

101. ADOPTION OF CODE

The Council of the City of Birchwood Village does ordain:

101.010. ADOPTION OF CODE. The substantive general ordinances of The City of Birchwood Village, Minnesota, are hereby codified in book form entitled "Municipal Code of The City of Birchwood Village, Minnesota", consisting of its Chapters and its Cross Reference Table and Appendices.

101.020. SHORT TITLE. For brevity herein the Municipal Code of The City of Birchwood Village, Minnesota, will sometimes be referred to as "the Code" or "this Code", and any use of "the Code" or "this Code" shall be construed to mean the Municipal Code of City of Birchwood Village, unless the context clearly requires some other meaning.

101.030. REPEAL OF ORDINANCES. All Ordinances passed by the City of Birchwood Village, from Ordinance No. 1 through Ordinance No. 41, are hereby repealed.

101.040. SUBSEQUENT ORDINANCES. Ordinances passed after the effective date of this Code shall be passed as amendments or additions to this Code (unless they are of limited or special application, or are otherwise deemed to be not a part of this Code). Such ordinances shall be incorporated into this Code as hereinafter provided and as directed by the City Council

101.060. REVISIONS. This code is printed in loose-leaf form so that it may be kept current by the insertion of revised or additional pages. The City Council, with the advice of the City Attorney, shall make arrangements for the editorial work and printing necessary to prepare revised and additional pages so as to keep the volume current.

101.070. PRESERVATION OF EXISTING RIGHTS. The repeal of any ordinance or portion thereof by the adoption of this Code shall not affect or impair any act done or right vested or accrued, or any proceeding, suit or prosecution had or commenced in any case before such repeal takes effect; but every such act done, or right vested or accrued, or proceeding, suit or prosecution had or commenced shall remain in full force and effect to all intents and purposes as if such repeal had not taken place. No offense committed and no liability, penalty or forfeiture, either civilly or criminally incurred prior to the time when any such ordinance or part thereof shall be repealed by the adoption of this Code, shall be discharged or affected by such repeal; but prosecutions and suits for such offenses, liabilities, penalties or forfeitures shall be instituted and proceeded with in all respects as if such prior ordinance or part thereof had not been repealed.

101.090 SEPARABILITY. If any chapter, section, sentence, clause or other part of this Code should be adjudged void or of no effect, for any reason whatsoever, such decision shall not affect the validity of any of the other portions of this Code.

101.095 CONFLICT BETWEEN CODE PROVISIONS. If any provision of this code is in conflict with any other provision of this code, the provision that establishes a higher standard or requirement for the promotion and protection of the health and safety of the people shall prevail.

"AMENDED BY ORDINANCE 2004-2; JANUARY 13, 2004".

101.100. PENALTY. Every person convicted of a violation of any provision of this Code shall be guilty of a misdemeanor.

101.110. VARIANCES. Where there are practical difficulties or provisions of this Code, the Council shall have the power to vary the requirements of this Code in harmony with the general purpose and intent thereof, so that the public health, safety and general welfare may be secured and substantial justice done. Nothing in this section shall be construed to conflict with or supersede Chapter 304.

101.120. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage and publication according to law.

101.130. CODE PERMANENTLY ON FILE. A copy of the Code shall be permanently on file and open to public inspection in the office of the City Clerk after its adoption. A copy shall also be on file at the Washington County Law Library.