CERTAIN REQUIREMENTS OF THIS CHAPTER AND RULES AND REGULATIONS PROMULGATED PURSUANT TO AUTHORITY GRANTED HEREIN IN CASES WHERE HE SHALL DEEM THEM UNNECESSARY AND CONTRARY TO THE PUBLIC INTEREST AS EXPRESSED IN SECTION 23A-2 OF THIS CHAPTER.

(E) RULES AND REGULATIONS PROMULGATED PURSUANT TO PROVISIONS OF THIS SECTION SHALL PROVIDE FOR BUT NOT BE LIMITED TO THE FOLLOWING:

(1) ADMINISTRATIVE REQUIREMENTS FOR THE GROUP RESIDENTIAL CARE SERVICES WHERE SUCH PROGRAMS ARE NOT REVIEWED AND APPROVED BY LEGALLY AUTHORIZED STATE OR COUNTY AGENCIES, TO INCLUDE BUT NOT BE LIMITED TO LICENSEE'S PERSONNEL QUALIFICATIONS, PROVISIONS FOR ADEQUATE SUPERVISION, RECORDS PERTAINING TO GROUP RESIDENTS, ADMISSION REQUIREMENTS, HEALTH RECORDS, EVACUATION PLAN, AND COMMUNICATION AND TRANSPORTATION FACILITIES.

(2) FIRE SAFETY REQUIREMENTS.

(3) HEALTH AND SANITATION REQUIREMENTS.

23A-8 PENALTIES.

ANY PERSON WHO VIOLATES ANY PROVISION OF THIS CHAPTER AND RULES AND REGULATIONS PROMULGATED PURSUANT THERETO SHALL BE GUILTY OF A MISDEMEANOR AND, UPON CONVICTION THEREOF, SHALL BE SUBJECT TO A FINE NOT TO EXCEED ONE THOUSAND DOLLARS ($1,000.00) AND COSTS. A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED ON EACH DAY DURING ON WHICH A VIOLATION OCCURS OR CONTINUES. IN ADDITION THERETO, THE COUNTY MAY SEEK ENFORCEMENT OF THE PROVISIONS OF THIS CHAPTER BY INJUNCTION OR OTHER APPROPRIATE REMEDY AT LAW OR EQUITY. FURTHERMORE, NOTHING HEREIN SHALL BE CONSTRUED TO ABRIDGE OR IMPAIR THE RIGHT OF ANY PERSON TO SEEK IN A COURT OF LAW DAMAGES OR OTHER RELIEF ON ACCOUNT OF INJURY TO PERSONS OR PROPERTY.

ARTICLE II

LICENSING

23A-9. GENERAL REQUIREMENT.

SUBJECT TO EXEMPTIONS EXPRESSLY PROVIDED IN SECTION 23A-3 HEREIN, NO PERSON SHALL ESTABLISH, OCCUPY OR OTHERWISE USE ANY BUILDING OR PREMISE WITHIN THE COUNTY IN WHOLE OR IN PART AS A GROUP RESIDENTIAL FACILITY UNTIL AN ANNUAL GROUP RESIDENTIAL CARE PROGRAM LICENSE SHALL HAVE BEEN GRANTED FOR SUCH USE BY THE DIRECTOR, NOR SHALL ANY SUCH BUILDING OR PREMISE BY SO OCCUPIED AND USED