

Cutting of tall grasses, plants and weeds

**§ 92.01 CUTTING OF TALL GRASSES, PLANTS AND WEEDS.**

(A) Any weeds such as jimson, burdock, ragweed, thistle, cocklebur, or other weeds of a like kind, found growing in any improved lot or tract of land in the township are hereby declared to be a nuisance, and it shall be unlawful to permit any such weeds to grow or remain in any such place.

(B) It shall be unlawful for anyone to permit any weeds, grass or plants, other than trees, bushes, flowers or other ornamental or vegetable plants to grow to a height exceeding ten (10) inches anywhere in the township; and the plants, grasses or weeds exceeding the height are hereby declared to be a nuisance.

(C) It shall be the duty of the Township Board or its duly authorized agent to serve or cause to be served, a notice upon the owner or occupant of any premises on which weeds, plants or grasses are permitted to grow in violation of the provisions of this section and to demand the abatement of the nuisance within seven (7) days.

(D) If the person so served does not abate the nuisance within seven (7) days, the Township Board or its duly authorized agent may proceed to abate the nuisance, keeping an account of the expense of the abatement, and the expense shall be charged and paid by the owner or occupant.

(E) Charges for the abatement shall be a lien upon the premises. Whenever a bill for the charges remains unpaid for sixty (60) days after it has been rendered, the Township Board shall, by resolution, certify the charges against the property to which the bill is rendered, to the Township Assessor. It shall be the duty of the Township Assessor, upon certification by the Township Board, to assess the charges against the property, and the charges so assessed shall be due and payable with the next following statement for taxes to the township.

**§ 92.12 TYPES OF NUISANCES.**

A. It shall be a PUBLIC NUISANCE within the township if any responsible person or persons shall maintain or allow to be maintained on real property over which he or she may have charge, control or occupy, except as may be permitted by any other ordinance, whether visible or not from any public street, alley or residence, any of the following conditions:

Any and all junk, trash, litter, garbage, boxes, bottles, cans, leaves, brush, discarded lumber, salvaged materials, or other similar materials in any front yard, side yard, rear yard or vacant lot, except for such materials being used for an immediate construction project on said premises.

(9) Dead, decayed, diseased or hazardous trees or vegetation/grass clippings (except that used as compost for fertilizer), including that which by casual contact with the skin is dangerous to public health, safety and welfare located in any front yard, side yard, rear yard or vacant lot.

(12) Vegetation exceeding ten (10) inches in height (exclusive of plants and flowers within a flowerbed, shrubbery and trees) located in any front yard, side yard, rear yard or vacant lot.

(13) Utility trailers, unmounted camper or recreation vehicles shall not be located in the front yard. They may be located in the driveway, parallel to the driveway, or behind the front building line of the property on either side of the building on a maintained surface.

(14) All recreational equipment must be kept in good condition and have a current license and/or registration.

#### **§ 92.13 FORCED ABATEMENT.**

Unless otherwise specified elsewhere in the ordinance passed 9-6-2011, if, within ten (10) days after receiving a written notice and order in accordance with the Caseville Township Zoning Code, any person owning, occupying or controlling such premises who fails, neglects or refuses to correct said nuisance shall be found to be in violation of this subchapter. The Director may order said nuisance to be removed or abated and all indebtedness to the township for removal shall be paid by the violator(s). Such cost and charges to be recovered by a civil action brought by the township against the violator.

(Ord. - passed 5-3-1999; Am. Ord. - passed 9-6-2011)

#### **§ 92.14 ENFORCEMENT.**

(A) It is unlawful for any responsible person or owner to permit, maintain, suffer, carry on or allow a public nuisance to exist, as defined by this subchapter, upon his or her premises any act or thing declared a nuisance by this subchapter.

(B) The Director is charged with enforcement of the provisions of this subchapter. It shall be unlawful for any person to allow a **PUBLIC NUISANCE** upon any premise within Caseville Township. Such violations shall be corrected by any reasonable and lawful means as provided in this subchapter. (Ord. - -, passed 5-3-1999)