

AMENDMENTS TO ORDINANCE 113: CREATION OF A TAX ASSESSMENT PROGRAM

SECTION 15.00 TAX ASSESSMENT PROGRAM

15.01 GENERAL PROVISIONS.

- A. Authority. Pursuant to Minnesota Statutes Section 115.57 the Dakota County Board of Commissioners hereby establishes a voluntary tax assessment program to assist qualifying property owners to replace or repair failing SSTS in Dakota County. The program may only be used for the site evaluation, design, installation, repair and replacement of existing failing SSTS on privately owned property, pursuant to the authority granted under Minn. Stat. Chapter 115 and Minnesota Rules 7080 that pertain to sewage treatment as defined under this ordinance. The program may not be used for construction of a new SSTS on property that did not previously have a SSTS.
- B. Application. Application shall be made to the Department on forms provided by the Department. Department staff shall determine if an applicant is a qualifying property owner by verifying that the applicant is the property owner of record, the property is homesteaded, and the taxes are current. Whoever knowingly makes, or causes to be made, a material misstatement, misrepresentation, or omission during the application process with the intention that it be relied upon by the Department in determining eligibility for the program is guilty of a misdemeanor.
- C. Terms. Dakota County may lend funds to a qualifying property owner to correct a failing SSTS, as shall be recommended by the Department, at an interest rate and terms to be established by resolution of the Dakota County Board of Commissioners. All sums loaned under the program, and accrued interest thereon, shall be a lien against the real property upon which the improvement was made, and shall be assessed against the property. The property owner has the right to prepay the assessment at any time during the assessment period. There shall be no penalty for prepayment.
- D. Notification. Upon approval by the Department, the applicant will be notified in writing that their application has been approved. Work to replace or repair the failing SSTS may not proceed until the application has been approved and all required permits obtained. All construction must conform to the standards and requirements in Minn. Rules 7080-7083 and Section 5.05 of this Ordinance. If an application is not approved, the applicant will be notified in writing as to the reasons the application was denied.
- E. Fund Disbursement. Upon completion of the repair or replacement of the SSTS, the contractor shall submit an invoice, final inspection report or certificate of compliance, and an as-built record to the Department. After review by the Department, payment shall be made to the contractor for the approved amount of the program loan.