

**Sec. 34-22. - Failure to abate.**

(a)

If any person, having been ordered to abate such a public nuisance, fails, neglects, or refuses to abate or remove the condition constituting the nuisance within 15 days from receipt of the order, the code enforcement officer shall cause the condition to be removed or otherwise remedied by having a Town approved contractor(s) go upon the premises and remove or otherwise abate the nuisance under the supervision of an officer or employee designated by the board of commissioners.

(b)

Any person who has been ordered to abate a public nuisance may within the time allowed by this article request to the town in writing to remove the condition, the cost of which shall be paid by the person making the request.

(c)

Failure to abate shall be a Class 3 misdemeanor and may be enforced through issuance of a civil penalty of a Minimum \$100 penalty for the first offense, not to exceed \$500; minimum \$250 penalty for the second offense, not to exceed \$500; minimum \$500 penalty for the third or subsequent offense, not to exceed \$500 or other remedies in accordance with section 1-7 within the calendar year.