

ORDINANCE 2006-Or-____
By Gordon

**Amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances
relating to Maintenance Code: Equipment and Facilities**

The City Council of the City of Minneapolis do ordain as follows:

That Section 244 of the above-entitled ordinance be amended to read as follows.

244.275. Tenant to be notified of arsenic testing, removal and remediation in South Minneapolis Neighborhood Soil Contamination Site.

- (a) For the purpose of this section, the “South Minneapolis Neighborhood Soil Contamination Site” shall mean the area of South Minneapolis that has been or shall in the future be designated by the United States Environmental Protection Agency for testing, removal and/or remediation of arsenic contamination from residential properties.

- (b) Any person allowing to be occupied or let to another for occupancy any dwelling unit located in the South Minneapolis Neighborhood Soil Contamination Site area shall provide to the tenant or lessee copies of all written or electronic information received from the United States Environmental Protection Agency (USEPA) or its agents or contractors concerning arsenic testing results, and removal or remediation activities pertaining to the leased premises.

- (c) Information regarding environmental testing, removal and remediation required to be provided under this section shall be provided to the tenant or lessee at each of the following times:
 - 1) Within 30 days after the effective date of this section;
 - 2) Within 30 days of receiving new information from the USEPA or its agent or contractor; and
 - 3) Prior to signing a lease for the premises or prior to agreement upon a tenancy, if no lease is provided.

- (d) The property owner or the owner’s representative shall retain an Arsenic Notification Advisory in a format prescribed by the City of Minneapolis, stating that the property owner has complied with all notification requirements under this section, the dates of compliance, and the signature of the tenant or lessee attesting to compliance. If there is a contract or lease for the tenancy, the Arsenic Notification Advisory must be attached thereto.
 - 1) The property owner shall provide a copy of the Arsenic Notification Advisory to the Department of Inspections upon request of the Director of Inspections or their designee.

ORDINANCE 2006-Or-____
By Gordon

Amending Title 12, Chapter 248 of the Minneapolis Code of Ordinances relating to Truth in Sale of Housing

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 248 of the above-entitled ordinance be amended to read as follows.

248.10. Definitions. For the purpose of this chapter the following terms shall mean:

Environmental testing, removal or remediation: Testing, removal or remediation of environmental contamination on residential property by the United States Environmental Protection Agency, the Minnesota Pollution Control Agency or other governmental agency or under the direction of such governmental agency.

Environmental testing, removal or remediation disclosure: Disclosure by the owner or representative of the owner as part of a truth-in-housing disclosure report of environmental testing, removal or remediation in a format prescribed by the City of Minneapolis.

Section 2. That Section 248 of the above-entitled ordinance be amended to read as follows.

248.30. Seller Disclosure Required. (a) The truth-in-housing disclosure report, the code compliance orders or certificate of code compliance shall all contain a statement signed by the owner or representative of the owner:

- (1) As to any damage to the dwelling or its contents by:
 - a. Flooding.
 - b. Sewer backup due to flooding.
- (2) Any evidence of chronic water seepage of which the owner has experience or knowledge.
- (3) Age and condition of roof:
 - a. Currently leaking.
 - b. Patched.
- (4) That the professional opinion referenced in section 248.70 was obtained and will be provided to all prospective purchasers in first time condominium conversion.
- (5) As to whether there has been environmental testing, removal or remediation as defined in 248.10

