

Notice & Agenda

Barnesville Planning Commission

There will be a meeting of the Barnesville Planning Commission

Monday, February 5, 2024
6:30 pm
City Hall Council Chambers - 102 Front Street North

1. Call to order
2. Approval of Agenda
3. Approval of the minutes from the October 23, 2023, meeting- 1
4. **PUBLIC HEARING:** CUP to allow for illuminated signs on fuel canopies located at 619 Front St N (Cenex)
5. **ACTION:** CUP to allow for illuminated signs on fuel canopies on commercial property- Cenex-4
6. **OLD BUSINESS:**
 - a. None
7. **NEW BUSINESS**
 - a. Enforcement of Ordinance Violations-16
 - b. Building Permits- None Included-22
 - c. Other Zoning Concerns-
8. Next meeting: March 4, 2024
9. Adjourn

Please enter the council chambers by either the south or east doors of the new city hall building. If you need any type of accommodation to participate in the meeting, please contact city hall at (218) 354-2292 at least 48 hours prior to the meeting.

**Barnesville Planning Commission Meeting
Monday, October 23, 2023
City Hall Council Chambers**

Meeting was called to order at 6:30 p.m. by Brent Berg

Present: Brent Berg, Michael Harbin, Nathan Stokka, Dan Swenson, Joshua Schroeder

Absent: Dawn Stuvland, Ben Schumann

Others Present: Jeremy Burnside, Ley Bouchard- Record Review, Zoning Administrator Jeremy Cossette, Planning staff member Karen Lauer,

10-23-2023-01 Approval of Agenda: motion by **Swenson**, second by **Harbin** to accept the agenda: Motion approved.

10-23-2023-02 Approval of Minutes: motion by **Schroeder**, second by **Stokka** to accept the October 2, 2023 meeting minutes as presented. Motion approved.

OLD BUSINESS

a. Burnside CUP- conditions of permit clarification

Cossette briefed the Commission on the Burnside CUP. Cossette stated that prior to the October 2023 City Council Meeting there was discussion on sending this request back to the Commission to review the conditions of the new CUP request. Cossette had spoken to Burnside prior to that meeting and it was agreed by Burnside also that it would be a great move to consider the recommended conditions for the City Council. Cossette indicated that Lauer, Burnside, and himself met up prior to the Commission meeting to discuss possible language and conditions for the new CUP. Provided in the packet was a list of possible conditions to be considered for the Burnside request. Cossette reviewed the possible language and conditions. When speaking with the Commission about storage, Lauer mentioned that the new covenants for this property along with the Shops and Storage had changed. That it should be noted in the language of the CUP to include the language for the parking versus storage definitions. Berg had asked about the west side fence that was on the site plan for the 2022 CUP application and if that would still be included for this CUP. This question was asked about the discussion if a west fence was to be recommended to be included with a possible north fence if a north building wouldn't be done by December 31, 2028. It was discussed that currently Burnside does the snow removal for that Shops and Storage and that Burnside takes the snow and brings across his property, to the west to dump in a retention pond west of his property. It was recommended not to include a fence as a recommended condition for this property. The Commission reviewed all the recommendations and agreed to recommend the conditions as stated below.

10-23-2023-3 Action: CUP for outside storage on a commercial lot- Jeremy and Chandler Burnside

The recommendation to the City Council for a CUP for outside storage on a commercial lot should be:

1. No building materials except the building materials used for the building the structures may be stored on the property. The outside storage cannot be more than 12 feet in height.
2. Outside storage will be limited to four (4) construction trailers – either enclosed trailers or flatbed trailers and two (2) pieces of construction equipment – backhoes, skidsteers, excavators and similar equipment with wheels.
3. Areas where outside storage is placed must be placed with gravel, crushed concrete, asphalt, or milled-off asphalt by October 1, 2024.
4. The south building will be built and have a certificate of occupancy by October 1, 2024. This includes at a minimum rate of putting poles into the ground by August 15, 2024.

5. The north building should be constructed and have a certificate of occupancy by December 31, 2028 or if the north building is not constructed by that date, an obscuring fence would be required for the full length of the north property line.
6. Certificate of Occupancy will not be issued until a 10-foot concrete apron is completed in front of all overhead doors in which this applies to both the north and south buildings.
7. The applicant agrees to revocation of the conditional use permit upon reasonable articulable evidence of a violation of any of the terms and conditions herein. Said revocation for other violations not listed in the CUP will not occur except after a mailed and published notice and a public hearing before the Barnesville Planning Commission to establish a record of said violation and to give the property owner's a right to defend such action.
8. The building/s are subject to all other zoning ordinances and building code regulations.
9. The City of Barnesville reserves the right to add, delete, or amend these conditions if health, safety, or welfare considerations warrant. No action to add, alter, or amend conditions will occur except after mailed and published notice and a public hearing before the Barnesville Planning Commission and action by the Barnesville City Council to consider such addition, deletion, or alteration of these conditions.
10. The site plan is attached for the future development of this property and depicts **THE GENERAL PLANS** rough estimates of the site development.

Definitions:

Parking: *"Parking" means the temporary placement of currently licensed, registered and operable motor vehicles (including motorcycles), trailers, campers, boats or similar personal property, delivery trucks, service vehicles, other commercial vehicles, and commercial trailers and of operable motorized heavy equipment on the Building Parking area or approved pad, within a Lot or within contiguous Lots outside a building; upon designated parking areas covered with concrete, asphalt surfaces for periods of time not in excess of twenty-one (21) days. Parking areas must be free of vegetative growth.*

Storage: *"Storage" means placement within a Lot or within contiguous Lots outside of a building of inoperable or operable motor vehicles, delivery trucks, service vehicles, other commercial vehicles, heavy equipment, recreational vehicles, boats, motor homes, motorcycles, trailers, all-terrain vehicles, campers, bicycles, scooters, snowmobiles, personal watercraft or similar personal property or placement of personal property not consistent with the daily operation of the business located at the Lot or contiguous Lots in or upon any vehicle, trailer, or some similar items for periods of time in excess of twenty-one (21) days.*

Motion by Harbin, second by Swenson to recommended to council for the above Conditions to be adopted for Conditional Use Permit for Burnside's to allow outside storage on a commercial lot. Motion approved.

NEW BUSINESS

- a. **None**
- b. **Building Permits:** none included as the September 2023 permits were presented at the October 2, 2023 meeting
- c. **Other Zoning Concerns:** None

Next meeting is scheduled for Monday, December 4, 2023 at 6:30 pm.

10-23-23-10 Motion by Harbin, second by Stokka to adjourn the meeting at 7:21 pm.

Minutes prepared by Jeremy Cossette, 10/24/2023

P.O. Box 550
102 Front St. N.
Barnesville, MN 56514



Phone: (218) 354-2292
Fax: (218) 354-2472

Incorporated in 1889

TO: Planning and Zoning Commission
FROM: Jeremy Cossette, City Administrator
DATE: January 29, 2024
RE: Farmers Cooperative Oil Company (Cenex) Conditional Use Permit request for illuminated commercial signage.

Staff Recommendation: Staff are recommending that the Planning and Zoning Commission make a recommendation to the City Council to approve this request.

OVERVIEW

Farmers Cooperative Oil Company (Cenex) is requesting a Conditional Use Permit to place new commercial signage on new fuel station canopies located on the property with the legal description of 1st Railway Additional, 619 Front Steet North. This new CUP is for additional signage because of the construction of their new fuel station canopies.

HISTORY

The property is zoned C-2, Highway Business District. Cenex has a current CUP that was completed in 2007 for their current illuminated signs.

FINDINGS OF FACT

According to the Signage section of the City's Zoning Ordinance, it defines an "illuminated sign" is a sign characterized by the use of artificial light, either projecting through its surface(s), internally illuminated, or reflecting off its surface(s). Section 7-0307 states that "illuminated signs may be permitted by conditional use. Illuminated signs shall be diffused or indirect so as not to direct rays of light into the adjacent property or onto the public way that obstructs the view of adjacent properties and or signage.

STAFF RECOMMENDATION

Staff are recommending that the Planning and Zoning Commission make a recommendation to the Barnesville City Council to approve the Conditional Use Permit with adopted conditions to discuss at the Planning and Zoning Commission meeting on February 5, 2024.

P.O. Box 550
102 Front Street North
Barnesville, MN 56514



Phone: (218) 354-2292
Fax: (218) 354-2472

APPLICATION FOR CONDITIONAL USE PERMIT (CUP)

APPLICATION FEE: \$150

APPLICANT NAME	<i>Farmers Coop Oil Company/Cenex</i>	DATE	<i>12-28-23</i>
MAILING ADDRESS	<i>PO Box 55</i>		
STREET ADDRESS	<i>619 Front St N</i>		
TELEPHONE	<i>218-354-2139</i>		
OWNER NAME	<i>Same as Above</i>		
LEGAL DESCRIPTION	<i>(619 Front St N)</i>		
	<i>P.N. 50.250.0010</i>		
CURRENT USE	<i>Reader Board / Price Sign / Canopy</i>		
REQUESTED USE	<i>Replace Reader Board / update Price Sign & Canopy</i>		
APPLICANT SIGNATURE	<i>[Signature]</i>	DATE	<i>12-28-23</i>
OWNER SIGNATURE	<i>[Signature]</i>	DATE	

**P.O. Box 550
102 Front St. N.
Barnesville, MN 56514**



**Phone: (218) 354-2292
Fax: (218) 354-2472**

NOTICE OF PUBLIC HEARING

Notice is hereby given Farmers Cooperative Oil Company (Cenex) has requested a conditional use permit to allow illuminated commercial signage on their new fuel canopies located at 619 Front Street with a legal description of 1st Railway Addition, Block 1.

Notice is further given that the City of Barnesville Planning Commission will hold a Public Hearing for the purpose of receiving comments for or against the variance request.

Notice is further given that the Barnesville Planning Commission will meet in the Barnesville City Council Chambers, 102 Front Street North at **6:30 pm on Monday, February 5, 2024** to hold the Public Hearings and consider action on the above items.

If there are questions on the requested variance or if special accommodation is needed to attend, contact Barnesville City Hall at 218-354-2292.

RAMBOW LONDON
501 2ND ST NW
BARNESVILLE, MN 56514

DIVEL MICHAEL & KAYLA
511 FRONT ST N
BARNESVILLE, MN 56514

FARNHAM SAMUEL & RACHEL
523 FRONT ST N
BARNESVILLE, MN 56514

COPPLE FLOYD & DIANE
517 FRONT ST N
BARNESVILLE, MN 56514

SANDY LAKE PROPERTIES LLC
6273 14TH ST S
FARGO, ND 58104

BERG DUWIGHT & ANGELA
209 6TH AVE NW
BARNESVILLE, MN 56514

HAMERNIK KYLIE
502 2ND ST NW
BARNESVILLE, MN 56514

HOPPE CHRISTOPHER & MICHELLE
PO BOX 542
BARNESVILLE, MN 56514

BERG ANGELA
209 6TH AVE NW
BARNESVILLE, MN 56514

BARNESVILLE CITY OF
PO BOX 550
BARNESVILLE, MN 56514

DOKKEBAKKEN JAMIE
533 2ND ST NW
BARNESVILLE, MN 56514

BERNDT SHANE & CARRIE
208 6TH AVE NW
BARNESVILLE, MN 56514

SCHEFFLER MARY ANN
117 6TH AVE NW
BARNESVILLE, MN 56514

SCHEFFLER WILLIAM
1315 15TH AVE S
MOORHEAD, MN 56560

MARTINEZ KAI & AUBREE
310 4TH ST SE
BARNESVILLE, MN 56514

ERNST KEITH
1350 COSSETTE DR S
FARGO, ND 58104

M & N ENTERPRISE LLC
16815 170TH ST S
BARNESVILLE, MN 56514

BARNESVILLE ECON DEVELOP AUT
PO BOX 550
BARNESVILLE, MN 56514

GROMMESH DAVID & WM
PO BOX 447
BARNESVILLE, MN 56514

LENOUE CRAIG
504 9TH ST
BARNESVILLE, MN 56514

KEEPING BRIAN & STACY
329 210TH ST S
HAWLEY, MN 56549-9417

ACKERSON KEVIN L
110 6TH AVE NE
BARNESVILLE, MN 56514

GROMMESH DAVID
PO BOX 447
BARNESVILLE, MN 56514

BARNESVILLE INVESTMENT LLC
108 38TH AVE CIR S
MOORHEAD, MN 56560

RTMT PROPERTIES LLC
PO BOX 249
BARNESVILLE, MN 56514

CSL PROPERTIES OF MN LLC
504 9TH ST SE
BARNESVILLE, MN 56514

DAVIS LAWRENCE C
PO BOX 478
BARNESVILLE, MN 56514

FARMERS COOP OIL CO
PO BOX 55
BARNESVILLE, MN 56514

PUBLIC HEARING NOTICE

Notice is hereby given that the Barnesville Planning Commission will hold a public hearing to consider a conditional use permit for Farmer's Cooperative Oil Company (Cenex) to allow new illuminated commercial signage at 619 Front Street with a legal description of 1st Railway Addition, Block 1.

The hearing will be held in the Barnesville City Hall Council Chambers, 102 Front Street, at 6:30 p.m.,

Monday February 5, 2024

to receive public input.

Any individual needing special accommodations please call 218 354-2292.

Jeremy Cossette,
Zoning Administrator

01/04/2007 10:53AM
BARNESVILLE CITY

TRANSACTION # 54795
770000

DOCUMENT # 636839

USE PERMIT

RECORDING FEE: \$46.00
TOTAL: \$46.00
CHARGE: \$46.00

THANK YOU

J. BONNIE REHDER
CLAY COUNTY RECORDER

OFFICE OF COUNTY RECORDER
COUNTY OF CLAY, MINNESOTA

THIS INSTRUMENT WAS CERTIFIED,
FILED AND/OR RECORDED ON
01/04/2007 AT 10:53AM
AS DOCUMENT NO.

636839 1-2

J. BONNIE REHDER, *JR*
CLAY COUNTY RECORDER

PAGES: 2

JAN 16 2007

APPROVED FOR PAYMENT	
Vendor#	_____
Acct #	_____
Desc	_____
Name	_____ Date _____

*chg
1-BK I
②*

Permit No. 2006-CUP-05

Conditional Use Permit

State of Minnesota,
County of Clay,
City of Barnesville

WHEREAS Farmers Cooperative Oil Company (Cenex) has paid the sum of One hundred and fifty dollars (\$150.00) to the City of Barnesville, as required by the City of Barnesville Zoning Ordinance, and has complied with all the requirements of said ordinance necessary for obtaining this permit:

NOW, THEREFORE, by order of the Barnesville City Council, the said applicant is hereby issued a Conditional Use Permit to

Erect an illuminated pole sign with reader board

On the east 86 feet of Block 1, 1st Railway Addition to the City of Barnesville, with the following conditions (see attached)

Given under my hand this 11th day of December, 2006

Ken Bauer
Ken Bauer, Mayor

Attested under my hand this 11th day of December, 2006

Karen Lauer
Karen Lauer, Zoning Officer



East 86 feet of Block 1 , 1st Railway Addition to the City of Barnesville; Conditions
2 of 2

CONDITIONS

1. Applicant will acquire a building permit from the City of Barnesville.
2. Construction of the sign must begin within one year of the approval date.
3. No additional permanent, freestanding signage will be allowed on the property.
4. No additional signage may be added to the freestanding pole which would cause the total square footage to exceed 100 square feet.

SEC. 7-0304. BUSINESS SIGNS. In commercial and industrial districts, on-site signs shall be permitted according to the following provisions:

A. One monument or freestanding sign and one wall mounted sign identifying the premises shall be allowed. In structures with joint tenancy and individual outside entrances, each tenant can have its own wall sign.

B. The maximum height of any freestanding sign shall be 25 feet from the ground to the top of the sign. A conditional use permit may be considered for taller signs.

C. There is no setback required from the edge of the road right-of-way to the nearest portion of any freestanding sign. Side yard setback is the same as for the building.

D. The total area of freestanding signage shall not exceed 100 square feet.

E. Wall signs may not exceed a maximum of five (5) square feet for every linear foot of building frontage. This formula applies to buildings with either single or joint tenancy.

SEC. 7-0305. CONSTRUCTION SIGNS. Construction signs shall not exceed 32 square feet in area. Such signs shall be removed when the project is complete.

SEC. 7-0306. HOME-BASED BUSINESS SIGNS. Individuals conducting a bona fide home-based business will be allowed one wall-mounted sign not to exceed an aggregate of 8 square feet facing the street and one free-standing sign not to exceed 8 square feet aggregate.

SEC. 7-0307. ILLUMINATED SIGNS. Illuminated signs may be permitted by conditional use. Illuminated signs shall be diffused or indirect so as not to direct rays of light into adjacent property or onto public way which obstructs the view adjacent properties and or signage.

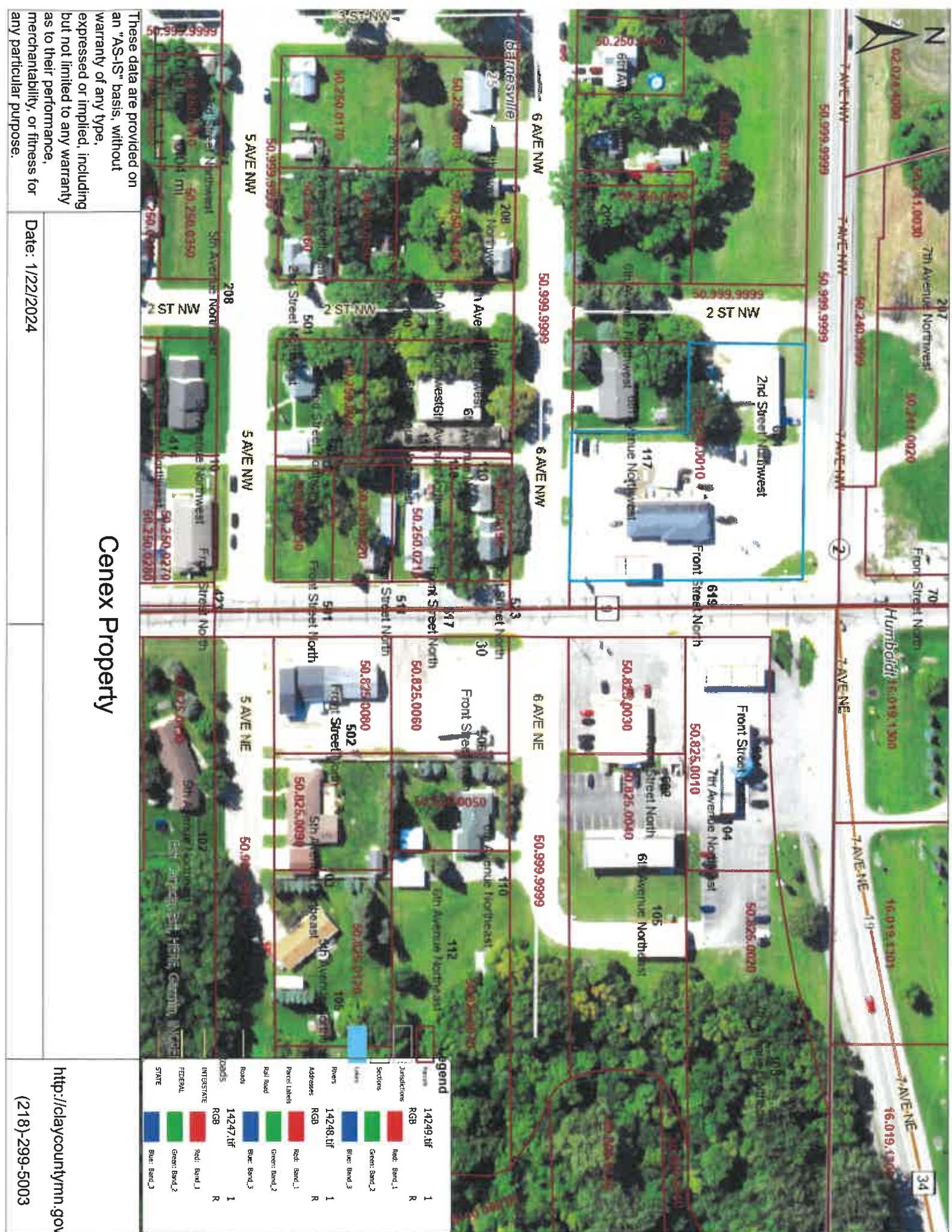
SEC. 7-0308. ELECTRONIC SIGNS. Electronic signs are permitted by conditional use in C-1, C-2 and I-1 zoning areas.

SEC. 7-0309. OFF-PREMISE SIGNS. Off-premise signs are permitted with the permission of affected property owner, and said sign does not exceed the allowed signage for the parcel where the sign is located.

SEC. 7-0310. POLITICAL SIGNS. Political signs are allowed in any district, on private property, with the consent of the owner of the property. Such signs must be removed within 7 days following the date of the election or elections to which they are applied and may be displayed no earlier than 2 months before such date.

SEC. 7-0311. PORTABLE SIGNS. An annual portable sign permit must be obtained from the City of Barnesville at a cost of \$15 prior to placement of a portable sign. Portable signs may be used for a period not to exceed thirty (30) days at a time. Upon removal of the portable sign, it must be at least fourteen (14) days before a portable sign may be used at that location, provided that portable signage on that site does not exceed fifty-six (56) days within one calendar year.

A. Portable signs may only be used in C-1, C-2 and I-1 zoning areas.



These data are provided on an "AS-IS" basis, without warranty of any type, expressed or implied, including but not limited to any warranty as to their performance, merchantability, or fitness for any particular purpose.

Date: 1/22/2024

Cenex Property

<http://claycountymn.gov>
(218)-299-5003

Legend

14249.tif	1
RGB	R
Jurisdictions	
Red: Band 1	
Green: Band 2	
Blue: Band 3	
14248.tif	1
RGB	R
Addresses	
Red: Band 1	
Green: Band 2	
Blue: Band 3	
14247.tif	1
RGB	R
INTERSTATE	
Red: Band 1	
FEDERAL	
Green: Band 2	
STATE	
Blue: Band 3	

OVERALL LOGO LAYOUT

Canopy # 1 - Description Key
 38" Canopy Logo Det
 SQUARE Canopy # 1 Canopy Treatment
 2 Canopy # 1 Logo Quantity
 Canopy # 1 Width: 24' 24'
 Canopy # 1 Length: 33' 33'
 INCLUDE ACCENT BAND
 Elevation: Elevation
 Elevation: Elevation

Canopy # 2 - Description Key
 38" Canopy Logo Det
 SQUARE Canopy # 1 Canopy Treatment
 2 Canopy # 1 Logo Quantity
 Canopy # 1 Width: 24' 24'
 Canopy # 1 Length: 33' 33'
 INCLUDE ACCENT BAND
 Elevation: Elevation
 Elevation: Elevation

LOCATION INFORMATION
 638 Metcalf Rd
 El Dorado,
 Kansas
 67042

WWW.PUMPIMAGESTORE.COM

6/23/2023

Overall Logo Layout Approval:

SIGN RENDERING

Existing **Proposed** **Option**

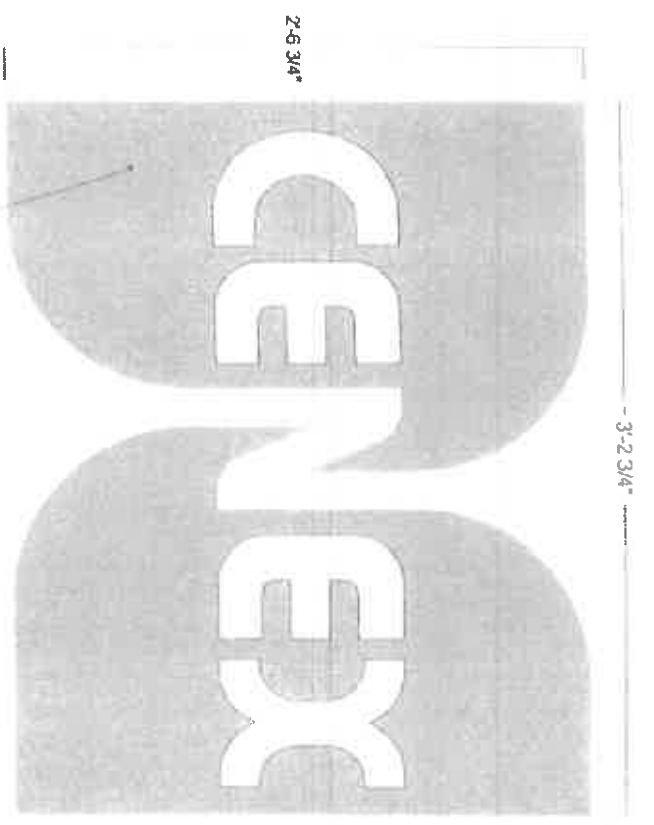
new faces
new display 29" x 73"
reversing

Proposed:
 • New CENEX Logo Faces
 • New Product Name Panels:
 UNLEADED

Option:
 • New CENEX Logo Faces
 • New Product Name Panels:
 UNLEADED
 • New 10mm Full Color EMC

7/24/2023

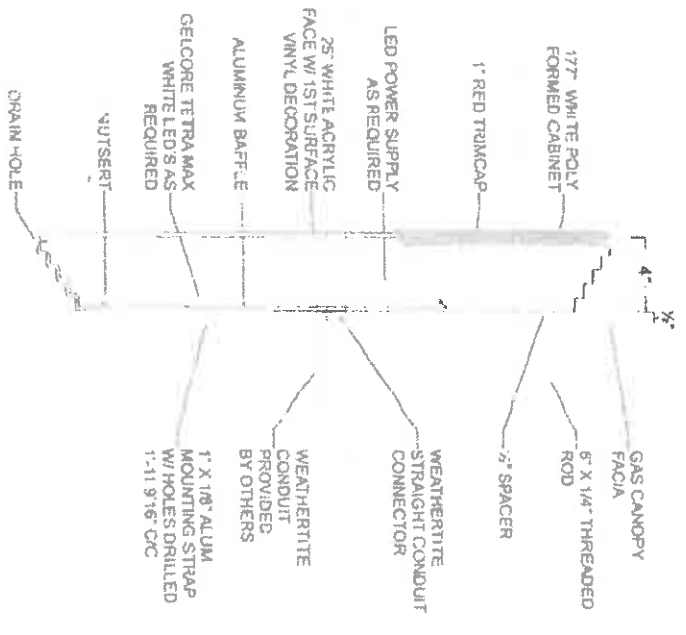
Sign Rendering Approval:



25" WHITE ACRYLIC FACE W/ 3632-53 RED VINYL APPLIED 1ST SURFACE

GRAPHIC DETAIL
SCALE: 1 1/2" = 1'-0"

2 of these on canopy #1
1 on canopy #2



CROSS SECTION
SCALE: 1 1/2" = 1'-0"

FRAME DETAIL:
DESIGN FACTOR: 40 PSF
.177" WHITE POLY. FORMED CABINET
1" RED TRIMCAP
FACES REMOVABLE FOR SERVICE
UL APPROVED
8' PIGTAIL PROVIDED (WEATHERITE CONDUIT BY OTHERS)
ELECTRICAL: .85 AMPS, 120 VOLTS
SQUARE FOOTAGE: BOXED = 8.27
ACTUAL = 7.43

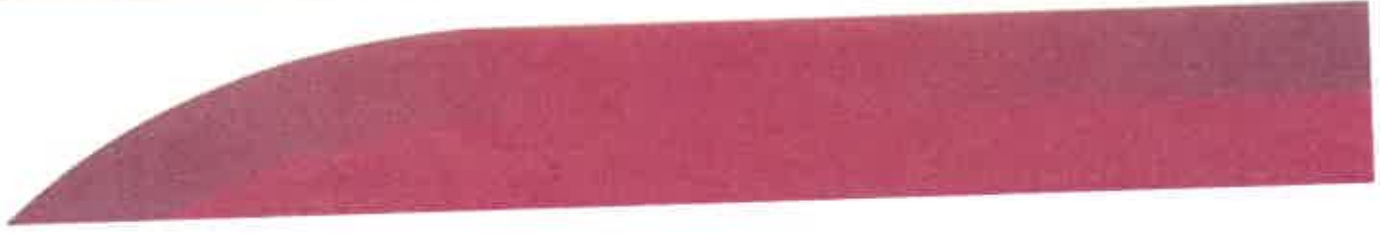
FACE DETAIL:
25" WHITE ACRYLIC FACE W/ 1ST SURFACE VINYL DECORATION:
3632-53 RED - BACKGROUND
 WHITE - "CENEX" COPY

Customer:	CENEX	Date:	04/15/09	Prepared By:	RA	<input type="checkbox"/> Call back on set to see what needs to be done. Address and on site at the time of the work. <input type="checkbox"/> Complete. If not, please see notes. Please provide feedback by 10/15/09 and I will be happy to see you. -Chad	ENG:	X
Location:	BOZEMAN, MT	File Name:	60386 - 2 X 3 SF LED LOGO					
								DISTRIBUTED BY: SIGN UP COMPANY 100 W. 2ND ST. WATERLOO, ON N5Y 1Y2-2B10

PERSNER
Sign Makers / Image Builders
PH: 1-800-443-0000

Time

35,000 time - VAPORVES
\$ 92,000



**P.O. Box 550
102 Front St. N.
Barnesville, MN 56514**



**Phone: (218) 354-2292
Fax: (218) 354-2472**

Incorporated in 1889

**TO: Planning and Zoning Commission
FROM: Jeremy Cossette, City Administrator
DATE: January 29, 2024
RE: Enforcement of Ordinance Violations**

In January 2024, the Ordinance Committee had a meeting to discuss nuisance violations within the City of Barnesville. This discussion with the Committee along with the City Attorney was fruitful in that the discussion went to nuisance along with the penalties of not complying with ordinance violations which include violations of building permits, variances, conditional use permits, and other violations outlined in the ordinance.

After reviewing the current ordinance, it was found that we were lacking some information and changes were necessary for future violations and ultimately how to correct these violations. It was found that changing the violation from a petty misdemeanor, chargeable by a fine only, needed to be changed to a misdemeanor, with a possible fine and/or up to 90 days in jail. This is recommended so that jail time can be stayed in extreme cases so that the violation of such ordinance can be abated, as that is our ultimate goal. Also added were specific clarifications, as you can see by the attached changes. The second attached ordinance amendment regarding violations added clarification to violations and civil actions.

I wanted the Planning and Zoning Committee to review to see if there are any additional wordage or concerns about the draft ordinance amendments that will be forwarded to the City Council for possible adoption.

CITY OF BARNESVILLE
ORDINANCE 2024-05
AN ORDINANCE AMENDING TITLE VII, CHAPTER 7-13, SEC. 7-1303 OF THE
MUNICIPAL CODE REGARDING PENALTIES, VIOLATIONS, AND
ENFORCEMENT OF ORDINANCE VIOLATIONS

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Barnesville as follows:

TITLE VII, CHAPTER 7-13, SECTION 7-1303 is amended to read as follows:

Subd. 1. Penalty. ~~In addition to any other provision specified in any Section of any Chapter of Title VII of the municipal Code, Any person violating any provision of any this Chapter in Title VII of the municipal Code shall, upon conviction, be guilty of a petty misdemeanor. punishable by a fine of up to \$200. Each day such violation continues or occurs constitutes a separate offense and may be prosecuted as such. A violation of this Chapter shall be a misdemeanor punishable by up to 90 days in jail and a \$700 fine when preceded by two or more convictions under this Chapter within the immediate preceding 12-month period.~~

Subd. 2. Violations. ~~Each day such violation continues or occurs shall constitute a separate offense and may be prosecuted as such.~~ Violations of the provisions of Title VII ~~this Chapter~~ shall include, by way of example and not limitation:

A. The owner or tenant of any building, structure, premises, or part thereof, and any architect, builder, contractor, agent, or other person who commits, participates in, assists in, or maintains a violation may each be found guilty of a separate offense and suffer the penalties herein provided. ~~of the provisions of this Chapter.~~

B. Failure to comply with a condition in a variance, building permit or conditional use permit shall be a violation of this Title VII of the municipal Code ~~Chapter. Each day such violation continues or occurs shall constitute a separate offense and may be prosecuted as such.~~

Subd. 3. Enforcement. Nothing herein contained shall prevent the City from taking any other appropriate actions or proceedings against a violator as provided by law or City ordinance to prevent or remedy the violation or penalize the violator. ~~Violations can occur regardless of whether or not a permit is required for a regulated activity.~~ Title VII of the municipal Code shall also be enforceable through the City of Barnesville Administrative Citations and Civil Penalties ordinance, Chapter 1-10, Section 1-1004.

Subd. 4. Civil Action. ~~The City may enforce Title VII of the municipal Code through stop work order issued by the City, abatement or by Civil Action and the City is authorized to pursue any remedy available at law or in equity, including but not limited to temporary restraining orders, injunctions both mandatory and prohibitory as well as damages, including costs, disbursements and attorney fees incurred in any civil action by the City. The City may condition the issuance of any variance, building permit or conditional use permit upon the applicant's agreement that it will pay the reasonable costs, disbursements and attorney fees incurred by the City in enforcing the provisions of the variance, building permit or conditional use permit or any violation of the same.~~

PASSED AND ADOPTED by the Barnesville City Council this 11th day of March, 2024.

Approved:

Jason Rick, Mayor

Attest:

Jeri Reep, City Clerk

First Reading	February 12, 2024
Second Reading:	March 11, 2024
Adopted:	March 11, 2024
Published:	March 18, 2024

**CITY OF BARNESVILLE
ORDINANCE 2024-07
AN ORDINANCE AMENDING TITLE VII, CHAPTER 7-01 TO ADD SECTION 7-0106
OF THE
MUNICIPAL CODE REGARDING APPLICATIONS FOR VARIANCES, BUILDING
PERMITS AND CONDITIONAL USE PERMITS**

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Barnesville as follows:

TITLEVII, CHAPTER 7-01, is amended to add Section 7-0106 as follows:

Subd. 1. Applications for Variances, Building Permits and Conditional Use Permits. Variances, Building Permits and Conditional Use Permits shall be issued only upon written application filed with the City, and must include all of the information requested on the application. The City may condition the issuance of any variance, building permit or conditional use permit granted pursuant to Title VII of the municipal Code upon the applicant's agreement that it will pay the reasonable costs, disbursements and attorney fees incurred by the City in enforcing the provisions of the variance, building permit or conditional use permit or any violation of the same.

PASSED AND ADOPTED by the Barnesville City Council this 11th day of March, 2024.

Approved:

Jason Rick, Mayor

Attest:

Jeri Reep, City Clerk

First Reading	February 12, 2024
Second Reading:	March 11, 2024
Adopted:	March 11, 2024
Published:	March 18, 2024

CITY OF BARNESVILLE
ORDINANCE 2024-08
AN ORDINANCE AMENDING TITLE I, CHAPTER 1-01, SECTION 1-0103 OF THE
MUNICIPAL CODE REGARDING VIOLATIONS

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Barnesville as follows:

TITLE I, CHAPTER 1-01, SECTION 1-0103 is amended to read as follows:

SEC. 1-0103.

Subd. 1. Violation. Every person who violates a title, chapter, section, subdivision, paragraph or provision of this City Code when s/he performs an act thereby prohibited or declared unlawful, or fails to act when such failure is thereby prohibited or declared unlawful, and upon conviction thereof shall, in addition to and except as otherwise specifically provided for in any other provision specified in any such title, chapter, section, subdivision, paragraph or provision of the municipal Code, be guilty of a misdemeanor. Each day such violation continues or occurs shall constitute a separate offense and may be prosecuted as such. Nothing herein contained shall prevent the City from taking any other appropriate actions or proceedings against a violator as provided by law or City ordinance to prevent or remedy the violation or penalize the violator. Violations can occur regardless of whether or not a permit is required for a regulated activity.

Subd. 2. Civil Action. The City may enforce the municipal Code through stop work order issued by the City, abatement or by Civil Action and the City is authorized to pursue any remedy available at law or in equity, including but not limited to temporary restraining orders, injunctions both mandatory and prohibitory as well as damages, including costs, disbursements and attorney fees incurred in any civil action by the City. The City may condition the issuance of any license or permit upon the applicant's agreement that it will pay the reasonable costs, disbursements and attorney fees incurred by the City in enforcing the provisions of the license or permit or any violation of the same.

PASSED AND ADOPTED by the Barnesville City Council this 11th day of March, 2024.

Approved:

Jason Rick, Mayor

Attest:

Jeri Reep, City Clerk

First Reading	February 12, 2024
Second Reading:	March 11, 2024
Adopted:	March 11, 2024
Published:	March 18, 2024

Nov 2023

Account	Service	Date	Address	City	Contractor	Permits	Value	Type
Rick Pautzke	2023111	11/2/2023	702 3rd Ave SE	Barnesville	Omega Exteriors	1	\$21,000.00	Misc: Re-roof house
Don Nasstrom	2023112	11/2/2023	215 5th St NE	Barnesville	Omega Exteriors	1	\$11,000.00	Misc: Re-roof house
Amanda Oas	2023113	11/2/2023	607 8th Ave SE	Barnesville	Omega Exteriors	1	\$18,000.00	Misc: Re-roof house
Michael Kohler	2023114	11/8/2023	716 4th St SE	Barnesville	ABC Exteriors	1	\$15,300.00	Misc: Re-roof house
Jordan Chulnard	2023115	11/8/2023	704 4th St SE	Barnesville	ABC Exteriors	1	\$7,200.00	Misc: Re-roof house
Brian Tahraie	2023116	11/8/2023	101 17th St NE	Barnesville	ABC Exteriors	1	\$21,000.00	Misc: Re-roof house
Shelby Scowcraft	2023117	11/8/2023	605 9th Ave SE	Barnesville	Window World	1	\$17,385.00	Misc: Replacing 7 windows in home
Rick Braton	2023118	11/8/2023	102 4th St SE	Barnesville	Omega Exteriors	1	\$10,000.00	Misc: Re-roof house and detached garage
Wally Mulcahy	2023119	11/8/2023	708 7th Ave SE	Barnesville	Omega Exteriors	1	\$17,000.00	Misc: Re-roof house and shed
Robert Power	2023120	11/8/2023	224 4th St SE	Barnesville	Omega Exteriors	1	\$18,000.00	Misc: Re-roof
Josh Schroeder	2023121	11/8/2023	903 8th Ave SE	Barnesville	David Korup Roofing	1	\$14,000.00	Misc: Re-roof house and attached garage
Farmers Co-op Oil Co.	2023122	11/8/2023	624 2nd St NW	Barnesville	Marinum Custom Homes LLC	1	\$230,000.00	Commercial: Permit is for structure only
Gina Ernst	2023123	11/15/2023	101 5th St NE	Barnesville	Swenson Const. & Roofing	1	\$7,200.00	Misc: Re-roof house
Luigi Smith	2023124	11/28/2023	219 5th Ave SE	Barnesville	Homeowner	1	\$6,000.00	Misc: Re-roof house
Total: 14							\$413,285.00	

Jan 2024

Account	Invoice #	Invoice Date	Address	City	Contractor	Quantity	Unit Price	Description	Amount	Tax	Total
Barnesville General	2024001	Voided									
Barnesville General	2024002	1/10/2024	619 Front N	Barnesville	Indigo Signs	1	\$0.00	Misc.: Installation of illuminated sign and cabinet	\$0.00	\$0.00	\$0.00
Clark Berner	2024003	1/10/2024	619 Front N	Barnesville	Indigo Signs	1	\$10,000.00	Misc.: Installation of illuminated sign and cabinet	\$10,000.00	\$0.00	\$10,000.00
Keddy Archambeau	2024004	1/24/2024	802 4 1/2 Ave NE	Barnesville	Swenson Construction & Roofing, LLC	1	\$17,800.00	Misc.: Re-roof house	\$17,800.00	\$0.00	\$17,800.00
Tom Shaw	2024005	1/24/2024	810 4th Ave NE	Barnesville	Omega Exteriors	1	\$32,000.00	Misc.: Re-roof and re-side house	\$32,000.00	\$0.00	\$32,000.00
			507 8th Ave SE	Barnesville	Omega Exteriors	1	\$54,000.00	Misc.: Re-roof and re-side house	\$54,000.00	\$0.00	\$54,000.00