

**STILLWATER TOWNSHIP
SUMMARY OF ORDINANCE 177
RIGHT-OF-WAY MANAGEMENT
THIS SUMMARY HAS BEEN PREPARED FOR
PUBLICATION PURSUANT TO M.S. §412.191, SUBD. 4
TITLE**

AN ORDINANCE REPEALING ORDINANCE 72 AND REPLACING
IT WITH ORDINANCE 176 REGARDING RIGHT-OF-WAY
MANAGEMENT WITHIN STILLWATER TOWNSHIP

SUMMARY

This ordinance repeals Ordinance 72 of the Township Code of Stillwater Township, and replaces it with Ordinance 176, which contain the following Sections:

SECTION 1.01 ELECTION TO MANAGE THE PUBLIC RIGHT-OF-WAY
SECTION 1.02 DEFINITIONS
SECTION 1.03 ADMINISTRATION
SECTION 1.04-107 PERMITS
SECTION 1.08 RIGHT-OF-WAY PATCHING AND RESTORATION
SECTION 1.09 SUPPLEMENTARY APPLICATIONS
SECTION 1.10 DENIAL OF PERMIT
SECTION 1.11-1.14 PERMIT CONDITIONS
SECTION 1.15 REVOCATION OF PERMITS
SECTION 1.16 MAPPING DATA
SECTION 1.17-1.23 LOCATION OF EXISTING AND NEW FACILITIES
SECTION 1.24-1.25 TOWNSHIP REGULATORY AND POLICE POW-
ERS

PURPOSE AND INTENT

The ordinance is adopted for the following purposes:

1. To update the Township's right-of-way ordinance to include current standards, permitting requirements, and conditions.
2. To include new permit requirements and conditions for Small Wireless Facilities located within the public right-of-way.
3. To include provisions for fees and enforcement of the right-of-way ordinance.

COMPLIANCE AND ENFORCEMENT

No land shall be altered, divided, used, developed or redeveloped in a manner that does not comply with the provisions of the adopted Ordinance. If any alteration, division, use, development or redevelopment occurs in violation of the Ordinance, the Township may, in addition to other remedies, institute any proper criminal action or proceedings in the name of Stillwater Township, and hereby shall have the powers of a police officer to prevent such unlawful alteration, division, use, development or redevelopment; to restrain or correct such violations; to prevent occupancy of said property; or to prevent any illegal act, conduct business or use in or about said premises. Any person who violates a provision of the Ordinance is guilty of a misdemeanor and, upon conviction thereof, shall be fined or penalized not more than the maximum levels established by the State of Minnesota for misdemeanor offenses.

AVAILABILITY OF FULL TEXT

A printed copy of the entire ordinance is available from the Township Clerk. A copy of the ordinance is available at the Town Hall and on the web site, www.stillwatertownship.com.

Ordinance adopted and summary approved for publication by the Town Board of Stillwater Township, this 14th day of June, 2018.

STILLWATER TOWNSHIP

David Johnson, Its Chairperson

ATTEST:

Kathy Schmoekel, Clerk

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