

# CHAPTER VIII. HEALTH AND WELFARE

## ARTICLE 2. HEALTH AND WELFARE NUISANCES

### SECTIONS

8-201	NUISANCES DEFINED
8-202	WEEDS; DUTY OF OWNER
8-203	ABATEMENT OF NUISANCES

**8-201. NUISANCES DEFINED.** Nuisances, as used in this article, include without limitation:

- (a) Filth, excrement, lumber, rocks, dirt, cans, paper, trash, metal or any other offensive or disagreeable thing or substance thrown or left or deposited upon any street, avenue, alley, sidewalk, park, public or private enclosure or lot whether vacant or occupied;
- (b) All dead animals not removed with 24 hours after death;
- (c) Any place or structure or substance which emits or causes any offensive, disagreeable or noxious odors;
- (d) All stagnant ponds or pools of water;
- (e) All grass or weeds or other unsightly vegetation not usually cultivated or grown for domestic use or to be marketed or for ornamental purposes;
- (f) Abandoned refrigerators or freezers kept on the premises under the control of any person, or deposited on the sanitary landfill, or any refrigerator or freezers not in actual use unless the door, opening or lid thereof is unhinged, or unfastened and removed therefrom;
- (g) All articles or things whatsoever caused, kept, maintained or permitted by any person to the injury, annoyance or inconvenience of the public or of any neighborhood;
- (h) Any fence, structure, thing or substance placed upon or being upon any street, sidewalk, alley or public ground so as to obstruct the same, except as permitted by the laws of the city;
- (i) Any obstruction of streams or stormwater channels or drainageways or other storm sewer systems if such obstruction impedes the free flow of water or causes flooding.

(Code 1984)

(Code 2000)

(Ord. 1991C; 05-19-03)

**8-202. WEEDS; DUTY OF OWNER.** No property owner shall permit weeds or grasses to exceed 12 inches in height upon any platted area or within 100 feet of any platted area or any developed area. A property owner is responsible for property maintenance for his or her property and for the public right-of-way to the street.

(Ord. 692; 04-06-81)

(See also Section 8-501 et seq.)

**8-203.**

**ABATEMENT OF NUISANCES.** Whenever the Public Officer, as the enforcement officer for the Property Maintenance Code incorporated by Article 5 of Chapter 8 of this Code, is notified that a nuisance exists within the city, he or she shall give notice as provided by the Property Maintenance Code, as supplemented by Section 8-501 et seq.. The person maintaining the nuisance shall be subject to the duty to abate as provided for by the Property Maintenance Code, as supplemented by Section 8-501 et seq. Failure to abate a nuisance as directed shall result in abatement of the nuisance by the city and assessment of costs against the property, as provided for by the Property Maintenance Code, as supplemented by Section 8-501 et seq.

(Code 1984)

(Code 2000)

(Ord. 1941C; 01-22-02)