

Village of Crooksville, Ohio

ORDINANCE NO. 2257

SUPPLEMENTARY ORDINANCE REGULATING NUISANCES

Whereas, the Village of Crooksville has heretofore adopted Ordinance No. 953, Passed June 17, 1968, and Ordinance No. 2095, Passed July 15, 1991, regulating litter and weed nuisances; and

Whereas, Ohio Revised Code §§ 731.51-731.54 inclusive allow municipal legislative authorities to order removal of litter and/or to order that noxious weeds be cut and destroyed, and upon failure of an owner and/or resident to do so, permits said legislative authority to remove the litter and/or cut and destroy the noxious weeds, and to cause the costs thereof to be certified to the county auditor as a lien on the property; and

Whereas, it is in the interest of the peace, health, safety and welfare of the Village of Crooksville said Ordinances Nos. 953 and 2095 be supplemented to include the remedies permitted by Ohio Revised Code §§ 731.51-731.54;

NOW THEREFORE BE IT, AND IT IS HEREBY ORDAINED by the Village of Crooksville, Perry County, State of Ohio, that:

1. **Litter**:

- (a) As used in this ordinance, "litter" includes any garbage, waste, peelings of vegetables or fruits, rubbish, ashes, cans, bottles, wire, paper, cartons, boxes, parts of automobiles, wagons, furniture, glass, oil of an unsightly or unsanitary nature, or anything else of an unsightly or unsanitary nature.
- (b) Upon a finding made by Resolution by the Village Council that litter has been placed on lands within the Village of Crooksville and that the litter has not been removed from the lands by the owner, lessees, agent, or tenant after **fifteen days** from service of the notice required by Ohio Revised Code § 731.51, and that said litter constitutes a detriment to public health, the Village Council shall implement the procedures and remedies of Ohio Revised Code §§ 731.51-731.54, to wit:
 - (1) Upon failure of said owner, lessee, agent, or tenant to remove the litter, the Village Administrator shall cause the same to be done and report all expenses incurred thereby, including charges for the services, amount paid for performance of the labor, and the fees of the officers who made the service with the notice and return, to this Council.
 - (2) The expenses charged to any owner, lessee, agent, or tenant, if not paid by him, shall be reported to the County Auditor and collected as other taxes in the manner provided by law.

2. Noxious Weeds:

- (a) Upon written information that noxious weeds are growing on certain lands within this Village and that they are about to spread and mature seeds, the Village Administrator shall submit written information of the same to the Village Council.
 - (b) Thereupon, Village Council shall act by Resolution and instruct the Clerk to cause a written notice to be served in accordance with Ohio Revised Code § 731.51, upon the owner, and if different, upon the lessee, agent or tenant having charge of the lands.
 - (c) Upon failure of said owner, lessee, agent, or tenant to cut and destroy said weeds within five days of service of the notice, the Village Administrator shall cause the same to be done and report all expenses incurred thereby, including charges for the services, amount paid for performance of labor, and the fees of the officers who made the service with the notice and return, to the Council.
 - (d) The expenses charged to any owner, lessee, agent, or tenant, if not paid by him, shall be reported to the County Auditor and collected as other taxes in the manner provided by law.
3. As regards service of notices and the number of days permitted a property owner, lessee, agent or tenant to comply with such notices, Ordinances Nos. 953 and 2095 are hereby AMENDED to conform to the notices and time requirements set forth herein and contained in Ohio Revised Code § 731.51.
4. Emergency Clause: This ordinance is hereby declared an emergency measure necessary for the immediate preservation of the peace, health, safety and welfare of the Village of Crooksville and the inhabitants thereof. Therefore, this ordinance shall go into immediate effect upon its passage.

Passed: Sept. 20, 1999

Douglas E. Cannon, Mayor

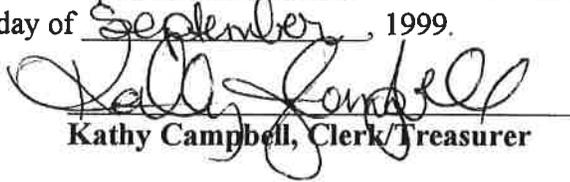
ATTESTED:



Kathy Campbell, Clerk/Treasurer

Posting Certification

This ordinance was posted at the five prescribed locations within the Village of Crooksville, Ohio, on the 21st day of September, 1999.


Kathy Campbell, Clerk/Treasurer