

ORDINANCE NO. 2671

AN ORDINANCE RELATING TO THE CUTTING AND REMOVAL OF GRASS, WEEDS AND OTHER NOXIOUS VEGETATION, SAWDUST, AND DEBRIS FROM PROPERTY; DEFINING WHAT SHALL CONSTITUTE A NUISANCE REGARDING THE SAME; PROVIDING FOR THE ABATEMENT OF SUCH NUISANCE; MAKING THE COSTS OF REMOVAL A LIEN OF THE PROPERTY; PROVIDING A PENALTY FOR VIOLATION; AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: The owner or reputed owner of real property shall keep, cut and removed therefrom and from the half of the street abutting, all grass, weeds, other noxious vegetation which is more than ten (10) inches in height, and shall remove all dead bushes, trees, sawdust, shavings and other debris of an inflammable character. The existence of any of the foregoing conditions shall constitute a nuisance.

Any person whose duty it is to remove such nuisance and fails to do so, upon conviction in the Municipal Court, shall be punished by a fine of not to exceed fifty dollars (\$50.00) or by imprisonment in the city jail for not more than twenty-five (25) days, or both fine and imprisonment.

Section 2: The fire department shall make such inspection as may be necessary for the enforcement of the provisions of this ordinance. The Chief of the Fire Department shall notify, in writing, by mail, the owner or reputed owner of such property at the last known address of the existence of such nuisance. A copy of such notice shall be conspicuously posted on the premises where the nuisance exists on the same date.

Such notice shall require that such nuisance be removed and abated within five (5) days from the date of the notice. The failure to remove such nuisance within five (5) days shall constitute a violation of this ordinance.


Section 3: In addition to the above, if the owner or reputed owner shall fail to remove the nuisance within the time specified in the notice, the City Manager shall cause the same to be removed. The City Manager shall report the costs of removal, together with a description of the property and owner or reputed owner to the council. If the council finds the report in order, the council shall proceed to assess the property for the respective amounts for the costs of removing such nuisance therefrom, by ordinance. Such assessment shall be entered in the lien docket of the city and collected in the same manner as is provided for the collection of street improvements.

Section 4: The storage of sawdust for residential or commercial purposes shall not be considered a violation, providing the same is stored in a manner provided in Ordinance No. 2275.

Section 5: Ordinance No. 2303 and all ordinances in conflict herewith are specifically repealed.

Section 6: Whereas, the existing conditions are such that the peace, health and safety of the people of the City of Albany, Oregon, are involved, therefore, an emergency is hereby declared to exist and this ordinance shall be in effect immediately upon its final passage and approval by the Mayor.

ATTEST:



Passed by the Council: July 11, 1956
Approved by the Mayor: July 11, 1956

