

ORDINANCE NO. C-35-68

AN ORDINANCE TO AMEND SECTIONS 94.20, 94.21, 94.22 and 94.23 OF CHAPTER 94, ENTITLED "NUISANCES", OF THE 1966 GROVE CITY CODE OF ORDINANCES, IN ORDER TO MORE SATISFACTORILY CONTROL THE METHOD OF WEED CONTROL.

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WHEREAS, it is necessary to control the growth of weeds and rank vegetation;  
and

WHEREAS, the present method of such control is unsatisfactory and costly.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GROVE CITY, STATE OF OHIO,

SECTION 1. That Section 94.20, entitled "Keeping down weeds", of Chapter 94, which reads:

Any person owning or having charge of land within the city shall keep said property free and clear from all noxious weeds and rank vegetation on the lots owned or controlled by him at least twice in every year, once between the first of June and the fifteenth of June and once between the first of August and the fifteenth of August.

IS AMENDED TO READ:

Keeping Down Weeds

Any person owning or having charge of land within the City shall keep said property free and clear from all noxious weeds and rank vegetation. (Farm land within the corporation used for hay or pasture, is excluded).

SECTION 2. That Section 94.21, entitled "Notice to owner to cut noxious weeds; service", of Chapter 94, which reads:

Upon information that noxious weeds are growing on lands in the municipality and are about to spread or mature seeds, the service director shall cause written notice to be served on the owner or person having charge of such land that such weeds must be cut and destroyed within five days after service of such notice. If such owner or person having charge of such land is a non-resident whose address is known, such notice shall be sent to his address by registered mail; if unknown, such notice shall be published in a newspaper of general circulation in the county.

IS AMENDED TO READ:

Notice to owner

Twice, between May 1st and May 31st of each year, a notice shall be placed in a newspaper of general circulation within the community, calling attention to the citizens of Grove City to the requirement of Section 94.20

SECTION 3. Section 94.22, entitled "Fees for service and return", of Chapter 94, which reads:

The Chief of Police or any police officer may make service and return of the notice provided for in section 94.21 and shall be allowed the same fee as that provided for service and return of summons in civil cases before a magistrate.

IS AMENDED TO READ:

Procedure when owner fails to comply

On or after June 1st of each year, the Service Director may determine that the growth on a particular property constitutes a hazard and/or a nuisance, and, at his discretion, cause the hazard and/or nuisance to be eliminated by use of city forces and equipment, or by the hiring of private individuals and equipment.

SECTION 4. Section 94.23, entitled "Procedure when owner fails to comply with notice", of Chapter 94, which reads:

If the owner or person having charge of such land fails to comply with such notice, the service director shall cause the noxious weeds to be out of city funds not otherwise appropriated.

IS AMENDED TO READ:

Owner responsible for cost

Upon completion of the mowing or other work required to eliminate the nuisance and/or hazard, the Service Director shall determine the expenses and labor costs incurred, and shall cause statements therefor to be mailed to the affected property owners.

SECTION 5. Section 94.24, entitled "Written return to county auditor; amount a lien upon property" of Chapter 94, which reads:

The council shall make a written return to the county auditor of their action under sections 94.21, 94.22 and 94.23 with a statement of the charges for their services, the amount paid for labor, the fees of the officers serving the notices and a proper description of the premises. Such lien upon such lands from and after the date of entry and be collected as other taxes and returned to the municipality with the general fund.

IS AMENDED TO READ:

Written return to County Auditor. Amount a lien upon property

If statements have not been paid within 60 days after mailing, the Finance Director shall make a written return to the County Auditor of the action under Sections 94.21, 94.22 and 94.23, with a statement of the charges and a proper description of the premises. Such amount, when allowed, shall be entered upon the tax duplicate and be a lien upon such lands from, and after, the date of entry and be collected as other taxes and returned to the municipality with the General Fund.

SECTION 6. This ordinance shall take effect at the earliest opportunity allowed by law.

SUBMITTED: *Aug 5, 1968*  
PASSED: *Sept 9, 1968*  
EFFECTIVE: *Oct 10, 1968*

*George A. Yates*  
George A. Yates, President of Council

*George M. Haughn*  
George M. Haughn, Mayor

*Maria T. Kochensperger*  
Maria T. Kochensperger, Clerk of Council

I Certify that this ordinance is correct as to Form.

*Kent F. Ozmun*  
Kent F. Ozmun, Director of Law