

## **CHAPTER 609: - WEEDS AND GRASS**

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### **§ 609.01 - DUTY TO DESTROY NOXIOUS WEEDS, MOW GRASS AND REMOVE REFUSE.**

It shall be the duty of every owner or occupant of real estate within the City at all times to cut and destroy noxious weeds as required and poison ivy, and to mow the grass and other weeds on their respective lots, and in the lawn space adjacent to curb lines along the front, rear and side lot lines thereof, so that neither grass nor weeds shall grow above the height of six (6) inches, and every owner or occupant shall remove the cuttings, mowings or other debris therefrom.

### **§ 609.02 - NONCOMPLIANCE A NUISANCE.**

The growth of any noxious weeds such as ragweed and poison ivy, or grass or other weeds above the height of six (6) inches, or the accumulation of other such debris, or the nonremoval of the same from all real estate within the City is hereby declared to be a nuisance.

### **§ 609.03 - COMPLIANCE NOTICE TO OWNER OR OCCUPANT.**

Whenever it is reported to the Director of Environmental Services that any owner or occupant of real estate in the City has failed or neglected to comply with any of the terms of this Chapter, the Director shall cause a written notice to be served upon the owner or occupant, directing compliance with all the terms of this Chapter within five (5) days.

### **§ 609.04 - FAILURE TO COMPLY; REMEDY BY CITY.**

In the event of failure of the owner or occupant of the real estate to cut and destroy noxious weeds or to mow grass and other weeds or to remove the same or other debris within five (5) days after being notified to do so, the Department of Public Works is authorized to abate the conditions by causing the removal of the noxious weeds or grass and other weeds. The City shall immediately thereafter be entitled to recover the costs of such removal from the owner, lessee or occupant in an action at law in the Court of Common Pleas, and when the suit, with statement of claim, with description of the premises, is filed by the City, the prothonotary shall index it upon the judgment docket, and the City shall have a lien for the amount of the claim against the premises. Such lien for the recovery of the costs to the City of abating the unlawful accumulation of noxious weeds, grass and other weeds shall be in addition to any fine or penalty imposed under section 609.07 of this Chapter for any violation of this Chapter.

*(Ord. 21-2004, § 27, eff. 12-2-04)*

#### **§ 609.05 - LEGAL PROCEEDINGS TO FORCE COMPLIANCE.**

In addition to the other penalties provided by this Chapter, the City may institute proceedings in courts of law or equity to require owners or occupants of real estate within the City to comply with the provisions of this Chapter.

#### **§ 609.06 - COSTS A LIEN.**

The cost of removal, fine and penalties hereinabove mentioned may be entered by the City as a lien against property in accordance with existing provisions of law.

#### **§ 609.07 - VIOLATION AND PENALTY.**

Any person violating the provisions of this Chapter shall be fined up to fifteen dollars (\$15.00) plus court costs. Any owner of a multi-family dwelling six (6) units or larger or any commercial, institutional or municipal establishment violating this Chapter or any regulations promulgated hereunder shall be fined a minimum of fifty dollars (\$50.00) and a maximum of five hundred dollars (\$500.00) plus court costs. Each day the condition continues shall constitute a separate offense.

*(Ord. 44-1982, eff. 11-22-82; Am. Ord. 30-1994, eff. 12-16-94)*