

ORDINANCE 2014-2
AN ORDINANCE CREATING SECTION 152.038
OF THE MORRISTOWN CITY CODE

THE CITY COUNCL OF THE CITY OF MORRISTOWN DOES ORDAIN:

Morristown City Code Section 152.038 is hereby created as follows:

“Section 152.038 SEX OFFENDER TRANSITIONAL HOUSING

A. Purpose. In order to reduce the likelihood of recidivism; provide for the public safety; provide protection and security for crime victims; maintain neighborhood stability; re-integrate former offenders into the mainstream, law-abiding community; prevent homelessness among returning offenders; and facilitate support and supervision for offenders, the City of Morristown finds it desirable to provide for locations within the City where Sex Offender Transitional Housing can be established subject to the limitations of this Code.

B. Definitions. For purposes of this Section the following terms shall have the following meanings:

1. Sex Offender Transitional Housing. The term Sex Offender Transitional Housing shall mean a dwelling unit or one or more habitable units in a rooming house or hotel designed, intended, or used principally to provide housing to sex offenders on supervised release or conditional release who are receiving housing assistance from the Minnesota Department of Corrections, Rice County Community Corrections, the Minnesota Department of Human Services and/or who are required to live in the housing as a condition of their release. Sex Offender Transitional Housing does not include housing declared by state law to be a permitted single-family residential use. A dwelling or lodging facility owned by the offender or a member of the offender’s immediate family shall not be considered offender transitional housing.
2. The term “sex offender” shall mean a designated Level II or Level III sex offender as defined by state law or administrative rule.

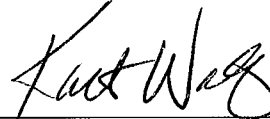
C. Restrictions. Any Sex Offender Transitional Housing shall be separated by a distance of not less than 1,000 feet from the following

1. Churches or other religious facilities where groups of people congregate.
2. Designated City parks.

3. Any property that is equipped with one or more playgrounds, baseball/softball fields, basketball courts, skating rinks, volleyball courts, or other play area that is open to the general public.
4. A licensed child day care facility or family day care facility.
5. Public or private nursery schools, elementary schools and secondary schools.

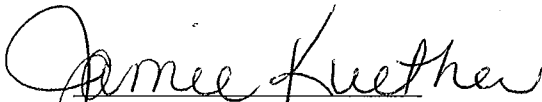
The separation distances shall be measured from the property lines of the parcel upon which the Sex Offender Transitional Housing is located and the parcel from which it shall be separated.”

Passed and adopted this 3rd day of February, 2014,
with the following vote: Aye 4; No ; Absent 1.



KURT WOLF
Mayor

ATTEST:



JAMIE KUETHER
City Clerk