

ORDINANCE 901

AN ORDINANCE ADOPTED BY THE CITY OF CENTRAL CITY, MERRICK COUNTY, NEBRASKA REPEALING CURRENT SECTIONS 2-505 and SECTION 2-506 OF THE CITY CODE AND ADOPTING THE FOLLOWING PROVISIONS RELATING TO NOTICE FOR ABATEMENT OF WEEDS, GRASS AND LITTER.

NOW, THEREFORE, be it ordained by the Mayor and Council of the City of Central City, Merrick County, Nebraska as follows:

That the current Section 2-505 of the City Code be repealed and the following Section be Adopted:

SECTION 2-505: WEEDS AND GRASS: NOTICE

When the code enforcement officer declares or finds that any premises within the City zoning jurisdiction may be maintained contrary to one or more of the provision of section 2-504, he or she shall cause a notice to the owner and occupant of the premises. The notice shall state the conditions which constitute the public nuisance and shall order the abatement of the nuisance. The notice shall be substantially in the following form:

NOTICE OF NUISANCE

TO: (OWNER AND OCCUPANT)

Pursuant to Section 2-504 of the Municipal Code of the City of Central City, Nebraska, the property located at:

is being maintained as a public nuisance due to litter or un-mowed weeds and grass.

You shall have five (5) days from the date of this notice to abate said Nuisance or to request a hearing before the City Council, or the City may correct said condition and assess the cost to the owner(s) and or the property.

Dated: _____, 20__.

CITY OF CENTRAL CITY, NEBRASKA

BY: _____

A copy of this Notice was served by personal service or by certified mail to the following persons:

Name: _____ Date: _____

Name: _____ Date: _____

Name: _____ Date: _____

Or was published or posted on the property on the ____ day of _____, 20__.

That the current Section 2-506 of the City Code be repealed and the following Section be Adopted:

SECTION 2-506: WEEDS, GRASS AND LITTER: FORM OF PROPER SERVICE OF NOTICE

Notice to abate and remove such nuisance shall be given to each owner or owner's duly authorized agent and to the occupant, if any, by personal service or certified mail. If notice by personal service or certified mail is unsuccessful, notice shall be given by publication or by conspicuously posting the notice on the lot or ground upon which the nuisance is to be abated. The owner or occupant shall have five days from the receipt of the notice or the publication or posting of the notice to abate the nuisance or request a hearing before the city council. If the owner fails to comply with the notice to abate within five days of the notice or the hearing, whichever is later, the City may have such work done and assess the costs and expenses of the work to the owner. If not paid within two months after the work is completed, the City may levy and assess the costs and expenses as special taxes to the real estate or proceed to recover said costs and expenses by civil action.

That all ordinances and parts of ordinances passed and approved prior to the passage and approval of this ordinance and in conflict therewith are hereby repealed.

That this ordinance shall be in full force and take effect from and after its passage, approval and publication according to law.

PASSED AND APPROVED this 14th day of November, 2007.

City of Central City
Merrick County, Nebraska

BY: _____
Clayton Erickson, Mayor

ATTEST:

David Rish, City Clerk