

City of Roseville
ORDINANCE NO. 1659

AN ORDINANCE AMENDING

TITLE 4, CHAPTER 407

**AMENDING TITLE 4 CHAPTER 407 OF THE ROSEVILLE CITY CODE TO
PERMIT ABATEMENTS IN THE PUBLIC RIGHT-OF-WAY AND CLARIFY
THE ASSESSMENT PROCESS**

THE CITY OF ROSEVILLE ORDAINS:

SECTION 1: Title 4, Section 407.06 of the Roseville City Code is amended to read as follows:

407.06: ENFORCEMENT:

The City Council authorizes the Community Development Director (or designee) to administer and enforce this Chapter, except that nuisances impacting the public right-of-way, sanitary or storm sewer shall be administered and enforced by the Public Works Director. ~~The Community Development~~ Either Director may institute, in the name of the City, any appropriate actions or proceedings against a violator as provided by law and in accordance with the Community Development Department or Public Works Department enforcement policy. (~~Ord.1354, 10-22-2007~~) (Ord. 1577, 9-9-2019)

SECTION 2: Title 4, Section 407.07 of the Roseville City Code is amended to read as follows:

407.07: CITY ABATEMENT OF PUBLIC NUISANCES:

- A. Notice: Whenever an officer charged with enforcement determines that a public nuisance is being maintained or exists on premises within the City, and determines that the City abatement process is appropriate, the officer shall notify, in writing, the owner or occupant of the premises of a description of the nuisance such as ~~such as~~ and order that such nuisance be terminated or abated. The notice shall specify the steps to be taken to abate the nuisance and the time, not exceeding 30 days, within which the nuisance is to be abated. (Ord.1354, 10-22-2007)
- B. Service of Notice: Notice may be served by any or all of the following methods:
1. In person; ~~or~~
 2. By regular or certified mail; and/or
 3. By posting on site or premises.

- C. Noncompliance: If the notice is not complied with within the time specified, the enforcing officer shall immediately report that fact to the City Council. The enforcing officer shall also provide notice to the owner or occupant of the premises that the City Council will consider the matter and may provide for abating the nuisance by the City. The notice shall state the date on which the City Council will consider the matter. Notice by the enforcing officer shall be given at least ten (10) days before the date stated in the notice of when the City Council will consider the matter. (Ord. 1337, 5-22-2006)
- D. Action of City Council: Upon notice from the enforcing officer of noncompliance, the City Council may, after notice to the owner or occupant and an opportunity to be heard, provide for abating the nuisance by the City.
- E. Immediate Threat: If the nuisance poses an immediate threat to the health or safety of the public, the City may abate the nuisance immediately with no hearing. (Ord. 1016, 6-8-1987) (Ord. 1337, 5-22-2006) Following such an abatement, the City will provide notice to the owner that contains the following:
1. A description of the nuisance;
 2. The action taken by the City;
 3. The reason for the immediate action;
 4. The costs incurred in abating the nuisance;
 5. Of the owner's responsibility to pay such costs;
 6. Of the right to request a hearing before the City Council challenging the imposition of the costs and subsequent assessment if such costs remain unpaid; and
 7. Of the deadline by which to request such hearing.

SECTION 3: Title 4, Section 407.08 of the Roseville City Code is amended to read as follows:

407.08: RECOVERY OF COST:

- A. Personal Liability: The owner of premises on which a nuisance has been abated by the City shall be personally liable for the cost to the City of the abatement, including administrative costs. As soon as the work has been completed and the cost determined, the City Manager, or other official designated by the City Council, shall prepare a bill for the cost and mail it to the owner. The amount shall be immediately due and payable at the office of the City Manager.
- B. Assessment: If the nuisance is a public health or safety hazard on private property, the accumulation of snow and ice on public sidewalks, the growth of weeds on private property or outside the traveled portion of streets, impacts the public right-of-way, sanitary or storm

sewer, or unsound or insect infected trees, the City Manager shall, on or before September 1 ~~next~~ following abatement of the nuisance, list the total unpaid charges along with all other such charges, as well as other charges for current services to be assessed under Minnesota Statutes Section 429.101 against each separate lot or parcel to which the charges are attributable. The City Council may then spread the charges against such property under that statute and other pertinent statutes for certification to the County Auditor ~~and~~ for collection along with current taxes the following year, or in annual installments not exceeding 10, as the City Council may determine in each case. (Ord. 1016, 6-8-1987)

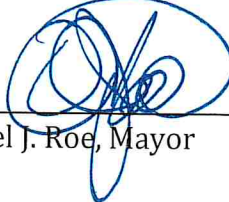
SECTION 4: Effective date. This ordinance shall take effect upon its passage and publication.

Passed by the City Council of the City of Roseville this 26th day of February, 2024

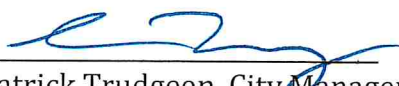
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(SEAL)

CITY OF ROSEVILLE

BY: 
Daniel J. Roe, Mayor

ATTEST:


Patrick Trudgeon, City Manager