

**RESOLUTION
NO. 24:10**

**RESOLUTION ESTABLISHING ADMINISTRATIVE PENALTIES FOR ADMINISTRATIVE
OFFENSES AS REQUIRED IN SECTION 320 SUBD. 3**

WHEREAS, the City Council has enacted City Code Section 320, which establishes an administrative citation process for certain violations of the City Code; and

WHEREAS, Section 320.07 Subd. 3 of the City Code provides that the City shall adopt by resolution a schedule of administrative penalties for violation of certain provisions of the City Code; and

WHEREAS, the City seeks to establish a monetary penalty for noncompliance with notices for violation enforced by the various City departments.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BRAINERD, MINNESOTA that the City Council establishes administrative penalties for violations of ordinances enforced by the various City departments at \$100 per violation unless specified otherwise below. The administrative penalty imposed for a violation occurring within 12 months of the most recent previous violation at the same location shall be increased by 100% up to a maximum administrative penalty of \$2000.

Administrative Citation Penalty Schedule Exceptions:

Biting Animals	\$500.00
Diseased Animals	\$500.00
Dangerous Dogs	\$500.00
Code Violations Not Listed	\$100.00
Repeat Violation Within 12 Months	double previous fine with max \$2,000.00

Criteria for Major Violations:

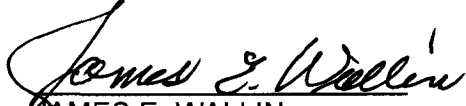
- a. Potentially critical impact on public health or the environment
- b. Potentially dangerous to human life or safety
- c. Continuing nature of violation
- d. Cost of restitution, repair or remediation exceeds \$1,000.00

Adopted this 3rd day of May, 2010



KEVIN GOEDKER
President of the Council

Approved this 4th day of May, 2010



JAMES E. WALLIN
Mayor

ATTEST:



DANIEL J. VOGT
City Administrator