

CHAPTER I – Government Organization

Article 1 - Government	1
1.0101 Over Persons and Property	1
1.0102 Defining the City Limits	1
1.0103 Division of City into Precincts	5
1.0104 Number and Boundaries of Wards	5
Article 2 – Governing Body – City Council	5
1.0201 Regular Meetings	5
1.0202 Special Meetings	5
1.0203 Organizational Meetings	5
1.0204 Holidays	5
1.0205 Public Notice of Meetings	6
1.0206 Publication of Proceedings	6
1.0207 Salaries	6
1.0208 Rules and Order of Business	6
1.0209 Voting	6
1.0210 City Council	7
1.0211 Members of Council – Qualifications – Election of Councilmen – Term of Office – Compensation of Councilmen – Authority	7
1.0212 Rules of Procedure Generally	7
1.0213 President and Vice-President – Election of, Authority	9
1.0214 Vacancy in the Office of a Council Member	9
1.0215 Corporate Seal	9
Article 3 – Home Rule Charter	9
1.0301 Incorporation	9
1.0302 Governing Body to Exercise Powers	9
1.0303 Powers of City	9
1.0304 Sales Tax	10
1.0305 Separability Clause	11
1.0306 Plenary and Implied Powers of the Governing Body	11
1.0307 Succession in Government	11
1.0308 Method of Amendment and Repeal	13
Article 4 – Appointive Offices	13
1.0401 Appointive Office	13
1.0402 Term of Appointive Officers – Oath	13
1.0403 Removal	13
1.0404 Bonds of Municipal Officers and Employees	13
1.0405 Salaries	14
1.0406 Administrative Policy and Procedures	14
1.0407 Obstructing a Public Official Prohibited	15
Article 5 – Purchasing and Disposition of Property	15
1.0501 Competitive Bidding Required	15
1.0502 Procedure	15
1.0503 Open Market Purchases	16
1.0504 Disclosure of Interest	16
1.0505 Conveyance, Sale, Lease or Disposal of Real Property	16
Article 6 – City Lodging Tax	17
1.0601 City Lodging Tax Imposed – Disposition	17
1.0602 Visitor’s Committee for Lodging Tax	17

CHAPTER II – Ordinances

Article 1 - Ordinances	18
2.0101 Procedure in Passing Ordinances	18
2.0102 Publication	18
2.0103 Effective Date of Ordinances	18
2.0104 Effect of Repeal	18
2.0105 Ordinance Book Required	19
2.0106 General Penalties for Violations	19
2.0107 Cost of Prosecution	19
2.0108 Confinement as Payment of Cost	19
2.0109 Labor in Lieu of Fine	19
2.0110 Refusal to Work	20
2.0111 Deferring or Suspending Sentence	20
2.0112 Fines and Forfeitures for Violation of Ordinances Paid into City Treasury	20

CHAPTER III – Public Places and Property

Article 1 – Construction and Repair	21
3.0101 Supervision	21
3.0102 Construction and Repair – Permits	21
3.0103 Bond	21
3.0104 Specifications	21
3.0105 Duty of the Owner to Maintain	21
3.0106 Application for Permit	22
3.0107 Fees	22
3.0108 Standards for Issuance of Permit	22
3.0109 Sidewalks Built to Grade	22
3.0110 Width of Sidewalks	22
3.0111 Materials and Manner of Construction	23
3.0112 City Contractor	23
Article 2 – Use and Care of Streets, Sidewalks, and Public Places	24
3.0201 Naming Streets and Avenues	24
3.0202 Obstructions and Encroachments	
3.00202-1 Depositing or scattering rubbish, refuse, etc.	24
3.00202-2 Depositing snow or ice onto streets, etc	25
3.00202-3 Hauling sand, mud, etc. over streets	25
3.00202-4 Washing of earth, etc. onto sidewalks	25
3.00202-5 Depositing or throwing materials on streets – glass, nails, etc	26
3.00202-6 Wire or tacks	26
3.00202-7 Painting signs on sidewalk	26
3.00202-8 Coasting, tobogganing, etc	26
3.0203 Openings	26
3.0204 Wires	26
3.0205 Leaving or Vehicles or Trailers	26
3.0206 Distributing Hand Bills, and so on	27
3.0207 Weight and Load Restrictions	27
3.0208 Removal of Snow and Ice from Sidewalks	28
3.0209 Removal of Snow and Ice by the City	28
3.0210 Street Cleaning – Snow Removal	28
3.0211 Notice	29
3.0212 Impounding	29
3.0213 Blocking Streets	29

3.0214	Permits – Fees	29
3.00214-1	Form and display of placard	29
3.00214-2	Routing of traffic	30
3.00214-3	Interference with fire-fighting equipment, fire escapes, etc	30
3.00214-4	Encroachment of earth onto highways; traffic crossings	30
3.00214-5	Removal and protection of utilities	31
3.00214-6	Protection of adjoining property	31
3.00214-7	Erection of footbridges over sidewalk excavations	32
3.00214-8	Maintenance of attractive nuisance	32
3.00214-9	Maintenance and storage of excavated materials generally	32
3.0214-10	Repairing damage done to existing improvements	32
3.0214-11	Cleaning site and surrounding area	33
3.0214-12	Protection and restoration of watercourses, sewers or drains; accommodation of surplus water, muck, silt, etc	33
3.0214-13	Promulgation of standards	33
3.0214-14	Restoration of surface	33
3.0214-15	Length, bracing and sheathing of pipe trenches	34
3.0214-16	Period for completion of work generally	34
3.0214-17	Emergency repairs generally	34
3.0214-18	Declaration of emergency work	35
3.0214-19	Avoidance of unnecessary inconveniences or annoyances; reduction of noise, dust, etc.	35
3.0214-20	Disturbing surface monuments or hubs	35
3.0214-21	Inspections; promulgation of regulations to carry out article	35
3.0214-22	Maintenance of drawings of subsurface street installations	35
3.0214-23	Applicability of article to work done by or for city	35
3.0214-24	Applicability of article to persons operating public utilities	36
3.0214-25	Liability insurance required of permittee	36
3.0214-26	Liability of city	36
3.0215	Excavations – Application	36
3.0216	Excavations – Fee	36
3.0217	Excavations – Bond	36
3.0218	Excavations – Manner of	37
3.0219	Excavations – Restoration	38
3.0220	Excavations – Supervision	38
Article 3	– House Numbering	38
3.0301	Compliance with Article	38
3.0302	Designation of Numbers by City	38
3.0303	Size and Location of Figures	38
3.0304	Failure, Refusal or Neglect of the Owner, and so on; to Comply with the Article	39
Article 4	– Unclaimed and Abandoned Property	39
3.0401	Unclaimed and Abandoned Property – Defined	39
3.0402	Unclaimed and Abandoned Property – Seizure of	39
3.0403	Unclaimed and Abandoned Property – Holding – Notice and Sale ..	39
3.0404	Unclaimed and Abandoned Property – Report of Sale	39

3.0405	Unclaimed and Abandoned Property – Bill of Sale	40
3.0406	Unclaimed and Abandoned Property – Proceeds of Sale	40
3.0407	Unclaimed and Abandoned Property – Redemption	40
Article 5 – Bench Mark of the City		40
3.0501	Bench Mark of the City	40

CHAPTER IV – Fire Protection and Prevention

Article 1 – Organization of Fire Department		42
04.0101	Establishment	42
04.0102	Supervision	42
4.0103	Duties	42
4.0104	Police Powers	43
4.0105	Unlawful to Hinder Department	44
4.0106	Driving Over Fire Hoses	44
4.0107	False Alarms	44
4.0108	Taking Fire Equipment	44
4.0109	Entering Fire Department	44
4.0110	Service Outside Corporate Limits	44
Article 2 – Fire Limits		45
4.0201	Fire Limits	45
4.0202	Exterior Covering	45
4.0203	Repairs	45
Article 3 – Fires in Public Places		45
4.0301	Smoking	45
4.0302	Notice	45
4.0303	Reports	45
Article 4 – Fire Prevention		46
4.0401	Adoption of Fire Code	46
4.0402	Permit Fees	46
4.0403	Establishment of Bureau of Fire Prevention	46
4.0404	Storage of Flammable Liquids	46
4.0405	Modifications of Fire Code	46
4.0406	Appeals	47
4.0407	Penalties	47
4.0408	Regulations Regarding Sale or Use of Fireworks within the City of Beach, North Dakota	47
4.00408-1	“Fireworks” defined	47
4.00408-2	“City Limits” defined	48
4.00408-3	Sale prohibited – exceptions	48
4.00408-4	Use and explosion of fireworks prohibited	49
4.00408-5	Penalty – generally	49
4.0409	Parking or Vehicles Containing Anhydrous Ammonia	49

CHAPTER V – Law Enforcement Department

Article 1 – Organization and Regulations		50
5.0101	Establishment	50
5.0102	Additional Officers – Emergency	50
5.0103	Duties of Chief	50
5.0104	Duties of Officers	50
5.0105	Rules and Regulations	50

Article 2 – Powers and Duties	51
5.0201 Money or Property of Arrested Persons	51
5.0202 Arrested Persons	51
5.0203 Stolen, Abandoned, Lost Property	51
Article 3 – Miscellaneous	51
5.0301 False Alarms – Interference	51
5.0302 Monthly Report	51
CHAPTER VI – Plumbing Code	
Article 1 – Adoption of State Plumbing Code	52
06.0101 Adoption of Code	52
Article 2 – Licensing of Plumbers	52
6.0201 License Required	52
Article 3 – Permits	52
6.0301 Permits Required	52
6.0302 Permits not Issued if Special Assessments	52
6.0303 Permits not Issues – Unassessed Property without Payment	52
6.0304 Permits not Issues – Certain Connections	53
6.0305 Permits – Use of	53
Article 4 – Supervision	53
6.0401 Changes in Existing Installations	53
6.0402 New Installations	53
Article 5 – Sanitary Requirements	54
6.0501 When Plumbing Fixtures Required	54
CHAPTER VII – Electricity	
Article 1 – Adoption of Electrical Code	55
7.0101 Electrical Code Adopted	55
Article 2 – Permits	55
7.0201 Permit Required	55
7.0202 Work by Licensed Electrician	55
7.0203 Work by Licensed Electrician	55
7.0204 Uses of License by Another	55
7.0205 Inspection of Work	56
Article 3 – Supervision of Work	56
7.0301 Supervision of Work	56
7.0302 Powers	56
7.0303 Existing Installations	56
7.0304 Defective Work	56
CHAPTER VIII – Building and Mechanical Code	
Article 1 – General Building Code	58
8.0101 Adoption of Building Code	58
8.0102 Amendments, Deletions, Additions to Code	58
8.0103 Clarification of Code	58
8.0104 Fees	58
8.0105 Penalties	59

Article 2 – General Building Code	59
8.0201 Adoption of Mechanical Code	59
 CHAPTER IX – Health	
Article 1 – Board of Health	60
9.0101 Members	60
9.0102 Regulations, Notice of	60
Article 2 – Contagious Diseases	60
9.0201 Duty of Health Officer	60
9.0202 Report Required of Disease	60
9.0203 Quarantine	60
9.0204 Fumigation	61
9.0205 Spreading Contagion	61
9.0206 Deliveries to Quarantined Premises	61
9.0207 Penalty	61
Article 3 – Garbage, Refuse, Rubbish	61
9.0301 Definitions	61
9.0302 Accumulation of Refuse Prohibited	62
9.0303 Containers	62
9.0304 Fees	62
9.0305 Hazardous Waste Disposal	62
9.0306 Fees – Payment – Collection	62
9.0307 Disposal of Refuse not Collected by the City	63
9.0308 Supervision	63
9.0309 Rules and Regulations	63
9.0310 Commercial Haulers	64
9.0311 Rise by Commercial Haulers	64
9.0312 Disposal Grounds	64
9.0313 Residents Entitled to Use	64
9.0314 Violations of Provisions – Enforcement Procedure	64
Article 4 – Minimum Housing Code	65
9.0401 Definitions	65
9.0402 Inspection of Dwellings, Dwelling Units, Rooming Units, and any Other Premises	67
9.0403 Minimum Requirement for Dwelling Units	67
9.0404 Dwelling Unit Unfit for Human Habitation	69
9.0405 Rooming Houses	70
9.0406 Basement – Cellars	70
9.0407 Responsibility of Owners and Occupants	70
9.0408 Duties of Occupants	71
9.0409 Occupancy and Overcrowding	72
9.0410 Applicability of the City Building Code	72
9.0411 Substandard Buildings or Dwelling Units, Nuisance	72
9.0412 Enforcement; Service of Notice and Order, and the City Health Officer’s Duties of	72
9.0413 Duties of City Council	73
9.0414 Failure to Comply with the Decision of the City Council	74
9.0415 Penalty for Disregarding the Notice and Order	74
9.0416 Duties of City Attorney	75
9.0417 Where Owner Absent from the City	75
9.0418 Emergency Action by the City Health Officer or City Building Inspection	75

9.0419	Appeal	76
9.0420	Enforcement of Interpretation	76
9.0421	Penalties	76
9.0422	Unconstitutionality Clause	76
Article 5 – Dangerous Buildings		77
9.0501	Dangerous Buildings Defined	77
9.0502	Standards for Repair, Vacation or Demolition	78
9.0503	Dangerous Buildings, Nuisances	78
9.0504	Duties of Building Inspector	78
9.0505	Duties of the City Council	79
9.0506	Failure to Comply with Decision of the City Council	80
9.0507	Violations; Penalty for Disregarding Notices of Orders	80
9.0508	Duties of the City Attorney	81
9.0509	Where Owner Absent from the City	81
9.0510	Duties of Fire, Police and Health Departments	81
9.0511	Appeal	82
 CHAPTER X – Business Regulations and Licenses		
Article 1 – General Provisions		85
10.0101	Licenses	85
10.0102	Licenses – Application	85
10.0103	Licenses – Granting	85
10.0104	Licenses – Term	85
10.0105	Licenses – not Transferable	86
10.0106	Licenses – Revocation	86
10.0107	Licenses – Posting of	87
10.0108	Licenses – Short Term	87
10.0109	Licenses – Enforcement	87
10.0110	Licenses – Obligations of the City	87
Article 2 – Transient Merchants		87
10.0201	Definitions	87
10.0202	License Required	88
10.0203	License Fee	88
10.0204	License – Application for	88
10.0205	Bond	89
10.0206	Service of Process	90
10.0207	Exhibiting License	90
10.0208	Transfer	90
10.0209	Enforcement by Police – Penalties	90
10.0210	Revocation	91
10.0211	Expiration of License	91
Article 3 – Hawkers and Peddlers		92
10.0301	“Hawking” and “Peddling” Defined	92
10.0302	License Required for Nonresidents	92
10.0303	Fees – Bond	92
10.0304	Exhibition of License	92
10.0305	Transfer	92
10.0306	Use of Streets	93
10.0307	Enforcement	93
10.0308	Revocation	93
10.0309	Penalty	94

Article 4 – Alcoholic Beverages	94
10.0401 Definitions	94
10.0402 Exceptions	95
10.0403 License Required	95
10.0404 License – Term of	95
10.0405 License – Classes of	96
10.0406 Limitation on Number of Licensees Issued Under Classifications 1 through 4 of Section 10.0405	98
10.0407 License – Qualifications for	99
10.0408 License – Application for	100
10.0409 License – Applicant Fitness	103
10.0410 Licenses, General Limitation	103
10.0411 License – Location of	103
10.0412 License – Posting of	104
10.0413 License – Transferability – Person – Location	104
10.0414 Procedure for Transfer of License – Between Persons	104
10.0415 Change of Location of Licensed Premises	105
10.0416 Change of Manager	106
10.0417 License Fees – Disposition of	106
10.0418 Hours and Time of Sale	106
10.0419 Licensee’s Responsibility	106
10.0420 Sales Prohibited - Items	107
10.0421 Sales Prohibited, Persons	107
10.0422 Minors in Licensed Premises	107
10.0423 Age Identification	107
10.0424 Street Sales Prohibited	107
10.0425 Premises, Equipment of	107
10.0426 Closed or Screened Areas	107
10.0427 Purchase from Licensed Wholesaler	108
10.0428 Toilets Required	108
10.0429 Bottle Clubs	108
10.0430 Termination or Revocation of Licenses	108
10.0431 Persons Less Than Twenty-One Years Prohibited – Exceptions	110
10.0432 Permit Required for Catering Alcoholic Beverages	110
10.0433 Special Event Alcoholic Beverage Permit	110
10.0434 Penalty	112
10.0435 Repeal of Conflicting Ordinances	112
10.0436 Minors in Consumption	112
Article 5 – Shows, Carnivals and Circuses	112
10.0501 License Required	112
10.0502 Fees For	112

CHAPTER XI – Procedure for Granting, Regulating, Maintaining and Terminating a Cable Television System Franchise

Article 1 – In General	114
11.0101 Repeal	114
11.0102 Definitions	114
11.0103 Grant of Authority – Generally	115
11.0104 Same – Exclusiveness	115
11.0105 Compliance with Applicable Laws and Ordinances	115
11.0106 Liability and Indemnification	115
11.0107 Emergency use of Facilities	116
11.0108 Safety Requirements	116

11.0109	Limitations on Rights Granted	116
11.0110	Erection, Removal and Common Use of Poles	118
11.0111	Ownership and Removal of Facilities	119
11.0112	Warranting by City of Authority to use Streets	119
11.0113	General System Specifications	120
11.0114	Technical Standards	120
11.0115	Operation and Maintenance of System	120
11.0116	Approval of Transfer of System	120
11.0117	Access to Plans, etc.; Filing of Rules and Regulations; Inspection of Records	121
11.0118	Rates Generally	121
11.0119	Modification of FCC Rules	121
11.0120	Modification of Obligations	121
11.0121	Promulgation of Rules and Regulations by Company	121
Article II– Franchise		122
11.0201	Application Generally; Final Approval of Application	122
11.0202	Application Fee	123
11.0203	Bonds and Commitments	123
11.0204	Submission of Extension Policy; Extensions made Under Franchise	123
11.0205	Payment to City for Privilege; Method of Computation of Payment to City	124
11.0206	Term	124
11.0207	Rights of City in Franchise	125
Article III – Penalties and Miscellaneous		126
11.0301	Penalty	126
11.0302	Unauthorized Cable Use	126
11.0303	Severability	126
11.0304	Ordinance Repealed	126
Article IV – Grant of Non Exclusive Authority		127
11.0401	Grant of Non Exclusive Authority	127
11.0402	Territorial Area Involved	127
11.0403	Franchise Subject to General Provisions	127
11.0404	Franchise Conditions	127
11.0405	Rates	128
11.0406	Service to Schools and City	128
11.0407	Local Maintenance Representative	129
11.0408	Franchise	129
11.0409	Duration and Renewal of Ordinance	129
11.0410	Transfer	130
11.0411	Severability	130
11.0412	Other Ordinances Repealed	130
Article 5 – Telephone and Telegraph System		130
11.0501	Rights Granted	130
11.0502	Rights Subject to Law Enforcement Power	130
11.0503	Binding Contract	130
11.0504	Unnecessary Impediments or Conditions	131
11.0505	Disturbance at Own Cost	131

Article 6 – Montana-Dakota Utilities Co.;	
Gas Transmission and Distribution;	
Electric Transmission and Distribution	131
11.0601 DEFINITION	131
11.0602 RIGHTS GRANTED	131
11.0603 OPERATION & MAINTENANCE OF SYSTEMS	132
11.0604 EXCLUSIVENESS	132
11.0605 RIGHTS SUBJECT TO LAW ENFORCEMENT POWER	132
11.0606 LIABILITY AND INDEMNIFICATION	132
11.0607 TRANSFER OF FRANCHISE	132
11.0608 FINAL APPROVAL	132
11.0609 DURATION OF FRANCHISE	132

CHAPTER XII – Public Nuisances

Article 1 – Noxious Weeds	133
12.0101 Definition	133
12.0102 Weeds Prohibited	133
12.0103 Notice to Destroy	133
12.0104 Action Upon Non-Compliance	133
12.0105 Cost Assessed to Property	134
Article 2 – Sanitary Nuisances	134
12.0201 Residences – when Sewer or Water Required	134
12.0202 Outhouses – Cesspools – a Nuisance	134
12.0203 Outhouses – Cesspools, Exceptions	134
12.0204 Outhouses – Cesspools, Offensive Odors	135
12.0205 Outhouses – Cesspools, Cleaning of	135
12.0206 Dead Animals	135
12.0207 Water Pools – Putrid Substances	135
12.0208 Dirt, Filth, etc., in Streets and Property	136
12.0209 Stables, Barns, Sheds	136
12.0210 Spitting	136
12.0211 Violation of Provisions, Enforcement Procedure	136
Article 3 – Smoke – Gases	137
12.0301 Smoke, Dust, Ashes, Gases, Cinders, a Nuisance	137
12.0302 Smoke, Dust, Ashes, Cinders, Gases, Prohibited	137
12.0303 Burning – Penalties	137
Article 4 – Radio Interference and Noise Control	138
12.0401 Radio Interference Prohibited	138
12.0402 Loud, Disturbing, Unnecessary Noises Prohibited	138
12.0403 Jake Breaking Prohibited	139
12.0404 Loud, Disturbing, Unnecessary Noises – Penalties	139
Article 5 – Automobiles – Personal Property	140
12.0501 Automobiles, personal Property – When a Nuisance	140
12.0502 Abatement Required by Owners	140
12.0503 Abatement Required, Penalty for Failure	140
12.0504 Removal and Impoundment by City	140
12.0505 Removal and Impoundment, when Sold	140
12.0506 Removal and Impoundment Proceeds	141

CHAPTER XIII – Animals and Fowl

Article 1 – General Regulations	142
---------------------------------------	-----

13.0101	Definition	142
13.0102	Cruelty	142
13.0103	Dangerous Animals	142
13.0104	Noises	142
13.0105	Strays	143
13.0106	Killing Dangerous Animals	143
13.0107	Diseased Animals	143
13.0108	Housing	143
Article 2 – Animals and Fowl		143
13.0201	No Chicken Poultry within City Limits	143
13.0202	Raising and Keeping Animals for Sale	144
13.0203	Animals at Large and Tethering	144
13.0204	Indecent Exhibition of Animals	144
Article 3 – Rabies and Distemper		144
13.0301	Rabies and Distemper Shots	144
13.0302	Generally	144
Article 4 – Dogs		145
13.0401	Licenses – Generally	145
13.0402	Time for Fee Payment and Delinquency	145
13.0403	Certificates, Tabs, Collars, Duplicate Tags, Transfer of Tags, Refund of License Fee	145
13.0404	Certain Dogs Declared Nuisance	146
13.0405	Female Dogs in Heat	146
13.0406	Vicious Dogs	146
Article 5 – Impounding and Penalties		147
13.0501	Poundmaster	147
13.0502	Impoundment, Generally	147
13.0503	Notice and Redemption	147
13.0504	Destruction of Unclaimed Animals	148
13.0505	Violation	148
 CHAPTER XIV – Water and Sewers		
Article 1 – Utility Established		149
14.0101	Water and Sewer Utility Created	149
14.0102	Scope of Utility	149
14.0103	Service Charges – Use of	149
Article 2 – Contract to Purchase Water for Water Distribution System		150
14.0201	Contract to Purchase Water	150
14.0202	Term and Period of Contract	150
14.0203	Binding Contract	150
	14.00203-1 UNTITLED	150
	14.00203-2 UNTITLED	151
	14.00203-3 UNTITLED	151
Article 3 –		151
14.0301	Policy on Improvements – Extensions	151
14.0302	Utility Fund – Separate Accounts	152
14.0303	Provisions for Financing Capital Improvements	156
14.0304	Agreements with Bond and Warrant Purchases	158

Article 4 – Water Service	161
14.0401 Water System	161
14.0402 Water Superintendent	161
14.0403 Water Service – Application for	161
14.0404 Water Service - Construction of – Maintenance of by Owner	162
14.0405 Water service – to Property not Previously Assessed	162
14.0406 Water Service – to Property with Delinquent Assessments	163
14.0407 Water Service – Who May Tap	163
14.0408 Water Service – Meter Required	163
14.0409 Water Service – Branch Service – When	163
14.0410 Water Service – Meter Required – Location – Seals	163
14.0411 Water Service – Meter Deposits	163
14.0412 Water Service – Services – Installation of	164
14.0413 Curb Cocks	164
14.0414 Check Valves	164
14.0415 Regulations Governing Service	164
14.0416 Rates and Charges	165
14.0417 Rates and Charges – Liability for	166
Article 5 – Sewer Service	167
14.0501 Application for	167
14.0502 Rates	167
14.0503 Charges	167
14.0504 Installation of Services	167
Article 6 – Water Wells	168
14.0601 Required Notification	168
14.0602 Application and Permit	168
14.0603 No Connection with Private Water Supply	168
14.0604 Penalty	168
Article 7 – Waste Water Backup Claims	169
14.0701 Wastewater Backup fee	169
14.0702 Claims for Wastewater Backup Damage	169
 CHAPTER XV – Curfew for Persons Under 18 Years of Age	
Article 1 – Curfew for Persons Under 18 Years of Age	171
15.0101 Minors Under 18 Years of Age	171
15.0102 Those in Care of Minor	171
15.0103 Penalty	171
 CHAPTER XVI – City Tree Board	
Article 1 – City Tree Board	172
16.0101 Creation and Establishment of a City Tree Board	172
16.0102 Term of Office	172
16.0103 Compensation	172
16.0104 Operation	172
16.0105 Duties and Responsibilities	172
16.0106 Policy	172
16.0107 Definitions	173
16.0108 Planting	173
16.0109 Maintenance of Boulevard Trees and Shrubs	174
16.0110 Dead or Diseased Tree Removal	175
16.0111 Firewood Inspection	175
16.0112 Penalty	175

CHAPTER XVII – Park District

Article 1 – Park District	176
17.0101 Creation of District	176
17.0102 Auditor Ex Officio Treasurer	176
17.0103 Organization and Powers	176

CHAPTER XVIII – Flood Plain

Article 1 – Statutory Authorization, Findings of Fact, Purpose and Objectives	177
18.0101 Statutory Authorization	177
18.0102 Findings of Fact	177
18.0103 Statement of Purpose	177
18.0104 Methods of Reducing Flood Losses	178
Article 2 – Definitions	178
18.0201 Appeal – Floodproofing	178
Floodway – State of Construction	180
Structure – Variance	181
Article 3 – General Provisions	182
18.0301 Lands to Which this Ordinance Applies	182
18.0302 Basis for Establishing the Special Flood Hazard Areas	182
18.0303 Compliance	182
18.0304 Greater Restrictions	182
18.0305 Interpretation	182
18.0306 Warning and Disclaimer or Liability	183
Article 4 – Administration	183
18.0401 Establishment of Development Permit	183
18.0402 Designation of the City Auditor as Administrator	184
18.0403 Duties and Responsibilities of the City Auditor	184
18.00403-1 Permit Review	184
18.00403-2 Use of Other Base Flood Data	184
18.00403-3 Information to be Obtained and Maintained	184
18.00403-4 Alteration of Watercourses	185
18.00403-5 Interpretation of Flood Insurance Rate Map (FIRM) Boundaries	185
Article 5 – Variance Procedure	185
18.0501 Appeal Board	185
18.0502 Conditions for Variances	187
Article 6 – Provisions for Flood Hazard Reduction	188
18.0601 General Standards	188
18.00601-1 Anchoring	188
18.00601-2 Construction Materials and Methods	188
18.00601-3 Utilities	188
18.00601-4 Subdivision Proposals	189
18.0602 Specific Standards	189
18.00602-1 Residential Construction	189
18.00602-2 Nonresidential Construction	189
18.00602-3 Manufactured Homes	190
18.0603 Floodways	190
Article 7 – Penalties for Violations	191

18.0701	Penalties for Violations	191
CHAPTER XIX – Zoning		
Article 1 – Introduction		192
19.0101	Title	192
19.0102	Purpose and Intent	192
19.0103	Authority	192
19.0104	Interpretation and Application	192
19.0105	Severability	192
19.0106	Repeal	193
19.0107	Jurisdiction	193
19.0108	Amendment	193
19.0109	Compliance and Effective Date	193
19.0110	Definitions	193
	19.00110-1 General terms	194
	19.00110-2 Specific terms	194
19.0111	Statement of Intent	202
Article 2 – General Provisions		203
19.0201	Nonconforming Use	203
19.0202	Conditional Uses	203
19.0203	Temporary Uses	203
19.0204	Prohibited Uses	204
19.0205	Maintenance of Minimum Ordinance Requirements	204
19.0206	Annexations	204
Article 3 – Districts		204
19.0301	District Zoning Map	204
19.0302	District Boundaries	204
19.0303	Residential District (R-1)	205
	19.00303-1 Intent	205
	19.00303-2 Permitted uses	205
	19.00303-3 Conditionally permitted uses	205
	19.00303-4 Prohibited uses	205
19.0304	Multiple Family Districts (R-2)	206
	19.00304-1 Intent	206
	19.00304-2 Permitted uses	206
	19.00304-3 Conditionally permitted uses	207
	19.00304-4 Prohibited uses	207
19.0305	Mobile Home District (MH)	207
	19.0305-1 Intent	207
	19.0305-2 Permitted uses	207
	19.0305-3 Conditionally permitted uses	207
	19.0305-4 Prohibited uses	208
	19.0305-5 Compliance with regulations	208
19.0306	Temporary Housing District (TH)	208
	19.0306-1 Intent	208
	19.0306-2 Permitted uses	209
	19.0306-3 Conditionally permitted uses	209
	19.0306-4 Prohibited uses	209
19.0307	Commercial District (C-1)	209
	19.0307-1 Intent	209
	19.0307-2 Permitted uses	209
	19.0307-3 Conditionally permitted uses	210
	19.0307-4 Prohibited uses	211

19.0308	Highway Commercial (C-2)	211
19.0308-1	Intent	211
19.0308-2	Permitted uses	211
19.0308-3	Conditionally permitted uses	211
19.0308-4	Prohibited uses	212
19.0309	Industrial District (I)	212
19.0309-1	Intent	212
19.0309-2	Permitted uses	212
19.0309-3	Conditionally permitted uses	213
19.0309-4	Prohibited uses	213
19.0310	Agricultural District (A)	214
19.0310-1	Intent	214
19.0310-2	Permitted uses	214
19.0310-3	Conditionally permitted uses	214
19.0310-4	Temporarily permitted uses	217
19.0311	Planned Unit Developments (PUD)	219
19.0311-1	Intent	219
19.0311-2	Permitted uses	219
19.0311-3	Conditionally permitted uses	220
Article 4	– Special Provisions	221
19.0401	Lot Size and Density	221
19.0402	Yard Setbacks	221
19.0402-1	General	221
19.0402-2	Front yards	221
19.0402-3	Side yards	222
19.0402-4	Rear yards	222
19.0403	Highway Setbacks	222
19.0404	Highway Access	222
19.0405	Off-Street Parking	222
19.0406	Signs and Obstructions	223
Article 5	– Subdivision Regulations	223
19.0501	Purpose and Intent	223
19.0502	Jurisdiction	223
19.0503	Variances	224
19.0504	Plat Approval Procedures	224
19.0504-1	Sketch plan	224
19.0504-2	Preliminary plat	224
19.0504-3	Final plat	226
19.0505	Design Standards	227
19.0505-1	Blocks and lots	227
19.0505-2	Streets, alleys and public ways	228
19.0505-3	Public easements	228
19.0505-4	Parkland dedication	229
19.0505-5	Other improvements	229
Article 6	– Administration and Enforcement	229
19.0601	Beach City Council	229
19.0601-1	Authority	229
19.0602	City of Beach Zoning Commission	230
19.0602-1	Authority	230
19.0602-2	Members	230
19.0602-3	Duties	230
19.0602-4	Organization	230

19.00602-5	Terms	230
19.00602-6	Removal vacancy	231
19.00602-7	Procedure for making amendments	231
19.00602-8	Notice of amendment hearings	231
19.00602-9	Public Hearings by zoning commission and city council	232
19.0602-10	Protests to amendments	232
19.0602-11	Application procedure for conditional use or temporary use permits	233
19.0602-12	Notice of condition use or temporary use permit hearings	234
19.0602-13	Fees	234
19.0602-14	Appeals	234
19.0603	Board of Adjustment	234
19.00603-1	Authority	234
19.00603-2	Duties	234
19.00603-3	Application procedures	235
19.0604	Zoning Administrator	235
19.00604-1	Authority	236
19.00604-2	Duties	236
19.0605	Violations and Penalties	236
19.00605-1	Action of correct violations	236
19.00605-2	Penalty	237
Article 7 – Zoning of Certain Properties		237
19.0701	Properties From R-2 to MH	237
19.0701-1	Legal description	237
19.0702	Properties from C-2 to C-1	237
19.0702-1	Legal description	237
19.0703	Properties from Agriculture to R-2	238
19.00703-1	Legal description	238
19.00703-2	Legal description	238
19.0704	Properties from Agriculture to C-2	238
19.00701-1	Legal description	238
19.00701-2	Legal description	238
19.0705	Properties from Agriculture to Public and MH and R-2	238
19.0706	Properties from Agriculture to Industrial	239
19.00706-1	Legal description	239
19.00706-2	Legal description	239
19.00706-3	Legal description	239
19.00706-4	Legal description	240
19.00706-5	Legal description	241
 ORDINANCE # 286		
North Dakota Motor Vehicle Laws		
ORDINANCE # 287		
Offenses Prohibited		
ORDINANCE # 367		
An Ordinance To Repeal Sections 14.0701 and 14.0702		242
ORDINANCE # 368		
An Ordinance Annexing Certain Territory and Incorporating the Same		243
ORDINANCE # 369		
An Ordinance Annexing Certain Territory and Incorporating the Same		245
ORDINANCE # 370		
An Ordinance Relating to Adult Entertainment Centers/Establishments		247

ORDINANCE # 371	
An Ordinance Relating to Conveyance, Sale, Lease or Disposal of Real Property	257
ORDINANCE # 372	
An Ordinance Amending and Re-enacting Weight and Load Restrictions	260
ORDINANCE # 373	
An Ordinance Extending the Boundaries	262
ORDINANCE # 374	
An Ordinance Amending and Re-enacting Zoning in Residential (R-1) areas	266
ORDINANCE # 375	
This Ordinance for Goldenwest Electric was VIODED	269
ORDINANCE # 376	
An Ordinance to Grant a Limited Franchise to Goldenwest Electric	269
ORDINANCE # 377 (RESOLUTION 377-2013)	
A Resolution to the Owners of the Proposed Territory to be Annexed have filed written reports	374
ORDINANCE # 378	
An Ordinance Relating to Fireworks	378
ORDINANCE # 379	
An Ordinance Renewing a Franchise to Midstate Communications	380
ORDINANCE # 380	
An Ordinance Relating to Subdivision Regulations	382
RESOLUTION # 2015-10	
A Resolution finding that the Owners of the Proposed Territory have filed written protests	412
ORDINANCE # 381	
An Ordinance Relating to Special Event Permits	417
ORDINANCE # 382	
An Ordinance Renewing a Franchise to Beach Cable, LLC.	420
ORDINANCE # 383	
An Ordinance Relating to Zoning-Residential and Conditionally Permitted Uses	422
ORDINANCE # 384 AND EXTRACT OF MINUTES	
An Ordinance Granting a Franchise to Montana-Dakota Utilities	426
ORDINANCE # 385	
An Ordinance Amending and Re-enacting particular sections of the City Code	432
ORDINANCE # 386	
An Ordinance Amending and Re-enacting Chapters 3 and 4	501
ORDINANCE # 387	
An Ordinance Amending and Re-enacting Chapters 5, 6, 7, 8 & 10	523
ORDINANCE # 388	
An Ordinance Agreeing to Terminate an Existing Franchise previously granted to Beach Cable	531
ORDINANCE # 389	
An Ordinance Relating to "Toilets Required"	534