

ORDINANCE NO. 51

**AN ORDINANCE OF THE CITY OF BROWNTON, MINNESOTA
ESTABLISHING A SHADE TREE PROGRAM, PROVIDING,
REGULATION FOR THE CONTROL OF CERTAIN DISEASES AFFECTING
TREES, INCORPORATING AGENCY RULES AND REGULATIONS,
AND PROVIDING A PENALTY FOR VIOLATION THEREOF.**

The City Council of the City of Brownton, Minnesota, ordains as follows:

Section 1. REGULATIONS APODTEED BY REFERENCE

Section 1.0109 through 1.0111 of 3 Minnesota Code of Agency Rules, Department of Agriculture, Shade Tree Program (1978 Edition) together with amendments thereof to date, are hereby adopted by reference and made a part of this ordinance as if set out her at in full, except as hereinafter provided. A copy of said agency rules herewith incorporated is on file in the Office of the City Clerk.

Section 2. The stockpiling of bark bearing elm wood within the City Limits of the City of Brownton shall be permitted during the period from September 15 through April 1 of any given year. Any such wood not utilized by April 1 of any year must them be removed and disposed of as provided by this ordinance and the regulations incorporated thereby.

Section 3. Where the provisions of this ordinance conflict or are inconsistent with any other ordinance of the City, the provisions of this ordinance shall supercede except in instance where one regulations is more restrictive than another in which case the more restrictive shall apply and control

Section 4. Any person who shall violate any provision of ordinance shall, upon conviction thereof, be deemed guilt of a misdemeanor, and shall be subject to a fine of not to exceed \$300.00 or imprisonment not to exceed 90 days, or both

Section 5. This ordinance shall become effective upon its due passage and enactment and publication according to law.

Passed by the City Council this 6th day of November, 1979.

Charles Warner
Mayor

Attest: Carol Winterfeldt
City Clerk