

ORDINANCE NO. 2013-16

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 34 ENVIRONMENT, ARTICLE II NUISANCES, SECTION 34-39 NUISANCE; DUTY OF OWNER OR OCCUPANT; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT ORDAINED by the Mayor and Council of the City of Wayne, Nebraska:

Section 1. That Chapter 34, Article II, Section 34-39 of the Wayne Municipal Code is hereby amended to read as follows:

Sec. 34-39. Nuisance; duty of owner or occupant

(a) The owner or occupant of any lot or piece of ground within the municipality shall:

~~1. Drain or fill such lot or piece of ground so as to prevent stagnant water or any other nuisance from accumulating thereon.~~

1. Keep the lot or piece of ground and the adjoining streets and alleys to the center thereof free of any growth of 12 inches or more in height of weeds, grasses or worthless vegetation, **except for site designated by the City as habitat areas or stormwater management areas.**

~~2. Prevent the throwing, depositing or accumulation of litter on any lot or piece of ground within the municipality; provided that grass, leaves and worthless vegetation may be used as a ground mulch or in a compost pile.~~

3. Refrain from maintaining a disorderly house as defined by this Code.

(b) Any owner or occupant who fails to abate a nuisance **or request a hearing with the City Problem Resolution Team within five (5) days of notice** shall, upon conviction, be guilty of a misdemeanor and be fined no less than \$100.00 ~~and no more than \$500.00~~. Each day a violation continues shall constitute a separate offense.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are repealed.

Section 3. This Ordinance shall be in full force and effect after its passage, approval, and publication as provided by law.

PASSED AND APPROVED this 19th day of March, 2013.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

