ORDINANCE NUMBER 146

AN ORDINANCE PROVIDING FOR THE CUTTING OF GRASS, THISTLES, COCKLE BURRS AND WEEDS ON THE REAL PROPERTY IN THE TOWN OF MILWAUKIE, OREGON; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCE IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

THE TOWN OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

SECTION 1. That the permitting of grass, thistles, cockle burrs, or any other thing of the weed kind, to exist or grow to exceed a height or length of eight (8) inches from the surface of the ground between the curbing and property line in front of any lot or tract of land, or between where the curbing should be and the property line in front of any such lot or tract of land in the Town of Milwaukie, Oregon, or the permitting of grass, thistles, cockle burrs, or any other thing of the weed kind, which is not especially grown for food for man or beast, to exist or grow to exceed a height or length of eight (8) inches from the surface of the ground on any lot or tract of land in said Town of Milwaukie, Oregon, shall be and hereby is declared to be a public nuisance.

SECTION 2. That it is hereby made the duty of the owner or owners of any lot or premises in the Town of Milwaukie, Oregon, to cut or remove, or cause the same to be done, all such grass, thistles, cockle burrs, or any other thing of the weed kind, which is or shall reach the height or length of eight (8) inches, or over, from the surface of the ground between the curbing and property line, or between where the curbing should be and property line, in front of any such lot or premises, and to cut or remove all such grass, thistles, cockle burrs, or any other thing of the weed kind, which is not especially grown for food for man or beast and which or shall reach a height or length of eight (8) inches, or over, from the surface of the ground on any real property which he, they, or it may own in the Town of Milwaukie, Oregon, and anyone failing to do so shall be and hereby is declared guilty of maintaining a nuisance.

SECTION 3. That in the event that any person or persons, or corporation shall so fail to cut and remove such grass, thistles, cockle burrs, or any other thing of the weed kind, from his, their, or its real property within the Town of Milwaukie, Oregon, or in front thereof to the curbing, or to where the curbing should be, as provided in section two (2) of this ordinance, then the Town of Milwaukie may cause the same to be done and the entire costs thereof shall be and hereby is declared to be a lien upon said lot or real property where such nuisance exists. Immediately or within thirty (30) days following after the cutting and removal of all such grass, thistles, cockle burrs, and other weeds thereinbefore mentioned, by the Town of Milwaukie, and declared to be a nuisance, the total cost thereof and so made a lien against such lot or premises, shall be entered in the Docket of City Lisence, against said lots or premises, and be thereafter collected, together with interest at the rate of 6% per annum from the date when so docketed, in the same manner as assessments for street improvements are collected.

SECTION 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. Inasmuch as this ordinance is necessary for the immediate preservation of the public health and safety of the inhabitants of the Town of Milwaukie, Oregon, in this: It is necessary that said grass, thistles, cockle burrs, and weeds be cut and removed from the premises within said Town to prevent the destruction of property by fire, therefore an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its approval by the Mayor.

Passed the Council this 12th day of September, 1916.

Approved by the Mayor this 12th day of September, 1916.

/s/ G. C. Pelton, Mayor

ATTEST:

D. P. Mathews, Recorder.