

FINANCE COMMITTEE

10-027-0

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 31 OF THE DULUTH CITY CODE, 1959, AS AMENDED; ADDING A NEW SECTION 31-3 PROVIDING GENERAL REQUIREMENTS FOR CITY APPROVALS.

CITY PROPOSAL:

The city of Duluth does ordain:

Section 1. That Chapter 31 of the Duluth City Code, 1959, as amended, is amended by adding a new Section 31-3 to read as follows:

Sec. 31-3. Requirements for city approvals.

(a) A license, permit or other city approval or authorization of any kind may be granted only to an applicant who:

(1) Has complied with all relevant statutory, Charter and ordinance requirements; and

(2) Has paid all fees, charges, taxes, special assessments and other debts or obligations that are due from the applicant and payable to the city regarding any matter; and

(3) Is in compliance with all ordinance requirements and attached conditions regarding other city approvals that have been granted to the application for any matter;

(b) The requirements of paragraph (a)(2) and (a)(3) may be waived in the following circumstances:

(1) The applicant has provided sufficient safeguards to assure payment of debts or compliance with city requirement within a reasonable time after the city approval; or

(2) Enforcement of the requirements would result in a significant hardship to the applicant through no fault of the applicant or would result in an otherwise unfair situation; or

(3) The applicant is another political subdivision or public authority created pursuant to Minnesota law.

Section 2. That this ordinance shall take effect 30 days after its passage and publication.

Approved:

Approved for presentation to council:

Department Director

Chief Administrative Officer

Approved as to form:

Approved:

Attorney

Auditor

FINANCE/ATTY MAL:dma 6/1/2010

STATEMENT OF PURPOSE: This ordinance creates a new Section 31-3 providing for generally applicable requirements that must be satisfied before the city may issue a license, permit or other approval and provides for the standards that apply to waive such requirements.