

900.03 Rules.

In constructing this Ordinance, the following rules of construction shall govern, unless their observance would involve a construction inconsistent with the manifest intent of the Council, or be repugnant to the context of the ordinance.

1. Words used in the present tense shall include the past and future tenses, and the future tense shall include the present.
2. Words in the singular shall include the plural, and the plural shall include the singular.
3. The word "shall" is mandatory, and the word "may" is permissive.
4. The use of one gender shall include all other genders.
5. References herein to the Manager, Planner, Assessor, Engineer, Building Official, and Clerk shall mean the person who then holds that position in the City, unless otherwise expressly stated.
6. The use of the phrase "used for" shall include the phrases "designed for," "intended for," "improved for," "maintained for," "offered for," and "occupied for."
7. Words and phrases shall be construed according to rules of grammar and according to their common and approved usage; but technical words and phrases and such others as have acquired a special meaning, or are defined in this ordinance, shall be construed according to such special meaning or their definition.
8. References in this Ordinance to this Ordinance or to another City Ordinance, whether or not be specific number, shall mean this ordinance, and the referred-to ordinance, as it is in force as of the effective date of this ordinance, and as such ordinance may from time to time thereafter be amended and modified, and shall also mean and include such ordinances as may supersede or be substituted for the ordinance so referred to.

Building Code

Subd. 1 Purpose. This Ordinance: provides for the application, administration, and enforcement of the Minnesota State Building Code by regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area, and maintenance of all buildings and/or structures in this municipality; provides for the issuance of permits and collection of fees thereof; provides penalties for violation thereof; repeals all ordinances and parts of ordinances that conflict

therewith. This ordinance shall perpetually include the most current edition of the Minnesota State Building code with the exception of the optional Appendix Chapters. Optional Appendix Chapters shall not apply unless specifically adopted.

Subd. 2. Codes Adopted by Reference. The Minnesota State Building Code, as adopted by the Commissioner of Labor and Industry pursuant to Minnesota Statutes Chapter 16B.59 to 16B.75, including all of the amendments, rules and regulations established, adopted and published from time to time by the Minnesota Commissioner of Labor and Industry, through the Building Codes and Standards Unit, is hereby adopted by reference with the exception of the optional chapters, unless specifically adopted in this ordinance. The Minnesota State Building Code is hereby incorporated in this ordinance as if fully set out herein.

Subd. 3. Application, Administration and Enforcement. The application, administration, and enforcement of the code shall be in accordance with Minnesota State Building Code. The code shall be enforced within the extraterritorial limits permitted by Minnesota Statute 16B.62, subdivision 1, when so established by this ordinance.

The code enforcement agency of this municipality is called the Building Code Department of the City of Waconia. The Administrative Authority shall be a State Certified "Building Official" designated by the City of Waconia to administer the code (Minnesota Statute 16B.65, Subdivision 1).

Subd 4. Permits and Fees. The issuance of permits and the collection of fees shall be as authorized in Minnesota Statute 16B.62 subdivision 1. Permit fees shall be assessed for work governed by this code in accordance with Table 1 of this ordinance, as adopted by the City of Waconia. In addition, a surcharge fee shall be collected on all permits issued for work governed by this code in accordance with Minnesota Statute 16B.70.

Subd. 5. Violations and Penalties. A violation of the code is a misdemeanor (Minnesota Statute 16B.69).