

SECTION 21 - VIOLATIONS, PENALTIES AND ENFORCEMENT

Subdivision 1. Violations and Penalties.

Any person, firm or corporation who shall violate any of the provisions hereof or who shall fail to comply with any of the provisions hereof or who shall make any false statement in any document required to be submitted under the provisions thereof, shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed one thousand dollars (\$1000.00) and/or by imprisonment not to exceed ninety (90) days. Each day that a violation continues shall constitute a separate offense. Pursuant to Minnesota law, costs of prosecution may be added.

Subdivision 2. Enforcement.

1. This Ordinance shall be administered and enforced by the Zoning Administrator, who is hereby designated the enforcing officer.
2. In the event of a violation or a threatened violation of this Ordinance, the Town Board or any member thereof, in addition to other remedies, may institute appropriate actions or proceedings to prevent, restrain, correct or abate such violations or threatened violations, and the Board may request an attorney to institute such action.
3. Any taxpayer or taxpayers of the Town may institute mandamus proceedings in the District Court to compel specific performance by the proper official or officials of any duty required by this Ordinance.
4. Nothing herein contained shall prevent the Town Board from taking such other lawful action as is necessary to prevent or remedy any violation. Such actions may include but are not limited to:
 - a. In responding to a suspected ordinance violation, the Zoning Administrator and Town Board may utilize the full array of enforcement actions available to it including but not limited to prosecution and fines, injunctions, after-the-fact permits, orders for corrective measures or a request to the National Flood Insurance Program for denial of flood insurance availability to the guilty party. The Town must act in good faith to enforce these official controls and to correct ordinance violations to the extent possible so as not to jeopardize its eligibility in the National Flood Insurance Program.
 - b. When an ordinance violation is either discovered by or brought to the attention of the Zoning Administrator, the Zoning Administrator shall immediately investigate the situation and document the nature and extent of the violation of the official control. As soon as is reasonably possible, the Zoning Administrator shall take such actions as are appropriate.
 - c. The Zoning Administrator shall notify the suspected party of the requirements of this Ordinance and all other Official Controls and the nature and extent of the suspected violation of these controls. If the structure and/or use is under construction or development, the Zoning Administrator may order the construction or development immediately halted until a proper permit or approval is granted by the Town. If the construction or development is already completed, then the Zoning Administrator may either
 - 1) issue an order identifying the corrective actions that must be made within a specified time period to bring the property use or structure into compliance with the official controls, or
 - 2) notify the responsible party to apply for an after-the-fact permit/ development approval within a specified period of time not to exceed thirty (30) days.
 - d. If the responsible party does not appropriately respond to the Zoning Administrator within the specified period of time, each additional day that lapses shall constitute an additional violation

of this Ordinance and shall be prosecuted accordingly. The Zoning Administrator shall also upon the lapse of the specified response period notify the landowner to restore the land to the condition which existed prior to the violation of this Ordinance.