

Part 4. Board of Health

204.01. **Board of Health Created.** A City Board of Health is composed of the City Health Officer and two other members, one of whom shall be a member of the city council.

204.02. **Health Officer.** The City Health Officer shall be a physician appointed by the council and he/she shall be chairman of the City Board of Health.

204.03. **Duty of Health Officer.** The City Health Officer shall execute the lawful orders of the State and City Boards of Health, and perform such other duties as are or may be prescribed by statute, or by regulation of the State Board of Health.

204.04. **Obstructing Health Officer.** No person shall oppose or obstruct a member of the City Board of Health or any health officer or physician charged with the enforcement of health laws; in performing any legal duty; or obstruct or hinder the entry of such health officers upon premises or into buildings or other places where contagion, infection, filth or other source or cause of preventable disease exists or is reasonably suspected to exist.

204.05. **Control of Communicable Diseases.** The City Health Officer shall employ at the expense of the city such medical and other help as may be necessary in the control of communicable disease. All statements of expense incurred in establishing, enforcing, and releasing quarantine shall, after payment, be certified to the County Auditor for allowance of one-half the amount by the County Board to the city as provided by law; provided that no such expense shall be paid by the city unless payment is refused by the person or persons liable therefore.

204.06. **Annual Sanitary Inspection and Report.** The City Health Officer shall make a thorough sanitary inspection of the city in the month of May in each year, and present a written report of such inspection together with his/her recommendations to the council on or before the 1st day of June of that year. If such report contains information which the Health Officer considers may be of interest to the State Board of Health a copy thereof shall be forwarded to the said State Board before July 1 of that year.

204.07. **Clean-up Notice.** Preceding the May sanitary inspection, the City Health Officer shall cause a notice to be inserted in the official paper ordering persons to thoroughly clean all yard, vaults, cesspools, sheds, and barns, and to cause all cans, and trash, to be removed there from on or before the first day of May. If, upon inspection, such order has not been complied with, individual orders shall be issued by the Health Officer and a re-inspection made on or before May 15 of such year. Failure to comply with such individual order shall be unlawful, and shall be punishable as a misdemeanor.

204.08. **Removal of Unwholesome Substances.** The City Health Officer may also order the owner or occupants of property to remove there from any unwholesome substances which in his/her judgment constitute a threat to public health. In the event of failure to comply with

such order the same may be removed by the Board of Health and the expense of such removal shall be a lien upon the property and collected as a special assessment.

204.09. **Abandoned Motor Vehicles.** Subdivision 1. **Impoundment and Sale.** The police or sheriff department shall take into custody and impound any abandoned motor vehicle as defined by Minn. Stat. 168B.02, Subd. 2. It shall give notice of the taking as provided by law and if the owner or any lien holder does not reclaim the vehicle within the period provided by law, it shall provide for the sale of the vehicle to the highest bidder at public auction or sale following two weeks' published notice. (Amended May 1999)

Subd. 2. **Summary Action in Certain Cases.** When an abandoned motor vehicle is more than seven model years of age, is lacking vital component parts, and does not display a license plate currently valid in Minnesota or any other state or foreign country, it shall immediately be eligible for sale under Subdivision 1 and shall not be subject to the notification, reclamation, or title provisions of Minn. Stat. 168B.01 to 168.13.

Subd. 3. **Disposition of Proceeds.** The proceeds of the sale of any abandoned motor vehicle shall be placed in the general fund of the city. If the former owner or entitled lien holder makes application and furnishes satisfactory proof of ownership or lien interest within 90 days of the sale, the former owner shall be paid the proceeds of the sale of the vehicle less the cost of towing, preserving, and storing the vehicle and all administrative, notice, and publication cost incurred in its handling.

204.10. **Other Abandoned Property.** Subdivision 1. **Procedure.** All other property lawfully coming into the possession of the city shall be disposed of as provided in this section.

Subd. 2. **Storage.** The department of the city acquiring possession of the property shall arrange for its storage. If city facilities for storage are unavailable or inadequate, the department may arrange for storage at privately owned facilities.

Subd. 3. **Claim by Owner.** The owner may claim the property by exhibiting satisfactory proof of ownership and paying the city any storage or maintenance costs incurred by it. A receipt for the property shall be obtained upon release to the owner.

Subd. 4. **Sale.** If the property remains unclaimed in the possession of the city for 60 days, the property shall be sold to the highest bidder at a public auction conducted by the police or sheriff department after two weeks' published notice setting forth the time and place of the sale and the property to be sold.

Subd. 5. **Disposition of Proceeds.** The proceeds of the sale shall be placed in the general fund of the city. If the former owner makes application and furnished satisfactory proof of ownership within six months of the sale, the former owner shall be paid the proceeds of the sale of the property less the costs of storage and the proportionate part of the cost of published notice and other costs of the sale.