

RESOLUTION #2014-06

**LYNDEN TOWNSHIP
Stearns County, Minnesota**

**A RESOLUTION
REGARDING
ADMINISTRATIVE ENFORCEMENT OF ORDINANCE REGULATIONS
Fee Schedule**

WHEREAS, Minnesota Statute (“M.S.”) § 366.12, (6) & (7) provides that the Lynden Township board (“Board”) may regulate uses of buildings and lands among other powers and duties and provide for enforcement of such ordinance.

WHEREAS, Lynden Township Ordinance 10 Administrative Enforcement of Ordinance Regulations provides for civil penalties as part of the enforcement of such regulations including monetary fines.

NOW, THEREFORE, BE IT RESOLVED, that the Lynden Township board adopts the following fee schedule associated with Administrative Enforcement of Ordinance Regulations, Ordinance 10 and shall include such on its township fee schedule.

1. Each day the violation exists constitutes a separate Ordinance Offense.
2. In the event a person charged with an Ordinance Offense fails to pay the initial civil penalty of \$200 and correct or abate the Ordinance Offense for which a citation was issued within the prescribed time, a late charge of fifteen percent (15%) shall be imposed thereon for each seven (7) days the civil penalty remains unpaid and the Ordinance Offense remains uncorrected or unabated beyond the due date.
3. An unpaid civil penalty and accrued late charges will constitute a personal obligation of the person(s) to whom the citation was issued and the Township shall have the right to collect such unpaid civil penalty and accrued late charges, together with the Township’s costs and reasonable attorney’s fees, in criminal or civil proceedings.
4. If a second citation for an Ordinance Offense is issued by the Township to the alleged violator and/or owner of the property upon which the violation has occurred within twenty-four (24) months of the issuance of a previous citation for the same Ordinance Offense, the civil penalty shall increase by 25% over the scheduled civil penalty amount. If a third citation for an Ordinance Offense is issued by the Township to the alleged violator and/or the owner of the property upon which the violation has occurred within twenty-four (24) months of the issuance of a previous citation for the same Ordinance Offense, the civil penalty shall increase by 50% over

the scheduled civil penalty amount. If a fourth citation for an Ordinance Offense is issued by the Township to the alleged violator and/or the owner of the property upon which the violation has occurred within twenty-four (24) months of the issuance of a previous citation for the same Ordinance Offense, the civil penalty shall increase by 100% over the scheduled civil penalty amount.

	<u>Yes</u>	<u>No</u>
Supervisor Anne Ackerman	_____	_____
Supervisor Jerry Finch	_____	_____
Supervisor Dave Johnson	_____	_____

Adopted this 1st day of December, 2014.

/s/ Anne Ackerman, Town Chair

Attest: _____
/s/ Jenny Schmidt, Town Clerk

(Seal)