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**ARTICLE 12A
ADMINISTRATION AND ENFORCEMENT**

15.361

Sec. 112A.1 **APPOINTMENT.**

The President of the Village shall, by and with the consent of the Council appoint a Building Inspector in accordance with the provisions of Article 4 of the Shepherd Code.
(chap. XII of code eff. Oct. 3, 1963)

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Sec. 112A.2 **ENFORCEMENT.**

It shall be the duty of the Building Inspector to do and perform all things necessary to carry out the provisions of this Ordinance.
(chap. XII of code eff. Oct. 3, 1963)

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Sec. 112A.3 **CONFORMANCE TO ORDINANCE.**

Any permit, certificate or authorization issued or approved in violation of any provision of this Ordinance shall be null and of no effect, and any work undertaken or use established pursuant to any such permit, certificate or authorization shall be unlawful.
(chap. XII of code eff. Oct. 3, 1963)

Sec. 112A.4 **CERTIFICATE OF OCCUPANCY.**

[Repealed by ord. no. 112.4 eff. June 5, 1966]

15.365

Sec. 112A.5 **DATE OF ESTABLISHMENT OF LEGAL NONCONFORMING USES.**

Application for a certificate of occupancy shall be made to the Building Inspector within ninety (90) days of the date of the enactment of this Ordinance for any existing nonconforming use of a building, structure or land at the time of passage of this Ordinance, and to determine the date of establishment of such use for the purposes of Section 104.3 and Section 104.4. The Building Inspector shall certify, after inspection and investigation, the extent and kind of use. Failure to file such application shall place the burden of proof as to the date of establishment of any nonconforming use upon the owner.
(chap. XII of code eff. Oct. 3, 1963)

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Sec. 112A.6 **VIOLATIONS.**

A. Any building or structure which is erected, altered or converted, or any use of premises which is begun or changed subsequent to the passage of this Ordinance and in violation of any of the provisions thereof, is hereby declared to be a nuisance per se. The Building Inspector may institute appropriate legal action to prevent, enjoin, abate or remove any nuisance created or existing in violation of the terms of this Ordinance. An action may also be instituted by an affected property owner to enjoin the violation of this Ordinance.

B. Upon his/her becoming aware of any violation of any provision of this Ordinance, the Building Inspector shall serve notice of such violation on the person permitting said violation and, if such violation has not ceased within such reasonable time as the Building Inspector may specify and a new certificate of occupancy is not obtained, he shall institute such action as may be necessary to terminate the violation.
(chap. XII of code eff. Oct. 3, 1963)

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Sec. 112A.7 **PENALTY.**

Every person, whether as principal, agent, servant, employee or otherwise, including the owners of any building, structure or premises or part thereof where any violation of this Ordinance shall exist or shall be created, who shall violate or refuse to comply with any of the provisions of this Ordinance, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding One Hundred (\$100.00) Dollars, or by imprisonment for a term not exceeding ninety (90) days, or by both such fine and imprisonment, within the discretion of the Court, and such person shall be deemed guilty of separate offenses for each day during any

portion of which the violation or failure, neglect or refusal to comply with any of the provisions of this Ordinance is committed, continued or permitted.
(chap. XII of code eff. Oct, 3, 1963)