

CHAPTER 10

MISCELLANEOUS PROVISIONS

9-10-1: Severability:

This Title and any amendment hereto and the various parts, sections, subsections and clauses thereof, are hereby declared to be severable. If any part, sentence, paragraph, subsection, section or clause is adjudged unconstitutional or invalid, it is hereby provided that the remainder of the Title or amendment hereto shall not be affected thereby. If any part, sentence, paragraph, subsection, section or clause is adjudged unconstitutional or invalid as applied to a particular property, building or other structure, it is hereby provided that the application of such portion of the Title to other property, buildings or structures shall not be affected hereby. Whenever any condition or limitation is included in an order authorizing any special use, variation, certificate of occupancy, site plan approval of designation of legal nonconformance, it shall be conclusively presumed that the authorizing officer of the body considered such condition or limitation necessary to carry out the spirit and purpose of this Title or the requirements of some provision hereof, and to protect the public health, safety and welfare, and that the officer or board would not have granted the authorization to which the condition or limitation pertains except in the belief that the condition or limitation was lawful.

9-10-2: Repeal of Conflicting Ordinance

All previously existing zoning regulations and ordinances of Village of Holiday Hills are hereby repealed and supplanted.

9-10-3: Relationship to Other Laws

Whenever regulations or restrictions imposed by this Title are either more or less restrictive than regulations or restrictions imposed by any governmental authority through legislation, rule or regulations, the regulations rules or restrictions which are more restrictive or which impose higher standards or requirements shall govern. Regardless of any other provision of this Title, no land shall be used and no structure erected or maintained in violation of any State or Federal pollution control or environmental protection law or regulation.

9-10-4: Pending Actions

This Title shall not affect any punishment or penalty or any cause of action based on any other ordinance of this Village incurred or accrued before the effective date of this Title, nor any suit, prosecution or proceeding pending at the time of the effective date of this Title, for an offense committed or cause of action arising before said Title, and said other ordinances as heretofore existing shall continue in full force and effect for said limited purpose.

9-10-5: Publication

The Village Clerk is directed to immediately publish this Title in pamphlet form.

9-10-6: Effective Date

This Title shall be in full force and effect ten (10) days from and after its passage, approval and publication in pamphlet form as provided by law.