

ORDINANCE NO. 953

AN ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM TO THE WILLISTON CITY CODE OF ORDINANCES FOR RESIDENTIAL DWELLING UNITS FOR THE CORE DOWNTOWN C-3: RESTRICTED COMMERCIAL ZONE FOR A PERIOD OF SIX MONTHS WITHIN THE CITY LIMITS OF THE CITY OF WILLISTON

BE IT ORDAINED, by the Board of Commissioners of the City of Williston, North Dakota, as follows:

Part One. Background

The City of Williston Ordinance No. 914(C)(21) currently permits residential dwelling units to be located above, below, or behind commercial establishments in and for the zoning district of core downtown C-3: Restricted Commercial Zone.

Part Two. Purpose

The purpose of this Ordinance is to prohibit any further residential dwelling units above, below, or behind or any commercial establishments in and for the core downtown C-3: Restricted Commercial Zone. The purpose is to control the increased growth of the core downtown C-3: Restricted Commercial Zone, ensuring the safety and health of the City of Williston, North Dakota, and the core downtown C-3: Restricted Commercial zoning district.

Ordinance No. 956
is a revised
Ord. to this one

Part Three. Moratorium

The Board of commissioners of the City of Williston, North Dakota, hereby enacts a moratorium on the location and placement of any and all residential dwelling units above, below, or behind commercial establishments in and for the zoning district of core downtown C-3: Restricted Commercial Zone for a temporary period of six (6) months from the date of the adoption of this Ordinance.

Part Four. Violations, Enforcement, and Penalties

- A. Violation; Penalties.
 - 1. Any person found in violation of any provisions of this Ordinance shall be assessed a civil fine of \$500 per day.
 - 2. Each day's continuing violation of this Ordinance, where applicable, shall constitute a separate and distinct violation.
- B. Cumulative Remedies.

The remedies and penalties for violation of this Ordinance shall be cumulative, and the election of a remedy or enforcement of a penalty by a court or other appropriate enforcement body hereunder shall not preclude the election of any other remedy or enforcement of any other penalty of fine by which the City of Williston may provide under this Ordinance or other law.
- C. Administration; Enforcement.
 - 1. Any action or proceeding for a violation of this Ordinance is governed by Ordinance No. 613§26.

Commissioner Koeser moved for the adoption of the foregoing Ordinance. The motion was seconded by Commissioner Cymbaluk. On roll call vote of the Commissioners, the following Commissioners vote "AYE" Koeser, Klug, Cymbaluk & Bekkedahl, and the following Commissioners vote "NAY" none. Absent and not voting: Bogar.