

CITY OF SMITHS GROVE

106 SOUTH MAIN STREET • P.O. Box 114
SMITHS GROVE, KENTUCKY 42171

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CITY CLERK

DOROTHY J. NEAL

MAYOR

WALT MCCAY, JR.

CITY COMMISSIONERS

BILL HARDY, JR.

BILLY M. COOKE

SHIRLEY MARTIN

KEITH HOWARD

ORDINANCE #99-2 620.10 AMENDING ORDINANCE #99-1 620.9 RELATING TO THE REMOVAL OF WEEDS, BUSHES AND/OR BRUSH, FALLEN LIMBS, TREES, MOWING OF GRASS & GENERAL CLUTTER WITHIN THE CITY LIMITS OF SMITHS GROVE, KENTUCKY

WHEREAS; Kentucky Revised Statute 381.770 provides for and requires the abatement of Nuisances and further provides for the personal liability of the property owner for the existence Of such nuisances; and

WHEREAS; It is in the interest of the residents of the City of Smiths Grove, Kentucky to be in Compliance with said law and further to protect its citizens from the hazards associated with The accumulation of excessive debris, grass, brush, general clutter, etc.,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SMITHS GROVE, KENTUCKY AS FOLLOWS;

Section 1. It is unlawful for persons owning property or renting property within the city limits Of Smiths Grove, Kentucky, or having property in their possession within the city limits of Smiths Grove, Kentucky to fail to cut/mow grass, weeds, remove fallen trees, limbs and/or Brush or any other thing that might grow within the confines of their property to a height of Ten inches or more. Exception: property or portion thereof, used for cultivation of legal Marketable crops and debris or clutter caused by Acts of God. Exclusion: properties under Construction or remodeling.

2. It is unlawful for any person owning, renting property or having property in their possession Within the city limits of Smiths Grove, Kentucky to fail to cut, mow and/or remove weeds, Bushes, grass, fallen trees, limbs and/or brush or any other thing that might grow in, around, And on the streets and alleys of the city adjoining and adjacent to the property or over or Above sidewalks that interferes with the traveling or that shall grow exposed within their Yards and open lots within the city, other than flowers, shrubs, roses, or things that are Ornamental and add beauty to their yards and the city.
3. Any persons failing or refusing to have cut, mowed and removed weeds, bushes, grass, fallen trees, limbs and/or brush, other plants and general clutter described herein from the places herein designated after receiving a ten (10) day notice from the Police Chief, Police Deputy or notification sent by certified mail addressed to the owner at the last known address with return receipt requested, shall be guilty of violation of this ordinance. Any person guilty of violation of this ordinance shall be cited by the Police Chief or his Deputy, and will be subject to a fine levied as a civil penalty, payable to the city as established in the attached schedule, along with any costs incurred by the city for enforcement of this ordinance. It is also established that each day of violation shall be a separate offense.

4. Condemnation of unsafe and/or vacant structures, an unsafe or vacant structure that is found To be dangerous to the life, health, property or safety of the public, or is vacant and unfit For human habitation and occupancy shall cause a placard of condemnation to be places on The premises by the Smiths Grove Fire Chief. KRS 381.770 shall then by executed by Both the Smiths Grove City Commission and the Smiths Grove Fire Chief.

Section 5. That this ordinance shall be of effect upon its passage and publication according to law.

APPROVED: Walter J. McCay Jr.
Walter J. McCay Jr, Mayor

ATTEST: Dorothy J. Neal
Dorothy J. Neal, City Clerk

First reading: 8-19-99

second reading: 8-23-99

FINE AND/OR FEE SCHEDULE

The following fines are for per day of violation.

Normal residential yard	\$50.00, plus \$50.00 fine per Occurrence
½ acre lot	\$75.00, plus \$50.00 fine per occurrence
lots larger than 1/2 acre	\$125.00, plus \$50.00 fine per occurrence
per acre	\$200.00, plus \$50.00 fine per occurrence
removal of tree and/or trees	actual cost to the city, plus \$50.00 fine per occurrence
removal of brush and/or brush pile	actual cost to the city, plus \$50.00 fine per occurrence