

## Section 4: Enforcement

### SECTION 4:

- 4.01 Enforcing Officer
- 4.02 Violations
- 4.03 Penalties
- 4.04 Application to City Personnel
- 4.05 Injunction

**4.01 Enforcing Officer.** It shall be the duty of the Zoning Administrator to cause the provisions of this Ordinance to be properly enforced through the proper legal channels and to perform the following duties:

- Subd. 1.** Issue occupancy, building, and other permits, and make and maintain records thereof.
- Subd. 2.** Conduct inspections of buildings and use of land to determine compliance with the terms of this Ordinance.
- Subd. 3.** Maintain permanent and current records of this Ordinance, including but not limited to: all maps, amendments, and conditional uses, variances, appeals, and applications therefore.
- Subd. 4.** Receive, file, and forward all applications for appeals, variances, conditional uses, or other matters to the designated official bodies.
- Subd. 5.** Institute in the name of the City any appropriate actions or proceedings against a violator as provided for.

**4.02 Violations.** Any person who shall violate or refuse to comply with any of the provisions of this Ordinance shall be subject, upon conviction thereof, to the provisions of Section 4.03 of this Ordinance. Each day that the violation is permitted to exist shall constitute a separate offense.

Violation of any condition of a Conditional Use Permit may result in immediate termination of such permit by the City Council, following public hearing.

Notice and public hearing of violations and termination proceedings on all non-conforming, any conditional, incompatible, accessory, or interim uses or home occupation uses, shall be given by the City Council to the interested party or parties by certified mail or in lieu thereof by legal notice published once at least 10 days before the hearing date.

**4.03 Penalties.** Any person who shall violate any of the provisions of this Ordinance shall be guilty of a misdemeanor and upon conviction may be punished by a fine

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and/or imprisonment as set forth in Minnesota Statute Section 609.03, as may be amended. Each day during which compliance is delayed or such violation continues or occurs shall constitute a separate offense and may be prosecuted as such.

- 4.04 Application to City Personnel.** The failure of any officer or employee of the City to perform any official duty imposed by this Ordinance shall not subject the officer or employee to a penalty imposed for violation unless a penalty is specifically provided for such failure.
- 4.05 Injunction.** In the event of a violation or the threatened violation of any provision of this Ordinance, or any provision or condition of a permit issued pursuant to this Ordinance, the City, in addition to other remedies, may institute appropriate actions or proceedings to prevent, restrain, correct, or abate such violation or threatened violation.