

AMEND 15.03.070 PENALTIES

~~Any person, firm, partnership, or corporation, and the principals or agents thereof violating or causing the violation of this ordinance, or a permit issued pursuant to this ordinance, shall be guilty of a Class C misdemeanor and punished upon conviction by a fine and/or imprisonment described in the Municipal Code.~~

- ~~1. In addition, the city shall be entitled to bring a civil action to enjoin and/or abate the continuation of the violation.~~
- ~~2. Private citizens of the city or owners of property within the city may file an action to enjoin the continuation of a violation affecting their interests.~~
1. Violations of the City's land use, zoning, and subdivision ordinances and regulations may be enforced by any means available to the City, including but not limited to nuisance abatement, as set forth in Title 8, Chapter 08, by revocation of a business license, as set forth in Title 5, Chapter 02, revocation or denial of building permits or other applicable permits or licenses, or by criminal, civil, or administrative remedies, including those set forth herein.
2. Infraction: Any owner, occupant or person having an interest in property who shall fail to comply with a notice or order issued by the City shall be guilty of an infraction and the person shall be subject to a fine of one hundred dollars (\$100.00) for each and every separate violation.
3. Class C Misdemeanor: Any owner, occupant or person having an interest in property subject to this chapter who shall fail to comply with the notice or order given pursuant to this chapter may be charged with a class C misdemeanor for each and every separate violation if the violation or nuisance threatens the health, safety, or welfare of the person or an identifiable third party or the person has been convicted of a violation or nuisance regarding the same property on three previous occasions within the past 12 months.
4. Separate Violations:
 - a. Each day that a violation or nuisance continues beyond the date fixed for compliance shall be a separate violation.
 - b. For violations and nuisances related to a pet or person's use of the person's residence, each 14-day time period the violation continues shall be considered a separate violation.
5. The City's appointed administrative law judge shall be authorized to hear and decide appeals of civil or administrative prosecutions of the City's land use, zoning, or subdivision ordinances, where such cases are not otherwise directed to a specific body or individual. Appeals shall follow the process set forth in KCC 8.08.110

REPEAL 15.27.080

AMEND 15.32.040 - Violations; penalties.

Violation of this chapter shall be enforced pursuant to the procedures and penalties set forth in KMC ~~15.27.080~~ 15.03.070 of the land use ordinance as it currently exists or may hereafter be amended.

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