

## CHAPTER 16

**CONFLICT, SEVERABILITY, VIOLATION AND PENALTY**

## SECTION:

9-16-1: Conflict

9-16-2: Severability

9-16-3: Violations; Public Nuisance

9-16-4: Responsibility For Violations

9-16-5: Penalty

9-16-1: **CONFLICT:** Whenever regulations in this title require higher standards than are required in other ordinances or laws, the provisions of this title shall govern. Whenever regulations of other ordinances or laws require higher standards than the provisions of this title, then said other ordinances or laws shall govern. (Ord. 93-6-1, 6-28-1993; amd. Ord. 99-10-2, 10-18-1999)

9-16-2: **SEVERABILITY:** This title and the various parts, sections and clauses are hereby declared to be severable. If any part, section, paragraph, sentence, clause, or phrase is adjudged unconstitutional or invalid, it is hereby declared that the remainder of the title shall not be affected thereby. The board of county commissioners of Cassia County hereby declares that it would have passed this title and each part, section, paragraph, sentence, clause and phrase thereof, irrespective of the fact that any one or more portions thereof be declared invalid. (Ord. 93-6-1, 6-28-1993; amd. Ord. 99-10-2, 10-18-1999)

9-16-3: **VIOLATIONS; PUBLIC NUISANCE:** Any building or structure which has been set up, erected, constructed, altered, enlarged, converted, moved, remodeled, or maintained contrary to the provisions of this title, and any use of land or building or premises established, conducted, maintained or operated contrary to the provisions of this title, is hereby declared to be unlawful and opposed to the orderly development of the county and shall therefore be considered a public nuisance. (Ord. 93-6-1, 6-28-1993; amd. Ord. 99-10-2, 10-18-1999)

9-16-4:                   **RESPONSIBILITY FOR VIOLATIONS:** It shall be the duty of all owners, architects, contractors, land surveyors, engineers, subdividers, subcontractors, builders and other persons having to do with the establishment of any use of land or the erection, altering, changing or remodeling of any building or structure to see that a proper permit has been granted before such work is begun. Any such owner, architect, builder, land surveyor, engineer, contractor or other person doing or performing any such work without a permit having been issued is in conflict with the requirements of this title and shall be deemed guilty of violation of this title in the same manner and to the same extent as the owner of the premises or the persons for whom the use is established, or for whom such buildings are erected or altered, and shall be subject to the penalties herein prescribed for violation. (Ord. 93-6-1, 6-28-1993; amd. Ord. 99-10-2, 10-18-1999)

9-16-5:                   **PENALTY:** Any person, individual, firm or corporation, whether as a principal, agent, employee or otherwise, who violates any of the provisions of this chapter, or of any provision of Title 9 shall be subject to the enforcement and penalty provisions, including both civil and/or criminal remedies, as set forth in Chapter 4, Title 1 of this code. Such person, individual, firm or corporation violating this title or any part thereof shall be deemed in violation of a separate offense for each and every day during which such violation is committed, continued, or permitted by such person, individual, firm, or corporation and shall be punishable as provided by law and this code as a separate offense or violation.

(amd. Ord. 2009-04-01, 4-14-2009)