

ORDINANCE NO. 570

AN ORDINANCE AMENDING ARTICLE 6 SECTION 334 OF THE GOTHENBURG MUNICIPAL CODE, REQUIRING THE OWNER OR OCCUPANT OF ANY LOT TO DRAIN STAGNANT WATER; PROHIBITING THE ACCUMULATION OF LITTER; REQUIRING THE MOWING OF ALL WEEDS, GRASSES AND WORTHLESS VEGETATION IN EXCESS OF 12 INCHES; DECLARING A NUISANCE; PROVIDING DEFINITIONS; PROVIDING PUNISHMENT FOR VIOLATION OF SAID ORDINANCE; PROVIDING FOR ABATEMENT OF NUISANCES; PROVIDING A MANNER OF ASSESSMENT OF ABATEMENT; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GOTHENBURG, AS FOLLOWS:

Section 1. A copy of Article 6 section 334, of the Gothenburg Municipal Code, is attached hereto and incorporated herein by this reference.

Section 2. Article 6 section 334 of the Gothenburg Municipal Code is amended as follows:

All lots or pieces of ground within the city shall be drained by the owner or occupant thereof so as to prevent stagnant water or other nuisance from accumulating thereon. The owner or occupant of any lot or piece of ground within the city shall keep the lot or piece of ground and the adjoining streets and alleys free from any growth of 12 inches or more in height of weeds, grasses, or worthless vegetation. The throwing, depositing, or accumulation of litter on any lot or piece of ground, within the city is prohibited.

The maintenance of any growth of 12 inches or more in height of weeds, grasses, or worthless vegetation, or the littering or causing litter to be deposited or remain on any such lot or piece of ground, except in proper receptacles, is declared a nuisance.

No vegetation, worthless or otherwise shall exceed 12 inches in height on any corner lot (adjacent to a street intersection) within ten feet of the street.

Any owner or occupant of any lot or piece of ground violating the terms of this ordinance shall be guilty of a class V misdemeanor.

Notice to abate or 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. Within 5 days after receipt of such notice, if the owner or occupant of the lot or piece of ground does not request a hearing with the city council, or fails to comply with the order to abate and remove the nuisance, the city may have such work done and may levy and assess the costs and

expenses of the work upon the lot or piece of ground so benefitted in the same manner as other special taxes for improvements are levied or assessed, or the city may proceed to collect said expenses and costs by civil action against the owner, occupant, or both.

For purposes of this ordinance, the terms litter and weeds shall have the definitions set forth in Neb. Rev. Stat. section 17-563, as from time to time amended.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall become effective from and after its passage, approval and publication, according to law.

PASSED AND APPROVED THIS 2nd DAY OF July, 1991.

THE CITY OF GOTHENBURG

BY Richard L. Blawie
MAYOR

ATTEST:

Connie Stull
CITY CLERK

APPROVED AS TO FORM:

[Signature]
CITY ATTORNEY