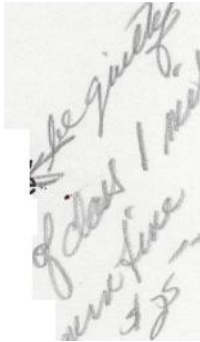


ARTICLE 14-22 INTERPRETATION. PURPOSE AND CONFLICT

In interpreting and applying the provisions of this Ordinance, they shall be held to be the minimum requirements for the promotion of the public safety, health, convenience, comfort, morals and general welfare. It is not intended by this Ordinance to interfere with or abrogate or annul any ordinances, rules, regulations, or permits previously adopted or issued, and not in conflict with any of the provisions of this Ordinance, or which shall be adopted or issued pursuant to law relating to the use of building or premises and likewise not in conflict with this Ordinance; nor is it intended by this Ordinance to interfere with or abrogate or annul any easements, covenants, or other agreements between parties, except that if this Ordinance imposes a greater restriction, this Ordinance shall control.

ARTICLE 14-23 PENALTY AND VIOLATION

14-23-1 **Penalty**
14-23-2 **Violation**

SECTION 14-23-1 PENALTY

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall, upon conviction, be fined not more than three hundred (\$300) dollars for each offense, plus plaintiffs attorney fees and court costs. Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION 14-23-2 VIOLATION

In case any building or structure is constructed, reconstructed, altered, repaired, converted, or maintained, or any building, structure, or land is used in violation of this Ordinance, the Town, or any owner or tenant of real property in the same contiguous zoning districts as the building or structure in question, in addition to other remedies, may institute any appropriate action or proceeding

1. to prevent the unlawful construction, reconstruction, alteration, repair, conversion, maintenance, or use;
2. to prevent the occupancy of the building, structure or land;
3. to prevent any illegal act, conduct, business or use in or about the premises; or
4. to restrain, correct or abate the violation.

When any such action is instituted by an owner or tenant, notice of such action shall be served upon the municipality at the time suit is begun, by serving a copy of the complaint on the chief executive officer of the municipality. No such action may be maintained until such notice has been given.

In any such action or proceeding, the court with jurisdiction thereof has the power and in its discretion may issue a restraining order, or a preliminary injunction, as well as a permanent injunction, upon such terms and under such conditions as will do justice and enforce the purposes of this Ordinance.

If a permanent injunction is decreed in any such action proceeding, the court in its decree may, in its discretion, allow the plaintiff a reasonable sum of money for the services of the plaintiffs

attorney. This allowance shall be part of the costs of the litigation assessed against the defendant, and may be recovered as such.

Article 14-24 REPEAL. VOID PARTS. SAVING CLAUSE. EFFECTIVE DATE

- A All ordinances or parts of ordinances in conflict herewith are hereby repealed.
- B. The invalidity of any section or part of this Ordinance shall not affect the validity of the remainder of said section or the remainder of this Ordinance.
- C. This Ordinance shall be in full force and effect from and after its passage, approval and publication, as required by law.
- D. This Ordinance is hereby directed to, and shall be published in loose leaf pamphlet form.
- E. The repeal of the Ordinances or parts thereof specified in Section 14-24-A of this Article shall not
 - 1. Affect suits pending or rights existing immediately prior to the effective date of this Ordinance;
 - 2. Impair, avoid, or affect any grant or conveyance made or right acquired or cause of action now existing under any such repealed Ordinance or Amendment thereto; or
 - 3. Affect or impair the validity of any bond or other obligations issued or sold in constituting a valid obligation of the issuing authority immediately prior to the effective date of this Ordinance.

