

Weeds & Uncut Grass Ordinance

AN ORDINANCE REGULATING WEEDS AND UNCUT GRASSES; PROVIDING PENALTIES FOR THE VIOLATION THEREOF;

WHEREAS, The City Council has determined that uncut weeds and grasses growing or standing upon property within the City of Tolna constitutes :

- A public nuisance; **42-01-06 ND Century Code**
- A health hazard as it provides breeding areas and food sources for vermin and insects.
- A fire hazard due to the combustible nature of long, dry grasses and weeds

IT IS THEREFORE ORDAINED:

That all lots and parcels of land within the City of Tolna which contain (at the present time or may contain in the future) weeds and grasses which have grown to a height exceeding 6 inches shall be in violation of this ordinance. The City may enter upon the property and cut the weeds and grasses.

In the event the City cuts the weeds and grasses, the City shall bill the owner of said property \$75/lot, for cutting the weeds and grasses. The amount thereof may be assessed against the property and collected and returned in the same manner as other municipal taxes are assessed, certified, collected, and returned pursuant to NDCC 40-05-01.1.

Saving Clause. If any portion of this ordinance shall be judged unconstitutional or contrary to the laws of the State of North Dakota, such section shall not invalidate the remaining portions of this ordinance, and it is hereby expressly declared that the remaining portions of this ordinance would have been adopted notwithstanding the invalid portions thereof, and it is hereby expressly declared that all of the remaining portions of this ordinance would have been adopted notwithstanding the invalid portions thereof, and that such portions not declared unconstitutional or contrary to the laws of the State of North Dakota shall remain in full force and effect.

Attest:

Approved:

Vicky Engen, City Auditor

Ken Quam, Mayor

First Reading: August 5, 2013

Final Reading and Passage: September 11, 2013

Publication Date: September 25, 2013