

## **92.22 PUBLIC NUISANCES AFFECTING HEALTH.**

The following are hereby declared to be nuisances affecting health:

- (A) Exposed accumulation of decayed or unwholesome food or vegetable matter;
- (B) All diseased animals running at large;
- (C) All ponds or pools of stagnant water;
- (D) Carcasses of animals not buried or destroyed within 24 hours after death;
- (E) Accumulation and/or odors of manure, refuse, household furniture, appliances, or other debris;
- (F) Privy vaults and garbage cans which are not rodent-free or fly-tight, or which are so maintained as to constitute a health hazard or to emit foul and disagreeable odors;
- (G) The pollution of any public well or cistern, stream or lake, canal or body of water by sewage, industrial waste, or other substances;
- (H) All noxious weeds and other rank growths upon public or private property, including tall weeds, tall grass and unmown lawns in excess of six inches in length;
- (I) Dense smoke, noxious fumes, gas, soot, or cinders in unreasonable quantities;
- (J) All public exposure of people having a contagious disease;
- (K) Any offensive trade or business as defined by statute not operating under local license;
- (L) Any refrigerators or containers with doors; and
- (M) Any other acts, omission of acts, occupations, and uses of property which are deemed by the Board of Health to be a menace to the health of the inhabitants of the City.

Penalty, see § [92.99](#)

## **§ 92.30 ABATEMENT FOR WEEDS, GRASS:**

As an alternate to the abatement process under § [92.29](#) of this chapter, when a nuisance exists as defined by § [92.22](#)(H) of this chapter, the city may abate the nuisance by following the procedure described in this section. If the City Weed Inspector determines that a nuisance exists under § [92.22](#)(H), the city shall notify the property owner by mailed notice of the existence of such a nuisance. Such notice shall give the property owner five days from the receipt of mailing to abate the nuisance. If the nuisance is not abated within that time, the city may cause the weeds, grasses or other rank growths to be cut, sprayed or otherwise removed and may recover the expenses thereof, either by civil action against the owner or by ordering the Clerk to extend such sum as a

special assessment against such lot, to be collected with other city taxes. The city shall mail the property owner notice of the amount of such expenses. The property owner shall have 30 days from the date of such notice to appeal to the City Council. After the first notice as to the existence of a nuisance, no further notice in that calendar year shall be required for a recurring nuisance. It shall be sufficient notice for the city to send one notice per calendar year containing the total expenses proposed to be recovered by the city for such recurring nuisance.