

RECORDED 8-17-16 11:00 A.M.
CLERK & REG. OF DEEDS
DAVID DOWLING
CEDAR COUNTY, NE

BOOK 62 PAGE 443

ORDINANCE NO. 674

AN ORDINANCE ADOPTED BY THE CITY OF RANDOLPH, CEDAR COUNTY, NEBRASKA, REQUIRING REMOVAL OF WEEDS AND GRASSES; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH; AND TO PROVIDE FOR THE EFFECTIVE DATE THEREOF.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF RANDOLPH, CEDAR COUNTY, NEBRASKA, AS FOLLOWS:

Section 1. That Chapter 6 of the Code of the City of Randolph, Nebraska, is hereby amended by replacing Article 3, Section 6-327, with the following:


6-327 Misdemeanors: Weed Removal. It shall be the duty of every owner of real estate in the Municipality to cut and clear such real estate, together with one-half (1/2) of the streets and alleys abutting thereon, of all weeds, grasses and worthless vegetation. Such weeds, grasses and worthless vegetation shall be cut so as not to extend more than twelve (12) inches above the ground. For purposes of this section, weeds, grasses and worthless vegetation shall not be defined to include any vegetation that is primarily decorative, is used as part of a going business, and is within a fenced enclosure and not visible to the general public from public right of ways, or which planted or maintained as part of a garden or for landscaping purposes. In order to qualify for the foregoing exemption, the property owner must first apply for a permit from the Governing Body detailing the vegetation to be planted or maintained. There shall be no fee for such permit. Subsequent to the cutting of said weeds, grasses and worthless vegetation, all loose vegetation shall be immediately removed. Upon the failure of the owner, lessee, or occupant having control of any such real estate to cut and clear said weeds, grasses and worthless vegetation as set forth hereinbefore, the Municipal Police shall serve notice on said owner, lessee, or occupant to do so. In the event that the weeds, grasses and vegetation have not been removed after a period of five (5) days, the Governing Body may order the same to be done under the direction of the Street Commissioner and the cost thereof shall be chargeable to the property owner. If the owner fails to reimburse the Municipality after being properly billed, the cost may be assessed against the real estate and certified to the County Treasurer and the same shall be collected in the manner provided by law. In the event the property owner is a nonresident of the county in which the property lies, the Municipality shall, before levying any special assessment against that property, send a copy of any notice required by law to be published by means of certified mail, return receipt requested, to the last known address of the nonresident property owner. The last known address shall be that address listed on the current tax rolls at the time such required notice was first published. (Ref. 17-563 RS Neb.)

Section 2. That all ordinances and parts of ordinances passed and approved prior to the passage and approval of this ordinance and in conflict therewith are hereby repealed.

Section 3. That this ordinance shall be in full force and take effect from and after its passage, approval and publication or posting according to law.

PASSED AND APPROVED THIS 3 day of August, 2016.

City of Randolph, Cedar County, Nebraska

By: 
Mayor

Attest:


City Clerk

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