

THE BELOW ORDINANCE WILL BE CONSIDERED AT THE
SEPTEMBER 16, 2019 CITY COUNCIL MEETING

POSTED: SEPTEMBER 6, 2019 - UPDATED: SEPTEMBER 10, 2019

CITY OF SPRING PARK
HENNEPIN COUNTY, MINNESOTA

ORDINANCE NO. 2019 – _____

AN ORDINANCE AMENDING CHAPTER 1, SECTION 1-14 OF THE SPRING PARK
CITY CODE RELATING TO ADMINISTRATIVE CITATIONS AND FINES

THE CITY COUNCIL OF THE CITY OF SPRING PARK, MINNESOTA ORDAINS AS
FOLLOWS:

Section 1. Chapter 1, Section 1-14(e) of the Spring Park City Code is amended as follows:

(e) *Administrative fines; late payment or failure to pay.*

...

(3) A lien may be assessed against the property and collected in the same manner as taxes. Before the City assesses an unpaid administrative fine against the property, it will give written notice to the violator and an opportunity to be heard by the City Council.

...

~~(5) During the time that an administrative fine remains unpaid the violator shall be ineligible to receive any license, permit or other approval required by the City Code or otherwise to be issued by the city.~~

...

Section 2. Chapter 1, Section 1-14(h) of the Spring Park City Code is amended as follows:

(h) *Criminal penalties.* ~~The following are misdemeanors, punishable in accordance with state law:~~

~~(1) Failure to pay an administrative fine imposed by administrative citation within ten days after it has been imposed unless the matter is appealed to the city as provided herein.~~

~~(2) Failure to pay an administrative fine within ten days after is has been imposed by the hearing officer, or such other time as may be established by the hearing officer, unless the matter is appealed to district court as provided herein.~~

If the final determination in the administrative penalty process is a finding that no violation occurred, then the city may not prosecute a criminal violation in district court based on the same set of facts. This does not preclude the city from pursuing a criminal prosecution for a violation for the same provision based on a different set of facts. A different date of violation will constitute a different set of facts.

Section 3. Effective Date. This ordinance shall be in full force and effective immediately upon its passage and publication.

ADOPTED by the City Council of Spring Park this ____ day of _____, 2019.

CITY OF SPRING PARK

By: _____
Jerome Rockvam, Mayor

ATTEST:

By: _____
Theresa Schyma, City Clerk