

METROPOLITAN AIRPORTS COMMISSION

ORDINANCE NO. 71

An ordinance to promote and conserve public safety, health, peace, convenience and welfare relating to the management and operations of St. Paul Downtown Airport, Flying Cloud Airport, Crystal Airport, Anoka County/Blaine Airport, Lake Elmo Airport, and Airlake Airport, authorizing non-licensed personnel to issue citations in accordance with Minn. Stat. § 626.862(1), to enforce Ordinance 58 regarding unauthorized commercial operations; and relating to the management and operations of Minneapolis-St. Paul International Airport authorizing non-licensed personnel to issue citations in accordance with Minn. Stat. § 626.862(1); and repealing Ordinance No. 69.

The Metropolitan Airports Commission does ordain:

SECTION 1. DEFINITIONS

The following words and phrases when used in this Ordinance shall have the meanings respectively ascribed to them in this section:

- 1.1 Commission. The "Commission" means the Metropolitan Airports Commission, a public corporation organized and operating pursuant to Chapter 500, Laws of Minnesota 1943, and amendments thereto.
- 1.2 Ordinances. Present or future codifications of rules adopted by the Commission after notice and publication and the amendments thereto.
- 1.3 Citation. A written order issued regarding minor violations of law commanding an individual to appear on a day named and do something therein mentioned.
- 1.4 Community Service Officers/Traffic Aides. Individuals designated by the Commission to perform traffic control and traffic enforcement functions and other duties which do not require the exercise of licensed police office authority.
- 1.5 Fire Inspection Personnel. Individuals designated by the commission to perform fire prevention and inspection functions.
- 1.6 Building/Zoning Inspectors. Individuals designated by the Commission to inspect facilities at any airport operated by the Commission.
- 1.7 Lease Violations Inspectors. Individuals designated by the Commission to inspect leaseholds upon properties owned by or under the supervision and control of the Commission.

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SECTION 2. AUTHORIZATION

2.1 Individuals Authorized. In addition those individuals so authorized by Minnesota Statutes, the following individuals may issue citations in lieu of arrest or continued detention for violations of such Commission ordinances and state laws described in Section 2.2:

- a) Community Service Officers/Traffic Aides;
- b) Fire inspection personnel;
- c) Building/Zoning Inspectors; and
- d) Lease Violations Inspectors

2.2 Enforcement Authority. Except where specifically prohibited by state law, the following individuals may issue citations in lieu of arrest or continued detention to enforce the following:

- a) Community Service Officers/Traffic Aides may enforce state motor vehicle laws and MAC ordinances relating to motor vehicles, as the same may be amended, except for violations involving the movement of motor vehicles.
- b) Fire inspection personnel may enforce fire prevention ordinances including, but not limited to, Ordinance 52.
- c) Building/Zoning Inspectors may enforce building and zoning ordinances.
- d) Lease Violations Inspectors may enforce Ordinance 58 regarding unauthorized business or commercial activities, or as the same may hereafter be amended.

SECTION 3. SAVINGS CLAUSE

If any part or parts of this Ordinance shall be held to be unconstitutional, such unconstitutionality shall not affect the validity of the remaining parts of this Ordinance. The Commission hereby declares it would have passed the remaining parts of this Ordinance if it had known that such part or parts thereof would be declared unconstitutional.

SECTION 4. REPEALER

As of the effective date of this ordinance, Ordinance No. 69 is hereby revoked.

SECTION 5. EFFECTIVE DATE

This ordinance shall be in force and effect upon the filing of the same with proof of publication thereof with the Secretary of State of Minnesota.

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

SEP 28 1989

Secretary of State

NOTICE OF ADOPTION

METROPOLITAN AIRPORTS
COMMISSION

ORDINANCE NO. 71

Please take notice that on the 18th day of September, 1989 at a regularly scheduled meeting, the Metropolitan Airports Commission adopted Ordinance No. 71.

Ordinance No. 71:

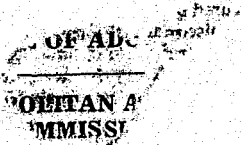
An ordinance to promote and conserve public safety, health, peace, convenience and welfare relating to the management and operations of St. Paul Downtown Airport, Flying Cloud Airport, Crystal Airport, Anoka County/Blaine Airport, Lake Elmo Airport, and Airlake Airport, authorizing non-licensed personnel to issue citations in accordance with Minn. Stat. § 626.862 (1), to enforce Ordinance 58 regarding unauthorized commercial operations; and relating to the management and operations of Minneapolis-St. Paul International Airport authorizing non-licensed personnel to issue citations in accordance with Minn. Stat. § 626.862 (1); and repealing Ordinance No. 69.

Copies of Ordinance No. 71 as adopted will be on file with the Secretary of State and may be obtained at the Metropolitan Airports Commission offices.

JEFFREY W. HAMIEL
Executive Director
Metropolitan Airports Commission
6040-28th Ave. S.
Minneapolis, MN 55450

(Sept. 21)

ST. PAUL LEGAL LEDGER



AFFIDAVIT OF PUBLICATION

State of Minnesota
County of Ramsey

Samuel E. Lewis, Jr., being duly sworn, on oath says that he is the publisher of the newspaper known as the Saint Paul Legal Ledger and has full knowledge of the facts which are stated below:

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

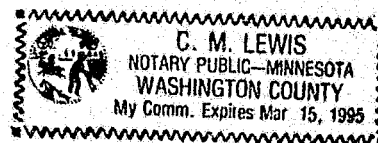
(B) The printed Notice
which is attached was cut from the columns of said newspaper and was printed and published once; it was published on Thursday, the 21st day of September, 1989; and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice:

abcdefghijklmnopqrstuvwxyz

Samuel E. Lewis, Jr.

Subscribed and sworn to before me this 21st day of September, 1989

C. M. Lewis



Rate Information

- (1) Lowest classified rate paid by commercial users for comparable space is \$_____.
- (2) Maximum rate allowed by law for the above publication is \$_____.
- (3) Rate actually charged for the above publication is \$_____.

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)
COUNTY OF HENNEPIN)

CLINTON G. ANDRUS, being duly sworn on oath says he is and during all the times herein stated has been the publisher and printer of the newspaper known as

FINANCE AND COMMERCE

and has full knowledge of the facts herein stated as follows:

(A) The newspaper has complied with all of the requirements constituting qualification as a legal newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) He further states on oath that the printed

NOTICE OF ADOPTION

hereto attached as a part hereof was cut from the columns of said newspaper, and was printed and published therein in the English language, for one day; that it was so published on

Thursday the 21st day of September, 1989.

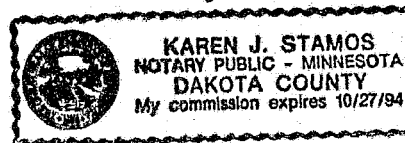
and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

.... abcdefghijklmnopqrstuvwxyz
.X. abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 21st day of September, 1989.

(Notarial Seal)

Notary Public, Hennepin County, Minnesota



NOTICE OF ADOPTION METROPOLITAN AIRPORTS COMMISSION ORDINANCE NO. 71

Please take notice that on the 18th of September, 1989 at a regularly scheduled meeting, the Metropolitan Airports Commission adopted Ordinance No. 71.

Ordinance No. 71:

An ordinance to promote and conserve public safety, health, peace, convenience and welfare relating to the management and operations of St. Paul Downtown Airport, Flying Cloud Airport, Crystal Airport, Anoka County/Blaine Airport, Lake Elmo Airport, and Airlake Airport, authorizing non-licensed personnel to issue citations in accordance with Minn. Stat. § 626.862(1), to enforce Ordinance 58 regarding unauthorized commercial operations; and relating to the management and operations of Minneapolis-St. Paul International Airport authorizing non-licensed personnel to issue citations in accordance with Minn. Stat. § 626.862(1); and repealing Ordinance No. 69.

Copies of Ordinance No. 71 as adopted will be on file with the Secretary of State and may be obtained at the Metropolitan Airports Commission offices.
Jeffrey W. Hamiel
Executive Director
Metropolitan Airports
Commission
6040 - 28th Avenue South
Minneapolis, MN 55450
(Published in Finance and Commerce
September 21, 1989)

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RATE INFORMATION:

1. Lowest classified rate paid by commercial users for comparable space: \$2.41 per line
2. Maximum rate allowed by law for the above matter: \$2.41 per line
3. Rate actually charged for the above matter: \$486 per line

ORDINANCE NO. 71

FINDINGS, CONCLUSION AND ORDER

WHEREAS, the Metropolitan Airports Commission, a public corporation, organized under the laws of the State of Minnesota, owns and operates the Minneapolis-St. Paul International Airport, Wold-Chamberlain Field, and six reliever airports in the metropolitan area; and

WHEREAS, in the 1987 Minnesota legislative session, Minn. Stat. § 626.862 was passed to clarify who, in addition to licensed peace officers, constables, and part-time peace officers may issue citations in lieu of arrest or continue detention; and

WHEREAS, the Commission finds that it would be appropriate to utilize this statutory authority to provide an additional method for enforcing unauthorized business or commercial operations at the reliever airports; and

WHEREAS, the Commission has given the above due regard and desires to repeal Ordinance 69 and replace it with Ordinance No. 71; and

WHEREAS, Notice of the Public Hearing was published in legal periodicals and mailed to interested parties; and

WHEREAS, a public hearing was held on August 9, 1989 to gather testimony and public comments regarding Ordinance No. 71; and

WHEREAS, written comments have been received and reviewed by the Hearing Officers, the Management and Operations Committee; and

NOW, THEREFORE, the Metropolitan Airports Commission hereby approves and adopts Ordinance No. 71 this 18 day of SEPTEMBER, 1989.

METROPOLITAN AIRPORTS COMMISSION

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

SEP 28 1989

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Secretary of State

Thomas E. Holloran
Thomas E. Holloran, Chairman
[Signature]
Secretary