

ORDINANCE NO. 2024-09

**AN ORDINANCE AMENDING CHAPTER 3 - Building;
ARTICLE II. BUILDING CODE**

BE IT ORDAINED by the Board of Supervisors of the Dakota Dunes Community Improvement District, South Dakota, that this section be substituted in its entirety as follows:

Sec. 3-20. Enforcement.

(A) Nuisance Abatement. Any building erected, raised, converted or land or premises used in violation of any other provisions of this article or the requirements thereof is declared to be a common nuisance and such common nuisance may be abated in such manner as nuisances are now or may hereafter be abated under South Dakota law.

(B) Permits and Certificates of Occupancy. Permits or Certificates of Occupancy may be withheld by the Building Official for violation of any of the provisions of this article.

(C) Utilities. The Community Improvement District reserves the right to refuse to provide utilities under its jurisdiction to any building erected, raised, converted, or land or premises used in violation of any other provisions of this Chapter.

(D) Other Remedies. These enforcement powers shall not be exclusive so as to restrict the rights of the improvement district to take other actions authorized by law.

(E) Building Contractors Bond All persons seeking a building permit for construction under this section shall first make and execute to the District a bond from sufficient sureties, approved by the District, which shall be in the sum of Twenty Thousand Dollars Said bond shall be conditioned as follows: on faithful performance of all ordinances of the District; on the prompt payment to the district of all fees for permits and licenses that may become due and owing to the district; on faithful performance of all covenants, conditions and restrictions of record against the property, and on indemnifying the District, its officers, agents, and employees, keeping it harmless from any liability for damages arising from the contractor's negligence and/or unskillfulness in doing, protecting and completing his/her work. The bond shall be kept in full force and effect for the period of one (1) year after cancellation or completing of construction. This section shall not require a bond for a person performing work on a structure owned and occupied by such person as his/her primary place of residence providing cost of such work does not exceed Twenty Thousand Dollars(\$20,000).

(Amended by Ord. No. 2024-09, effective date November 20, 2024)

Adopted this 21st day of October, 2024, by the Board of Supervisors of the Dakota Dunes Community Improvement District.



Kenneth Beaulieu, Chairman

ATTEST:



Amanda Sindelar, District Secretary

Date of First Reading: September 16th, 2024

Date of Second Reading, public hearing and Passage: October 21st, 2024

Date of Publication: October 31st, 2024

The above Ordinance shall be in full force and effect 20 days after publication pursuant to South Dakota law.

Effective Date: November 20th, 2024