II. BUILDING CODE, OF THE BAYPORT CITY CODE, PERPETUALLY ADOPTING THE MOST CURRENT EDITION OF THE MINNESOTA STATE BUILDING CODE, WITH THE EXCEPTION OF THE OPTIONAL APPENDIX CHAPTERS UNLESS SPECIFICALLY ADOPTED HEREIN, WHICH PROVIDES FOR THE APPLICATION, ADMINISTRATION, AND ENFORCEMENT OF THE MINNESOTA STATE BUILDING CODE BY REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA, AND MAINTENANCE OF ALL BUILDINGS AND/OR STRUCTURES; PROVIDES FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREOF; PROVIDES PENALTIES FOR VIOLATION THEREOF; AND REPEALS ALL ORDINANCES AND PARTS OF ORDINANCES THAT CONFLICT THEREWITH.**

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

**Section 1.** Chapter 18, Article II., of the Bayport Code of Ordinances is hereby deleted in its entirety and the following shall be substituted therefore:

ARTICLE II. Building Code

Sec. 18-26. State building code adopted by reference.

The Minnesota State Building Code, as adopted by the Commissioner of Labor and Industry pursuant to Minnesota Statutes chapter 326B, including all of the amendments, rules and regulations established, adopted and published from time to time by the Minnesota Commissioner of Labor and Industry, through the Building Codes and Standards Unit, 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 is fully set out herein.

Sec. 18-27. Application, administration, and enforcement.

The application, administration, and enforcement of the code shall be in accordance with the Minnesota State Building Code. The code shall be enforced within the extraterritorial limits permitted by Minnesota Statutes, 326B.121, Subd. 2(d), when so established by this ordinance. This code shall be enforced by the Minnesota Certified Building Official designated by the city to administer the code in accordance with Minnesota Statutes 326B.133, Subdivision 1.

Sec. 18-28. Permits and fees.

The issuance of permits and the collection of fees shall be as authorized in Minnesota Rules Chapter 1300. Permit fees shall be assessed for work governed by this code in accordance with and designated in Appendix D – Fee Schedule of the Bayport City Code of Ordinances. In addition, a surcharge fee shall be collected on all permits issued for work governed by this code in accordance with Minnesota Statutes 326B.148.

Sec. 18-29. Violations and penalties.

A violation of the code is a misdemeanor (Minnesota Statutes 326B.082, Subd. 16).

Sec. 18-30. Building code optional chapters.

The city hereby adopts the following optional provisions identified in the most current edition of the State Building Code and incorporates these provisions as part of the city's building code, as allowed by Minnesota State Building Code, Chapter 1300.

1. Chapter 1306, subpart 2. Special Fire Protection Systems
2. 2012 IBC Appendix Chapter J - Grading

**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 2<sup>nd</sup> day of November, 2015.

---

Susan St. Ores, Mayor

Attest:

---

Logan Martin, City Administrator