

Sec. 34-104. - Weeds; elimination.

Declared nuisance; abatement by owner. Any weeds or grass, whether noxious as defined by law or not, growing upon any lot or parcel of land outside the traveled portion of any street or alley in the city to a greater height than five inches or which have gone or are about to go to seed are a nuisance. The owner and the occupant shall abate or prevent such nuisance on such property and on land outside the traveled portion of the street or alley abutting on such property.

(b)

Notice of violation to owner; abatement deadline. When the owner and occupant permit a weed or grass nuisance to exist in violation of subsection (a) of this section, the weed inspector shall serve notice upon the owner of the property if residing in the city and can be found or upon occupant in other cases, by registered mail or by personal service, ordering such owner and/or occupant to have such weeds or grass removed within five days after receipt of the notice and also stating that in case of noncompliance such work will be done by the city at the expense of the owner and that, if unpaid, the charge for such work will be made a special assessment against the property concerned. When no owner, occupant or agent of the owner or occupant can be found, the provision for notice shall not apply.

(c)

Failure of owner to comply; abatement by city; record of costs. If the owner or occupant fails to comply with the notice within five days after its receipt, or if no owner, occupant or agent of the owner or occupant can be found, the city shall cut and remove such weeds and grass. The clerk/treasurer shall keep a record showing the cost of such work.

(Ord. No. 359, § 3, 10-3-95; Ord. No. 444, § 1, 7-9-08)

City of Breckenridge

§ 161-3 Weeds and grass.

All weeds whether noxious as defined by law or not, and grass, growing upon any lot or parcel of land outside the traveled portion of any street or alley in the City of Breckenridge, to a greater height than six inches, or which have gone or are about to go to seed, are a nuisance. The owner and the occupant shall abate or prevent such nuisance on such property and on land outside the traveled portion of the street or alley abutting on such property.

In the event that an owner or occupant fails to remove weeds and grass, the Codes Administrator for the city shall mail or deliver to such owner or occupant a written notice requiring removal of such weeds and grass within 72 hours after the delivery notice.

B.

If the owner or occupant fails to take any action to remove such weeds and grass within the 72 hours, the Codes Administrator shall cause such weeds and grass to be removed and shall send a record of the cost thereof to the City Administrator or his/her designee.

[Amended 5-7-2018 by Ord. No. 499]

C.

All charges for removing weeds and grass shall be a perpetual lien against the property. The City Administrator or his/her designee shall bill the owner or occupant for the cost of removing such weeds and grass, and if such bills are not paid, a special assessment shall be levied against the property involved.

[Amended 5-7-2018 by Ord. No. 499]

D.

Notwithstanding anything in this article to the contrary, when it is not possible to notify the owner or occupant or in cases where an owner or occupant has ignored a previous notice, no notice need be given.

ORDINANCE NO. 36
DECLARING WEEDS AND GRASS OVER ONE FOOT IN HEIGHT AND WEEDS WHICH HAVE
GONE TO SEED OR GROWING IN THE CITY OF WILLIAMS TO BE A NUISANCE,
AND PROVIDING A METHOD FOR THE REMOVAL THEREOF

SECTION 1. The word "weeds" as used in this ordinance shall be construed to mean and include not only such noxious weeds as are enumerated in Chapter 18.171 of the General Statutes of the State of Minnesota for the year 1965, but also such useless and troublesome plants as are commonly known as weeds to the general public. The word "weeds" shall also be construed to mean all rank vegetable growth which exhales unpleasant or noxious odors, and also high and rank vegetable growth that may conceal filthy deposits.

SECTION 2. Any weed or grass growing upon any lot or parcel of land in the City of Williams to a greater height than one foot or which have gone or are about to go to seed, are hereby declared to be a nuisance and dangerous to the health, safety and good order of the City.

SECTION 3. When any conditions exist on any lot or parcel of land in the City of Williams violative of the provisions hereof, it shall be the duty of the City Weed Inspector to serve a notice on the owner, occupant or agent of such lot or parcel of land, ordering such owner or agent to have such weeds or grass cut and removed within ten days after the service thereof, and also stating that in case of non-compliance, the same will be done by the City Weed Inspector at the owner's expense.

SECTION 4. Upon the failure of the owner, occupant or agent to comply with the provisions of said notice, and after the expiration of ten days, the said Inspector shall proceed to cut and remove such weeds or grass, and determine the cost thereof and charge the owner of the premises therewith, and shall, not later than the first day of October of each year, certify to the County Auditor, the amount so charged against premises, lots or parcels of land, together with a description of the premises and collection enforced in the same manner as taxes against said premises. Such charge shall be a perpetual lien on said premises until paid; or when unknown then said Inspector may proceed without the service of said notice.

(State Statute 18.77 is hand written in the margins of the original page in the binder in Clerk's office)