

607.03: NUISANCES ENUMERATED:

- Subd. 1. Public Nuisances Affecting Health, Safety, Comfort Or Repose¹: The following are hereby declared to be public nuisances affecting health, safety, comfort or repose:
- a. All ponds or pools of stagnant water.
 - b. All decayed or unwholesome food offered for sale to the public.
 - c. Carcasses of animals not buried or destroyed within twenty four (24) hours after death, excluding game animals.
 - d. Accumulations of manure or rubbish.
 - e. Privy vaults, garbage cans and garbage receptacles which are not fly-tight.
 - f. The effluence from any cesspool, septic tank, drain field or sewage disposal system discharging upon the surface of the ground.
 - g. All noxious weeds, “tall grasses” defined as anything over eight inches (8”) in height, and other rank growths², except as exempted in Section 606.02 of this Code. (Ord. 594, 4-14-97)
 - h. Any accumulation of cans, bottles or trash or debris of any nature or description, and the throwing, dumping or depositing of any dead animals, manure, garbage, waste, decaying matter, ground, sand, stones, ashes, rubbish, cans, glass, food containers or other material of any kind on private property.
 - i. Trades and businesses, as defined by statute or ordinance, not licensed as provided by law³.
 - j. The pollution of any public well or cistern, stream or lake, canal or body of water by sewage, industrial waste or other substances.
 - k. Dense smoke, noxious fumes, gas and soot, or cinders in quantities as to render the occupancy of property uncomfortable to a person.

¹ See also Section 607.07 of this Chapter for noise control regulations.

² See also subdivision 1005.05.03 of this Code.

³ M.S.A. §145A.01 et seq.; see Title 500 of this Code for business and license regulations.

- l. The distribution of samples of medicines or drugs unless such samples are placed in the hands of an adult person by someone properly licensed.
 - m. The keeping, maintaining or harboring of live wild animals, whether native to Minnesota or not, which in their wild state pose a threat to humans or domestic animals.
 - n. The keeping, maintaining or harboring of any combination of animals and/or fowl kept in such numbers or under such conditions that unreasonably annoy, injure or endanger the health, safety, comfort, repose or welfare of the public.
 - o. The failure to maintain basic repairs and upkeep on a vacant residence or building, including, but not limited to, snow removal, lawn maintenance and exterior maintenance.
 - p. All other acts, omissions of acts, occupations and uses of property which are deemed by the Minnesota State Board of Health to be a menace to the health of the inhabitants of the Municipality or a considerable number thereof.
- Subd. 2. Public Nuisances Affecting Morals And Decency: The following are hereby declared to be public nuisances affecting public morals and decency:
- a. All gambling devices, slot machines, and punch boards, not lawfully allowed by Minnesota State Statutes.
 - b. Betting, bookmaking and all apparatus used in such operations.
 - c. All places where intoxicating liquors are manufactured, sold, bartered or given away in violation of the law or where persons are permitted to resort for the purpose of drinking intoxicating liquors as a beverage contrary to law or where intoxicating liquors are kept for sale, barter or distribution in violations of the law and all liquors, bottles, kegs, pumps, bars, and other property kept at and used for maintaining such a place¹.
 - d. Any vehicle used for the illegal transportation of intoxicating liquor.
 - e. The looking into or peeping through doors, windows, or openings of private homes by methods of stealth and without proper authority and by surreptitious methods or what is commonly known as “window peeping”.
- Subd. 3. Public Nuisances Affecting Peace And Safety: The following are declared to be nuisances affecting public peace and safety:

¹ M.S.A. §340A.101 et seq.; see Chapters 501, 502 and 503 of this Code for liquor regulations.

- a. All trees and hedges, billboards or other obstructions¹ which prevent persons from having a clear view of street signs and/or a clear view of all traffic approaching an intersection.
- b. All limbs of trees which are less than eight feet (8') above the surface of any public street or alley.
- c. The outside piling, storing or keeping of old machinery, junk, furniture, household furnishings or appliances or component parts thereof, rusting metal inoperable/unusable equipment, or other debris visible on private or public property.
- d. The placing or throwing on any street, alley, road, highway, 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 same.
- e. The depositing of, maintaining, permitting or failing to remove, garbage, trash, rubbish, bottles, cans and other refuse on any property within the City, including large quantities of organic debris and materials, which accumulated by other than natural means, except properly maintained compost piles.
- f. Property in a residential district not seeded, sodded or otherwise planted with a ground cover more than two hundred forty (240) days after any disturbance to the property caused by construction, grading, or other activity; or any time prior to the two hundred forty (240) days if the property is causing erosion or drainage problems on the same or nearby properties, including the public streets.

¹ See Chapter 1008 of this Code for signs and billboards; see also subdivision 607.03.3s of this Chapter and subdivision 1103.08.2 of this Code.

g. The outside storage of cut wood, unless all of the following requirements are satisfied: (Ord. 694, 3-11-02)

(1) Shall be stored in the side or rear yard. (Ord. 694, 3-11-02)

(2) Shall be stacked or secured in a stable manner so as to avoid collapse. (Ord. 694, 3-11-02)

(3) Shall not exceed five feet (5') in height. (Ord. 694, 3-11-02)

(4) Combined stacks shall not exceed a volume of five feet (5') high by ten feet (10') wide, by twenty five feet (25') long. (Ord. 694, 3-11-02)

(5) Shall not be closer than five feet (5') from side or rear property line unless screened by a solid fence or wall. (Ord. 694, 3-11-02)

h. All buildings, walls and other structures which have been damaged by fire, decay or otherwise to an extent exceeding one-half (1/2) of their fair market value or which are so situated as to endanger the safety of the public.

i. Any structure, or portion thereof, in a residential district whose exterior is not completed in accordance with City-approved construction plans within one hundred eighty (180) days after the date the City building permit was issued, whichever occurred first.

j. Any construction materials, including piles of dirt, sand, and sod, left on the property more than sixty (60) days after construction has been completed or a certificate of occupancy has been issued, whichever occurred first.

k. All buildings and all alterations to buildings made or erected in violation of fire codes concerning manner, materials or construction.

l. Any vehicle that deposits mud, dirt, sticky substances, litter or other material on any street or highway.

m. Any discarded construction material or other litter at a construction site which is not placed in an adequate waste container or which is allowed to blow around or off the site.

- n. All explosives, inflammable liquids and other dangerous substances or materials stored or accumulated in any manner or in any amount other than provided by law or ordinance¹.
- o. Obstructions and excavations affecting the ordinary use of the public streets, alleys, sidewalks or public grounds, except under such conditions as are provided by ordinance and any other excavation left unprotected or uncovered indefinitely or allowed to exist in such a manner as to attract people².
- p. All use or display of fireworks, except as provided by law or ordinance.
- q. Radio aerials strung or erected in any manner except that provided by law or ordinance³.
- r. Any use of property abutting on a public street or sidewalk or any use of a public street or sidewalk which causes large crowds or people to gather, obstructing traffic and the free use of public streets or sidewalks.
- s. All hanging signs, awnings, and other similar structures over public streets or sidewalks or so situated as to endanger public safety, not constructed and maintained as provided by law or ordinance or without proper permit⁴.
- t. The allowing of rain, water, ice or snow to fall from any building on any public street or sidewalk or to flow across any public sidewalk.
- u. All dangerous, unguarded machinery, equipment or other property in any public place or so situated or operated on private property as to attract the public.
- v. The distribution of handbills, except as provided by law or ordinance⁵.
- w. Throwing, dropping or releasing printed matter, paper or any other material or objects over the City from an airplane, balloon or other aircraft or in such manner as to cause such material to fall or land in the City.

¹ See Chapter 1002 of this Code for Fire Code.

² See Chapter 902 of this Code.

³ See Title 1100 of this Code for zoning regulations.

⁴ See Chapter 1008 of this Code for sign regulations.

⁵ See subdivision 909.07.16a of this Code.

- x. Placing entrance culverts or doing any act which may alter or affect the drainage of public streets or alleys or the surface or grade of public streets, alleys or sidewalks, without proper permit¹.
- y. Making repairs to motor vehicles or tires in public streets or alleys, except for emergency repairs when it will not unduly impede or interfere with traffic.
- z. The placement of mailboxes and other delivery receptacles on public rights of way except those which are in compliance with United States Postal Service requirements for location and type.
 - (1) The post shall be installed as far back from the street pavement as reasonably practical to avoid snow plowing damage.
- aa. The placement, erecting or painting of unauthorized traffic signs or advertising signs in streets or alleys or on sidewalks. (Ord. 556, 3-20-95)

¹ See Chapter 907 of this Code for sewer use and service and Chapter 1302 of this Code for storm water drainage management regulations.

CHAPTER 802

PARKING REGULATIONS

SECTION:

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802.01: **DEFINITIONS:** As used in this Chapter, the following words and terms shall have the meanings ascribed to them in this Section:

- Subd. 1. **BOULEVARD:** That portion of any right of way of a public roadway, other than the paved surface of such roadway, which is not designated for use as an off-street parking facility.
- Subd. 2. **DESIGNATED OFF-STREET PARKING:** Any private garage or properly surfaced off-street parking facility as provided under Chapter 1121 of this Code.
- Subd. 3. **DRIVER:** Every person who drives or is in actual physical control of a motor vehicle.
- Subd. 4. **MOTOR VEHICLE:** Any vehicle propelled by motor and engine and commonly used upon the streets and highways.
- Subd. 5. **OWNER:** A person who owns a legal title to a vehicle.
- Subd. 6. **PARK, STAND or STANDING:** The halting of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in the receiving or discharging of passengers.

Subd. 7. **PERSON:** Every natural person, firm, co-partnership, association or corporation.

Subd. 8. **PUBLIC PARKING AREA:** All areas dedicated for public use and maintained by a political subdivision.

Subd. 9. **RECREATIONAL EQUIPMENT:** Any trailer, boat, snowmobile or other equipment mounted on a trailer and designed and primarily used for recreational purposes.

Subd. 10. **RECREATIONAL VEHICLE:** Any motor vehicle designed and primarily used for recreational purposes.

Subd. 11. **STOP:** Complete cessation from movement.

Subd. 12. **TRAILER:** Any nonmotorized vehicle designed for carrying property on its own structure and for being drawn by a motor vehicle.

Subd. 13. **TRUCK:** A motor vehicle with a gross weight classification of “G” (12,001 – 15,000 pounds) or higher, as identified on the license plate and specified in Minnesota Statutes. Ordinary pick-up trucks and passenger vans customary in residential districts with such a weight classification shall not be considered a TRUCK for purposes of this Chapter. (1988 Code §81.01; Ord. 886, 4-28-14)

802.02: **PUBLIC PARKING:** Unless permitted by an authorized parking sign, no person shall park, remain in or leave standing any motor vehicle in or upon any public park, bathing beach or public land, road or highway adjoining public waters. (1988 Code §81.02)

802.03: **NO-PARKING ZONES:** No person shall stop, stand or park a motor vehicle, except as otherwise provided or unless directed to do so by a police officer, on any street or highway where the Municipal Council has established by resolution a “no-parking zone”, and such zone is marked by a sign or a yellow curb. (1988 Code §81.02)

802.04: **OVERSIZE VEHICLE PARKING¹:** No person shall allow any recreational equipment, recreational vehicle or truck to remain parked on a public street or highway within Mounds View for a period of more than two (2) hours per day. (1988 Code §81.02)

802.05: **IMPEDING TRAFFIC:** No person shall allow a motor vehicle to remain parked on public property when said motor vehicle impedes, impairs or prohibits the free flow of traffic

¹ See also subdivision 802.07(4) and (5) of this Chapter and subdivision 1110.07(2) of the Code.

or prohibits maintenance or construction equipment from properly conducting their functions. (1988 Code §81.02)

802.06: **PARKING DURING SNOW ACCUMULATION:** No person shall park or permit to be parked any vehicle within any block on any public street when, within the preceding forty eight (48) hours, melting or blowing snow or a combination thereof has accumulated to a depth of three inches (3”) or more at street level anywhere within that block. Provided, however, that parking shall be permitted within any block of any public street where not otherwise prohibited whenever the entire length of the roadway of such block has been cleared of snow from curb to curb or, in the case of streets without curbs, between the outer edges of the shoulders of such streets. Any vehicle parked in violation of this Section may be removed as provided by Section 802.10 of this Chapter. (1988 Code §81.02)

802.07: **OFF-STREET PARKING:**

Subd. 1. Compliance with Zoning Provisions: The location, design and number of off-street parking facilities shall be as specified in Chapter 1121 of this Code.

Subd. 2. Parking in Yards: No person shall allow any motor vehicle or trailer to be parked in any yard adjacent to a public street, except in a designated off-street parking space.

Subd. 3. Parking in Boulevards: No person shall allow any motor vehicle or trailer to be parked upon the boulevard of a public roadway.

Subd. 4. Recreational Vehicles and Equipment¹: No person shall allow any recreational vehicle or equipment to be parked off-street closer than fifteen feet (15') to the paved surfaces of a public roadway.

Subd. 5. Trucks²: No person shall allow any truck to be parked in any residential district, except as provided in Section 607.06. Subd.4 and Section 802.04. (1988 Code §81.02; Ord. 886, 4-28-14)

¹ See also Section 801.04 of this Chapter and subdivisions 1110.064(4) and 1110.07(3) of this Code.

² See also Section 802.04 of this Chapter

802.08: RESTRICTED HOURS:

Subd. 1. Generally, 2:00 A.M. to 6:00 A.M.: No person shall stop, stand or park a motor vehicle or trailer on any street or highway in the City between the hours of two o'clock (2:00) A.M. and six o'clock (6:00) A.M., except as otherwise authorized by this Chapter or unless directed or authorized by a police officer or traffic-control device. The City Council may authorize exceptions from this Section. Any street or highway so excepted must be posted with a sign indicating that parking between two o'clock (2:00) A.M. and six o'clock (6:00) A.M. is allowed. (Ord. 511, 6-22-92)

Subd. 2. Specific Areas, 9:00 P.M. to 2:00 A.M.: No person shall stop, stand or park a motor vehicle on the following sections of City streets between the hours of nine o'clock (9:00) P.M. and two o'clock (2:00) A.M., except as otherwise authorized by this Code or unless directed to do so by a police officer or traffic-control device:

Bronson Drive, north side between Edgewood Drive and Jackson Drive;

Clearview Avenue, between Irondale Road and Edgewood Drive;

Edgewood Drive, between Woodale Drive and County Road H-2 except adjacent to 2400 County Road H-2;

Greenfield Avenue, between Woodale Drive and County Road H-2 except adjacent to 2400 County Road H-2;

O'Connell Drive, between Jeffrey Drive and Greenfield Avenue. (Ord. 540, 6-13-94)

802.09: **PARKING VEHICLES FOR SALE:**

- Subd. 1. Purpose: In order to preserve civic beauty, to insure public health, safety and welfare by preventing congestion and traffic hazards, to prevent unauthorized use and trespass on vacant land and to prevent damage and erosion problems associated with off-road vehicle traffic on unimproved surfaces, the following prohibitions are required.
- Subd. 2. Vehicle Parking for Sale Prohibited: No person shall park, store, display or permit the parking, storage or display of a motor vehicle, as defined in subdivision 802.01(4) of this Chapter for the purpose of sale, consignment, lease, trade or exchange upon:
- a. Any public property including public right of way and easements; or
 - b. Any private property unless the vehicle is parked on an improved hard surface designed and improved for vehicle travel and only if the vehicle is registered to the property owner or occupant of said property and, when applicable, if said owner or occupant has a license issued pursuant to Chapter 510 of this Municipal Code. (1988 Code §81.03)

802.10: **VEHICLE TOWING PROVISIONS:** Police officers are hereby authorized to remove, or cause to be removed, a vehicle from a street or highway to the nearest garage or other place of safety or to a garage designated or maintained by the Police Department or otherwise maintained by this City under the circumstances hereinafter enumerated:

- Subd. 1. Obstruction of Traffic: When any vehicle is left unattended upon any bridge, viaduct or causeway or in any tube, tunnel or underpass where such vehicle constitutes an obstruction to traffic.
- Subd. 2. Disabled Car: When a vehicle upon a highway is so disabled as to constitute an obstruction to traffic and the person in charge of the vehicle is, by reason of physical injury, incapacitated to such an extent as to be unable to provide for its custody or removal.
- Subd. 3. Unattended, Illegally Parked Vehicles: When any vehicle is left unattended upon a street and is so parked illegally as to constitute a hazard or obstruction to the normal movement of traffic or snow plowing.
- Subd. 4. Violation of Provisions: When any vehicle is parked upon a public street in violation of the provisions of this Chapter. (1988 Code §81.02)