

**MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE
Ordinance 2018-09**

Introduced By: Mayor Ashby

Date Introduced: June 5, 2018

Amendments Adopted: N/A

Date Adopted: July 3, 2018

Date Effective: July 23, 2018

AN ORDINANCE concerning

BRUSH, WEEDS AND GRASS

FOR the purpose of defining certain terms and modifying certain penalties to assist in the enforcement of regulations relating to brush, weeds and grass in the Town of Perryville.

BY repealing and reenacting, with amendments
Chapter 30 Brush, Weeds and Grass
Section 30-4
Code of the Town of Perryville

BY adding
Chapter 30 Brush, Weeds and Grass
Section 30-5
Code of the Town of Perryville

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW

((Double Parenthesis)) indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.

SECTION 1. BE IT ENACTED BY THE MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE that Section 30-4 of the Code of the Town of Perryville, Chapter 30, Brush, Weeds and Grass, is repealed and reenacted, with amendments, to read as follows:

Chapter 30 – BRUSH, WEEDS AND GRASS

§ 30-4. Violations and penalties.

Upon the failure, neglect or refusal of any owner, occupant or other person so notified to cut, destroy and remove such excessive growth of grass, brush or weeds and any growth on curb, gutter and sidewalk, either or both, upon his property within seven (7) days after the date of written notice from the town or upon expiration of fourteen (14) days after the date of such written notice in the event the town, after making a reasonable effort to do so, has been unable to deliver said notice to such owner, occupant or other person, either by personal service or by certified mail, the owner, occupant or other person shall be in violation of this chapter and shall be guilty of an infraction. Every such person is guilty of a separate offense for each and every day such violation shall continue. ((Each violation of the chapter will incur a fine of twenty-five dollars (\$25.)) EACH INITIAL VIOLATION SHALL BE SUBJECT TO A FINE OF TWENTY FIVE DOLLARS (\$25.) AND EACH SUBSEQUENT VIOLATION SHALL BE SUBJECT TO A FINE OF FIFTY DOLLARS (\$50).

AFTER THE THIRD VIOLATION OF THIS CHAPTER IN A CALENDAR YEAR, THE TOWN SHALL GIVE THE OWNER, OCCUPANT OR OTHER PERSON IN CHARGE OF A PREMISES FORTY-EIGHT (48) HOURS NOTICE TO CORRECT ANY SUBSEQUENT VIOLATION. IF THE VIOLATION IS NOT CORRECTED WITHIN FORTY-EIGHT (48) HOURS AFTER NOTICE, THE TOWN MAY THEN HAVE THE VIOLATION ABATED AT THE OWNER'S EXPENSE IN ACCORDANCE WITH § 30-3.

SECTION 2. AND BE IT FURTHER ENACTED BY THE MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE that new Section 30-5 is added to the Code of the Town of Perryville, Chapter 30, Brush, Weeds and Grass, to follow immediately after Section 30-4 and to read as follows:

Chapter 30 – BRUSH, WEEDS AND GRASS

§ 30-5 DEFINITIONS.

IN THIS CHAPTER THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED:

GRASS - VEGETATION CONSISTING OF TYPICALLY SHORT PLANTS WITH LONG, NARROW LEAVES, GROWING WILD OR CULTIVATED ON LAWNS AND PASTURES.

WEEDS - ALL GRASSES, ANNUAL PLANTS AND VEGETATION, OTHER THAN TREES, SHRUBS, CULTIVATED FLOWERS AND GARDENS.

BRUSH - A HEAVY GROWTH OF SMALL TREES AND BUSHES AND/OR BRANCHES AND TWIGS CUT FROM A TREE.

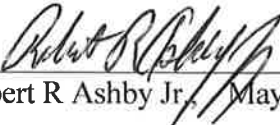
SECTION 3. AND BE IT FURTHER ENACTED BY THE MAYOR AND

COMMISSIONERS OF THE TOWN OF PERRYVILLE that this Ordinance shall become effective at the expiration of twenty (20) days following approval by the Mayor and Commissioners.

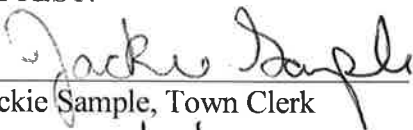
ADOPTED this 3rd day of July, 2018.

SEAL:

**MAYOR AND COMMISSIONERS OF
THE TOWN OF PERRYVILLE**

By: 
Robert R Ashby Jr., Mayor

ATTEST:


Jackie Sample, Town Clerk

Date: 7/3/18