

## Chapter 7.06

### WEEDS

#### Sections:

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7.06.010 Definitions. For the purpose of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Weeds: includes all vegetable growth that is unsightly, troublesome, useless, or noxious. It shall include all weeds and vegetable growth that has been declared noxious, destructive and detrimental to the agricultural interest or any similar unwanted vegetation or grass over eight inches (8") in height as determined by Town Employees.

7.06.020 Cutting or Removing Required. Owner or owners of any lot, place or area within the town, or agent of such owner or owners, are hereby required to cut or remove all weeds from said property under their control and one-half ( ½ ) of any road or street abutting said property. It shall be the duty of the owner, or owners, or agent of such owner or owners to maintain their property so that it shall not be considered a fire hazard, or a public or private nuisance.

7.06.030 Violation and Procedure in Case of Noncompliance. Where a complaint has been made or the Town of Superior has reason to believe, after inspection, that weeds, as defined herein, are present upon a person's land within the town limits of the Town of Superior, in violation of the law, the owner, owners or agent of the owner or owners must be notified by mail, telephone, or in person, of the complaint or condition.

The notice must specify:

- a) the complaint or condition that is in violation of the law;
- b) the geographic location of the area of noncompliance, by legal description or other reasonably identifiable description;

- c) measures needed in order to comply with the law;
- d) a reasonable period of time, but not more than ten (ten) days from the date of such notice in which compliance procedures must be initiated;
- e) the right of the person to request, within said ten (10) day time period, and informal hearing with the Town Officer, employee, or agent providing such notice. If such a request is made, it shall not extend the ten (10) day time period within which compliance procedures must be initiated.

If corrective action is not taken within the ten (10) day period the Town may forthwith enter upon the property and institute appropriate control measures. In such case, the Town shall submit a bill to the owner or owners, or agent of the owner or owners in the amount of \$125.00 per hour with a minimum charge of \$250.00. Bills must specify and order a payment due date of thirty (30) days from the date the bill is sent. If the amount billed is not paid when due, the Town shall proceed in any lawful manner to collect the amount billed.

7.06.040 Disposition of Monies Received by Town. All money received for payment of the cutting or removal of weeds by Town Maintenance Department shall go into the General Fund.

7.06.050 Penalties. Any person violating any of the provisions of this chapter shall, upon conviction thereof, be punishable as provided in Section 1.08.010 of the Town Code.

(Ordinance No. 205)