

TOWN OF PROSPECT
ORDINANCE #78-08-18-09
(Amendment to Ordinance #67-07-02-96)

An Ordinance Regarding Improvements on Real Estate with Delinquent Taxes

No official of the Town of Prospect shall issue a building permit, zoning permit, certificate of occupancy, driveway permit or any other similar permit to authorize construction or occupancy or improvements pertaining to real property on which there are real property taxes which are past due. However, this ordinance shall not apply in instances when it shall be established to the satisfaction of the Prospect Town Council that:


- (i) A governmental agency (such as, the regional health district) has ordered such improvements in order to comply with applicable law or regulations pertaining to public health or safety; or
- (ii) Such improvements are related to medical needs, such as ramps for access for the physically disabled, or
- (iii) Such improvements are necessary to prevent or remediate a condition that may result in a significant or imminent threat to life, health or safety; or
- (iv) Non-payment of such past due taxes are attributable to extraordinary medical expenses.

This ordinance shall not apply to those properties for which a valid building permit has been issued as of the date of the adoption of this ordinance, but only as to the improvements which are the subject of such building permit.

Passed and adopted by the Prospect Town Council on the 18th day of August, 2009

Approved: August 18, 2009
Recorded: August 19, 2009
Publication: August 21, 2009
Effective Date: September 20, 2009

M. Carrie Anderson
M. Carrie Anderson
Prospect Town Clerk


Thomas J. Galvin
Prospect Town Council Chair

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