

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number: _____

Meeting Type: Regular

Meeting Date: Dec 3, 2015

Action Requested By: Community Development

Agenda Type: Ordinance

Subject Matter:

Amendment to Section 27-91. Definitions.

Exact Wording for the Agenda:

Introduction of an Ordinance to Amend Section 27-91 of the Code of Ordinances.

Note: If amendment, Please state title and number of the original

Item to be considered for: Introduction

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what council action will provide, allow and accomplish and; any other information that might be helpful.

Associated Cost: _____

Budgeted Item: Not Applicable

MAYOR RECOMMENDS OR CONCURS: Yes

Department Head: M. [Signature]

Date: 11/24/15

ORDINANCE NO: 15- _____

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama as follows:

Section 1. Chapter 27, Article III, Section 27-91 of the Code of Ordinances of the City of Huntsville, Alabama is hereby amended to read as follows:

Sec. 27-91. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Grass and weed nuisance means any abundance of overgrown grass or weeds within the city, which is injurious to the general health, safety and welfare by providing breeding grounds and shelter for rats, mice, snakes, mosquitoes and other vermin, insects and pests; or attaining such heights and dryness so as to constitute a fire threat or hazard; bearing wingy or downy seeds, when mature, that cause the spread of weeds and, when breathed, irritation to the throat, lungs and eyes of the public; or hiding debris, such as broken glass or metal, which could inflict injury on any person going upon the property; or being unsightly, or any growth of grass or weeds, other than ornamental growth, which exceeds a height of eight inches growing upon any lot or parcel of land within any platted, subdivided, or improved residential, commercial or industrial subdivision, and any growth of grass or weeds, other than ornamental growth, which exceeds a height of 12 inches on property adjacent to a platted, subdivided, or improved residential, commercial or industrial subdivision.

Improved subdivision means a division of a tract of land or acreage into tracts or parcels, and the improvement by construction of streets, water lines and, where applicable, sewer lines to serve the subdivided property.

Natural condition means uncultivated and unseated land, still in a state of nature; but any growth on land once it has been cleared or plowed is not a natural condition, even though it has not been planted or cultivated by anyone.

Owner of property means legal titleholder, or lessee, or occupant of property, or agent of legal titleholder or lessee, in charge, possession or control of the property.

Section 2. The severability provisions of section 1-8 of the Code of Ordinances of the City of Huntsville, Alabama are specifically included herein by reference as if fully set forth.

Section 3. This Ordinance shall become effective upon its adoption and approval.

ADOPTED this the _____ day of _____, 2015.

President of the City Council
Of the City of Huntsville, Alabama

APPROVED this the _____ day of _____, 2015.

Mayor of the City of
Huntsville, Alabama