



ORDINANCE O-11-19

AN ORDINANCE AMENDING TITLE 8, CHAPTER 1 OF THE CODE OF ORDINANCES
(Regulation of Length of Lawn and Grasses)

INTRODUCED BY ALDERMAN KRUEGER

The Common Council of the City of Menasha does hereby ordain as follows:

SECTION 1: Repeal and Recreate Title 8, Chapter 1, SEC 8-1-7 of the Code of Ordinances of the City of Menasha, Wisconsin as follows:

Title 8
Health and Sanitation
Chapter 1
Health and Sanitation

SEC. 8-1-7 REGULATION OF LENGTH OF LAWN AND GRASSES.

- (a) **PURPOSE.** This Section is adopted due to the unique nature of the problems associated with lawns, grasses and weeds being allowed to grow to excessive length in the City of Menasha.
- (b) **PUBLIC NUISANCE DECLARED.** The Common Council finds that lawns, grasses and weeds on lots or parcels of land which exceed eight (8) inches in length adversely affect the public health and safety of the public in that they tend to emit pollen and other discomforting bits of plants, constitute a fire hazard and a safety hazard in that debris can be hidden in the grass, interferes with the public convenience and adversely affects property values of other land within the City. For that reason, any lawn, grass or weed on a lot or other parcel of land which exceeds eight (8) inches in length is hereby declared to be a public nuisance, except for property located in a designated floodplain area and/or wetland area.
- (c) **NUISANCES PROHIBITED.** No person shall permit any public nuisance as defined in Subsection (b) above to remain on any premises owned or controlled by the person within the City.
- (d) **ABATEMENT OF NUISANCE.**
 - (1) If the Weed Commissioner or designee shall determine with reasonable certainty that any public nuisance as defined in Subsection (b) above exists, the Weed Commissioner or designee shall immediately cause written notice to be given by hand delivery, mail, or email to the owner or occupant of the property that the property has been found to be noncompliant with this Section. The notice will detail the City's plan to bring the property into compliance with this section and Section 8-1-6 and the estimated cost of said service to be completed no less than twenty-four (24) hours prior to the City's or its contractor's cutting of the lawn,

- grass or weeds.
- (2) The costs incurred by the City to cut the grass and/or weeds will be charged to the owner of the property and if left unpaid will be assessed as a tax upon the lands upon which such grass and/or weeds are located under the provisions of Section 66.0627, Wis. Stats., or such cost may be recovered in an action against the owner or occupant.

SECTION 2: This amending Ordinance shall take effect upon passage and publication as provided by law.


Passed and approved this 1st day of July, 2019.

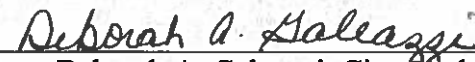
Recommended by:
Board of Public Works

Motion/Second:
Ald. Krueger/Ald. Ted Grade

Passed: 7-1 Ald. Nichols voted no.

Requires: Majority Vote


Donald Merkes, Mayor
ATTEST:


Deborah A. Galeazzi, City Clerk