

**Chapter 12-11**

**ADMINISTRATION AND ENFORCEMENT**

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**Section 12-11-01        INTERPRETATION**

This Ordinance shall be interpreted and applied in order to attain the minimum requirements established herein for promotion of public health, safety and general welfare. When this Ordinance imposes greater restrictions upon the use or the construction of buildings/structures and premises or requires larger open spaces than required by any other law, ordinance, resolution or rule, the provisions of this Ordinance shall control.

**Section 12-11-02        EXPENSES OF PROCESSING APPLICATIONS**

All expenses necessary to provide data or other supporting documents and information to process any application or petition for a permit or a change in zoning shall be paid by the applicant.

**Section 12-11-03        DUTIES OF ADMINISTRATOR**

It shall be the duty of the Administrator to administer, interpret and enforce the provisions of this Ordinance, and, in addition, he, or his authorized representative, shall:

- A.     Receive and examine applications for permits, issue such permits when authorized or directed, inscribe upon said permits and plat prior to recording thereof notice of applicable airport hazards as provided for in Section 12.0/12-12-0, and record an acknowledged copy of said permit with the County Recorder.
- B.     Conduct such investigations of use of buildings/structures, premises and use of land, and trees, as are necessary to determine compliance with the terms and provisions of this Ordinance.
- C.     Maintain permanent and current records of applications, permits issued and of the hearings and actions thereon.
- D.     Receive, file and transmit to the Commission, and to any other person or agency required by this Ordinance, all applications and other communications upon which the said Commission is required to act.
- E.     Order the abatement of violations of the provisions of this Ordinance and aid in the prosecution of such violations, but prior to any prosecution, notice to the holder of a permit or special use permit, or the owner, user or occupant of any building/structure or tree, or the user of any land within the District, shall be given notice by certified mail to abate or remove such violation, airport hazard and noise levels. If such holder, owner, occupant or user requests a hearing before the Commission, a hearing shall be held by the Commission in the same manner and form as

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provided by the provisions of Section 10.1/12-10-1, the decision of the Commission being appealable to the Council or Board in the same manner and time as provided by Section 12.1/12-12-1.

### **Section 12-11-04 VIOLATIONS AND PENALTIES:**

- A. Violation: Any person, firm or corporation violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and each such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this Ordinance is committed, continued or permitted.
- B. Penalty: Upon conviction for any violation of any of the provisions of this Ordinance, a person shall be punished by a fine not exceeding one thousand dollars (\$1,000.00), or by imprisonment in the county jail for not more than one hundred eighty (180) days, or both fine and imprisonment.

(6579, Amended, 07/24/2007; 3601, Added, 09/23/1974)