**THE VILLAGE OF OAKWOOD PARK**
**CLAY COUNTY, MISSOURI**

**BILL 2019-1** ORDINANCE NO. 83

**AN ORDINANCE TO REGULATE GROWTH OF VEGETATION**
AN ORDINANCE OF THE VILLAGE OF OAKWOOD PARK, CLAY COUNTY, MISSOURI, TO REGULATE AND CONTROL THE GROWTH OF WEEDS AND OTHER VEGETATION IN AND UPON ANY LOT OF LAND WITHIN THE VILLAGE LIMITS REMOVAL OF LIMBS AND DOWNED TREES, AND TO PROVIDE FOR NOTIFICATION TO INDIVIDUAL PROPERTY OWNERS AND TO PROVIDE FOR ABATEMENT UPON FAILURE OF THE OWNER TO COMPLY, TO PROVIDE FOR THE REMOVAL OF BUSHES AND TREES THAT OBSTRUCT TRAFFIC CONTROL SIGNS AND VISION AT INTERSECTIONS, AND REPEAL ANY ORDINANCES TO THE CONTRARY.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF OAKWOOD PARK - AS FOLLOWS:

**Section I. Nuisance.** Grass, weeds and other rank vegetation allowed to grow and stand upon any lot of land within the Village limits, to a greater height than twelve inches, tree limbs and downed trees, are hereby deemed and declared to be a nuisance, and it shall be unlawful for any owner, lessee or occupant, or any agent, representative or employee of such owner having control of any occupied or unoccupied lot or parcel of ground within the Village limits, to permit any such lot or along the street adjacent to the same between the property line and the curb, or if there is no curb, then within ten feet outside such property line, any growth of weeds or other rank vegetation to a greater than twelve inches; and it shall be the duty of any such owner, lessee occupant, agent or representative of the owner of any lot to cut, or cause to be cut, all such weeds and other rank vegetation of a height greater than seven inches and tree limbs and downed trees shall be promptly removed.

**Section II. Notice to Cut or Remove.** Whenever the Trustees of the Village of Oakwood Park shall find that weeds or other rank vegetation has been allowed to stand upon any lot of ground to a greater height than seven inches or tree limbs and downed trees not removed, they shall serve written notice upon the owner, lessee, or occupant of such premises, or upon the agent or representative of the owner of such land having control thereof, to comply with the provisions of the preceding section. It shall be sufficient notice to deposit a copy of such notice in the United States mail properly stamped and directed to the persons shown upon the records of the Clay County Recorder of Deeds as being the record owner of said property.

**Section III. Failure** of Owner **to Cut or Remove After Notice.** If the owners, lessees or agents of property described in Section I fail to cut or remove the weeds, or other rank vegetation, or tree limbs or downed trees after the lapse of thirty (30) days from the date of notice under the provisions of Section II, the Trustees of the Village of Oakwood Park may enter upon the lots of land and cut and remove such weeds and other rank vegetation, tree limbs and downed trees and charge the cost thereof to the owner of the lots. The cost of cutting and removing such weeds and other rank vegetation, tree limbs and downed trees and abatement of the nuisance shall be a lien on the property affected thereby. As soon as the

cost of the abatement of the nuisance caused thereby shall be determined by the Trustees of the Village of Oakwood Park, they shall notify by registered letter deposited in the United States mails, the owners, lessees or agents of the cost and it: after thirty (30) days from the mailing of such notice the costs of the abatement of the nuisance caused thereby is not paid, the Trustees of the Village of Oakwood Park shall certify assessment and apportionments covering the costs to the treasurer (Clerk) of the Village of Oakwood Park. Such apportionment shall contain the name or names of the owner or owners and all other parties interested in the lot or lots of land affected and charged therewith who were such upon the date when the cutting or removal of such weeds, rank vegetation, tree limbs and downed trees, and the abatement of the nuisance resulting therefrom was performed. Such names are to be determined and taken from the Recorder of Deed's books, but no defect or mistake in the description therein shall impair the validity of the lien on such lots or bills issued therefore. The treasurer (clerk) shall immediately upon the receipt of such apportionment enter the assessments therein contained in the appropriate books to be kept for that purpose showing the property assessed.

Spread sheet needed

**Section IV.** Obstructed View of Street Intersections. Bushes located at or near street intersections shall not be taller than 3 feet tall and may not obstruct any traffic control sign. Said trees and bushes within 25 feet of any intersection or on a line inside 25 feet from the right of way of two intersecting streets must also be trimmed to less than 3 feet tall and the limbs of any existing trees must not overhang the intersection or have limbs less than 12 feet above the street surface.

**Section V.** Every owner, agent, or occupant of any house in the Village shall be responsible for the regular trimming of their trees to comply with Section IV of this ordinance. Notices to comply, abatement by the Village, notice, and assessments and apportionment shall be in conformance with the provisions of Sections II and III of the ordinance.

Passed this 19th day of March, 2019

Michelle Williamson
Chairman, Board of
Trustees
ATTEST:

Laurie Draughon Village Clerk

Approved on this 19th day of March, 2019