

ORDINANCE NO. 4-09
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Paul M. Gusham ON THE
15th DAY OF June, 2009.

AN ORDINANCE AMENDING SECTIONS
660.14 OF THE CODIFIED ORDINANCES OF
THE CITY OF CENTERVILLE TO REVISE THE
ADMINISTRATIVE FEE FOR REMOVAL OF
OFFENSIVE WEEDS, VINES AND GRASS BY
THE CITY IN THE CENTERVILLE MUNICIPAL
CODE.

WHEREAS, the City of Centerville has previously enacted regulations in the City of Centerville Municipal Code Chapter 660 to provide for removal of offensive weeds, vines and grasses by the City; and

WHEREAS, the City intends to amend the administrative fee;

NOW, THEREFORE, THE MUNICIPALITY OF CENTERVILLE
HEREBY ORDAINS:

Section 1. That the following amendments to Sections 660.14 of the Centerville Municipal Code are hereby enacted as follows with new language to be added in *italics* and text to be deleted in ~~strikeout~~ as provided in Section 5.02 of the Centerville Charter:

660.14 WEEDS AND GRASS.

(a) **Offensive Weeds, Vines and Grass Defined.** As used in this section, "offensive weeds, vines and grass" means weeds, vines and grass that have attained a height of over eight inches.

(b) **Removal of Offensive Weeds, Vines and Grass by Owner.**

(1) The owner of any lot or parcel of land situated within the City, whether the same is improved or unimproved, vacant or occupied, within five days of receipt of written notice to do so, shall cut any offensive weeds, vines or grass on such lot or parcel or upon any street, public right-of-way or tree lawn abutting such lot or parcel. Written notice may be served by certified mail, return receipt requested, or by posting upon the premises. In the event a certified mailing is returned without delivery, service of written notice may thereafter be made by regular mail to the last known address of the owner of the lot or parcel.

(2) The Manager may exempt lots or parcels of land of five acres or more in size either in whole or in part from the requirements of division (b)(1) of this section.

(c) Removal of Offensive Weeds, Vines and Grass by City. If the owner does not comply with the provisions of division (b) of this section, the Manager is authorized to enforce the provisions of this section and to cause to be cut and removed all offensive weeds, vines and grass.

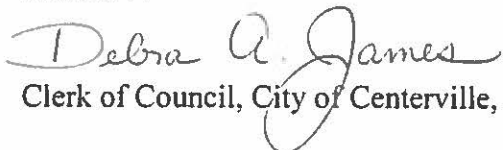
(d) Assessment of Costs by City. Whenever any offensive weeds, vines and grass are cut and removed by the City pursuant to division (c) of this section, the City shall give five days notice, by regular mail, to the owner of the lot or parcel, at his or her last known address, to pay the cost of such cutting and removal plus the City's administrative cost of ~~fifteen percent of its cost for said cutting and removal~~ \$100.00, which notice shall be accompanied by a statement of the amount of cost, including the administrative cost, incurred. If the same is not paid within 30 days after the mailing of the notice, such amount shall be certified to the County Auditor for collection, the same as other taxes and assessment are collected.

Section 2. This ordinance shall be effective from and after the earliest date allowed by law.

PASSED this 15th day of June, 2009.

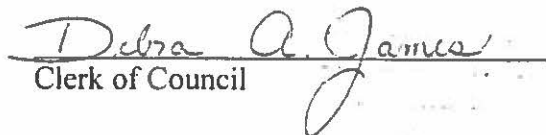

Mayor of the City of Centerville, Ohio

ATTEST:


Clerk of Council, City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies that the foregoing is a true and correct copy of Ordinance Number 4-09, passed by the Council of the City of Centerville, Ohio, on the 15th day of June, 2009.


Clerk of Council

Approved as to form, consistency
with the Charter and Constitutional Provisions.

Department of Law
Scott Liberman
Municipal Attorney