

ORDINANCE NO. 226

AN ORDINANCE CONCERNING THE CUTTING OF WEEDS AND GRASS ON PROPERTIES IN THE VILLAGE OF WAYNE CITY

BE IT ORDAINED by the President and Board of Trustees of the Village of Wayne City, Wayne County, Illinois, as follows:

SECTION 1: Any weed such as jimson, burdock, ragweed, thistle, cocklebur or other weeds of like kind found growing on any lot or tract of land in the Village are hereby declared to be a nuisance and it shall be unlawful to permit any such weeds to grow or remain in such place.

SECTION 2: It shall be unlawful for anyone to permit weeds, grass or plants other than trees, bushes, flowers or ornamental plants to grow to a height exceeding twelve inches anywhere in the village and any such plants or weeds exceeding such height are hereby declared to be a nuisance.

SECTION 3: It shall be the duty of the Village Clerk to serve or cause to be served a notice upon the owner or occupant of any premises on which weeds or plants are permitted to grow in violation of the provisions of this Ordinance and to demand an abatement of the nuisance within ten days.

SECTION 4: If any person so served does not abate the nuisance within ten days, the Village may proceed to abate such nuisance, keeping an account of the expense of abatement, and such expense shall be charged and paid by such owner or occupant.

SECTION 5: Charges for such weed or grass removal shall be a lien on the premises. Whenever a bill for such charges remains unpaid for thirty days after it has been rendered, the Village Clerk may file in the office of the Recorder of Deeds of Wayne County, Illinois, a statement of lien. This statement shall contain a legal description of the premises and the expenses and costs incurred, the date the weeds were cut and the notice that the Village claims a lien for this amount. Such notice of lien claim shall be mailed to the owner of the premises if his address is known, provided, however, that failure of the Clerk to record such lien claim or to mail such notice or the failure of the owner to receive such notice shall not affect the right of the Village to foreclose the lien for such charges.

SECTION 6: Property subject to a lien for unpaid weed or grass cutting charges may be foreclosed in equity in the name of the Village and such property shall be sold for non-payment of the same and the proceeds of the sale shall be applied to pay the charges after deducting costs as in the case of foreclosure of statutory liens.

SECTION 7: The Village attorney is hereby authorized and directed to institute such proceedings in the name of the Village in any Court of competent jurisdiction.

SECTION 8: In addition to the foregoing remedies, any person violating Sections 1 or 2 of this Ordinance shall be fined not less than \$25.00 nor more than \$100.00 for each offense.

SECTION 9: All Ordinances or parts of Ordinances in conflict herewith, including Ordinance No. 79 of the Village of Wayne City, Illinois, are hereby repealed.

SECTION 10: This Ordinance shall be in effect from and after ten days after its passage, approval and publication as provided by law.

PASSED this 1 day of June, 1987.

Deana Wood
Village Clerk

APPROVED this 5 day of June, 1987.

Charles J. Chamberlain
Village President

ATTEST:

Deana Wood
Village Clerk

PUBLISHED this 8 day of June, 1987.

Deana Wood
Village Clerk