

CHAPTER VII

CONSTRUCTION CODES

Section 700 – Building Code

Section 1. Code Adopted by Reference. The Minnesota State Building Code, as adopted by the Commissioner of the Department of Labor and Industry pursuant to Minnesota Statutes Section 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 the Department of Labor and Industry, through the Building Codes and Standards Division is hereby adopted by reference with the exception of the optional chapters, unless specifically adopted by reference with the exception of the optional chapters, unless specifically adopted by the City. The Minnesota State Building Code is hereby incorporated by reference in this ordinance as if fully set out herein.

Section 2. 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, 16B.62, subdivision 1, when so established by the City.

The code enforcement agency of this municipality shall be designated by the City Council.

Section 3. Permits and Fees. The issuance of permits and the collection of fees shall be as authorized in Minnesota Statutes Section 16B.62, subdivision 1. Permit fees shall be assessed for work governed by the code in accordance with the City's Fee Schedule. In addition, a surcharge fee shall be collected on all permits issued for work governed by this code in accordance with Minnesota Statutes Section 16B.70.

Section 4. Violations and Penalties. The Building Official designated by the City shall have the authority to issue Stop-Work Orders and administrative penalties for violations of this code. In addition, a violation of this code is a misdemeanor. (Minnesota Statute 16B.69)

Section 700:02 – International Property Maintenance Code

- Section 1. Purpose. An ordinance of the City of Foley adopting the International Property Maintenance Code, regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use, and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures in the City of Foley; providing for the issuance of permits and collection of fees therefore, repealing all other ordinances or parts of laws in conflict therewith.
- Section 2. Property Maintenance Code. That a certain document, three (3) copies of which are on file in the office of the City Administrator of the City of Foley, Minnesota being marked and designated as the International Property Maintenance Code, 2012 edition, and subsequent updates, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the City of Foley, in the State of Minnesota for regulating and governing the conditions and maintenance of all property, buildings and structures; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the City of Foley are hereby referred to, adopted, and made a part hereof, as if fully set out in this legislation, (with the additions, insertions, deletions and changes, if any, prescribed in Section 3 of this ordinance).
- Section 3. Amendments. The following sections are hereby revised: None.
- Section 4. Severability. That if any section, subsection, sentence, clause or phrase of this legislation is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City of Foley hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.
- Nothing in this legislation or in the Property Maintenance Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this chapter; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this legislation.
- Section 5. Compliance. All housing in the city of Foley shall be in accordance with the provisions of said code.

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Section 700 – Building Code Amendments

Section 700 Building Code Ordinance Number 286 was repealed and replaced in its entirety by Ordinance Number 331, passed, adopted and effective April 15, 2003.

Section 700 Building Code was repealed and replaced in its entirety by Ordinance Number 418, passed and adopted November 18, 2014, published and effective November 25, 2014.

Section 700 of the Building Code was amended by adding Section 700.02 in its entirety adopting the International Maintenance Code by Ordinance Number 419, passed and adopted November 18, 2014, published and effective November 25, 2014.