

City of Newport, MN  
Ordinance No. 2019-02

An Ordinance Amending Chapter 18, Article I- In General,  
Section 18-3- Public Nuisances Affecting Peace and Safety

Chapter 18- Nuisances

ARTICLE I- In General

Sec. 18-3- Public Nuisances Affecting Peace and Safety

- (1) All snow and ice not removed from public sidewalks 12 hours after the snow or other precipitation causing the condition has ceased to fall, the allowing of rainwater, ice, or snow to fall from any building or structure upon any street or sidewalk or to flow across any sidewalk, and the placing of snow on any public street or right-of-way;
- (2) All trees, hedges, billboards, or other obstructions which prevents persons from having a clear view of all traffic approaching an intersection;
- (3) All wires and limbs of trees which are so close to the surface of a sidewalk or street as to constitute a danger to pedestrians or vehicles;
- (4) All unnecessary noises and annoying vibrations between the hours of 10:00 p.m. and 7:00 a.m.;
- (5) Obstructions and excavations affecting the ordinary use by the public streets, alleys, sidewalks, or public grounds except under such conditions as shall be permitted by this Code or other applicable law;
- (6) Radio aeriels or television antennas erected or maintained in a dangerous manner;
- (7) Any use of property abutting on a public street or sidewalk or any use of a public street or sidewalk which causes large crowds of people to gather, obstructing traffic and the free use of the street or sidewalk;
- (8) All hanging signs, awnings, and other similar structures over streets and sidewalks, or so situated so as to endanger public safety, or not constructed and maintained in a sound condition;
- (9) All dangerous, unguarded machinery in any public place, or so situated or operated on private property as to attract the public;
- (10) Wastewater cast upon or permitted to flow upon streets or other public property;
- (11) Any vehicle or equipment that is required to be licensed in the state that is partially dismantled, non-operating, wrecked, junked or discarded, or any part thereof, on property within the city for a period of over 72 hours unless within an enclosed building. The storage on the premises of a single vehicle with current registration, proof of insurance and license, which may reasonably be put into operating condition within 24 hours, shall not be considered a nuisance. This section shall not apply to automotive related commercial businesses in areas of the city zoned for commercial or industrial use;

- (12) Any well, hole, or similar excavation which is left uncovered or in such other condition as to constitute a hazard to any child or other person coming on the premises where it is located;
- (13) Obstruction to the free flow of water in a natural waterway or a public street drain, gutter, or ditch through accumulation of trash or other materials;
- (14) The placing or throwing on any street, sidewalk, or other public property of any glass, tacks, nails, bottles, or other substances which may injure any person or animal or damage any pneumatic tire when passing over the substances;
- (15) The depositing or dumping of paper, litter, debris, garbage, or refuse on a public right-of-way or an adjacent private property, or the throwing of any such matter from a motor vehicle;
- (16) Building or alterations to buildings made or erected in violation of the state building code, the state plumbing code, or the state fire code;
- (17) Placing driveway entrances or culverts, or doing or failing to do any other act which alters or affects the drainage, surface, or grade of a public street or alley, including, but not limited to, permitting soils, sand or other materials to be washed off of a driveway and onto any public roadway or drainage easement in such a manner as those materials remain on the roadway or drainage easement or are washed into the storm drainage system;
- (18) Accumulations in the open of discarded or disused machinery, household appliances, automobile bodies, lumber, wood, or other material, or the growth of vegetation, weeds, or noxious weeds at large or among the items so accumulated, in a manner conducive to the harboring of rats, mice, snakes, or vermin, or in a manner creating a fire, health, or safety hazard from such accumulation. The term "weeds" means and includes not only such noxious weeds as are defined in M.S.A. § 18.77(8), such as annual, biennial, or perennial plants that the commissioner designates to be injurious to public health, the environment, public roads, crops, livestock, or other property, but shall also include such nuisance and troublesome plants as well as rank vegetable growth which exhales unpleasant or noxious odors and also high in rank vegetable growth that may conceal filthy deposits;
- (19) Any building or other structure which is in such a dilapidated condition that it is unfit for human habitation, or kept in such an unsanitary condition that it is a menace to the health of people residing in the vicinity thereof;
- (20) Any building or other structure which presents a more than ordinary dangerous fire hazard in the vicinity in which it is located;
- (21) Any building or other structure which is in a dilapidated condition and, along with its appurtenances, has not been completed for a continuous period of two years;
- (22) All other conditions or things, which are likely to cause injury to the person or property of anyone.

(23) Establishing or maintaining a camp or other temporary lodging or sleeping place in any public site or open space except as designated by ordinance.

The City Council of the City of Newport ordains Chapter 18, Article I, Section 18-3 approved on the 21<sup>st</sup> Day of February 2019.

Motion by: Sumner,      Seconded by: Ingemann

VOTE:	Lund	Aye
	Chapdelaine	Aye
	Sumner	Aye
	Elliott	Aye
	Ingemann	Aye

Attest:   
Deb Hill, City Administrator

Signed:   
Dan Lund, Mayor