

SPECIAL ASSESSMENT

Chapter 58

SPECIAL ASSESSMENT*

*State law reference—Special assessments, Minn. Stats. ch. 429.

Sec. 58-1. Local improvements and special assessments.

This chapter applies to special assessments imposed against real property for local improvements under the provisions Minn. Stats. ch. 429.

(Code 1987, § 370.01)

Sec. 58-2. Prepayment in whole.

The owner of property assessed for a local improvement may pay the whole of such assessment in the manner provided by Minn. Stats. § 429.061, subd. 3.

(Code 1987, § 370.05)

Sec. 58-3. Prepayment in part.

The owner of property assessed for a local improvement, where the total principal amount of the assessment against such property exceeds \$300.00, may pay any part of the assessment, without interest, to the city treasurer. The partial prepayment may be made within 30 days after the adoption of the assessment roll containing the assessment. The city treasurer shall reduce the principal amount of such assessment by the amount of the prepayment prior to the certification of the assessment roll or the first installment thereof to the county auditor. The remaining unpaid balance of the assessment shall be payable in the same number of years and with the same rate of interest as set forth in the assessment roll containing the assessment. No partial prepayment of less than \$100.00 may be made.

(Code 1987, § 370.10)

Sec. 58-4. Service charges and special assessment against benefited properties.

(a) The city is authorized by Minn. Stats. § 429.101, to provide for the collection of unpaid special charges for all or any part of the cost of snow, ice, or rubbish removal from sidewalks or public ways; weed elimination from streets or private property; removal or elimination of public health or safety hazards from private property; installation or repair of water service lines; street sprinkling or other dust treatment of streets; the trimming and care of trees and the removal of unsound trees from any street or public way; the treatment and removal of insect infested or diseased trees on private property; the repair of sidewalks and alleys; or the operation of a street lighting system as a special assessment against the property benefited.

(b) The city hereby provides that all of the services specified in Minn. Stats. § 429.101, subd. 1(a) may be special assessed against benefited properties which require these services. The city shall provide the property owner as shown on city tax records with a written notice to correct the problems addressed in subsection (a) of this section. He may also provide in said written notice that the primary responsibility for corrections of the problem shall be upon the property owner or occupant to do the work correcting the problem within a specific time. This provision shall apply to all cases except street sprinkling or other dust treatment, alley repair, tree trimming, care and removal or the operation of a street lighting system. If the property owner does not correct the problem or remove or eliminate the public health or safety hazard, the notice shall state that the city will do the work and attempt to collect the costs from the property owner or other person served for the charges and if said costs are not paid the unpaid charges shall be special assessed pursuant to the provisions of Minn. Stats. § 429.101.

SPECIAL ASSESSMENT

(c) In addition to the assessment, a certification fee as established by the city, may be certified to the county auditor for collection as other taxes are collected.

(Code 1987, § 370.15; Ord. No. 59-1992, 9-14-1992; Ord. No. 01-2001, 2-25-2001)

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