

ARTICLE 30

ENFORCEMENT AND PENALTIES

Sections:

- 30-1 Enforcement
- 30-2 Interpretation and Conflict
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SECTION 30-1 ENFORCEMENT

30-101. It shall be the duty of the Zoning Administrator to enforce these regulations. Appeals from decisions of the Zoning Administrator shall be made to the Board of Zoning Appeals as provided in Article 25.

SECTION 30-2 INTERPRETATION AND CONFLICT

30-201. In interpreting and applying the provisions of these zoning regulations, they shall be held to be the minimum requirements for the promotion of the public safety, health, convenience, comfort, prosperity, or general welfare. It is not intended by these zoning regulations to interfere with, or abrogate or annul any easements, covenants, or other agreement between parties. Provided, however, that where these zoning regulations impose a greater restriction upon the use of structures or premises or upon height of structures, or require larger open spaces, lot areas, setbacks and so forth than are imposed or required by other rules, regulations, or by easements, covenants, or agreements, the provisions of these zoning regulations shall govern.

SECTION 30-3 VALIDITY

30-301. Should any section, clause or provision of these regulations be declared invalid or unconstitutional by any court of competent jurisdiction, the same shall not affect the validity of these regulations as a whole, or any part thereof, other than the part declared to be invalid or unconstitutional.

SECTION 30-4 REPEAL OF EXISTING REGULATIONS AND ACCRUED RIGHTS AND LIABILITIES

30-401. The adoption of these regulations repeals the existing zoning regulations of the City of Ottawa, Kansas.

30-402. Despite the repeal of regulations existing at the time of adoption of these regulations, nothing contained in these regulations shall affect any rights accrued or liabilities incurred under any previously existing regulations.

SECTION 30-5 PENALTIES

30-501. Any violation of any provision of these zoning regulations shall be deemed to be a municipal offense and punishable by a fine of not to exceed \$500 or by imprisonment for not more than six months for each offense, or by both such fine and imprisonment. Each day's violation shall constitute a separate offense.

(30-501 revised 07-18-07)

30-501. Whenever any building or structure is or is proposed to be erected, constructed, altered, converted or maintained or any building, structure or land is or is proposed to be, used in violation of any zoning regulations, the City Commission, in addition to other remedies, may institute injunction, mandamus, or other appropriate action or proceeding to prevent such unlawful erection, construction, reconstruction, alteration, conversion, maintenance or use or to correct or abate such violation or to prevent the occupancy of such structure or land.

SECTION 30-6 EFFECTIVE DATE

30-601. These zoning regulations as adopted by the City Commission shall become and are in full force immediately upon passage and publication in the official City newspaper of the adopting ordinance in accordance with state law.