



**City of Spring Lake Park**  
**Code Enforcement Division**  
1301 Eighty First Avenue Northeast  
Spring Lake Park, Minnesota 55432  
(763) 783-6491 Fax: (763) 792-7257

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## MEMORANDUM

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**TO:** Spring Lake Park City Council  
**FROM:** Jeff Baker, Building Official  
**RE:** 626 83<sup>rd</sup> Ave Opposition to Property Assessment.  
**DATE:** November 14, 2024

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Council,

A resident of the City of Spring Lake Park, Kristin A. Winter, residing at 626 83rd Ave NE, has filed an appeal and expressed opposition to the proposed assessment and administrative citation issued in her case. The appeal documentation is included in the agenda packet for review. Below, you will find Code Enforcement's findings of fact related to this matter.

Inspector Morris received a complaint regarding long grass and junk/debris on the property on July 24th or 25th, 2024. Upon visiting the property to follow up on the complaint, Inspector Morris initially drove passed the property due to poorly visible address numbers. Attached to this memo are photos of the initial compliance notice posted on the front door, along with documentation of the specific violations cited by Code Enforcement.

The initial compliance notice was posted on the front door on July 25, 2024, with a re-inspection date set for August 1, 2024. However, the follow-up inspection did not occur until August 2, 2024, effectively allowing the resident more than seven days to address the violations. When the violations were not corrected, an Administrative Citation was issued and mailed on August 5, 2024. It was only after receiving the administrative citation that the resident contacted Inspector Morris, at which point he began working with the property owner to achieve compliance. Inspector Morris conducted follow-up inspections on August 19th, August 22nd, and ultimately confirmed full compliance on September 17, 2024, all without issuing any additional administrative citations.

**Due Process Violation:**

The resident has claimed that her due process rights were violated in this matter. According to SLPC 9.20.020(G)(2), the ordinance outlines the procedure for providing notice of a violation as follows: "Written notice of the violation; notice of the time, date, place, and subject of any hearing before the City Council; notice of the City Council order; and notice of motion for summary enforcement hearing shall be delivered by a peace officer or designated official to the owner of record and occupant of the premises either in person or by certified or registered mail. If the premise is not occupied, the owner of record is unknown, or if the owner of record or occupant refuses to accept notice, notice of the violation shall be served by posting it on the premises." I have highlighted any verbiage that may have been left out of her letter.

## **Code Violations:**

### **MNFC 505.1 Address Identification**

As stated in the letter, MSFC 505.1 specifies that address identification must be legible and placed in a position visible from the street or road fronting the property, with each character being no less than 4 inches high and numbers not spelled out. This code requirement is clearly outlined in the initial compliance notice. However, it should be noted that the follow-up correction notice contained incorrect information, referencing 12-inch lettering rather than the 4-inch requirement specified in the code.

### **SLPC 9.20.020(B)(9) Public Nuisances Affecting Health, Safety, Comfort, Or Repose.**

The above-mentioned code does indeed specify that all noxious weeds, tall grasses (defined as anything over eight inches in height), and other rank growths on public or private property must be addressed, with the exception of managed natural landscapes pursuant to M.S. § 412.925. The photographs included with this memo clearly show the presence of rank growth exceeding eight inches in height on the property in question, in violation of this code.

### **SLPC 9.20.020(D)(10) *Public Nuisances Affecting Peace And Safety.***

The above-mentioned code also specifies the prohibition against the piling, storing, or keeping of old machinery, wrecked or junked vehicles, and other junk or debris. The photographs included with this memo clearly illustrate the presence of junk and debris on the property, some of which is spilling over towards the neighboring property, in violation of this provision.

### **Code Enforcement's interpretation is as follows:**

Due process was properly provided, as Inspector Morris posted the Compliance Notice on the door on July 25, 2024. The Administrative Citation was not issued until August 5, 2024, which provided the resident 11 days to either contact the City or take action to comply with the notice. According to the City of Spring Lake Park's appeal process, as outlined in Section 12.12.140(A) of the City Code, "Any person to whom a compliance order is directed may appeal the compliance order to the City Council sitting as the Board of Appeals. The appeal must be in writing, must specify the grounds for the appeal, must be accompanied by a filing fee in the amount set from time to time by Council resolution, and must be filed with the City Administrator, Clerk/Treasurer within ten business days after service of the compliance order. The filing of an appeal shall postpone all proceedings of any action of the violation in which the appeal is filed, unless such a postponement would cause imminent peril to life, health, or property." The resident submitted the appeal on November 13, 2024, which is significantly beyond the 10 business days required by the ordinance. Therefore, the appeal is outside the timeframe established by City Code.



# Compliance Notice

Code Enforcement Division  
1301 81st Avenue NE  
Spring Lake Park, MN 55432

626 83<sup>rd</sup> Ave NE  
\*Approximate Re-inspection date: 8-1-2024

Only one information notice will be issued within a 12-month period. All subsequent violations of noted section may include legal enforcement, action such as fines and/or citations.

A review of your property indicates the following code violations:	Description of corrective action & Deadline
<input checked="" type="checkbox"/> <b>Noxious weeds – SLPC 9.20.020:</b> All noxious weeds, tall grasses defined as anything over nine (9) inches in height.	long grass & weeds throughout yard.
<input checked="" type="checkbox"/> <b>Trash and debris / rubbish – SLPC 9.20.020:</b> Any accumulation of trash or debris of any nature of any kind on private property.	By / Debris must be removed
<input type="checkbox"/> <b>Obstruction intersection / clear view of traffic – SLPC 9.20.020:</b> All trees, hedges, or other obstructions which prevent people from having a clear view of all traffic approaching intersections.	
<input type="checkbox"/> <b>Discarding of debris onto public right-of-way – SLPC 9.20.020:</b> Throwing, placing of trash, lawn clippings or other materials in the streets, alleys, or gutters.	
<input type="checkbox"/> <b>Motor vehicle &amp; recreational vehicle parking and registration – SLPC 16.20.120:</b> All motor vehicles & recreational vehicles must be parked on the approved driveway and display current registration.	
<input type="checkbox"/> <b>Abandoned vehicles &amp; property – SLPC 9.04.010:</b> No person shall allow any partially dismantled, non-operating, wrecked, junked, or discarded vehicle to remain on that property longer than 96 hours.	
<input checked="" type="checkbox"/> <b>Address numbers &amp; visibility – MSFC Sec 505.1:</b> Address numbers and building identification shall contrast with their background. Position as to be plainly visible and legible from the street as approved by fire inspector. Address numbers shall have a minimum of four (4) inch high numbers, with a minimum stroke width of 1/2-inch.	overgrown shrubs / bushes blocking address.
<input type="checkbox"/> <b>Property maintenance – IPMC: 2018:</b> All interior and exterior surfaces along with mechanical, plumbing, and electrical equipment must be maintained in a proper state of repair.	
<input type="checkbox"/> <b>Recreational fire &amp; wood storage – SBM FD &amp; SLPC 9.20.010:</b> Recreational fire pits must be a minimum of 25 ft or greater from all combustible structures. All Rec fires must be attended by an adult with means of extinguishment. Firewood must be no closer than 5 ft away from property lines. Firewood must be stored in neat, secure stacks no less than six (6) inches off of the ground.	
<input type="checkbox"/> Other:	

\*If you have any questions about these items or other code related items, please contact the Code Enforcement Divisions at (763) 792-7236. PLEASE NOTE: Legal action will be taken for all non-compliance issues. Please correct the above noted conditions. Thank you.

City Inspector:

Date:

7-25-24

## Compliance Notice

Code Enforcement Division  
1301 81st Avenue NE  
Spring Lake Park, MN 55432

Only one information notice will be issued within a 12-month period. All subsequent violations of noted section may include legal enforcement, action such as fines and/or citations.

Description of corrective action & Deadline:

<i>N/C</i>	
<i>9-17-2024</i>	
Section Code Violation	
Code Section - 801.03 - No grasses, weeds or brush more than 4' high	<i>Handed down number</i>
ILPC § 20.03 - Any accumulation of trash and debris to be removed	<i>By owner or contractor</i>
Code Section - 801.04 - No accumulation of trash or debris which prevent people from reasonably access	
Code Section - 801.05 - No accumulation of debris or other materials in the	
Code Section - 801.06 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.07 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.08 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.09 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.10 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.11 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.12 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.13 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.14 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.15 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.16 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.17 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.18 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.19 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.20 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.21 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.22 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.23 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.24 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.25 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.26 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.27 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.28 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.29 - No accumulation of brush, weeds, or other materials in the	
Code Section - 801.30 - No accumulation of brush, weeds, or other materials in the	

626

Date: *9-17-24*















**City of Spring Lake Park**  
 1301 81<sup>st</sup> Avenue NE, Spring Lake Park, MN 55432  
 763.784.6491 | 763.792.7257 (fax) | [www.slpmn.org](http://www.slpmn.org)

Citation #  
**2024-0305**

## City of Spring Lake Park—Administrative Citation

**This citation charges you with one or more violations of the Spring Lake Park City Code.**

Alleged Violator's Name Kristin Winter

Street Address 626 83rd Ave NE, Spring Lake Park MN ZIP 55432

Is the alleged violator the property owner?  Yes  No

### Violation Information

*Date of Violation* 08/05/2024 *Time of Violation* \_\_\_\_\_ *Location* 626 83rd Ave NE

#### Charges

1. Fire Code Violations	Limbs blocking address numbers.	Fine \$ 100.00
2. Grass/Weeds Violations	Long grass in front and rear yard.	Fine \$ 50.00
3. Junk or Debris	Debris in the front yard.	Fine \$ 50.00

#### Description:

See attached letter from Inspector Morris.  
 Corrections are due by August 22, 2024  
 Citation fee due by August 16, 2024  
**TOTAL DUE: \$200.00**

Citing Dept: Code Enforcement Officer: W. Morris

- If you wish to admit to the Administrative Offense, payment must be made within **7** days of the violation date. If payment is not received or postmarked within 7 days of the violation date, your penalty will increase by \$5.00 for each week the offense is unpaid.
- Failure to pay the penalty imposed may result in the issuance of an ordinance complaint as authorized by law and the violation shall be processed as a crime by the Ramsey or Anoka County District Court.
- Please make checks/money orders payable to: City of Spring Lake Park.  
 (A charge of \$35.00 will be assessed for all returned checks.) Please Do Not Mail Cash.

**Address for Payment:**  
 City of Spring Lake Park  
 1301 81<sup>st</sup> Avenue NE  
 Spring Lake Park, MN 55432

Signature: \_\_\_\_\_

#### **Admission of Violation:**

*I understand that by paying this penalty, I am admitting to an administrative offense.  
 I also understand that I have the right to an Administrative Hearing and waive that right.*