

CHAPTER 2  
NOXIOUS WEEDS

## SECTION:

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| 8-2-1: | Nuisance Declared |
| 8-2-2: | Height Limit      |
| 8-2-3: | Notice to Abate   |
| 8-2-4: | Failure to Abate  |
| 8-2-5: | Charges; Lien     |
| 8-2-6: | Penalty           |

8-2-1:           **NUISANCE DECLARED:** Any weeds such as jimson, burdock, ragweed, thistle, cocklebur, poison ivy, poison oak, poison sumac or other weeds of a like kind, found growing in any lot or tract of land in the City, except in residentially zoned, unsubdivided land are hereby declared to be a nuisance, and it shall be unlawful to permit any such weeds to grow or remain in such places. (1978 Code)

8-2-2           **HEIGHT LIMIT:** It shall be unlawful for anyone to permit any weeds, grass or plants, other than trees, bushes, flowers or other ornamental plants to grow to a height exceeding eight inches (8") anywhere in the City. Except upon residentially zoned, unsubdivided land, any such plants or weeds exceeding such heights are hereby declared to be a nuisance. (Ord. 674, 7-8-2003)

8-2-3           **NOTICE TO ABATE:** It shall be the duty of the Health Officer to serve or cause to be served a notice upon the owner or occupant of any such premises on which weeds or plants are permitted to grow in violation of the provisions of this Chapter, and to demand abatement of the nuisance within forty-eight (48) hours. (Ord. 665, 7-9-2002)

8-2-4: **FAILURE TO ABATE:** If a person so notified does not abate the nuisance within forty-eight (48) hours after such notice, the Health Officer may proceed to abate such nuisance, keeping an account of the expense thereof, and such expense shall be charged to and paid by the owner or occupant.

8-2-5: **CHARGES; LIEN:** Charges for weed cutting shall be a lien upon the premises as provided by statute. Whenever a bill for weed cutting remains unpaid sixty (60) days after it has been rendered, the Clerk may file with the County Recorder of Deeds of Whiteside County a notice consisting of a sworn statement setting out:

- (A) A description of the real estate sufficient for identification thereof;
- (B) The amount of money representing the cost and expense incurred or payable for the service; and
- (C) The date or dates when such cost and expense were incurred by the City. (1978 Code)

8-2-6: **PENALTY:** Any person violating any provision of this Chapter shall, upon conviction thereof, be punished by a fine of not less than seventy five dollars (\$75.00) nor more than five hundred dollars (\$500.00) for each offense. (Ord. 674, 7-8-2003)