

NUISANCES

§93.40 KEEPING DOWN WEEDS

A. It is hereby determined that noxious weeds growing on any property within the Village after May 1 or each year are a public nuisance, and any person owning or having charge of land within the municipality shall keep said property free and clear from all such noxious weeds and shall be required to cut all such weeds on the lots owned or controlled by him within 5 days of the receipt of the notice provided by §93.41.

B. Noxious weeds shall include but not be limited to:

1. Any weeds such as jimson, burdock, ragweed, thistle, cocklebur, or other weeds of a like kind;

2. Bushes of the species of tall, common, or European barberry, further known as berberis vulgaris or its horticultural varieties;

3. Any weeds, grass, or plants, other than trees, bushes, flowers, or other ornamental plants growing to a height exceeding 12 inches. Penalty, see §93.99.

§93.99 PENALTY

A. Whoever violates any provision of this chapter, for which another penalty is not already provided, shall be guilty of a minor misdemeanor.

B. Whoever violates any provision of §93.27 shall be guilty of a misdemeanor of the third degree. The sentencing court may in addition to or in lieu of the penalty provided in this division, require a person who violates §93.27 to remove litter from any public or private property or in or on waters of the state. (R.C. §3767.99).

C. Whoever fails to cut weeds under their control as required by §93.40, after receipt of the notice set forth in §93.41, shall be guilty of a minor misdemeanor, and each day's violation shall constitute a separate offense.