

ORDINANCE NO. 2023-122

**AN ORDINANCE ENACTING THE CODE OF ORDINANCES FOR THE CITY OF ROCKVILLE,
MINNESOTA,**

**ADOPTING THE 2014 REVISED MINNESOTA BASIC CODE OF ORDINANCES, EDITION AND
AMENDING, RESTATING, REVISING, UPDATING, CODIFYING AND COMPILING CERTAIN
ORDINANCES OF THE CITY DEALING WITH THE SUBJECTS EMBRACED IN THE CODE OF
ORDINANCES, AND PROVIDING PENALTIES FOR THE VIOLATION OF THE CODE OF
ORDINANCES.**

WHEREAS Minnesota Statutes Section 471.62 authorizes the city to adopt the Minnesota Basic Code of Ordinances by reference, and Sections 415.02 and 415.021 authorize the city to cause its ordinances to be codified and printed in a book,

NOW THEREFORE the City Council of the City of Rockville, Minnesota, ordains:

Section 1. The Minnesota Basic Code of Ordinances, 2023 Edition, together with amendments and supplements contained therein, is hereby adopted and shall constitute the Code of Ordinances of the City of Rockville, MN. This Code of Ordinances also adopts by reference certain statutes and administrative rules of the State of Minnesota as named in the Code of Ordinances. It is the intention of the City Council that, when adopting the Minnesota Basic Code of Ordinances, all future amendments and supplements are hereby adopted as if they had been in existence at the time this Ordinance was enacted, unless there is clear intention expressed in the Code to the contrary.

Section 2. The Code of Ordinances as adopted in Section 1 shall consist of the following titles and those existing city ordinances also listed in Section 3.

TITLE I: GENERAL PROVISIONS

- 10. General Provisions (*)

TITLE III: ADMINISTRATION

- 30. General Provisions (*)
- 31. Departments, Boards and Commissions (*)
- 32. Emergency Management (*)

TITLE V: PUBLIC WORKS

- 50. Garbage and Rubbish
- 51. Sewer Regulations
- 52. Water Regulations
- 53. Storm Water Drainage Utility
- 54. Rates and Charges

TITLE VII: TRAFFIC CODE

- 70. Traffic Regulations
- 71. Parking Regulations
- 72. Snowmobiles
- 73. Recreational Vehicles
- 74. Bicycles, Roller Blades, Roller Skates, Roller Skis and Skateboards

TITLE IX: GENERAL REGULATIONS

- 90. Abandoned Property
- 91. Animals (*)
- 92. Health and Safety; Nuisances (**)
- 93. Streets and Sidewalks (*)

TITLE XI: BUSINESS REGULATIONS

- 110. General Licensing Provisions
- 111. Commercial Amusements
- 112. Liquor Regulations
- 113. Peddlers and Solicitors
- 114. Reserved
- 115. Reserved
- 116. Regulating Lawful Gambling
- 117. Garage and Rummage Sales
- 118. Regulation of Public Dances and Special Events
- 119. Sexually Oriented Businesses (**)

TITLE XIII: GENERAL OFFENSES

- 130. General Offenses

TITLE XV: LAND USAGE

- 150. General Provision
- 151. Zoning*
- 152. Subdivision Control
- 153. Anti-Blight Regulations

Section 3. All prior ordinances shall be deemed repealed from and after the effective date of this ordinance, except as they are listed in this section; provided, this repeal shall not affect any offense committed or penalty incurred or any right established prior to the effective date of this ordinance, nor shall this repeal affect the provisions of ordinances levying taxes, appropriating money, annexing or detaching territory, establishing franchises, or granting special rights to certain persons, authorizing public improvements, authorizing the issuance of bonds or borrowing of money, authorizing the purchase or sale of real or personal property, granting or accepting easements, plat or dedication of land to public use, vacating or setting the boundaries of streets or other public places; nor shall this repeal affect any other ordinance of a temporary or special nature or pertaining to subjects not contained in or covered by the Code of Ordinances. All fees and charges established in ordinances or resolutions adopted prior to the adoption of this city code shall remain in effect unless amended in this code or until an ordinance adopting a schedule of fees and charges is adopted or amended.

These are the prior ordinances that shall remain in effect:

**ZONING ORDINANCE
AMENDMENTS**

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| 2003-03 State Fire Code | 2003-04 Basic Code |
| 2003-06 Special Protection District Overlay | 2004-10 Adopting State Building Code |
| 2004-14 Public Land Dedication | 2004-18 Definitions |
| 2004-19 Setbacks from Wetlands | 2004-20 PC holds Public Hearings |
| 2004-23 Brentwood Hill PUD Agreement | 2004-24 Subdivision Ordinances |
| 2004-25 Towers | 2005-26 Chair Person Voting Rights |
| 2006-28 Moratorium-Development, Subdivision, Use of Certain Land | |
| 2006-31 Amend Special Protection District | |
| 2006-35 Moratorium-Subdivision, Use of Certain Land | |
| 2007-38 Moratorium-Subdivision of Shoreland | 2007-39 Moratorium-Transfer Dev Rights |
| 2007-41 Amending Accessory Structure | 2007-42 Water Oriented Structures |
| 2007-43 Setback for Industrial Zoned | 2007-44 Park Land Dedication |
| 2008-49 Amending Platting Fees | 2008-50 Shoreland Property |
| 2008-51 Stormwater Management | 2008-53 Event Centers |
| 2009-54 Amend Definitions | |
| 2009-58 WECS (Wind Energy Conversion System) | |

2009-60 Amend Park Land Dedication	
2009-61 Amend WECS (Wind Energy Conversion System)	
2009-62 Allow Farm Animal (R1, R2 R3)	2011-69 Right to Farm
2011-70 Rural Residential Districts	2011-73 Floodplain Management
2012-74 Amending Certain Section (Definitions, Signs, B-1-Residential purpose, I-1)	
2012-76 Amending Rural Residential District (RR)	2014-84 Amending Basic Code
2015-84 Amending Definitions	
2016-85 Opt-Out MN Statutes 462.3593 Temporary Family Health Care Dwelling	
2017-86 Amending Site Plan, 200 sq ft	2017-87 Amending Section 14, Sub 9
2018-90 Subdivision Moratorium	2018-91 Harstad/Yanta Property Annexation
2019-99 Summary Publication Zoning Ordinance	2019-100 Final Amending Subdivision
2020-105 Amending Certain Sections I94/23	
2020-110 Amending Section 31 Enforcement	
2023-121 Amending Certain Section 5 PC Membership	

ORDINANCE AMENDMENTS
GENERAL

2002-01 Rental Licensing	2003-02 Fireworks
2003-07 Parking of Vehicles	2003-09 Noise Ordinance
2004-17 Off-Sale Liquor Licenses	2004-21 Use of Snowmobiles
2004-22 Use of ATV's	2006-32 Use of City Parks
2006-33 Charitable Gambling	2007-37 Renaming Streets
2008-52 Amend Mayor & Council Pay	2009-59 Regulating Dogs
2009-63 Amend PC Membership	2010-65 Reducing Council Size
2010-67 Electric Franchise	2011-71 CenterPoint Gas Franchise
2011-72 Xcel Gas Franchise	2011-72A Amend Xcel Gas Franchise
2012-75 Winter Parking/Snow Removal	2013-77 Shade Tree Ordinance
2013-79 Amending the Rental Ordinance	2014-80 Amending Cable TV Rental Agmnt
2014-88 Amending Ordinances, Setting Penalties, adjusting fee schedule	
2019-96 Water Surface Use Ordinances	2019-98 Establishing Refuse Haulers
2019-102 Amending City Fee Schedule	2020-104 Charge Emergency Protection
2020-106 Amending City Fee Schedule	2020-108 Water Surface Use Amending 2019-96
2020-111 Water Surface Use Amending 2019-96	2021-113 Amending City Fee Schedule
2021-117 Amending City Fee Schedule	2021-118 Amending City Fee Schedule
2021-119 Amending Number of Off-Sale Liquor Licenses	

ORDINANCE AMENDMENTS
WATER/SEWER

2003-08 Recovery Costs of Wastewater	2003-08A Use of Wastewater
2004-13 Lake Area-Sewer Rates	#55 Establishing Connection fee for Water & Sewer
2004-16 Downtown Area Water/Sewer Rates	2008-48 Amend Water Rates
2009-57 Amend Water Rates	2010-66 Amend Water Rates
2011-68 Amend Charitable Gambling	2013-78 Amend Water Rates & Volume Fees
2015-83 Creating Conservation Water Rates	

Section 4. This ordinance adopting the Code of Ordinances shall be sufficient publication of any ordinance included in it and not previously published in the city's official newspaper. The Clerk of the city shall cause a substantial quantity of the Code of Ordinances to be printed for general distribution to the public at the actual cost and shall furnish a copy of the Code of Ordinances to the County Law Library or its designated depository. The official copy of this Code of Ordinances shall be marked and kept in the office of the City Clerk.

Section 5. It is the intention of the City Council that, when adopting the Minnesota Basic Code of Ordinances and any supplements or additions to it, that all existing and future amendments to any state or federal rules and statutes adopted by reference or reference in the Minnesota Basic Code of Ordinances and any supplements or additions to it are hereby adopted by reference or referenced as if they had been in existence at the time the Minnesota Basic Code

of Ordinances and any supplements or additions to it was, are or may be in the future adopted, unless there is clear intention expressed in the Code to the contrary.

Section 6. It is the intention of the City Council that, when adopting the Minnesota Basic Code of Ordinances, all future supplements are hereby adopted as if they had been in existence at the time this code was enacted, unless there is clear intention expressed in the code to the contrary.

Section 7. The Code of Ordinances is declared to be prima facie evidence of the law of the city and shall be received in evidence as provided by Minnesota Statutes by the Courts of the State of Minnesota. A copy of the Code of Ordinances marked "Official Copy" shall be filed as part of the official records of the city in the office of City Clerk. The City Clerk shall provide a copy of the Code of Ordinances to any person who requests a copy and shall charge that person the cost to the city of the copy of the Code of Ordinances.

Section 8. This ordinance adopting the Code of Ordinances, and the Code itself, shall take effect upon publication of this ordinance in the city's official newspaper.

Section 9. Any amendments to a statute or rule adopted in this Code or any former code or ordinance which continues to be in effect, shall be included by reference as if the amended statute or rule had been in existence at the time the Code or ordinance was adopted.

PASSED BY THE CITY COUNCIL OF THE CITY OF ROCKVILLE, MINNESOTA THIS 14th DAY OF JUNE, 2023.

ATTEST:

**JUDITH NEU -CMC
INTERIM ADMINISTRATOR/CLERK**

**DUANE WILLENBRING
MAYOR**