



CITY OF MELROSE

In Board of Aldermen

September 16, 2013

AN ORDER 2013-200

Proposed Amendments to Section 235-58 and Section 235-59 of the Melrose Zoning Ordinance regulating Notices of Violations and Penalties

Offered by Mayor Robert J. Dolan

BE IT ORDAINED

by the Board of Aldermen of the City of Melrose, that the Melrose Revised Zoning Ordinances, Chapter 235, Section 235-58 and 235-59 be, and hereby are amended to read as follows:

§ 235-58. Notice of violation and order.

- A. The Building Commissioner shall serve a notice of violation and/or order to any owner or person responsible for the erection, construction, reconstruction, extension, repair, removal, demolition, conversion or alteration of a structure or change in use, increase in intensity of use or extension or displacement of use of any structure or lot in violation of the provisions of this chapter or in violation of any approved plan, information or drawing pertinent thereto or in violation of a permit or certificate issued under the provisions of this chapter or in violation of any provision of this chapter, and such order shall direct the discontinuance of the unlawful action, use or condition and the abatement of the violation within a time to be specified by the Building Commissioner.
- B. Any owner who having been served with a notice of violation and/or order and who ceases any work or other activity as a result shall not leave any structure or lot in such condition as to be a hazard or potential hazard, nuisance or menace to the public safety, health, morals or general welfare.
- C. If the Building Commissioner is requested in writing to enforce this chapter against any person allegedly in violation of the same and such officer declines to act, the Building Commissioner shall notify, in writing, the party requesting such enforcement of any action or refusal to act and the reasons therefor within 14 days of receipt of such request.

§ 235-59. Violations and penalties.

If the notice of violation and/or order by the Building Commissioner is not complied with in the time specified in the order, then the Building Commissioner shall institute fines of \$100 per day, per violation. Each section of the Code of Melrose cited, shall constitute a separate violation. In the event any party fails to comply with an order, the Building Commissioner may seek to enforce said order, at law or in equity, in a court of competent jurisdiction.

September 16, 2013
In the Board of Aldermen
Ordained Roll Call:
11 Yea, 0 Nay
Mary-Rita O'Shea, Clerk

Passed September 16, 2013
William H. Forbes, Jr., President
Board of Aldermen

Approved September 18, 2013
Robert J. Dolan
Mayor