

ORDINANCE NO. 2173

AN ORDINANCE DECLARING AN EMERGENCY AS PROVIDED BY CITY CHARTER SECTION 1-306 SO AS TO WAIVE THE WAITING REQUIREMENTS FOR ORDINANCES UNDER CITY CHARTER SECTIONS 1-305 AND 1-309 ADDING SECTION 11-601.13 OPTING-OUT OF THE REQUIREMENTS OF MINNESOTA STATUTES, SECTION 462.3593

PREAMBLE:

A. On May 12, 2016, Governor Dayton signed into law the creation and regulation of temporary family health care dwellings, codified at Minn. Stat. § 462.3593, which permit and regulate temporary family health care dwellings.

B. Subdivision 9 of Minn. Stat. 462.3593 allows cities to “opt out” of those regulations.

C. The City Council finds an emergency ordinance under City Charter Section 1-306 is necessary for the following reasons:

1. State law would permit these uses effective September 1, 2016, unless this opt-out ordinance is effective on or before that date;
2. If this ordinance is not adopted as an emergency ordinance, it will not take effect until September 3, 2016, based on a publication date of August 19, 2016; and
3. It is necessary for the public peace, health, morals, safety, or welfare for this ordinance to be effective prior to September 1, 2016.

The City of Coon Rapids does ordain:

Section 1. Revised City Code - 1982 Section 11-601 is hereby amended as follows: (deletions in brackets, additions double underlined)

11-601.13 Pursuant to authority granted by Minnesota Statutes, Section 462.3593, subdivision 9, the City of Coon Rapids opts-out of the requirements of Minnesota Statutes, Section 462.3593.

Section 2. The City Clerk is directed to modify Chapter 11.601.1 Uses table to reflect the addition of 11-601.13.

Section 3. This ordinance is declared to be an emergency ordinance under the provisions of City Charter Section 1-306 and will take effect immediately upon adoption.

Adopted this 3rd day of August, 2016 by a vote of _____ Ayes and _____ Naves.

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk