

ORDINANCE

#19-09

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DUBLIN TO ADD A NEW ARTICLE V TO CHAPTER 13, NUISANCES, OF THE CITY OF DUBLIN TO PROVIDE FOR THE REGULATION OF VEGETATION; TO PROVIDE FOR A MAXIMUM HEIGHT FOR WEEDS, GRASS, ETC.; TO DECLARE CERTAIN VIOLATIONS A PUBLIC NUISANCE; TO PROVIDE FOR A NUISANCE ABATEMENT PROCEDURE; TO REPEAL CONFLICTING ORDINANCES; TO SET AN EFFECTIVE DATE; AND FOR OTHER LAWFUL PURPOSES.

WHEREAS, the Mayor and County are vested with the authority to declare public nuisances and regulate the abatement and procedures for the same;

WHEREAS, the Mayor and Council recognize a need for property owners to maintain the growth of vegetation and grasses and weeds such that it does not interfere with the rights and enjoyment of neighboring property owners or the general public at large;

WHEREAS, the Mayor and Council believe the growth of certain weeds, grasses, or plants under certain circumstances constitutes a public nuisance.

THEREFORE, the Mayor and Council of the City of Dublin hereby ordain as follows:

SECTION ONE:

There is added a new Article V to Chapter 13 of the Code of Ordinances which shall read as follows:

“Article V – Vegetation

Section 13-60 – Certain weeds, grasses, and plants declared a nuisance; exceptions.

- (a) Any weeds such as jimson, burdock, ragweed, thistle, cocklebur, or other weeds of a like kind found growing in any lot or track of land in the city, and any weeds, grasses, or plants other than trees, bushes, flowers, or other ornamental plants to a height exceeding eight (8) inches anywhere in the city are declared to be a nuisance, subject to abatement as provided in this Article.
- (b) Garden flowers, vegetables, cultivated agricultural crops, ornamental shrubbery, and trees shall not be considered weeds, grass, or vegetation within the meaning of this section.
- (c) The provisions of this Article shall apply only to property located within subdivisions of record in the office of the clerk or the superior court of the county, and to city lots of record as of the date of the passage of this ordinance. They shall not apply to undeveloped areas of unsubdivided land within the city.

Section 13-61 – Maximum height of weeds, grass, etc.

It shall be unlawful for the owner of improved property or previously improved property in the city, whether zoned residential, commercial, industrial, or other, to have, place, or allow grass, weeds and/or other undergrowth to exceed the height of eight (8) inches or more on such property, including but not limited to, the front, side, or rear yard. Property owners are specifically required to maintain any right-of-way adjoining their property and up to the street or curb, as the case may be. Notwithstanding the above, grass, weeds, and/or other undergrowth of a height of eight (8) inches or more are declared to be a public nuisance and abatable as such.