

2005R-_____

**RESOLUTION
of the
CITY OF
MINNEAPOLIS**

By: _____

Approving the adoption of scheduled civil fines for administrative violations of M.C.O. § 389.65(c)(1), relating to noisy or unruly assemblies.

Whereas, the City Council has enacted Chapter 2 of the Minneapolis Code of Ordinances (hereinafter "Code") which establishes an administrative enforcement and hearing process for certain violations of the Code; and

Whereas, section 2.40 of the Code provides that violations of certain provisions of the Code are administrative offenses that may be subject to the administrative enforcement and hearing process; and

Whereas, section 2.60 of the Code provides for the imposition of a civil fine for administrative offenses; and

Whereas, section 2.70 of the Code provides that the City Council will adopt by resolution a schedule of civil fines for administrative offenses; and

Whereas, section 2.70 of the Code further provides that the schedule of civil fines may include as a separate part of any specified civil fine a charge for actual costs of enforcement or emergency response directly related to the violation;

Now, Therefore, Be It Resolved by the City Council of the City of Minneapolis:

That the scheduled civil fine for participating in a noisy or unruly assembly in violation of M.C.O. § 389.65(c)(1) shall be set at \$150 and that a second or subsequent violation of the same type by the same person or entity in a twenty-four (24) month period of time shall be subject to a fine that is double the amount of the fine imposed for the previous violation, up to a maximum of \$2000 per violation.

Be It Further Resolved that the scheduled civil fine for removal, defacement or concealment or for allowing for the removal, defacement or concealment of a posted noisy or unruly assembly notice pursuant to M.C.O. § 389.65(c)(1)(b)(3) shall be set at \$150 and that a second or subsequent violation of the same type by the same person or entity in a twenty-four (24) month period of time shall be subject to a fine that is double

the amount of the fine imposed for the previous violation, up to a maximum of \$2000 per violation.

Be It Further Resolved that the scheduled civil fine for violation of a noisy or unruly assembly notice pursuant to M.C.O. § 389.65(c)(1)(c) shall be set at \$200 and that a second or subsequent violation of the same type by the same person or entity in a twenty-four (24) month period of time shall be subject to a fine that is double the amount of the fine imposed for the previous violation, up to a maximum of \$2000 per violation. Furthermore, the scheduled civil fine for each violation of a noisy or unruly assembly notice shall include an additional amount equal to the documented special security costs established pursuant to M.C.O. § 389.65(c)(1)(c).

Be It Further Resolved that the updated fine schedule presented for consideration with this Resolution be adopted, as set forth in Petn No. _____, on file in the Office of the City Clerk.

SCHEDULE OF CIVIL FINES FOR ADMINISTRATIVE OFFENSES

Updated on (Date) by Resolution 2005R-_____

Unless otherwise specified in the following schedule, the civil fine for an administrative offense enforced pursuant to Chapter 2 of the Minneapolis Code of Ordinances is \$200.

A second or subsequent violation of the same type by the same person or entity in a twenty-four (24) month period of time shall be subject to a fine that is double the amount of the fine imposed for the previous violation, up to a maximum of \$2000 per violation.

Description of Violation	Code Citation	Fine
Title 10 – Food Code		
Conducting or Operating a Food Establishment without a License	188.160	\$250
No Glass Outside After 9 PM in Downtown	188.540 (9)	\$100
Title 11 – Health and Sanitation		
Possessing Drug Paraphernalia in a Public Place	223.235	\$240
Public Urination	227.180	\$80
Title 12 – Housing		
Graffiti – Defacement of Property	244.495 (a)	\$240
Title 13 – Licenses and Business Regulations		
Operating a Business without a Required License (excluding Pawnshops and Precious Metal Dealers)	Chapters. 266 - 350 excluding Chapters 322, 324	\$250
Operating as a Precious Metal Dealer without a Required License	322.20	\$500
Operating as a Pawnshop without a Required License	324.30	\$500
Taxi – Violation of Driver Prohibited Acts	341.250	\$250
Taxi – No Driver’s Licenses	341.340	\$250
Taxi – Operate a Taxi without a License	341.480	\$250
Taxi – Defective / Unsealed Meter	341.790	\$250
Title 14 – Liquor and Beer		
No Ropes/Stanchions for Sidewalk Café with Liquor	360.15 (3)	\$100
Music Emanating Beyond Confines of Business	360.55	\$100
Liquor Establishment – Litter within 100 Feet of Lot Lines	360.95	\$100
No Glass Outside After 9 PM in Downtown	360.100 (k)	\$100
Failure to Post Sign Warning Pregnant Women of Effects of Alcohol, Blood Alcohol Chart, and Consequences of Driving Under the Influence	360.110	\$100
No Business License – License Required		\$500

Liquor License Required	362.10	
Wine License Required	363.20	
Beer License Required	366.10	
All Liquor Licenses shall be Posted in a Conspicuous Place	362.460	\$100
Premises to be Open to Inspection	362.490	\$500
Furnishing Liquor to Minors	364.10	\$500
Sales to Obviously Intoxicated Parties	364.30	\$500
Consumption in Public	364.40	\$80
Loitering in Possession of an Open Bottle	364.45	\$80
No Consumption of Liquor on Premises between 2:30 a.m. and 8:00 a.m.	364.85	\$500
Unauthorized Persons on Premises between 2:30 and 5:00 a.m.	364.100	\$250
"On Sale" Liquor License	368.70	
Wine or Beer License		
"On-Sale" Premises w/o Special Licenses to Close Certain Hours	364.100	\$250
"Spiking" Prohibited	368.20	\$250
Club Sales to Non-Members	368.50	\$250
Sale of Liquor to a Minor	370.10	\$500
Sales or Service by a Minor	370.20	\$500
Consumption by a Minor	370.40	\$160
Title 15 – Offenses - Miscellaneous		
Loitering	385.50	\$240
Aggressive Solicitation	385.60	\$80
Lurking	385.80	\$240
Noise – Amplified Sound from Vehicles	389.65 (c)(6)	\$80
Noisy/Unruly Assembly; Participating	<u>389.65(c)(1)</u>	<u>\$150</u>
Noisy/Unruly Assembly; Removal of Notice / Failure to Timely Replace	<u>389.65(c)(1)(b)(3)</u>	<u>\$150</u>
Noisy/Unruly Assembly; Special Security Costs	<u>389.65(c)(1)(c)</u>	<u>\$200 + Documented special security costs</u>
Noise – No Amplified Sound Permit	389.105	\$250
Title 17 – Streets and Sidewalks		
Littering	427.30	\$80
Title 18 – Traffic Code		
Vehicles Displayed for Sale on Public Street	478.70	\$50
Commercial/Overweight Vehicle Parked in Residential Zone	478.240	\$50

Title 20 - Zoning Code		
Prohibited Home Occupation	535.460	\$250
Commercial Vehicle Parked in Residential Zone	546.80	\$50
Business Open After Hours		\$250
Residence Districts	546.60	
Office Residence Districts	547.60	
C1 Neighborhood Commercial Districts	548.240	
C2 Neighborhood Corridor Commercial Districts	548.300	
C3A Community Activity Center District	548.360	
C3S Community Shopping Center District	548.420	
C4 General Commercial District	548.480	
Downtown Districts	549.60	
Industrial Districts	550.90	