

## Chapter 1.16

### RIGHT OF ENTRY

#### Sections:

**1.16.010 Authority to enter for inspection.**

**1.16.020 Consent by owner or occupant.**

**1.16.030 Chapter provisions to control--Refusal to consent to entry not a violation.**

**1.16.010 Authority to enter for inspection.**

Whenever any officer or employee of the town is authorized to enter any building or premises for the purpose of making an inspection to enforce any ordinance, the officer or employee may enter such building or premises at all reasonable times to inspect the same; provided, that the officer or employee shall effect entry in the manner provided in Section 1.16.020 of this chapter, except in emergency situations, or when consent of the person having charge or control of such building or premises has been otherwise obtained. (Editorially added during 2001 codification)

**1.16.020 Consent by owner or occupant.**

If the building or premises to be inspected is occupied, the authorized officer or employee shall first present proper credentials and demand entry; and if such building or premises is unoccupied, the officer or employee shall first make a reasonable effort to locate the owner or other person having charge or control of the building or premises and demand entry. If consent to such entry is not given, the authorized officer or employee shall have recourse to every remedy provided by law to secure entry. (Editorially added during 2001 codification)

**1.16.030 Chapter provisions to control--Refusal to consent to entry not a violation.**

This chapter shall be controlling over any other ordinance or part of an ordinance on the same subject, whether heretofore or hereafter adopted, unless such ordinance or part of an ordinance provides differently by an express reference to this chapter. Notwithstanding any other ordinance of this town, whether heretofore or hereafter adopted, it shall not be a violation of this chapter to refuse or fail to consent to an entry for inspection. (Editorially amended during 2001 codification)