# **Table of Contents**

<b>General Provisions for Use of Code of Ordinances</b>
Use and Construction of Code of Ordinances Enforcement of Ordinances; Issuance of Citations Schedule of Fees
Government and Administration
City Government; Elections Mayor; Common Council Municipal Officers and Employees Boards, Commissions and Committees Ethics Code
Finance and Public Records
Finance Special Assessments Public Records Disposal of Lost, Abandoned and Surplus Property
Administrative Determinations Review
Review of Administrative Determinations
Public Safety
Law Enforcement Fire Prevention Fire Prevention Code; Hazardous Materials Regulation of Alarm Systems

Title 6	Public Works
Chapter 1 Chapter 2 Chapter 3 Chapter 4	Grades Streets and Sidewalks Driveways Trees and Shrubs
Title 7	Licensing and Regulation
Chapter 1 Chapter 2 Chapter 3 Chapter 4 Chapter 5 Chapter 6 Chapter 7 Chapter 8 Chapter 9 Chapter 10 Chapter 11 Chapter 12 Chapter 13 Chapter 14 Chapter 15 Chapter 16	Licensing of Dogs; Regulation of Animals Fermented Malt Beverages and Intoxicating Liquor Cigarette Licenses Transient Merchants Temporary Public Entertainments Regulation and Licensing of Fireworks Special Event Street Use and Block Party Permits Regulation of Large Assemblies of Persons Pawnbrokers and Second Hand Article and Jewelry Dealers Massage Therapists and Bodyworkers Processions, Parades, Runs, Walks, Bicycle Races and Marathons Regulation and Licensing of Amusement Arcades Tattooing and Body Piercing Flea Markets and Garage Sales Taxicabs Licensees to Pay Local Claims; Appellate Procedures
Title 8	Health and Sanitation
Chapter 1 Chapter 2 Chapter 3 Chapter 4	Health and Sanitation Pollution Abatement Refuse Disposal and Collection Recycling
Title 9	Public Utilities
Chapter 1	Water Utility Regulations and Rates

Sewer Utility Regulations and Rates

Cable Television

Chapter 2

Chapter 3

- **Chapter 1** Traffic and Parking
- **Chapter 2** Bicycles and Play Vehicles
- **Chapter 3** Snowmobiles
- **Chapter 4** All-Terrain Vehicles and Off-Road Motor Vehicle Operations
- **Chapter 5** Abandoned and Junked Vehicles

# Title 11 Offenses and Nuisances

- **Chapter 1** State Statutes Adopted
- **Chapter 2** Offenses Against Public Safety and Peace
- **Chapter 3** Offenses Against Property
- **Chapter 4** Offenses Involving Alcoholic Beverages
- **Chapter 5** Offenses by Juveniles
- **Chapter 6** Public Nuisances
- **Chapter 7** Regulation of Lewd and Sexually-Explicit Conduct

# Title 12 Parks and Recreation

- **Chapter 1** Parks and Navigable Waters
- **Chapter 2** Reservation of Meeting Space
- **Chapter 3** Public Property Naming Procedures

# Title 13 Zoning

**Chapter 1** Zoning Code

# **Title 14** Subdivision Regulations

**Chapter 1** Subdivision Regulations

•			

Title 15	Building Code
Chapter 1	Building Code
Chapter 2	Construction Site Erosion and Stormwater Runoff Control
Chapter 3	Fair Housing
Chapter 4	Minimum Housing and Property Maintenance Code
Chapter 5	Commercial Property Exterior Maintenance Code
Chapter 6	Grievances Regarding Access to Public Buildings, Programs, Services and Employment by Handicapped Persons
Chapter 7	Historic Preservation

# Index

**USE OF INDEX:** This index is designed for user ease. To locate information found in the code, formulate a specific question. The key words in that question then become guides for using the index. In the event you do not locate the desired information on your first attempt, the following checklist may help.

- (1) Cross references (when needed) are always located at the beginning of entries. Have you overlooked any?
- (2) Frequently initial questions are too general. Reformulating a more specific question may help.
- (3) Information on officials can be found two ways. The entry for an official's title contains general duties as well as conditions of his or her office, such as compensation and tenure. Duties assigned to the official by ordinances on specific subjects will be found under those subjects.

A

# **Abandoned refrigerators**

Prohibited, 10-5-8, 11-3-3

# Abandoned and lost property see also abandoned and junked vehicles

City disposal of, 3-4-2

# Abandoned and junked vehicles

Conflict with other code provisions, 10-5-7 Disposal of abandoned vehicles, 10-5-4 Junked vehicles and appliances on private property, 8-1-8, 10-5-8, 11-6-6 Owner responsible for costs, 10-5-6 Removal and impoundment, 10-5-2, 10-5-3 Report of sale or disposal, 10-5-5 Violations, 10-5-1

#### Abusive behavior see also harassment

As disorderly conduct, 11-2-8(b)

## Accessory buildings, zoning

Garage construction standards, 15-1-10 Registeration of nonconforming, 13-1-201 Standards for, 13-1-200 through 13-1-205

## Administrative determinations, review of

Administrative appeal, 4-1-9
Determinations not subject to review, 4-1-3
Determinations reviewable, 4-1-2
Final determination, 4-1-11
Hearing on administrative appeal, 4-1-10
Judicial review, 4-1-12
Legislative review, 4-1-13
Municipal authority defined, 4-1-4
Persons aggrieved, 4-1-5
Reducing determination to writing, 4-1-6
Request for review of determination, 4-1-7
Review of administrative determinations, 4-1-1
Review of determination, 4-1-8

# Adult entertainment see also adult oriented establishments; sexually explicit conduct

In licensed premises, 7-2-20 Zoning requirements for adult entertainment, 13-1-53

# Adult oriented establishments see also sexually explicit conduct

Adult oriented establishments, 11-7-40 through 11-7-54 Entertainment featuring sexually explicit performances, 11-7-20 through 11-7-28 Exposing minors to harmful material, 11-7-4 Public indecency prohibited, 11-7-3 Zoning requirements for adult entertainment, 13-1-53

# Air guns

Carrying or discharge in city, 11-2-1

# Alarm systems, private

False alarm responses, 5-4-9 See index at start of Title 5, Chapter 4

# **Alcohol-related testing costs**

Reimbursement to city, 10-1-50(b)(3)

# Alcoholic beverages see also operator's licenses

Abandonment of licensed premises, 7-2-17

Adult entertainment taverns, 7-2-20

Application for license, 7-2-6

Approval of application, 7-2-9

Beer garden licenses, 7-2-19

Classes of licenses, 7-2-4

Closing hours, 7-2-15

Conditions of license, 7-2-14

Dances in licensed establishments, 7-2-14(1)

Definitions, 7-2-2

Fees, 7-2-5

Granting of license, 7-2-10

Indoor pyrotechnic displays, 7-2-14(k)

Investigation, 7-2-8

License required, 7-2-3

Non-alcohol events on licensed premises, 7-2-18

Nude dancing in licensed establishments, 7-2-20

Numbering and expiration of license, 7-2-12

Outdoor sports activities at licensed premises, 7-2-19

Point system for violations, 7-2-17

Posting of licenses, 7-2-13

Qualifications of applicant, 7-2-7

Restrictions on licenses, 7-2-14, 7-2-15

Restrictions on picnic and special event licenses, 7-2-16

Revocation and suspension of licenses (point system), 7-2-17

State statutes adopted, 7-2-1

Transfer of license, 7-2-11

# Alcoholic beverages, offenses involving

Adult permitting underage violation, 11-4-8

Defense of sellers, 11-4-5

Outside consumption, 11-4-1

Persons who have altered identification cards, 11-4-6 Possession of alcoholic beverages on school grounds, 11-4-7 Sale to underage or intoxicated persons, 11-4-2, 11-4-4 Social hosts, 11-4-8 Solicitation of drinks prohibited, 11-4-9 Underage persons' presence in places of sale, 11-4-3, 11-4-4

### **Aldermanic districts**

Described, 2-1-6

# **Alderpersons**

Election and term, 2-2-2

# All-terrain and utility terrain vehicles, see also snowmobiles

General ATV/UTV route and use regulations, 10-4-2 Miscellaneous ATV/UTV regulations, 10-4-3 State laws adopted, 10-4-1 Unauthorized operation on private property, 10-4-2

#### Amusements arcades

Amusement arcade license, 7-12-2 Definitions, 7-12-1 General requirements for, 7-12-4 Hours, 7-12-3 License revocation, 7-12-5

# **Anhydrous ammonia tanks**

Fencing requirement, 8-1-13, 13-1-203(n)(1)

#### **Animals**

Animals in parks and cemeteries, 7-1-13 Animal feces, 7-1-13 Barking dogs and animal noise, 7-1-15 Beekeeping, 7-1-24 Bites, duty in case of, 7-1-9 Chickens in residential areas, 7-1-26 Cruelty to prohibited, 7-1-21 Deer feeding, 7-1-26 Dog licenses required, 7-1-1, 7-1-27 Dog pen locations, 7-1-28, 13-1-202(n)(2)

Dogs and cats restricted on public grounds and cemeteries, 7-1-6(d)

Exotic animals in city, 7-1-12

Farm animals, 7-1-16

Food and drink for animals, 7-1-18

Injury to property by dog or cat, 7-1-14

Impoundment of dogs, 7-1-8

Issuance of dog licenses, 7-1-3

Late fees, 7-1-4

Leashed dog setbacks, 7-1-27

Multiple dog (kennel) licenses, 7-1-3

Neglected or abandoned animals, 7-1-20

Number of dogs and cats limited, 7-1-22

Penalty for failure to obtain rabies vaccination, 7-1-5

Penalties, 7-1-29

Pit bulls regulated, 7-1-10

Prohibited and protected animals, 7-1-12

Proper shelter for animals, 7-1-19

Rabies quarantine, 7-1-5

Rabies vaccination required, 7-1-2

Restrictions on keeping of animals, 7-1-6

Sale of rabbits, chicks or artificially colored animals, 7-1-17

Snakes, 7-1-12, 7-1-16

Trapping on city lands, 7-1-23

Vicious animals; supplemental license, 7-1-7(d)

Trapping on city lands, 7-1-21

Vietnamese potbellied pigs, 7-1-25

Wild and other dangerous animals, 7-1-12

Wolf/dog hybrid regulation, 7-1-11

#### **Animal carcasses**

Burial of, 8-1-14

#### **Antennas**

Regulation of, 13-1-180, 13-1-182

#### Arrows

Shooting restricted, 11-2-1

## Assemblies, large public

Standards and permits for, 7-8-1

# Assemblies, unlawful

Regulated, 11-2-6

# Assessments see special assessments

### **Assessor**

Selection and duties, 2-3-8

# Automobiles see traffic and parking

# Awnings and canopies see also signs; zoning

Standards for, 13-1-153

B

# **BB** guns

Carrying or discharge in city, 11-2-1

## Bed and breakfast establishments

Regulation of, 13-1-92

# Beer see alcoholic beverages

## **Beer gardens**

Standards for, 7-2-17

#### **Bees**

Keeping of, 7-1-24

## **Benefitted parties**

Payment of city consultant costs, 3-1-22, 14-1-90

# Bicycles, in-line skates and play vehicles

Definitions, 10-2-1 Lighting equipment, 10-2-2 Motor assissted scooters, 10-2-5 Penalties, 10-2-7 Regulations, 10-2-6 Rules of the road, 10-2-3 Skateboards, rollerblades and in-line skates, 10-2-4

# **Board of appeals**

Composition and duties, 2-4-4 Procedures of, 13-1-260 through 13-1-264

#### **Board of review**

Alternate members, 2-4-1(a)(2) Composition, 2-4-1(a) Duties, 2-4-1(d) Meetings of, 2-4-1(e) Training requirements for members, 2-4-1(a)(3) Written objections required, 2-4-1(c)

# Boards and commissions, general requirements

Commission and committee rules, 2-4-8 Meeting notice requirements, 2-4-6 Residency requirement for service on, 2-4-7

# **Body piercing**

Licensing and regulation of, 7-13-1 through 7-13-9

# Body workers see massage therapists

#### **Bonds**

Of officers, 2-3-17

## **Bows and arrows**

Discharge of, 11-2-1

## **Budget**

Budget, 3-1-10 Changes in budget, 3-1-11 Funds to be spent in accordance with budget, 3-1-12

# Building code see also construction site erosion control

Basements, 15-1-12 Building permits, 15-1-1, 15-1-2, 15-1-3 Cleaning of streets, 15-1-16

Clear water discharge, 15-1-13

Construction standards, 15-1-4

Disclaimer on inspections, 15-1-9

Duplex service connections, 15-1-14

Electrical permits, 15-1-5

Excavations, 15-1-12

Fees, 15-1-17

Garages, construction, 15-1-10

Moving buildings, 15-1-15

New methods and materials, 15-1-7

Penalties, 15-1-19

Plumbing permits, 15-1-6

Razing buildings, 15-1-11

Uniform dwelling code enforcement, 15-1-3

Unsafe buildings, 15-1-8

# **Building inspector**

Appointment and duties, 2-3-11

## Burning

Open burning restricted, 5-2-10

# **Business parks**

Zoning district for, 13-1-50

C

#### **Cable television**

See index at start of Title 9, Chapter 3

# Carnivals see public entertainments, temporary

Cats see animals

# Cell telephone systems

Wire telephone systems, 13-1-182

## **Cemeteries**

Prohibited conduct in, 11-3-13

#### Central Fire and EMS District see Fire and EMS District

# Certified survey maps see also subdivision and certified survey map regulations

Technical requirements for, 14-1-34, 14-1-42

## Checks, worthless

Issuance of, 11-3-7

#### Chickens see also animals

On residential parcels, 7-1-26

# Chief of police see also Colby-Abbotford Police Commission

Employment and general duties, 2-3-6, 5-1-5

# Chronic nuisance properties see also nuisances

Regulation of, 11-6-10

# **Cigarettes**

Retailer's licenses, 7-3-1

# Circuses see public entertainments, temporary

#### **Citations**

Form of, 1-2-2 Issuance of, 1-2-4 Method of enforcement, 1-2-1 Nonexclusivity, 1-2-6 Procedure, 1-2-5 Schedule of deposits, 1-2-3

# **City attorney**

Appointment and duties, 2-3-5

# City administrator-clerk-treasurer

Appointment and duties, 2-3-3

# City equipment

Use or lease of, 6-2-15

## **City forester**

Appointment and duties, 6-4-3

# City plan commission

Appointment and duties, 2-4-5

# City treasurer see city administrator-clerk-treasurer

Code of ordinances see ordinances, code of

Colby-Abbotsford police commission see police commission, Colby-Abbotsford

# Commercial property exterior maintenance code see also housing code

Standards for, 15-5-1 through 15-5-6

# Committees, common council

Standing council committees, 2-2-5

## Common council

Alderpersons, 2-2-2

Attendance standards, 2-2-10

Attendance by telephone, 2-2-10(e)

Committees, 2-2-5

Conduct of deliberations, 2-2-18

Cooperation with other municipalities, 2-2-7

General powers of, 2-2-6

Internal powers of, 2-2-8

Introduction of ordinances, 2-2-16

Mayor, 2-2-3

Mayor pro tem, 2-2-4

Meetings, 2-2-10

Open meetings, 2-2-12

Order of business, 2-2-15

Presiding officers, 2-2-14

Publication and effect of ordinances, 2-2-17

Public directory votes, 2-2-18(g)

Public hearing procedures, 2-2-19 Quorum, 2-2-13 Salaries, 2-2-9 Special meetings, 2-2-11

# Composting

Standards for, 8-1-10

## **Compression brakes**

Use or regulated, 10-1-47

## **Concealed weapons**

Carrying of prohibited, 11-2-2

# Conditional uses see also zoning

Procedures and standards for, 13-1-80 through 13-1-97

# Condominiums see also subdivision and certified survey map regulations

Applicability of land division regulations, 14-1-20(e), 14-1-22

# Construction site erosion control see also building code

Regulations on, 15-2-1 through 15-2-12

#### **Controlled substances**

Regulation of, 11-2-11

# **Cooperative arrangements**

Authority to enter into, 2-2-7

#### **Cross connections**

Control of, 9-1-56

## Curb and gutter see also streets and sidewalks

Standards for, 6-2-3

# Curfew

Established, 11-5-1

# D

#### **Decks**

Zoning applicability, 13-1-22(f)

### Deer see also animals

Standards for feeding, 7-1-26

## **Depositories**

Designated, 3-1-4, 3-1-8

# Deputy clerk-treasurer

Appointment and duties, 2-3-4

## Developments see subdivisions

Direct sellers see transient merchants

# Director of public works see public works department manager

# **Disorderly conduct**

Regulated, 11-2-8

#### **Documents**

Electronic preservation of, 3-3-9 Incorporation into code by reference, maintenance and availability of copies, 1-1-8

# Dogs and cats see animals

## Dog pens

Location and setback requirements, 7-1-27, 13-1-202(n)(2)

## Door-to-door salesmen see direct sellers

# Driveways see also streets and sidewalks

Culvert standards, 6-3-2 Driveway location, design and construction, 6-3-2 Driveway permit required, 6-3-1 Extra-length driveway requirements, 6-3-2(a)(9)

# **Dropouts, school**

Restrictions on, 11-5-7

# **Drugs**

Regulation of, 11-2-11

# Drug paraphernalia

Restricted, 11-5-6

## DVD, videocassette or recorder

Illegal retention of, 11-3-4(d), 11-3-14

E

#### **Easements**

As part of a plat, 14-1-64

## **Elections**

Aldermanic districts, 2-1-6 Election officials, 2-1-5 Election times, 2-1-3 Nomination papers, 2-1-4 Non-partisan primary, 2-1-4 Polling place, 2-1-3 Voter registration, 2-1-3 Wards, 2-1-6

# Electrical code see building code

Electrical inspector see building inspector

Emergency medical service see Fire and EMS District

# **Emergency or rescue personnel**

Obstruction of, 11-2-16

# **Equipment, city**

Private use of, 6-2-15

#### **Ethics**

Advisory opinions, 2-5-8
Conflicts of interest, 2-5-7
Declaration of policy, 2-5-1
Definitions, 2-5-2
Hiring relatives, 2-5-9
Sanctions, 2-5-11
Sexual and other harassment, 2-5-10
Specific conflicts on interest, 2-5-4, 2-5-5, 2-5-6
Statutory conflicts of interest, 2-5-3

# Exotic animals, fowl and reptiles see animals

## Excavations see also streets and sidewalks

At building sites, 15-1-12 In public streets, 6-2-4, 6-2-5

F

# **Facsimile signatures**

Use of, 3-1-14

## Farm animals see also animals

Keeping in city, 7-1-16(b)

## Farm produce sales

Regulation of, 7-4-7

## Fair housing

Policies and enforcement, 15-3-1

# Fences and hedges

Regulation of, 13-1-203 Subdivision partition fences, 14-1-64

## Fee schedule

Established for code, 1-3-1

# Finance see also special assessments

Accounts receivable, 3-1-3

Audits, 3-1-16

Benefitting landowner's payment for city professional services, 3-1-22

Bid solicitation procedures, 3-1-18

City budget

budget, 3-1-10

changes in budget, 3-1-11

funds to be spent in accordance with budget, 3-1-12

City procurements, 3-1-18

Claims against city, 3-1-5, 3-1-6

Delinquent personal property taxes, 3-1-19, 3-1-20

Delinquent utility bills, 3-1-19

Duplicate treasurer's bond eliminated, 3-1-9

Excess tax payments, 3-1-21

Facsimile signatures, 3-1-14

Fiscal year, 3-1-13

Hotel-motel room tax, 3-1-24

Insufficient funds checks, 3-1-1

Investment of funds, 3-1-7, 3-1-8

Liability of city for acts of agents, 3-1-17

Outstanding checks procedures, 3-1-5(d)

Property tax refund payments, 3-1-21

Public depositories, 3-1-4, 3-1-8

Reimbursement to city for costs for subdivisions, 14-1-52(d), 14-1-90

Statement of real property status, 3-1-15

Tax collections, 3-1-22

Tax roll preparation, 3-1-23

## Fire and EMS chief

Selection of, 2-3-7, 5-2-2

# Fire and EMS department see also fire and EMS chief; fire prevention code

Ambulance service fees, 5-2-14

Banning burning during times of fire damage, 5-2-11

Bonfires and outdoor fires, 5-2-10

Central fire and EMS district, 5-2-1

Damaging fire hose prohibited, 5-2-5

Duty of bystanders to assist, 5-2-7

Entering adjacent property, 5-2-6

Fire inspector, 5-2-4(b)
Impeding fire equipment prohibited, 5-2-3
Interference with use of hydrants, 5-2-9
Open burning, 5-2-10
Organization of department, 5-2-1
Outdoor furnaces and heating devices, 5-2-13
Patio fireplaces, 5-2-12
Rules governing fire department, 5-2-1
Vehicles to yield right-of-way, 5-2-8
Volunteer funds authorized to be maintained, 5-2-2

# Fire prevention code (safety codes)

Adoption of state codes, 5-3-1 Disclosure of hazardous materials, 5-3-2 Recovery of cost of hazardous material fire, 5-3-3 Smoke detectors, 5-3-4

#### **Firearms**

Carrying or discharge in city, 11-2-1 Concealed weapons prohibited, 11-2-2 Safe transportation of, 11-2-3

# Fireplaces, patio

Regulation of, 5-2-12

#### **Firewood**

Storage of, 13-1-202

#### **Fireworks**

Banned during extreme fire danger emergencies, 5-2-11 Indoor pyrotechnic displays, 7-2-14(k) Regulation and licensing of, 7-7-1 Sale and discharge of, 11-2-4

#### Flea markets

License for, 7-14-1

## Furnaces, outdoor

Prohibited, 5-2-13

# Gambling

Regulated, 11-2-15

## **Gang activity**

Regulations on, 11-5-10

## **Garage sales**

Standards for, 7-14-2

## **General penalty**

For code of ordinances, 1-1-7

## Gestures, non-verbal

As disorderly conduct, 11-2-8(b)

# Grades see also streets and sidewalks; driveways

Alteration of, 6-1-2, 6-1-4 Establishment of, 6-1-1 Underground utilities regulated, 6-1-3

# Grading plan see also subdivision and certified survey map regulations

Required with plat approval, 14-1-76

## Graffiti

Prohibited, 11-3-12

## **Grass clippings**

Improper disposal of, 6-2-21

# Grievances regarding access to public buildings, programs and services

Procedures for, 15-6-1

#### Guns

Carrying or discharge in city, 11-2-1, 11-2-2 Safe transportation of, 11-2-3

# H

# Handicapped access

Grievances regarding access (ADA compliance), 15-6-1

## Harassment

Prohibited, 11-2-13 Sexual and other, 2-5-10

## **Hazardous materials**

Adoption of state codes, 5-3-1 Disclosure of, 5-3-2 Recovery of cleanup costs, 5-3-3

## **Health and sanitation**

Anhydrous ammonia tank fencing, 8-1-13

Burial of animal carcasses, 8-1-14

Clear water discharge, 8-1-11

Composting regulations, 8-1-10

Compulsory connection to city sewer and water, 8-1-7

Control of lawns, weeds and grasses, 8-1-4, 8-1-5, 8-1-6

Deposit of deleterious substances prohibited, 8-1-3

Disturbing refuse containers, 8-1-12

Health nuisances, 8-1-2

Rodent control., 8-1-9

Rules and regulations, 8-1-1

Sump pump discharge, 8-1-15

Unhealthy or unsightly materials on private property, 8-1-8, 10-5-8, 11-6-6

## Hearings, public

Procedure at, 2-2-19

# **Historic preservation**

See index at start of Title 15, Chapter 7

# **Historical preservation committee**

Appointment and duties, 15-7-3, 15-7-5

# **Home occupations**

Regulation of, 13-1-93

# Homeowners/property owners associations see also subdivision and certified survey map regulations

Common area maintenance requirements, 14-1-23(d), 14-1-74(h) Requirement for, 14-1-23, 14-1-31(c), 14-1-41(d)

## **Hot tubs**

As accessory use, 13-1-204 Fences for, 13-1-203(n)(1)

## Hotel-motel room tax see also finance

Provisions for, 3-1-24

# Housing and property maintenance code see also commercial property exterior maintenance code

Conditions of occupancy, 15-4-6
Designation of unfit dwellings, 15-4-9
Enforcement and hearings, 15-4-10
Inspections, 15-4-8
Intent and purpose, 15-4-2
Minimum habitation standards, 15-4-4
Penalties, 15-4-12
Registration rental contact information, 15-4-11
Responsibilities of owners and occupants, 15-4-7
Rules of interpretation of owners and occupants, 15-4-7
Rules of interpretation and definitions, 15-4-3
Safe and sanitary property maintenance, 15-4-5

# Hunting

Restrictions within city, 11-2-1

#### Ice

Sidewalks, removal from, owner's responsibility and liability, 6-2-8

# Incorporation

City, 2-1-1

# **Intergovernmental cooperation**

Authorized, 2-2-7

# Intoxicating liquor see alcoholic beverages

## Itinerant merchants see transient merchants

# **Jewelry dealers**

Licensing of, 7-9-1

#### Junk

Regulation of, 8-1-8, 10-5-8, 11-6-6

#### **Juveniles**

City jurisdiction over, 11-5-5
Criminal gang activity prohibited, 11-5-10
Curfew, 11-5-1
Drug paraphernalia, 11-5-6
Enforcement and penalties, 11-5-13
Graffiti, 11-3-12
Laser pointing device use by, 11-5-12
Parental responsibility for, 11-3-1, 11-5-11
Petty theft by, 11-5-3
Possession of controlled substances, 11-5-2
Receiving stolen goods, 11-5-4
Tobacco and vaping products prohibitions, 11-5-9
Truancy and dropouts, 11-5-7
Unlawful sheltering of minors, 11-5-8

K

# Kennels (multiple dog license) see also animals

As conditional use, 7-1-3(b) Standards for, 7-1-3(b)

# L

### Landfills

Zoning overlay district for, 13-1-54

## Landlords, residential

Fraud on, 11-3-11

# Land use/zoning permit see also zoning

# Laser pointing devices

Improper use of, 11-5-12

# Law enforcement see police department

## Lawful order

Failure to obey, 11-2-10

#### Lawns

Length of, 8-1-4, 8-1-5, 8-1-6

# Library

Theft of material, 11-3-4

## **Library board**

Organization and duties, 2-4-2

Licensing process see also specific type of license, i.e., body piercing; transient merchants; dogs; cigarettes; street use; alcoholic beverages; parades/races; large assemblies; pawnbrokers; tattooing; flea markets

Appeals of license denial, 7-16-1 Payment of taxes, 7-16-1 Records checks, 7-16-2

### **Lift stations**

Required by new plat, 14-1-65(c)

# Liquor see alcoholic beverages

## Littering

Prohibited, 11-3-2

# **Lodging establishments**

Improper use of, 11-2-17

# Loitering

Prohibited, 11-2-6

# **Lost property**

City disposal of, 3-4-2

# M

## **Mailboxes**

Placement and replacement, 6-2-22

# Marijuana

Possession of, 11-2-11

# Massage therapists and bodyworkers

Registration of, 7-10-1

## Mayor

Appointments by, 2-2-3(d) Duties, 2-2-3(b) Election, 2-2-3(a) Veto power of, 2-2-3(c)

# Meeting space, municipal

Reservation of, 12-2-1

# Meetings, open

Confidentiality of closed sessions, 2-2-12(d) Disturbance of, 11-2-8(d) Provisions for notice, 2-2-12, 2-4-6

## Mineral extraction

As zoning overlay district, 13-1-54

# Minimum housing code see housing and minimum property maintenance code

## **Missiles**

Throwing of, 11-2-4

# Minors see juveniles

## Municipal court

Creation and procedures, 2-3-13

## Municipal court clerk

Appointment and duties, 2-3-14

# Municipal judge

Election and duties, 2-3-13

# N

# **Natural lawns and landscaping**

Regulation of, 8-1-5, 8-1-6

# Newspaper, official

Designation of, 2-1-2

## **Newspaper receptacles**

Placement standards, 6-2-20

#### Noise

Loud and unnecessary prohibited, 11-2-7

## Nonconforming uses see also zoning

Under zoning code, 13-1-100 through 13-1-107

## **Noxious weeds**

Destruction of, 8-1-4

# Nude dancing see also adult entertainment

In licensed establishments, 7-2-20

### **Nuisances**

Abatement of public nuisances, 11-6-7
Definitions, 11-6-2
Chronic nuisance properties, 11-6-10
Cost of abatement, 11-6-8
Enforcement and penalties, 11-6-9
Nuisances affecting health, 11-6-3
Nuisances affecting peace and safety, 11-6-5
Nuisances offending morale and decency, 11-6-4
Nuisances regarding junk, 11-6-6
Prohibited, 11-6-1

0

#### Oaths of office

Required, 2-3-18

# Obscene telephone calls

Prohibited, 11-2-13

# Obscenity see sexually explicit conduct; nude dancing

# **Obstructing streets and sidewalks**

Prohibited, 6-2-6, 11-2-5

# Off-street parking see traffic and parking; parking lots

## **Offenses**

Parties to acts, 11-1-2 State statutes adopted, 11-1-1

# Officer, resisting an

Prohibited, 11-2-10

# Official newspaper

Designation of, 2-1-2

## Officials see also boards and commissions

Appointed officials, 2-3-2 Eligibility for office, 2-3-15 General provisions, 2-3-1 Oath of office, 2-3-18 Property, public, standards for custody of, 2-3-17 Removal from office, 2-3-16

# Open burning

Regulation of, 5-2-10

## Open wells and excavations

Prohibited, 11-2-14

# Operator's license see alcoholic beverages

Display, 7-2-36 Duration, 7-2-32 Fee, 7-2-33 Issuance, 7-2-34 License required, 7-2-30 Procedure for license, 7-2-31 Provisional licenses, 7-2-33 Revocation, 7-2-37 Training course, 7-2-35

## **Orders**

Failure to obey lawful, 11-2-10

## Ordinances, code of see also citations

```
Code of
citing, manner of, 1-1-1
conflicting provisions, interpretation of, 1-1-3
construction, rules of, 1-1-2
definitions of terms, 1-1-2
documents incorporated by reference, maintenance by city clerk-treasurer and availability for inspection, 1-1-8
effective date, 1-1-5(a)
name, official, 1-1-1
penalties for violations, 1-1-7
separability of provisions, 1-1-4
Enforcement by citation, 1-2-1 through 1-2-7
Effective date, 1-1-5(b)
General penalty for municipal code, 1-1-7, 11-3-1
```

Introduction of new ordinances, 2-2-16 Publication and effect of ordinances, 2-2-17 Repeal of, effect of, 1-1-2(9)

# **Oriental weapons**

Prohibited, 11-2-2

P

## **Paintball devices**

Use restricted, 11-2-1

## Paraphernalia, drug

Possession, 11-5-6

## Parental responsibility

For juvenile conduct, 11-3-1, 11-5-11

# Park land dedications see also subdivision regulations

Requirements for, 14-1-80 through 14-1-83

# Parks and recreation regulations see also public property

Camping, 12-1-1(c)(31)

Equipment removal, 12-1-1(c)(5)

Park hours, 12-1-4

Park regulations, 12-1-1

Radio-controlled toys prohibited in parks, 12-1-2

Reservation of park space, 12-1-5

Sound device use, 12-1-1(c)(2)

Ultralight aircraft regulations, 12-1-6

Use of metal detectors on public property, 12-1-3

Vending in, 12-1-1(c)(23)

# Parking see traffic and parking

# Parking lots, zoning requirements

Design of, 13-1-122

Handicapped accessible parking requirements, 13-1-122(m)

Off-street parking zoning requirements, 13-1-124

# **Patio fireplaces**

Regulated, 5-2-12

## **Pawnbrokers**

Licensing of, 7-9-1

## Peddlers see transient merchants

## **Penalties**

Code violations, general, 1-1-7

## **Pistols**

Carrying or discharge in city, 11-2-1, 11-2-2 Safe transportation of, 11-2-3

## Pit bull terriers see also animals

As regulated dog, 7-1-10

# Plan commission see city plan commission

# Planned unit developments see also zoning

Requirements for, 13-1-60 through 13-1-69

# Play vehicles

Regulation of, 10-2-4

# Plumbing code see building code

Plumbing inspector see building inspector

# Police commission, Colby-Abbotsford see also police department

Composition and duties, 2-4-3, 5-1-1

# Police department see also chief of police

Civilians to assist, 5-1-4 Colby-Abbotsford police commission, 5-1-1 General powers of officers, 5-1-2 Maintenance of personnel records, 5-1-3

#### Police lines

Crossing of, 11-2-12

# Pollution abatement see also fire prevention code; hazardous materials

Clean-up of wastes, 8-2-1 Storage of polluting substances, 8-2-2

## President of the council

Election of, 2-2-4

# Presa canario dog see also animals

As regualted dog, 7-1-10

#### Private wells

Abandonment requirements, 9-1-57

## **Professional home offices**

Zoning standards for, 13-1-93

# **Property**

Damaging, prohibition, 11-3-1, 11-3-5 Disturbing refuse containers, 8-1-12

# **Property maintenance**

Minimum housing code, 15-4-1 through 15-4-12 Refuse and debris, 10-5-8

# Prostitution see sexually explicit conduct

# **Public depositories**

Designated, 3-1-7

# Public entertainments, temporary

Licensing of, 7-5-1

#### Public nuisances see nuisances

# **Public property**

Naming of, 12-3-1 Reservation of meeting space, 12-2-1

# Public records see records, public

#### Public works see streets and sidewalks

# Public works department manager

Appointment and duties, 2-3-9

# Pyrotechnic displays see also fireworks

Indoor use prohibited, 7-2-14(k)

Q

#### **Quarries and mines**

As zoning overlay, 13-1-54

R

#### Radio towers

Regulation of, 13-1-180

#### Razing

Of buildings, 15-1-11

# Records, public

Access procedures, 3-3-5
Definitions, 3-3-1
Destruction of records, 3-3-7
Duty to maintain records, 3-3-2
Legal custodian(s), 3-3-3
Limitations or right to access, 3-3-6
Preservation through electronic means, 3-3-9
Public access to records, 3-3-4
Specific records retention provisions, 3-3-8

# Recreational vehicles see all-terrain vehicles; snowmobiles

# Recycling

Care of recyclable materials, 8-4-5 Definitions, 8-4-2

Enforcement, 8-4-9 General provisions, 8-4-1 Prohibitions on improper disposal of recyclables, 8-4-8 Responsibilities of owners, 8-4-6, 8-4-7 Separation requirements, 8-4-3, 8-4-4

### **Refuse containers**

Disturbing, 8-1-12

# Refuse disposal and collection see also recycling

Agricultural operations, 8-3-16 Alteration of recyclables, 8-3-7 Building waste, 8-3-6 Collection of refuse, 8-3-8 Commercial buildings, 8-3-15 Condominiums and multi-family dwellings, 8-3-14 Contracting with haulers, 8-3-13 Definitions, 8-3-3 Federal and state regulations, 8-3-17 Garbage accumulation as nuisance, 8-3-10 Hospital/medical wastes, 8-3-5 Improper placement, 8-3-11 Interference with collector, 8-3-12 Nondisposable items, 8-3-4 Purpose, 8-3-2 Refuse from outside city, 8-3-9 Special collections for violations, 8-3-19

### **Resource extraction**

As overlay district, 13-1-54

#### Retail theft

Prohibited, 11-3-6

Violations, 8-3-18

#### Retaining walls

Zoning standards for, 13-1-205

#### Review board see board of review

## Rhodesian ridgeback dogs see also animals

As regulated dogs, 7-1-10

#### **Rodents**

Control of, 8-1-9

# Roller skates, skateboards, rollerblades and in-line skates see also bicycles and play vehicles

Regulation of, 10-2-4

# Rottweiler dogs see also animals

As regulated dog, 7-1-10

S

# **Satellite dishes (signal receiving antennas)**

Regulation of, 13-1-180

## **School crossing guards**

Standards regarding, 10-1-43

# **School property**

Unauthorized presence prohibited, 11-2-9

# Scooters, motor-assisted

Regulations of, 10-2-5

# Sewer utility regulations and rates

Sewer use regulations, see index at start of Title 9, Chapter 2

# Sexually explicit conduct see also adult oriented establishments

Adult oriented establishments, 11-7-40 through 11-7-54 Entertainment featuring sexually explicit performances, 11-7-20 through 11-7-28 Exposing minors to harmful material, 11-7-4 Public indecency prohibited, 11-7-3 Zoning requirements for adult entertainment, 13-1-53

#### Sexual offenders

Residency of, 11-2-18

## **Shooting missiles**

Prohibited, 11-2-3

#### Sidewalks see streets and sidewalks

# Signal receiving antennas

Zoning regulations for, 13-1-180

# Signs, canopies and awnings see also zoning

Requirements for, 13-1-140 through 13-1-154

## Site plan approval

Under zoning, 13-1-225

# Skateboards see also bicycles and play vehicles

Regulation of, 10-2-4

#### **Smoke detectors**

Requirements for, 5-3-4

## **Smoking and vaping**

Possession or purchase of tobacco or vaping products involving minors, 11-5-9 Regulation of, 11-3-9

#### Snakes see also animals

Regulation of, 7-1-16

#### **Snow**

Sidewalks, removal from, 6-2-8

#### Snowmobiles see also all-terrain vehicles

Accidents, 10-3-7 Applicability of traffic regulations, 10-3-2 Enforcement, 10-3-10 Operation regulations, 10-3-3, 10-3-4, 10-3-5, 10-3-6 Penalty, 10-3-9 State snowmobile laws adopted, 10-3-1 Trails designated, 10-3-8

#### Social hosts

Responsibility for underage events, 11-4-8

#### Solicitors see transient merchants

# Solid fuel heating devices

Regulation of, 5-2-13

## Special assessment procedures

Appealed assessments payable when due, 3-2-10

Assessments for specific public works projects, 3-2-15, 3-2-16

Board actions after hearing, 3-2-6

Board's power to amend special assessment, 3-2-8

Combined assessments, 3-2-7

Costs that may be paid, 3-2-3

Curb and gutter assessments, 3-2-16

Exemptions, 3-2-4

Miscellaneous provisions, 3-2-13

Notice of project, 3-2-5

Paving and curb and gutter special assessments, 3-2-16

Resolution and report required, 3-2-2

Special assessment a lien, 3-2-11

Special assessment B bonds, 3-2-14

Special assessments for specific public works projects, 3-2-15

Special charges permissible, 3-2-12

# Sports activities, outdoor

At licensed alcohol premises, 7-2-19

#### Staffordshire bull terrier

As regulated dog, 7-1-10

# Statement of real property status see also finance

Standards for, 3-1-15

# Stormwater management

Required with plat, 14-1-74

# Street commissioner see public works department manager

# Streets and sidewalks see also driveways; grades

Bidding of public construction projects, 6-2-16

Commercial items on rights-of-ways, 6-2-6(c)

Curb and gutter, 6-2-3

Damage to street and public property, 6-2-18

Depositing dirt on streets, 6-2-17

Depositing snow and ice on streets, 6-2-8

Dirt and debris on streets, 6-2-17, 15-1-16

Grades, 6-1-1, 6-1-2

Grass clippings, 6-2-21

Mailbox placement and replacement, 6-2-22

Newspaper receptacles, 6-2-20

Obstructions and encroachments, 6-2-6, 6-2-14

Obstruction of public ditches, 6-2-14

Private buried infrastructure standards, 6-2-23

Public contracts and competitive bidding, 6-2-16

Regulations governing excavations and openings, 6-2-4, 6-2-5

Removal of rubbish and dirt, 6-2-1

Requests for improvements, 6-2-11

Sidewalk construction and repair, 6-2-2

Snow and ice removal, 6-2-8

Special event street vending permit, 7-4-9

State road statutes adopted, 6-2-19

Street construction, 6-2-13

Street excavations and openings, 6-2-4, 6-2-5

Street numbers, 6-2-13

Street privilege permit, 6-2-7

Unlawful dumping on streets, 6-2-12

Use or lease of city equipment, 6-2-15

Terrace areas, 6-2-9

Vaults, 6-2-10

#### Street numbers

Requirement for, 6-2-13

# Street use and block party permits

Provisions regarding, 7-7-1

# Street vending

Special event street vending permit, 7-4-7, 7-4-9

# Subdivision and certified survey map regulations see also site plan approval

See index at start of Title 14, Chapter 1

## Substandard lots see also zoning

Standards regarding

## **Sump pumps**

Discharge, 8-1-15

# **Surplus city property**

Disposal of, 3-4-1

# Swimming pools and hot tubs

Fencing for, 13-1-203(n)(1) Requirements for, 13-1-204

T

# **Tattooing**

Licensing and regulation of, 7-13-1 through 7-13-9

## Tax assessor see assessor

#### Tax refunds

Alternative claim procedure, 3-1-20

#### **Taxicabs**

Conditions of license, 7-15-4 Exceptions, 7-15-5 Inspection required, 7-15-3 Insurance required, 7-15-2 Refusal to pay fare, 7-15-6 Regulation of, 7-15-1 Revocation of license, 7-15-7

# Telephone use

Harassing calls, 11-2-13

# **Temporary public entertainments**

Licensing of, 7-5-1

#### **Terrace areas**

Responsibilities, 6-2-9

#### Theft see also retail theft

Prohibited, 11-3-4, 11-3-10

#### **Tobacco**

Possession or purchase by minors, 11-5-9

#### Tosa Inu dogs see also animals

As regulated dogs, 7-1-10

#### Townhouses see also zoning

Standards for, 13-1-95

#### **Toxic inhalents**

Control of, 11-2-11

# Traffic and parking see also abandoned and junked vehicles

Accident reports, 10-1-7

Alcohol-related testing costs, 10-1-50(b)(3)

Blue warning lights on police vehicles, 10-1-6

Class B highways, 10-1-11

Compression brakes prohibited, 10-1-47

Disturbing peace with vehicle, 10-1-40

Driving over curbing, 10-1-44

Enforcement, 10-1-51

Foreign substances on roadway, 10-1-45

Habitual parking violators, 10-1-29

Heavy traffic routes, 10-1-11

Leaving keys in motor vehicles prohibited, 10-1-24

Motor-assisted scooter use, 10-2-5

Motor vehicles on pedestrian ways, 10-1-42

Official traffic control devices, 10-1-3

Operation in parking lots, 10-1-31

Operators to obey traffic control devices, 10-1-10

Parking restricted or prohibited, 10-1-20, 10-1-21, 10-1-22, 10-1-26, 10-1-27

Parking reserved for vehicles of disabled, 10-1-23

Parking restrictions for purposes of snow removal, 10-1-21

Pedestrian regulations, 10-1-41

Penalties, 10-1-50

Point of stopping, 10-1-13

Registration record of vehicle as evidence, 10-1-4

Registration suspension program, 10-1-51(c)(2)

Removal of illegally parked vehicles, 10-1-32

Restitution, 10-1-50

School bus warning lights, 10-1-5

School crossing guards, 10-1-43

School district grounds traffic and parking regulations, 10-1-33

Seasonal winter parking, 10-1-26(a)

Sound-producing devices in vehicles, 10-1-46

Speed limits, 10-1-12

State administrative code provisions adopted, 10-1-2

State traffic laws adopted, 10-1-1

Stop sign locations, 10-1-13

Substances on street, 10-1-46

Truck parking, 10-1-27

Unattended motorized machinery, 10-1-25

Unlawful removal of citations, 10-1-28

Unregistered vehicles on city streets, 10-1-30

Winter parking, 10-1-26(a)

Yield signs, 10-1-14

#### **Transient merchants**

Appeals, 7-4-6

Definitions, 7-4-2

Exemptions, 7-4-3

Farm produce sales, 7-4-7(d)

Registration, 7-4-1

Regulation of, 7-4-7

Revocation of registration, 7-4-9

Special event vending, 7-4-9

#### **Trees**

Abatement of tree diseases, 6-4-5, 6-4-6

Adoption of state statutes, 6-4-15

Appeal of orders, 6-4-14

Authority of city forester, 6-4-3

Costs chargeable, 6-4-12

Definitions, 6-4-2
Inspection of trees, 6-4-13
Interference with forester prohibited, 6-4-4
Obstructing view at intersections, 6-4-9, 13-1-120
Planting of trees, 6-4-7, 13-1-144
Policy, 6-4-1
Prohibited acts, 6-4-11
Removal of trees and stumps, 6-4-10
Trimming, 6-4-8
Zoning setbacks for, 13-1-120

### **Trespass**

Prohibited, 11-3-8

### **Truancy**

Prohibited, 11-5-7

# Trucks see traffic and parking

U

# Unsightly properties see housing code; abandoned and junked vehicles

# Urinating or defecating in public

Disorderly conduct, 11-2-8(c)

# Utilities infrastructure, buried

Standards for buried private infrastructure, 6-2-23

### **Utility bills**

Delinquent account collections, 3-1-19

V

# Variances see also zoning

Procedures for zoning variances, 13-1-263

### **Vaping**

Juvenile use, 11-5-9 Regulation of, 11-3-9

#### **Vaults**

Under sidewalks, 6-2-10

# **Vending**

From private property or as part of special event, 7-4-7, 7-4-9

# Videocassette, dvd or recorder

Illegal retention of, 11-3-4(d), 11-3-14

#### Vision clearance

Requirements for, 13-1-120

# Volunteer funds, fire department

Maintenance of, 5-2-2



#### Wards

Established, 2-1-6

# Water and wastewater operations manager

Appointment and duties, 2-3-10

#### Water curtailment

Standards for, 9-1-58

# Water utility regulations and rates

Compulsory connection to water system, 8-1-7 See index at start of Title 9, Chapter 1 Special assessments for water mains, 3-2-15, 3-2-16

# Weapons

Carrying concealed weapons prohibited, 11-2-1, 11-2-2 Transporting of, 11-2-3

# Weed commissioner

Appointment and duties, 2-3-12 Control of weeds, 8-1-4, 8-1-5

## **Weeds and grasses**

Regulation of length, 8-1-4, 8-1-5, 8-1-6

# Wellhead protection

Zoning overlay disterict for, 13-1-55

# Wells, private

Abandonment requirements, 9-1-53

#### Wildlife management programs

Firearms use with, 11-21-1

## Wind energy

Systems regulated, 13-1-181

#### Wine see alcoholic beverages

### Wireless telecommunications systems

Regulation of, 13-1-182

#### **Worthless checks**

Issuance of, 11-3-7

# X, Y

# Zoning see also historic preservation

See index at start of Title 13, Chapter 1

# **Zoning, administrator**

Designation of, 13-1-221

### Zoning board of appeals see also zoning

Appeals to, 13-1-260 through 13-1-264 Composition and powers, 2-4-4

# **Zoning changes**

Citizen notification register, 13-1-245 Procedures for, 13-1-240 through 13-1-243

# **Zoning districts**

Requirements of, 13-1-40 through 13-1-55

# Zoning permits see also zoning

Certificate of compliance, 13-1-224 Conditional use permits, 13-1-80 through 13-1-97 Land use permits, 13-1-223 Site plan approval, 13-1-225