

Chapter 21
BRUSH, GRASS, AND WEEDS

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[HISTORY: Adopted by the Mayor and Council of the Town of Millington: 04-01-91. Amended _____ by Resolution _____]

GENERAL REFERENCES

Trees - See Chapter 69.

The owner of a property is responsible for the maintenance of the structures and exterior of their property. Vacant structures and premises shall be maintained in a clean, safe, secure, and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health or safety.

§ 21-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

PERSON – The owner of public record of any lot or part of a lot within the Town.

TOWN – The Town of Millington.

WEEDS – all grasses, annual plants, and vegetation, other than trees or shrubs provided; however, this does not include flowers and gardens.

§ 21-2. Sanitation.

Exterior property and premises shall be maintained in a clean, safe, and sanitary condition. Premises shall be graded and maintained to prevent the erosion of soil and to prevent the accumulation of stagnant water. The exception is approved retention areas and reservoirs. Sidewalks, walkways, stairs, driveways, parking spaces and similar areas shall be kept in a proper state of repair and maintained free from hazardous conditions. Premises and exterior property shall be maintained free from weeds or plant growth in excess of 8” (eight inches). Noxious weeds shall be prohibited.

§ 21-3. Notice to remove.

The Mayor and Council is hereby authorized and empowered to notify, in writing, the owner of any such lot, place or area to cut, destroy, and/or remove the weeds found growing, lying, or located on such owner’s property or upon the sidewalk abutting the same. Such notice shall be served by mail and addressed to said owner or agent of said owner at his/her last known address.

§ 21-4. Removal by Town; payment of costs.

Noncompliance; removal by Town. Upon the failure, neglect or refusal of any person so notified to cut, destroy, and/or remove weeds growing, lying, or located upon such person’s property or upon the sidewalk abutting the same within ten (10) days after receipt of the written notice provided for in Section 21-3 of this Chapter or within five (5) days after the date of such notice in the event that the same is returned to the Town Post Office because of its inability to make delivery thereof, provided that the same was properly addressed to the last known address of such person, the Town is hereby authorized and empowered to pay for the cutting, destroying, and/or removal of such weeds or to order the removal by the Town with the cost of removal to be billed to the property owner and if not paid then the amount will be added to the owner’s Municipal Taxes.

§ 21-5. Violations and penalties.

- A. Any person, firm or corporation violating any provisions of this Chapter shall be deemed to be guilty of a Municipal Infraction and, upon conviction thereof, shall be fined as specified in the Chapter 2 of the Town of Millington.
- B. Each day that such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.