

**CHAPTER 51. STREET LIGHTS**

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**§51.01 POLICY AND PURPOSE**

- (A) The City Council has determined that it is in the best interests of the residents of the city to operate a street light system within the areas of the city that are served by municipal utilities and are of a suburban level of development intensity in order to promote the general health, safety, and welfare of the residents pursuant to M.S. § 412.221, subd. 7. In order to help defray the costs of the establishment, construction, repair, replacement, maintenance, enlargement and improvement of the street light system, it is hereby determined by the City Council that every parcel of property in the General Business and Industrial Zoning Districts benefits from the safety and convenience of street lights and, therefore, there shall be a street light utility charge payable by every lot, parcel or piece of property located within the General Business or Industrial Zoning Districts in the city. (Ord. 2019-03, passed 6-04-19)
  
- (B) It is hereby determined to be the policy of the city that the benefit of street lighting to any lot, piece or parcel of land developed within the city limits in the General Business or Industrial Zoning Districts is similar and that payment for the services or availability should be collected on as fair, reasonable, and equitable basis as possible. It is further determined that any charge set forth pursuant to this chapter is in addition to any charge pursuant to any other ordinance of the city or any other governmental entity or agency.  
(Ord. 09-18-08, passed 8-18-2009)
  
- (C) Furthermore, it is not the intent of the City of Greenfield to have street lights on public streets within the rural areas of the city except that residents may petition to have a street light added due to traffic or safety concerns at intersections, crosswalks, dead ends, cul-de-sac ends, or other areas with hazardous conditions within the rural areas of the city. (Ord. 2019-03, passed 6-04-19)

**§51.02 INITIATION**

- (A) The City Council, in all new subdivisions or upon a petition by a developer or a petition of at least 75% of the properties within 1,320 feet of the proposed location, or upon its

own initiative or recommendation of the City Engineer based on traffic or safety considerations, shall determine the street, park or other public area on which the city shall install and operate a street lighting system.

(B) In the Rural Residential zoning district, residents may petition or the City Council may determine to have a street light added due to traffic or safety concerns at the following locations: (Ord. 2019-03, passed 6-04-19)

1. Intersections
2. Crosswalks
3. Public sidewalks, alleys, and parking lots
4. The end of a cul-de-sac or dead-end street
5. Sharp changes in roadway grade, direction, or conditions
6. Areas of heavy pedestrian traffic
7. Other areas with high night time accident history, or where conditions are otherwise hazardous or potentially hazardous

The requestor must indicate the proposed location of the street light and obtain approval from at least 75% of the residents within 1,320 feet from that proposed location. Signatures are required from residents who support the street light installation. The location shall meet the following conditions:

1. Lights shall be installed on existing utility poles where practical.
2. Any new poles required shall be installed within the right-of-way, as far as practical from the paved street surface and not obstructing pedestrian or bicycle traffic.
3. There shall be sufficient electric equipment and pole space clearance available at the requested location for the addition of a street light.
4. All wiring shall be underground in subdivisions having underground utilities.

In situations where a public safety need warrants a street light, the City Council may order a street light installation without the approval and signatures noted in this part.

(C) Upgrade of Street Lights. Residents may also petition to have non-conforming street lights upgraded to comply with Section 51.04 of this ordinance, Section 93.04 Subchapter I of the Nuisance Ordinance, and the Lighting Ordinance (Chapter 152.200) (if passed). The requestor must indicate the proposed location of the street light upgrade and obtain approval from at least 67% of the properties within 1,320 feet from that proposed location. Signatures are required from residents who support the street light upgrade.(Ord. 2019-03, passed 6-04-19)

### **§ 51.03 AUTHORITY TO IMPOSE STREET LIGHT UTILITY CHARGES.**

Street light utility charges shall be determined by resolution of the City Council and shall be as set forth in the city's fee schedule. Street light utility charges shall be collected in conjunction with other city utility charges. The Council may prescribe the date and manner of billing, a penalty for failure to pay within the period set for payment, and such other rules and regulations relative to the system as it may deem necessary from time to time. (Ord. 09-18-08, passed 8-18-2009)

#### **§51.04 DESIGN CRITERIA**

All street lights shall be Dark-Sky compliant. Based on recommendations from the International Dark Sky Association (IDA), all street lights must: (Ord 2019-03, passed 6-04-19)

- (A) Be fully-shielded and full cutoff and only light the area that is intended to be lit within the public right-of-way.
- (B) Be no brighter than what is needed for the task.
- (C) Have a Correlated Color Temperature (CCT) of 4,000 Kelvin (K) or lower.
- (D) Reduce brightness by at least 50% or turn off after 11 PM, unless light levels need to be maintained due to traffic or safety concerns.
- (E) Be no taller than 20 feet.

#### **§ 51.05 ENFORCEMENT FOR COLLECTION OF FEES.**

Any unpaid or delinquent street light utility charges may be recovered from the occupant or owner of the premises billed therefor in a civil action by the city in any competent jurisdiction or, in the discretion of the City Council, may be certified to the County Auditor as taxes against any such property to be collected and paid over to the city along with other taxes. Either or both of such methods of collection thereof may be pursued by the city until payment in full has been made, and the initiation of one such method of collection shall not be deemed to be an election preventing the city from thereafter using the other method of collection until paid in full.

Payment of delinquent street light utility charges shall be credited to the same fund used for current street light utility charges, deducting therefrom any costs of collection accruing to the city therefor.

(Ord. 09-18-08, passed 8-18-2009)

#### **§51.06 EXEMPTIONS**

The following land uses are exempt from street light fees:

- (A) Public rights-of-way;
- (B) City-owned property;
- (C) Properties located within the Agricultural Preserve, Sewered Residential, Residential Townhouse, Sewered Residential District Single Family, and the Rural Residential zoning districts not served by municipal owned street lights. )Ord. 2019-03, passed 6-04-19)
- (D) Unplatted properties or properties not yet served by Greenfield municipal sewer and water in the Sewered Residential zoning district and not served by municipal street lights. (Ord. 2019-03, passed 6-04-19)

(Ord. 09-18-08, passed 8-18-2009; Am. Ord. 13-001, passed 6-18-2013, Am. Ord, 2019-03, passed 6-04-19)

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