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April 29, 2008

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RE: Ordinance Book – Replacement Pages
Our File No. 27179

www.rajhan.com

Dear Tom:

Enclosed please find replacement pages of the Albany City Code relating to the Amendment to Ordinance 82.02 dealing with Knox boxes. Also enclosed please find the Table of Contents relating to this change.

Frank J. Rajkowski ^{es}

Please make sure to provide the City representatives with a photocopy of these pages. By a photocopy of this letter, I will provide Mr. Weishair with a copy of the updates and ask that he update the website. I am also providing the law library with the replacement pages.

Gordon H. Hansmeier

Thomas G. Jovanovich ^o

Paul A. Rajkowski ^o

Kevin F. Gray

Tom, let me know if you have any questions.

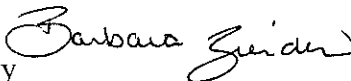
William J. Cashman

Very truly yours,

Richard W. Sobalvarro

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Enclosure

Melissia R. Mogen

Kristi D. Stanislawski

cc: Mr. Weishair (via email)
Stearns County Law Library

Lori L. Athmann

Eric S. Oelrich

Jessie L. Becker

CHAPTER 8: ZONING REGULATIONS

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ORDINANCE 82 BUILDING CODE

Section 82.01: BUILDING CODE. The Minnesota State Building Code, established pursuant to Minnesota Statutes 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 optional chapters, unless specifically adopted in this ordinance. The Minnesota State Building Code, a copy of which is on file in the office of the City Clerk Administrator, is hereby incorporated in this ordinance as if fully set out herein. The 2003 optional chapters 1306 governing special fire protection systems and 1135 governing flood proofing regulations are not adopted by reference

Section 82.02: REQUIRED FIRE ACCESS EQUIPMENT. Every commercial or industrial building or multi-family residential dwelling containing 4 or more units within the City of Albany shall be equipped with a Knox Box approved by the Fire Chief. The cost of the Knox Box shall be the responsibility of the property owner. The cost shall be determined by the Council and established in Appendix A.

Updated 82.01 & 82.02 on 6/4/03
Updated 82.02 on 4/18/08

Section 82.03: DEPARTMENT. The Planning and Zoning Commission constitutes the Building Department, the Building Official Department, and the Building Code Department. The Council shall constitute the Administrative Authority where those terms are used in the Minnesota State Building Code and the appendices adopted by reference in this Section.

Section 82.04: ENFORCEMENT. The enforcement of the Building Code shall be in accordance with Minnesota Rule 1300.0110 and as modified by Minnesota Rules, Chapter 1305. The provisions of this Section are to be enforced by a person, persons or agency appointed by the Council who must be a state certified "Building Official".

Updated 82.04 on 9/2007

Section 82.05: PERMITS, INSPECTIONS AND FEES. Permits, inspections and collection of fees are as provided in Minnesota Statutes, Chapter 16B, as amended, and Minnesota Rule 1300.0160. Fees for all permit applications, including, but not limited to, electrical, mechanical, and plumbing permits, and plan check fees are determined by the Council and established in Appendix A.

Updated 82.05 on 9/2007

CHAPTER 8: ZONING REGULATIONS

Section 82.06: SURCHARGE. In addition to the permit fee required by section 82.05 of this Ordinance, the applicant must pay a surcharge to be remitted to the Minnesota Department of Administration as prescribed by Minnesota Statutes, Section 16B.70.

Updated 82.06 on 9/2007

Section 82.07: PERMIT FEES. It is unlawful for a person to perform work subject to the Building Code for which a permit is required without having obtained a permit and paid the fees established in Appendix A. The Building Official must establish a system for the issuance of required permits in accordance with the Building Code and this Ordinance.

Section 82.08: VIOLATIONS AND PENALTIES. It is unlawful for a person to erect, construct, enlarge, alter, repair, move, improve, remove, convert, or demolish, equip, use, occupy or maintain any building or structure in the City, or cause the same to be done contrary to or in violation of any provision of the building permit, the Albany City Code, or the Building Code embodied in this Section. Every day during which a violation of the Building Code is committed, continued or permitted constitutes a separate offense. Any person, firm or corporation found guilty of violating any provision of this Ordinance shall be deemed guilty of a petty misdemeanor. Penalties shall be determined by the City Council and established in Appendix A.

Updated 82.08 on 1/4/06