

Ordinance Bill No. 11 for 1915.

1067

ORDINANCE NO. 191.

An Ordinance to require the removal of grass, weeds, brush, rubbish and overhanging limbs from the streets.

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THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Section 1. It is hereby made the duty of the owners, agents, occupants and persons in charge of any lot, parcel or tract of land in the City of Lebanon, Oregon, bordering or abutting upon any street which has been improved by the construction of a sidewalk thereon along said property, to cut and remove from the street all grass, weeds, brush and rubbish between the sidewalk and the curb and property lines, as often as is necessary to keep such grass or weeds from going to seed, or whenever the convenient passage of pedestrians along such sidewalk is interfered with, or there shall be danger of fire owing to such grass, weeds, brush or rubbish; and to keep all overhanging limbs of trees trimmed off and removed to a height of eight (8) feet above the sidewalk; and a notice from the City Marshal, as provided in Section 2 of this ordinance, requiring such cutting and removal, or cutting, removal or trimming, shall be conclusive evidence as to the necessity therefor.

Section 2. In case of the failure of the owner, agent, occupant or person in charge of any such lot, parcel or tract of land to comply with the provisions of Section 1 of this ordinance, it shall be the duty of the City Marshal to cause a written notice to be served upon such person or persons, or any of them, which notice shall require the ~~re-~~

cutting and removal, or cutting, removal or trimming, of such grass, weeds, brush, rubbish or limbs, within a time specified in such notice, which shall be not less than five (5) days nor more than ten (10) days from the date of the service of such notice; and in case no person can be found by said Marshal within the City of Lebanon who is the owner, agent, occupant or person in charge of such premises, then a posting of such notice in a conspicuous place on such premises, for a period of five (5) days, shall constitute a sufficient service. And any such person who, after being so personally notified, shall fail to comply with the requirements of such notice within the time therein specified, shall be deemed guilty of a misdemeanor, and on conviction shall be punished by a fine of not less than five dollars (\$5.00) nor more than twenty-five dollars (\$25.00), or by imprisonment not less than one (1) day nor more than ten (10) days.

Section 3. In case of neglect, after notice as hereinbefore specified, of any owner, agent, occupant or person in charge of any such premises as aforesaid to cut or remove such grass, weeds, brush, rubbish or limbs within the time required, the Street Commissioner or City Marshal shall proceed to remove the same, and the reasonable cost of such removal shall be entered and enforced as a lien upon the abutting property, in the same manner that liens for building sidewalks are entered and enforced. But nothing contained in this section shall affect the liability of any person to fine or imprisonment for violation of Sections 1 and 2 hereof.

Passed by the Council this 20 day of April, 1915.

Approved by the Mayor this 20 day of April, 1915.

Attest.

M. G. Talbot
Recorder.

S. J. Terrier
Mayor.