

## **ARTICLE XVI. ENFORCEMENT**

**SECTION 1601. ZONING PERMITS REQUIRED** – Until such time as any and all zoning permits necessary for full compliance with those provisions has been granted, no structure shall be erected, structurally altered, expanded, or moved, nor shall a permit be issued therefore; nor shall any use be established, continued, or expanded, if said activity violates any provision of this Ordinance.

**SECTION 1602. CONTENTS OF APPLICATION** – The application for a zoning permit shall be signed by the Owner or Applicant attesting to the truth of all information supplied in the application. Each application shall contain, at minimum, the following:

1. Applicant's name, address, and telephone number;
2. Legal description of the property;
3. Existing use;
4. Proposed use;
5. Zoning District;
6. Plan, showing dimensions and shape of the lot, the size and locations of existing structures on the lot, and the locations and dimensions of proposed buildings or additions;
7. Such other matter as may be necessary to determine conformance with, and provide for their enforcement of this Ordinance;
8. Payment of the required fee(s).

**SECTION 1603. FAILURE TO OBTAIN ZONING PERMIT** – Failure to obtain a zoning permit as required by this Ordinance shall be a violation of said Ordinance, and be punishable as provided herein.

**SECTION 1604. TIME LIMIT ON ZONING PERMITS** – After a permit has been granted, the stated work or use must commence within two (2) years. Failure to commence stated work or use within two (2) years shall render the permit null and void.

**SECTION 1605. COMPLAINTS REGARDING VIOLATION** – Whenever a violation of this Ordinance is alleged; a written complaint shall be filed with the Administrator. Such complaints shall state the basis for the complaint. The Administrator shall properly record such complaints, immediately investigate and take action thereon as provided in this Ordinance.

**SECTION 1606. PENALTIES** – Violation of any of the provisions of this Ordinance shall be considered a misdemeanor.

1. Each day such violation continues shall be considered a separate offense;
2. The land owner, tenant, developer, builder, public official, or any other person, who commits, participates in, assists in, or maintains such violation may each be found guilty of a separate offense;
3. Nothing contained herein shall prevent the Board or any other public official or private citizen from taking such lawful action as is necessary to restrain or prevent any violation of this Ordinance or of Idaho Statute;

4. The maximum penalty for the conviction of any violation of this Ordinance shall be the same as the maximum penalty prescribed by Idaho Statute for a misdemeanor;
5. Imposition of any sentence shall not exempt the offender from compliance with the requirements of these regulations.

**SECTION 1607. CIVIL PENALTIES** – The violation of any provision of this Ordinance is hereby declared a public nuisance. Any condition existing in violation of any provision of this Ordinance may be abated by action in law or equity before any court of competent jurisdiction.

**SECTION 1608. SCHEDULE OF FEES** – The Board shall establish by resolution a schedule of fees, charges, and expenses for zoning permits, appeals, amendments, and other matters pertaining to the administration and enforcement of this Ordinance. The schedule of fees shall be posted in the office of the Administrator, and may be altered or amended only by resolution of the Board.