

AN ORDINANCE REGULATING THE GROWTH AND CUTTING OF
GRASS

SECTION ONE: PURPOSE. The purpose of this ordinance is to designate responsibility and procedures for removal and cutting of long grass for the purpose of preserving the health and welfare of the City.

SECTION TWO: FACTS FOUND. Long grass can cause health problems, clogged storm sewers, and unsightliness.

SECTION THREE: The following shall be designated as Chapter 50A of the City Code:

Long Grass Abatement Procedures

1. The mayor or the mayor's designee is responsible for the enforcement of this Chapter.
2. No person shall interfere with the mayor or the mayor's designee in the enforcement of this Chapter.
3. Each property owner and each person in possession or control of any property shall keep the grass mowed to a height of no more than 8 inches.
4. However, this ordinance shall not regulate grass located more than 100 feet from a residence.
5. Grass shall be mowed so that the cut grass does not discharge from the mower into the streets or alleys.
6. The mayor or the mayor's designee shall investigate all areas of complaint. In the case of a legitimate and verified complaint, the mayor or the mayor's designee shall notify the last known owner or person in possession or control of the area of the requirements of this ordinance. The notice shall be by certified mail and allow 5 days after mailing to eliminate

the violation. Return receipt with signature is not required for this notice. If the owner or person in possession or control fails to act within the 5 day time period, the City may perform the required action and assess costs against the property for collection in the same manner as a property tax.

7. In addition to the remedies described above, the mayor or the mayor's designee may file misdemeanor charges against the property owner and the persons in possession of the property.

SECTION FOUR: REPEALER AND SEVERABILITY CLAUSE. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are repealed. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part of the ordinance not adjudged invalid or unconstitutional.

SECTION FIVE: WHEN EFFECTIVE. This ordinance shall be effective after its final passage, approval, and publication as provided by law.

Passed, approved, adopted, and ordered published this 19th day of July, 2004.

Loren Rickard
Loren Rickard, mayor

Attest: Karen K. Willett
Karen K. Willett, city clerk

I certify that this ordinance No. 250 was published in The Chronicle, a weekly newspaper published in Brooklyn, Iowa on the 28th day of July, 2004.

Karen K. Willett
Karen K. Willett, city clerk