

ORDINANCE NO. 85-5

AN ORDINANCE RELATING TO AND DECLARING WEEDS AND TALL GRASS TO BE A NUISANCE AND SETTING FORTH THE DUTIES OF THE OWNER OR OCCUPANT, AND THE COST FOR ABATING SUCH NUISANCE AND REPEALING ORDINANCE NUMBER 83-12 IN ITS ENTIRETY.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS:

SECTION 1. The owner, agent or occupant of any lot or tract of ground including any right of way that might be adjacent thereto, within the city limits is hereby required to keep cut grass, weeds or brush to a height of twelve (12) inches. And where the occupant, owner or agent shall refuse, after 10 days written or printed notice from the City Clerk, or increases where the owner is unknown or a non-resident, and there is no resident agent, then ten days after notice has been published in the official city paper, the public works director shall cut or destroy such weeds or grass as aforesaid, and shall keep an account of the cost.

SECTION 2. Determining the City's Cost: After proper notification according to Section 1 has been given and the public works director has to cut or destroy such weeds or grass the cost will be as follows: Fifty (\$50.00) minimum charge; five (\$5.00) per man hour, and ten (\$10.00) per machine hour for additional time required above the minimum charge.

SECTION 3. These costs of abating a nuisance shall be collected as a charge against the land of the person maintaining a nuisance on his land, in accordance with Chapter XV, Nuisances, of the ordinances of the City of Galena, Kansas, if the costs are not paid within 30 days after receiving written notice of cost.

SECTION 4. The owners or occupants of said tract of land failing to comply with this ordinance shall be deemed guilty of a misdemeanor.

SECTION 5. That Ordinance #83-12 is herewith and hereby repealed.

SECTION 6. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city paper, The Galena-Sentinel Times.

Passed by the Council this 17th day of September 1985.

APPROVED BY THE MAYOR:

John O. Stephenson
John O. Stephenson, Mayor

ATTEST:

Cheryl Haines
Cheryl Haines, City Clerk