

ARTICLE XI
ENFORCEMENT

11.00.00 VIOLATIONS

Any building or structure, which is erected, altered, maintained or used, and any use of land which is begun, maintained or changed in violation of any provisions of this Ordinance is hereby declared to be a nuisance per se.

11.01.00 PENALTIES

- 11.01.01 The violation of any of the provisions of this ordinance is hereby declared a civil infraction.
- 11.01.02 Unless otherwise designated, an offense shall be considered as 1st Degree.
- 11.01.03 Each and every day during which an illegal construction, alteration, maintenance or use continues shall be deemed a separate offense. However, correction of the violation and payment of a civil infraction citation within 14 days of issuance shall be considered a single day violation. The infraction shall be considered paid when payment is received by the Township Clerk.
- 11.01.04 Denial of responsibility or failure to accept responsibility for the civil infraction will result in the civil prosecution.
- 11.01.05 Any person, firm, corporation, or other organization which violates, disobeys, omits, neglects, or refuses to comply with or resists the enforcement of any provision, shall be responsible for a civil infraction and daily penalties as set in the Annual Fee Resolution.
- 11.01.06 Land Use permits issued after the commencement of construction shall require payment of double fees.
- 11.01.07 The imposition of any penalties shall not exempt the offender from compliance with the provisions of this Ordinance and/or enforcement.

11.02.00 PROSECUTION

Prosecution as above noted may be initiated upon a complaint signed by the Zoning Administrator, Township Supervisor, any member of the Township Board or any attorney retained for this purpose by the Township Board.

11.03.00 COURT ACTION

The Township Board, the Board of Appeals, the Zoning Board or the Zoning Administrator may request the Township attorney to institute collection, injunction, mandamus, abatement or any other appropriate action or proceedings to enforce the civil infraction and/or prevent, enjoin, abate, or remove any said unlawful construction, alteration, maintenance or use. The rights and remedies provided herein are cumulative and in addition to all other remedies provided by law.

11.04.00 COSTS AND ATTORNEY FEES

The Defendant found culpable in any civil or criminal action shall be responsible for all actual court costs, attorney fees, expert witness fees and any other expenditures incurred by the Township in the prosecution of this Ordinance.