

SECTION 4

604.000. **REGULATIONS FOR THE ALTERATION OF CURB AND GUTTER.**

604.001. **PERMISSION.** No one shall, in any manner, alter curb and gutter installed in the right-of-way or in any other public place without first obtaining permission to do so from the Winsted City Clerk.

(Ord. 93-02, Sec. 1, 6/15/93)

604.002. **DRIVEWAY OR PARKING LOT ACCESSES.** No person shall cause a driveway or parking lot access to be installed by full or partial removal of the curb without first obtaining a permit to do so from the Winsted City Clerk. The new or replaced curb and gutter shall be of such quality and in such form and location as required by the City of Winsted. The type of cement and ingredients of same shall meet City of Winsted specifications. The removal and/or installation and/or replacement of curb and gutter shall be completed within sixty (60) days of the date of issuance of the permit.

(Ord. 93-02, Sec. 2, 6/15/93)

604.003. **APPLICATION.** The requirements of this Ordinance apply to the owner of the premises along with any person or contractor who removes any curb or gutter and/or attempts or actually replaces same.

(Ord. 93-02, Sec. 3, 6/15/93)

604.004. **ENFORCEMENT.** The City of Winsted shall, upon learning of any conduct that does not comply with the terms of this Ordinance, provide notice by certified mail to the last known address of the property owner and/or last known address of the contractor or sub-contractor doing the work of such deficiency. The deficiency notice shall inform said person(s) of the deficiency and stipulate a time for compliance with this Ordinance. If compliance is not obtained within said period, the City shall have the right to correct any deficiency (at its option) and assess back the cost of same against the property by notifying the County Auditor of same. Said cost would be assessed back against the property and due and payable in the following year. This option is at the City's option only and the City is not required to repair any such deficiencies.

(Ord. 93-02, Sec. 4, 6/15/93)

604.005. **MISDEMEANOR.** Any one who fails to comply with the terms and conditions of this Ordinance is guilty of a misdemeanor and punishable by such fine and jail term and other conditions as are set by Law for Misdemeanors in the State of Minnesota, pursuant to Minnesota Statutes Section 609.02, Subdivision 3. If the City of Winsted gives the certified mail notice and the owner of the premises, or person performing the work, or both, who are provided with said notice, fails to comply with the terms of said notice, the same shall be prima facie evidence of a violation of this Ordinance.

(Ord. 93-02, Sec. 5, 6/15/93)