

ORDINANCE NO. 414

AN ORDINANCE ESTABLISHING THE JURISDICTION OF THE CITY OF BEULAH AS WELL AS THE EXTRA-TERRITORIAL ZONING JURISDICTION OF THE CITY OF BEULAH, MERCER COUNTY, NORTH DAKOTA

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEULAH, COUNTY OF MERCER, STATE OF NORTH DAKOTA, AS FOLLOWS:

1. **Jurisdiction - General.** Except as otherwise provided by law or ordinance, the City has jurisdiction:
 - a) Over any common or public grounds belonging to the City and with the consent of the majority of the owners thereof shall have power to regulate the banks, shores and wharves of that portion of any navigable stream within the corporate limits; and
 - b) In and over all places within one-half (½) mile of the corporate limits for the purpose of enforcing health and quarantine ordinances, and police regulations and ordinances adopted to promote the peace, order, safety, and general welfare of the City.

(Reference: N.D.C.C. § 40-06-01)

2. **Jurisdiction - Police.** The police officers of the City shall perform the duties and exercise the powers of peace officers as defined and prescribed by the laws of this State:
 - a) Within the City limits and for a distance of one and one-half (1½) miles in all directions outside the City limits.
 - b) A police officer in "hot pursuit" may continue beyond the one and one-half (1½) mile limit to make an arrest, in obedience to a warrant or without a warrant under the conditions of N.D.C.C. § 29-06-15, whenever obtaining the aid of police officers having jurisdiction beyond that limit would cause a delay permitting escape. As used in this subsection, "hot pursuit" means the immediate pursuit of a person who is endeavoring to avoid arrest.

(Reference: N.D.C.C. § 40-20-05)

3. **Territorial Authority of Zoning Regulations.** The Zoning Ordinances and Subdivision Regulations of the City of Beulah shall apply to all unincorporated territory within one (1) mile of the corporate limits as authorized by the North Dakota Century Code.

(Reference: N.D.C.C. § 40-47-01.1)

4. **Severability.** All ordinances or parts of ordinances in conflict herewith are hereby repealed and rescinded.
5. **Effective Date.** This Ordinance shall be in full force and effect upon its final passage.
6. **Savings Clause.** If any portion of this Ordinance or its application to any persons or circumstances is held invalid, the remainder of the Ordinance or the application of the provisions to other persons or circumstances is not affected.

CITY OF BEULAH



Darrell Bjerke, Mayor

ATTEST:



Heather Ferebee, Auditor

Introduction and First Reading: March 16, 2015

Second Reading and Final Passage: April 6, 2015

Publication: Not Required

Effective Date: April 6, 2015