

**TOWN OF EUREKA, DAKOTA COUNTY, MINNESOTA  
ORDINANCE NO. 2012-02**

**AN ORDINANCE AMENDING THE TOWN ZONING ORDINANCE (ORDINANCE 3)  
AND FEE ORDINANCE (ORDINANCE 7)**

**THE TOWN BOARD OF EUREKA TOWNSHIP ORDAINS:**

**SECTION 1. AMENDMENT.** The following language in Ordinance 3, Chapter 3, Section 4 (Driveways/ Access to Public Right-Of-Way) is hereby deleted:

~~B.4. Driveways accessing a township road must be located a minimum of 30 feet from the intersection of said road with another township road. (Ord. 2010-1, 6-14-2010)~~

**SECTION 2. AMENDMENT.** Ordinance 3, Chapter 4, Section 12 is amended as follows (new language underlined, deleted language ~~struck through~~):

A. Permit

The moving of any building or structure within the Township of Eureka, or the relocating of any building or structure into the Township of Eureka, is prohibited unless a moving permit shall first be obtained from the Township ~~Town Board~~ as provided in this Ordinance. (Resolution 59, 8-13-2007)

A moving permit cannot override the provisions of Ordinance 3, Chapter 4, Section 5(A), Paragraph 5 if that paragraph's conditions apply to the destination parcel. (Resolution 59, 8-13-2007, Ord. 2010-1, 6-14-2010)

B. Application

The owner of the land upon or onto which any such building or structure is proposed to be moved or relocated shall file with the Town Clerk of the Township of Eureka a written application for permit setting forth the legal description of the real estate, the general description of the building or structure to be located thereon, the purpose for which said building or structure is to be used, ~~the location at which said building can then be inspected~~, and the dimensions and estimated value thereof. (Resolution 59, 8-13-2007)

C. Fees

The application for permit shall be accompanied by an inspection fee as set forth in Ordinance 7, said inspection fee being in addition to any building permit fee otherwise required.

D. Inspection

Any building or structure proposed to be moved within or into the Township of Eureka must be inspected by a ~~certified building inspector~~ the Township's

Designated Building Official before a permit is granted, and before the building or structure is moved within or into the Town of Eureka. (Resolution 59, 8-13-2007)

E. Requirements

Any building or structure moved within or into the Township of Eureka must be properly anchored, or placed on a proper foundation, either of which must be approved, and building permits must be obtained as for any alterations and all new construction. (Resolution 59, 8-13-2007)

F. Violation

Any violation of this section shall be a misdemeanor and in the event that any person, firm or corporation moves a building or structure within or into the Township of Eureka in violation of the terms of this section, each day that said structure or building is permitted to remain in the Township of Eureka in violation of this section shall constitute a separate offense. (Resolution 59, 8-13-2007)

**SECTION 3. AMENDMENT.** Ordinance 3, Chapter 7, Section 4 is amended as follows:

B. No more than five (5) animal units may be ~~boarded~~ kept at any time.

**SECTION 4. AMENDMENT.** Ordinance 7, Chapter 2 is amended as follows:

**4.1. J. Moving Building Into or Within the Township.**

|          |                                             |               |
|----------|---------------------------------------------|---------------|
| Replace: | Moved-In Structure                          | \$250.00 each |
| With:    | Moved-in building connection fee:           | \$150.00      |
|          | Moved-in building mechanical connection fee | \$ 50.00      |
|          | Moved-in building plumbing connection fee   | \$ 50.00      |

**4.2. CC. Special Meetings.** Change to:

|                                            |          |
|--------------------------------------------|----------|
| Special Meeting of the Town Board          | \$420.00 |
| Special Meeting of the Planning Commission | \$420.00 |

**4.3. EE. Heating, Air Conditioning & Gas Piping Permit Fees**  
**FF. Plumbing Permit**  
**GG. Commercial Project Fees**

In all instances where “plus \$0.50 surcharge” is used, delete “\$0.50”.

**SECTION 5. Severability.** If any portion of this chapter is for any reason held invalid by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions

thereof. Nothing in this chapter precludes the Town from requiring a franchise agreement with the applicant, as allowed by law, in addition to requirements set forth herein.

**SECTION 6. Effective Date.** This Ordinance shall take effect and be in force from and after its passage and publication.

Dated: October 9, 2012

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Brian Budenski, Town Board Chair

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Nanett Sandstrom – Town Clerk/Treasurer

Summary of Ordinance 2012- approved by Town Board and published on October 19, 2012.