

SECTION 30: VIOLATIONS, ENFORCEMENT, EFFECT AND VALIDITY

Subd. 1. Violations and Penalties. Any person who shall violate any of the provisions hereof or who shall fail to comply with any of the provisions herein, or any permit or order issued pursuant hereto, or who shall make any false statement in any document required to be submitted under the provisions hereof, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed seven hundred dollars (\$700) and/or imprisonment not to exceed ninety (90) days. Each day that a violation continues shall constitute a separate offense.

Subd. 2. Enforcement.

- A. The City Administrator shall conduct and supervise the enforcement of this Ordinance with the assistance of the Building Official and Zoning Administrator, City Attorney, Police Department, and other staff. Enforcement actions to be taken by City staff shall be authorized by the City Administrator.
- B. On recommendation by the City Administrator, the City Council may authorize the institution of legal proceedings to restrain, correct or abate any violation of this Ordinance.
- C. Orders. Prior to the institution of legal proceedings, the City Administrator may, by written order, suspend, revoke or modify any permit or authorization issued pursuant to this Ordinance on information and belief that the permit has been issued in error or on the basis of incorrect or inadequate information, or that the work is not being performed in compliance with this Ordinance or with the provisions of any permit issued pursuant hereto. The City Administrator, in addition, may issue an order to the owner or occupant of any premises to cease and desist the use of such premises immediately, when such premises are being used in a manner creating substantial hazard to the public health, safety or welfare, or in violation of any permit issued pursuant hereto. The City Administrator shall have the power to prevent unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance, or use of lands or structures within the City and to restrain, correct or abate such violations, or to prevent the occupancy of buildings, structures or lands, or prevent any illegal act, conduct, business, or use on or about said premises and may utilize the City Attorney, police and other personnel in accomplishing these duties.
- D. Any resident or owner of lands within the City may institute appropriate legal action to prevent, restrain or correct violations of the provisions of this Ordinance, shall relieve any person from responsibility otherwise imposed by law for damage to persons or property; nor shall the issuance of any permit there under serve to impose any liability on the City or its officers or employees for injury or damage to persons or property. A permit or other authorization issued pursuant to this Ordinance shall not relieve the permittee of the responsibility for complying with any other requirements established by law, regulation or ordinance.

Subd. 3. Validity. Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so declared to be invalid. If this Ordinance or any provision herein is held to be inapplicable to any person, property or work, such holding shall not affect the applicability thereof to any other persons, property or work.

