

BOARD OF COUNTY COMMISSIONERS
WRIGHT COUNTY, MINNESOTA

ORDINANCE AMENDMENT NO. 16-4

SUPPORTIVE CARE ORDINANCE AMENDMENT

(See Attached)

STATE OF MINNESOTA)

ss.

County of Wright)

I, Lee Kelly, duly appointed and qualified County Coordinator of the County of Wright, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Wright County, Minnesota, at their session held on the 16th day of August, 2016, now on file in my office, and have found the same to be a true and correct copy thereof.

Witness my hand and official seal at Buffalo, Minnesota, this 16th day of August, 2016.



Lee Kelly, County Coordinator

ORDINANCE AMENDMENT NUMBER 16-4

THE COUNTY BOARD OF WRIGHT COUNTY HEREBY ORDAINS:

AMENDMENTS TO THE WRIGHT COUNTY RESTATED AND REVISED CODE

Article I – Supportive Care

§ 30.01 FINDINGS.

The County Board of Commissioners finds:

(A) A crisis for the care of frail, elderly and disabled individuals exists;

(B) For many individuals, there are no economically reasonable means of addressing their health care problems;

(C) The temporary placement of mobile homes, as defined by the County Zoning Ordinance, within a reasonable proximity to other family members, will permit some individuals home health care in lieu of institutionalization;

(D) Without supportive home health care, some individuals are at risk of institutionalization;

(E) The temporary nature of such auxiliary housing will have minimal impact upon the public health, safety, order, convenience and general welfare of the county as it relates to the arrangement of buildings on lots and density of population; and

(F) The County Board of Commissioners, as opposed to the County Health & Human Services Board, is uniquely situated so as to more appropriately deal with this unique aspect of the continuum of health care and support for the elderly in the county.

(Ord. passed 11-10-1998)

§ 30.02 PURPOSES.

The purposes of this chapter are to:

(A) Provide adequate health care and maintenance to frail, elderly or disabled persons while maintaining the family unit; and

(B) Provide adequate health care and maintenance to frail, elderly or disabled persons at minimal cost to the individual and society.

(Ord. passed 11-10-1998)

§ 30.03 CONDITIONAL USE.

Notwithstanding the provisions of any other law to the contrary, the County Board of Commissioners may authorize the temporary placement of mobile home, as defined by the County Zoning Ordinance, upon any parcel within the unincorporated areas of the county, except in the R-1 Zone, for the use and habitation of persons found to meet the eligibility factors set forth by this chapter.
(Ord. passed 11-10-1998)

§ 30.04 APPLICATION REQUEST PROCEDURE.

~~(A)~~ Application for a permit shall be made to the County Human Services Agency.

~~(B)~~ (A) Initial requests from a community member for placement of a mobile home for supportive care shall be directed to Health & Human Services. The County Health & Human Services Agency shall initiate an assessment of need. the standard home care assessment by the Agency's screening team. Following an assessment indicating a need by Health & Human Services, notice of the need for onsite property inspection shall be made. The application shall also be referred to the County Office of Planning and Zoning for the purpose of an on-site inspection of the property.

~~(C)~~ (B) The request may application shall include a release allowing for disclosure of necessary medical information signed by the individual(s) requesting assistance or the responsible party. intending to reside in the temporary structure.

~~(D)~~ (C) A fee shall be paid at the time the request is made. The applicant shall pay a fee at the time of application based upon the Health & Human Services Agency's sliding fee scale and the Agency's standard assessment fee for the cost of the assessment. unless a third party payor will be responsible for the costs. The standard assessment fee shall be established by resolution of the County Human Services Board.

~~(E)~~ (D) The County Office of Planning and Zoning shall cause a notice of the intended placement to be sent by regular mail to all persons residing within 500 feet of the proposed structure and to the affected township.

~~(F)~~ (E) Any persons receiving notice may, within ten days of receiving said notice:

(1) Submit written comment to the County Board of Commissioners through County Administration for its consideration; and

(2) Request a public hearing before the County Board of Commissioners.
(Ord. passed 11-10-1998)

§ 30.05 HOME CARE ASSESSMENT PROCESS.

(A) Health & Human Services ~~The Agency's screening team~~ shall initiate the ~~home care~~ assessment process within ~~twenty-one~~ five working days from the time of receipt of the request application.

(B) The individual requesting assistance and affected ~~Affected~~ family members will be expected to be present and participate in the home care assessment.

(C) Public Health will conduct an assessment to determine an individual's need for a supportive care environment based on the individual's needs. ~~The Agency's standard home care assessment process shall be used, following that used for the pre-admission screening program.~~

(D) Following the assessment, the Health & Human Services ~~Agency's screening team~~ shall explain to individual(s) requesting assistance ~~requiring care~~ and to the affected family members ~~all~~ resources available in the community for appropriate supportive care.

(E) Health & Human Services ~~The Agency's screening team~~ shall notify the applicant, County Administration, and the County Office of Planning and Zoning in writing of its recommendation following the assessment.
(Ord. passed 11-10-1998)

§ 30.06 ON-SITE INSPECTION PROCESS.

(A) The County Office of Planning and Zoning shall conduct an on-site inspection and submit its findings to the County Board of Commissioners.

(B) The proposed structure and its placement shall meet the following minimal requirements:

(1) Compliance with the ~~Uniform~~ Building Code or manufactured home construction and safety standards promulgated by the United States Department of Housing and Urban Development;

(2) Approved septic system or holding tank; and

(3) Compliance with road and property line set backs unless a variance is obtained.

(Ord. passed 11-10-1998)

§ 30.07 CONSIDERATION BY BOARD OF COMMISSIONERS.

(A) In the event that a public hearing is requested by any of the persons who receive notice pursuant to § 30.04(E) of this chapter, notice of such hearing shall be mailed to said persons requesting a hearing at least five days in advance of the hearing.

(B) Health & Human Services ~~The Agency's screening team~~ shall submit a summary of the ~~standard~~

~~home care~~ assessment results and the ~~team's~~ recommendation to the County Board of Commissioners and the County Office of Planning and Zoning.

(C) The County Office of Planning and Zoning shall submit a report to the County Board of Commissioners regarding compliance with the requirements set out in § 30.06(B) of this chapter.

(D) The County Board of Commissioners shall grant approval allowing the temporary placement of a structure under this subchapter ~~only~~ if:

(1) The Board of Commissioners finds that there is a ~~medical~~ need and that placement of a temporary structure is a ~~the only~~ viable alternative to institutionalization of a frail, elderly or disabled person;

(2) The Board of Commissioners finds that the proposed structure and its placement meet the requirements set out in § 30.06(B) of this chapter; and

(3) The Board of Commissioners finds that the placement of a temporary structure will not be injurious to the use and enjoyment of other property in the immediate vicinity, nor will it substantially diminish and impair property values within the immediate vicinity.

(E) In issuing a permit under this subchapter, the Board of Commissioners may make the permit subject to such other conditions as the Board of Commissioners may deem appropriate.
(Ord. passed 11-10-1998)

§ 30.08 PERIODIC REVIEW.

(A) Health & Human Services ~~This Agency's screening team~~ shall conduct an annual reassessment, or conduct an assessment based on a change in the permit holder's circumstance when noticed by the permit holder. ~~a standard home care assessment not less than once every 12 months.~~

(B) ~~(1)~~ The permit holder shall pay an annual fee for this assessment, based upon Health & Human Services' ~~the Agency's~~ sliding fee scale.

~~(2) The annual fee shall be established by resolution of the County Human Services Board.~~

(C) Health & Human Service ~~The Agency's screening team~~ shall notify the County Board of Commissioners and the County Office of Planning and Zoning upon a finding that the placement of the temporary structure is no longer necessary or appropriate.
(Ord. passed 11-10-1998)

§ 30.09 REMOVAL OF DWELLING.

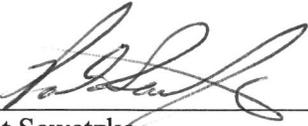
(A) Any permit granted pursuant to this subchapter shall become null and void upon a finding by the Board of Commissioners that:

- (1) The need for which the permit was granted no longer exists;
 - (2) The need of the individual(s) requiring care is not being adequately met by the placement;
- or
- (3) The permit holder has failed to comply with the conditions set forth within the permit.

(B) The structure shall be removed from the property by the permit holder within 60 days of termination of the permit.
(Ord. passed 11-10-1998)

Enacting Clause

This ordinance shall amend the Code of Ordinance of Wright County, Minnesota. This ordinance shall be in effect upon passage and publication.



 Pat Sawatzke
 Chair, Wright County Board of Commissioners

ATTEST:

DATE: 8-16-16



 Lee Kelly
 Wright County Coordinator