

SECTION 1009 – ENFORCEMENT AND PENALTIES

1009.01 ADMINISTRATION AND ENFORCEMENT.

Subd. 1. Zoning Administrator. This Ordinance shall be administered and enforced by the Zoning Administrator who is appointed by the City Council. The Zoning Administrator shall be responsible for the following duties:

- a. Enforce this Ordinance through proper legal procedures, and interpret provisions of the Ordinance as may be necessary.
- b. Examine all single family residential building permit applications to determine their compliance with this ordinance, and approve the same when such compliance is established.
- c. Periodically or upon request inspect buildings, structures and uses of property within the City to determine their compliance with this Ordinance. With regard to performance standards, the Zoning Administrator may employ the services of professional experts to determine such compliance. The cost of such services shall be paid by the property owner if a violation of this Ordinance is established; otherwise, such costs shall be paid by the City.
- d. Notify in writing any person responsible for violating any provision of this Ordinance, indicating the nature of the violation and ordering the action necessary to correct it.
- e. Order discontinuance of the illegal use of land, buildings or structures; order the removal of illegal buildings, structures, additions or alterations; order discontinuances of illegal construction in progress; and take any other action necessary to insure compliance with or to prevent violation of this Ordinance.
- f. Maintain permanent records pertaining to this Ordinance, including all amendments to the Ordinance and all zoning maps.
- g. Maintain a current file of all amendments, variances, conditional use permits, PUD permits, non-conforming uses, notices of violations and enforcement orders to such time as may be necessary to insure continuous compliance with this Ordinance.
- h. Upon request, provide information relative to a property to any person having a proprietary or tenancy interest in that property.

1009.02 PENALTIES, VIOLATIONS, AND ENFORCEMENT.

Subd. 1. Penalty. Any person violating any provision of this Ordinance shall, upon conviction, be penalized in accordance with the provisions of this Ordinance. Each day such violation continues or occurs constitutes a separate offense and may be prosecuted as such.

Subd. 2. Violations. Violations of the provisions of this Ordinance shall include by way of example and not limitation:

- a. The owner or tenant of any building, structure, premises, or part thereof and any architect, builder, contractor, agent or other person who commits, participates in, assists in or maintains a violation may each be found guilty of a separate offense and suffer the penalties herein provided of the provisions of this Ordinance.
- b. Failure to comply with a condition in a variance or a conditional use permit shall be a violation of this Ordinance.

Subd. 3. Enforcement. Nothing herein contained shall prevent the City from taking any other appropriate actions or proceedings against a violator as provided by law or City Ordinance to prevent or remedy the violation or penalize the violator.