

**Sec. 1-10. General penalty; continuing violations.**

(a) Whenever in this Code or in any other ordinance of the town or in any rule or regulation promulgated by any officer of the town, under authority vested in him by law or ordinance, any act is prohibited or is declared to be unlawful or an offense or the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided, the violation of such ordinance, rule or regulation shall be punished by a fine not exceeding one hundred dollars (\$100.00). Each day any such violation shall continue shall constitute a separate offense.

(b) The imposition of any punishment in this section shall not prevent the enforced abatement of any lawful condition by the town.

(c) Any condition caused or permitted to exist in violation of any of the provisions of this Code or any ordinance shall be deemed a new and separate offense, and each day that such condition continues shall be regarded as such.

**Sec. 1-11. Certain ordinances not affected by Code.**

Nothing in this Code or the ordinance adopting this Code shall be construed to repeal or otherwise affect the validity of any of the following:

(1) Any ordinance promising or guaranteeing the payment of money for the town or any evidence of the town's indebtedness;

(2) Any appropriation ordinance providing for the levy of taxes or for an annual budget;

(3) Any ordinance annexing territory to the town or excluding territory from the town;

(4) Any ordinance granting any franchise, permit or other right;

(5) Any zoning ordinance;

(6) Any subdivision ordinance;

(7) Any ordinance creating a special services district;

(8) Any ordinance approving, authorizing or otherwise relating to any contract, agreement, lease, deed or other instrument;

(9) Any ordinance adopting a preliminary or development plan;

(10) Any temporary or special ordinance;

and all such ordinances are hereby recognized as continuing in full force and effect to the same extent as if set out at length in this Code.

**Sec. 1-12. Citation hearing procedure.**

(a) *Purpose.* The purpose of this section is to establish a citation hearing procedure as permitted under Public Act 88-221 so that the town may have a mechanism by which to enforce violations of its ordinances.

(b) *Appointment of hearing officers.* The first selectman shall appoint one (1) or more citation hearing officers to conduct hearings authorized by Public Act 88-221, section 2. The citation hearing officers shall not be police officers employed by the town, shall not be employees of the town, and shall not be persons authorized to issue citations for violations of municipal ordinances of the town.

(c) *Authority of hearing officers.* The citation hearing officers appointed by the first selectman shall have the authority and exercise all the powers set forth in section 2 of Public Act 88-221, and shall conduct hearings in accordance with the requirements of that section.

(d) *Town to make facilities available to hearing officers.* The town shall make available to the hearing officer the necessary facilities and equipment for conducting hearings and reaching decisions as required under section 2 of Public Act 88-221.

(Ord. of 11-29-88(2))