

ARTICLE 11 ENFORCEMENT

11.1 GENERAL

11.1.1 Authority

The provisions of this Ordinance shall be enforced by the Town Council and the Planning Director through their authority to abate any violations, enjoin, restrain, and prosecute any person violating this Ordinance pursuant to North Carolina law.

11.1.2 Purpose

The purpose of this article is to establish the procedures by which the Town seeks corrections of violations of this Ordinance. It also sets forth the remedies and penalties that apply to violations of this Ordinance. The provisions of this article are intended to encourage the voluntary correction of violations, where possible.

11.1.3 Unlawful to Violate this Ordinance

It shall be unlawful for any person to develop or use any building or structure within the Town or its ETJ in violation of this Ordinance. Any failure to comply with a requirement, prohibition, or limitation imposed by this Ordinance, or the terms or conditions of any permit or other development approval or authorization granted pursuant to this Ordinance shall constitute a violation of this Ordinance.

11.1.4 Responsible Person

For the purposes of this article, person shall include but not be limited to:

A) ***Person Maintaining Condition that Results that Constitutes Violation***

An architect, engineer, builder, contractor, developer, agency, or any other person who participates in, assists, directs, creates, causes, or maintains a condition that constitutes a violation of this Ordinance.

B) ***Responsibility for Use or Development***

The owner of the land on which the violation occurs, any tenant or occupant of the property, or any person, who has control over, or responsibility for, its use or development.