

CHAPTER 10

REVIEW CHECK LISTS AND ELECTRONIC FILE FORMAT

10.9 Administrative and Judicial Appeal

10.9.1 Appeals

Every person who disagrees with a decision of the Director of planning and Zoning or his designee (including any decision with reference to the granting of variance from the terms of this chapter) may appeal same by filing a written notice of appeal with the Director within seven (7) working days of the issuance of such decision by the director.

10.9.2 The Director can then reverse his, or his designee's, decision or affirm the decision by forwarding the written notice of appeal to the City of Lawrenceville Zoning Board of appeals. A notice of appeal shall state the specific reasons why the decision is alleged to be in error, and the Director shall prepare and send to the Zoning Board of Appeals and the appellant a written response to such notice of appeal within thirty (30) working days of receipt of the notice of appeal

10.9.3 All appeals shall be heard by the Zoning Board of Appeals in accord with their normal course of business procedure. The hearing shall be within forty-five (45) working days after receipt of written response to such notice of appeal. The Planning and Zoning Department shall certify the decision by the Zoning Board of Appeals within thirty (30) days after the decision is made by the Zoning Board of Appeals.

10.9.4 The Concurring vote of three (3) members of the Zoning Board of Appeals shall be necessary to reverse any order, requirement, decision or determination of the director.

10.9.5 Any party who is dissatisfied with the decision of the Zoning Board of Appeals may appeal to any court of competent jurisdiction within (30) days of the day the decision is certified in writing to the Department by the Zoning Board of Appeals.

10.9.6 Waiver request of requirements of this regulations shall be submitted on an application form as prescribed by the Director, along with such fees as shall be established by the Mayor and Council of the City of Lawrenceville from time to time. The Director shall coordinate the review of each waiver request by all other affected city departments and shall summarize such comments and recommendations as may be received to the Mayor and Council of the City of Lawrenceville for final action in their normal course of business.

- 10.9.7 Any responsible party or other persons convicted by a court of competent jurisdiction of violating any provisions of these regulations shall be guilty of violating the duly adopted ordinance of the City of Lawrenceville and shall be punished either by a fine not to exceed \$ 500.00 per day of violation or by imprisonment not to exceed sixty (60) days, or both. The owner of any lands or parts thereof, where anything in violation of these regulations shall be placed or shall exist, and each responsible party or other persons assisting in the commission of such violation, shall be guilty of a separate offense.
- 10.9.8 The Court shall have the power and authority to place any person found guilty of violation of these regulations on probation and to suspend or modify any fine or sentence. As a condition of said suspension, the Court may require payment of restitution or impose other punishment allowed by law.
- 10.9.9 In any case in which any land is or is proposed to be, used or activities are undertaken in violation of these regulations, or any amendment thereto adopted by the Mayor and Council of the city of Lawrenceville, in addition to other remedies provided by law, may petition for a restraining order, injunction, abatement, or taken any other appropriate legal action or proceeding to a Court of competent jurisdiction to prevent, restrain, or abate such unlawful use or activity.

END OF SECTION 10.9