

**CHAPTER 47
BRUSH, GRASS & WEEDS**

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[HISTORY: Adopted by the Board of Supervisors of the Township of Findlay on 09/28/98 as Ord. #270; amended 07/11/12 by Ord. #373. Amendments noted where applicable.]

GENERAL REFERENCES

Enforcement - see Ch. 5

§47. 1 Cutting and removal of noxious vegetation required.

§47.1.1. It shall be unlawful for any person owning or occupying any property within the Township of Findlay to permit any brush, grass, weeds or vegetation whatsoever not edible or planted for some useful or ornamental purpose to grow or remain upon such premises or the right-of-way which abuts their premises or property so as to:

47.1.1.1. Exceed a height of ten (10) inches;

47.1.1.2. Throw off any unpleasant or noxious odor;

47.1.1.3. Conceal any filthy deposit; or

47.1.1.4. Create or produce pollen.

47.1.2. The cutting of such brush, grass, weeds or other vegetation twice a month in the months of April, May, June, July, August, September and October and the removal of the brush, grass, weeds or other vegetation so cut shall be deemed evidence that no violation of this section shall have been created.

§47.2 Duty of owner or occupant of premises.

The owner of any vacant premises or premises occupied by the owner and the occupant thereof in the case of premises occupied by other than the owner thereof, shall remove, trim or cut all brush, grass, weeds or other vegetation growing or remaining upon such premises or in the abutting right-of-way in violation of any of the provisions of §47.1 of this Ordinance or charged against the real estate and shall be a lien upon such real estate. [Amended 07/11/12 by Ord. #379]

§47.3 Modifications.

Where there are practical difficulties involved in carrying out provisions of this code, the Code Enforcement Officer shall have the right to vary and modify such provisions upon application of the owner of the owner's representative, provided that the spirit and intent of the law is observed and the public health, safety, and welfare is assured.

§47.4 Notice to owner or occupant; noncompliance.

The Code Enforcement Officer of the Township is hereby authorized to give notice, by personal service or by United States Mail, to the owner or occupant, as the case may be, of any premises and/or abutting right-of-way whereupon brush, grass, weeds or other vegetation is growing or remaining in violation of any of the provisions of §47.2 of this chapter, directing and requiring such owner or occupant to remove, trim or cut such brush, grass, weeds or other vegetation so as to conform to the requirements of this chapter within ten (10) days after issuance of such notice. In case any person shall neglect, fail or refuse to comply with such notice within the period of time stated therein, the Township authorities may remove, trim or cut such brush, grass, weeds or other vegetation, and the cost thereof, with an additional charge of ten percent (10%), shall be collected by the Township from such person in default, in the manner provided by law.

§47.5 Exceptions.

This chapter shall not apply to any property which may be used as a farm, as defined in Chapter 117, Zoning.

§47.6 Violations and penalties.

Any person who shall be convicted of violating or failing to comply with the provisions of this chapter shall be subject to the provisions of Chapter 5, Enforcement of Ordinance, Penalties. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of a violation may be punished for each separate offense as provided in said Chapter 5.