

## CHAPTER 74: BRUSH, GRASS, RUBBISH, OR WEEDS

### ARTICLE I - GENERAL PROVISIONS

#### **§ 74.1 Title**

This Chapter shall be known and may be cited as the "Brush, Grass, Rubbish or Weeds Law of the Town of Camillus."

#### **§ 74.2 Declaration of Policy**

Pursuant to the authority of Section 64 (5-a) of the Town Law, it is hereby declared to be the policy of the Town of Camillus to provide for the safe and proper use of land and to prevent unsightly, unhealthful, hazardous or dangerous conditions due to the growth of brush, grass or weeds, or the accumulations of cuttings thereof. By this Chapter the Town Board seeks to enforce said policy by causing such grass, brush, rubbish or weeds to be cut, trimmed or removed and assess the costs against the real property upon which such conditions are found in the event of the failure of the property owner or occupant to so act. By this Chapter the Town Board also seeks to penalize the owner and occupant of such land for willfully ignoring notice served for violations of this Chapter and authorize the Code Enforcement Office to initiate a criminal action in a court of proper jurisdiction.

#### **§ 74.3 Regulation**

Any person being the owner or occupant of a lot situated within an approved subdivision for which a map is filed in the Onondaga County Clerk's Office and which lot is one acre or less, shall be required to maintain a front and side yard lawn not exceeding 10 inches in height. No other vegetative growth shall be allowed in such a front and side yard except landscape and vegetable gardening. Such an owner or occupant shall not accumulate in such a front or side yard cut grass, brush or weeds or any other rubbish.

#### **§ 74.4 Notice to be served**

Whenever the Town board adopts a resolution requiring the owner or occupant of land to cut, trim, or remove brush, grass, rubbish or weeds upon their lands, the Town Board shall specify the date, not less than ten (10) days from the receipt of notice, within which such work be completed. Notice of the adoption of such resolution shall be served upon such owner or occupant personally or by certified mail, return receipt requested. If such owner is a non-resident owner, notice mailed to such owner addressed to his last known address shall be sufficient service thereof.

#### **§ 74.5 Failure to comply**

Whenever notice as specified in §74.4 has been served and such owner or occupant shall fail to comply with the requirements of such notice within the time provided therein, the Town Board may authorize the work to be done and pay the cost thereof out of Town General Funds.

**§ 74.6 Reimbursement**

The Town shall be reimbursed for the cost of the work performed as hereinabove provided by assessment and levy upon the lots or parcels of land whereon such work was performed, which charges shall be assessed and collected in the same manner and at the same time as other Town charges.

**§ 74.7 Investigation**

The Code Enforcement Officer shall respond to any reported violation of this Chapter and, upon verification that probable cause exists, shall issue an appearance ticket for court or may cause such violation to be brought before the Town Board through the appropriate Councilman or Supervisor who may sponsor the resolution pursuant to § 74.4 based upon that Board member's direct knowledge.

**§ 74.8 Penalties**

A violation of this Chapter shall be deemed an offence and each day the condition persists shall constitute a separate offense. Each offense shall be punishable by a fine of not less than \$50.00 or more than \$250.00.

HISTORICAL NOTE:

Repealed and replaced by LL#12-94

Repealed & replaced. LL#15-06