

**VILLAGE OF HARTVILLE
STARK COUNTY, OHIO
ORDINANCE NO. 1-19.20**

ORDINANCE NO. 1-19.20 directing the Mayor to serve written notice upon the owners, lessees, agent or tenants of such properties that the noxious weeds or overgrown grass are growing in excess of eight inches, and must be cut and destroyed, and the same to be an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF HARTVILLE, STARK COUNTY, OHIO.

Section 1. Findings and Determinations. This Council finds and determines the following matters:

- (a) Noxious weeds are growing on certain properties located within the boundaries of the Village.
- (b) The weeds constitute a detriment to the public health.

Section 2. Noxious Weeds and High Grass. No person who is the owner or in charge of land within the Village shall permit to grow thereon any ragweed, field daisies, goldenrod, burdock, yellowdock, dandelions, thistles, jimson weeds, milkweeds, polygonum, mullein, poison ivy, poison oak, or other weeds or grasses of rank growth, exceeding eight (8) inches in height. Inspection shall occur during the growing season, beginning no later than April 1st of each year, and concluding no earlier than the first killing frost as recorded by the Department of Commerce, National Weather Service Office of local jurisdiction.

Section 3. If any person does not comply with the notice, Council directs the Village to employ labor necessary to cut and destroy the noxious weeds or overgrown grass.

Section 4. All expenses incurred will, upon approval by Council, be paid out of the Village Treasury from funds otherwise not appropriates.

Section 5. Council directs the Mayor, upon completion of the work, to notify the Stark County Auditor of the proceedings under Chapter 93 of the Hartville Ordinances and to provide the Auditor a statement of the charges for services, labor and the fees of officers serving the notice, for placement of the total costs on the tax duplicate of the particular lands to be a lien on the properties, to be collected as other taxes and returned by the Auditor to the Village.

Section 6. This Council finds and determines that all formal actions of this Council relating to the enactment of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law, including Section 121.22, Ohio Revised Code.

Section 7. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the Village, and for the further reason that the immediate effectiveness of this ordinance is required to provide for the timely removal of noxious weeds or overgrown grass constituting a detriment to the public health, and provided this ordinance receives the affirmative vote of two-thirds of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in full force at the earliest period allowed by law.

Motion was made by CM MILLER and CM GLAN seconded the motion and the roll being call upon the question of the adoption of the ordinance, the vote resulted as follows:

<u>Member</u>	<u>AYE</u>	<u>NAY</u>
Green	<u>✓</u>	<u>_____</u>
Kozy	<u>✓</u>	<u>_____</u>
Miller	<u>✓</u>	<u>_____</u>
Ries	<u>✓</u>	<u>_____</u>
Sullivan	<u>✓</u>	<u>_____</u>
Williams	<u>✓</u>	<u>_____</u>

Dated: June __, 2019


 Cindy Billings, Mayor

Attest:


 Scott K. Varney, Village Fiscal Officer