

Village of North Hampton

Ordinance No. 2011 - 01

An ordinance providing for the cutting and control of weeds, shrubs, trees and grass within the Village of North Hampton, for the purpose of protecting the public health, property, and safety.

WHEREAS, the Village Council has determined that it is necessary to modernize and update the weed, shrub, trees and grass cutting and control of the Village of North Hampton, Ohio,

WHEREAS, the Village Council desires to repeal all previous adopted weed, shrub, tree and grass Ordinances for a more uniform enforcement;

NOW, THEREFORE BE IT ORDAINED by the council of the Village of North Hampton, a majority of the members elected or appointed thereto concurring.

SECTION ONE: Violation, Notification and Penalty

(A) Any person, organization or corporation owning or having control of land within the Village shall keep the land clear of tall or noxious weeds and/or grass. The person shall be required to keep the weeds and/or grass less than eight (8) inches tall.

(B) All trees shall be trimmed so as to have a clear height of 10 feet above the surface of the sidewalks and 15 feet above the surface of the street or roadway, and the branches of all trees in front and along lots or lands near which street lights are placed shall be trimmed so as not to obstruct the free passage of light from said street lights to the street and sidewalk.

(C) Written notice of the violation of this section shall be served upon the property and/or person, organization or corporation owning or having control of such land notifying the person, organization or corporation owning or having control of such land of the violation. The notice shall inform the person, organization or corporation owning or having control of such land that any noxious weeds and/or grass in violation of this ordinance must be cut within seven (7) days after service of the notice. Any trees or shrubbery in violation of this ordinance must be trimmed within fifteen (15) days after service of the notice.

(D) The person, organization or corporation owning or having control of the lands of this section who fails to comply with this ordinance within the time provided in paragraph (C) of this section is guilty of a minor misdemeanor for each day of violation and subject to a fine of \$50 for each day of violation for each violation incurred.

(E) Any person who fails to comply after receiving notice, the Village may cause such noxious weeds and grass, trees or shrubbery to be cut and destroyed and may employ labor to perform the task. A statement of the charges for performing such labor, the fees of the officers who made the service of the notice and return, and a property description of the premises shall be forwarded to the Clark County Auditor and shall be entered upon the tax duplicate, and shall be a lien upon

such lands from the date of the entry, and shall be collected as other taxes and returned to the Village with the general fund.

(F) Violation of the provisions of this Ordinance or failure to comply or remedy any of its requirements shall be deemed to be a strict liability offense, and shall constitute a minor misdemeanor. Any person, organization or corporation who violates this Ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined Fifty Dollars per offense. Each day such violation continues shall be considered a separate offense. Nothing herein contained shall prevent the Village of North Hampton from taking such other lawful action as is necessary to prevent or remedy any violation. The Village of North Hampton shall prosecute any violation of these regulations in accordance with the penalties stated herein.

SECTION TWO: All previously dated weed, shrubbery and tree ordinances are hereby repealed.

SECTION THREE: That this Ordinance be and is hereby declared to be an emergency measure for the immediate preservation of the health, welfare, and safety of the citizens of the Village of North Hampton, Ohio, therefore, this Ordinance shall take effect immediately upon its passage.

PASSED this 14th day of June, 2011.

Mayor

Clerk-Treasurer