

Ordinance No. 1060-17

AN EMERGENCY ORDINANCE

Council Member Zone

To amend Section 209.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No.1017-97, passed June 16, 1997, relating to nuisance plants, refuse and surface water.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Section 209.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1017-97, passed June 16, 1997, is amended to read as follows:

Section 209.01 Nuisance Plants, Refuse, and Surface Water

(a) The following conditions provide harborage and breeding grounds for pests or are otherwise conducive to the creation of human health problems, and are therefore declared to be nuisances which shall be removed or abated from any property on which they are found:

(1) Grass over eight (8) inches in height;

(2) Noxious weeds including Russian, Canada or musk thistle, shatter cane, Johnsongrass, wild parsnip, wild carrot, wild mustard, giant hogweed; wild plants capable of causing skin reaction upon contact or of producing or aggravating hay fever, asthma, allergic respiratory reaction, or similar conditions; and all other noxious weeds including those listed as prohibited noxious weeds in section 901:5-37-01 OAC, as it may be amended;

(3) Refuse including trash, junk, garbage and food waste, offal, animal wastes, tires, and all other waste materials;

(4) Stagnant surface water.

(b) The owner, operator, or person in possession or control of the property shall remove or otherwise abate any nuisance described in this section.

(c) Noxious weeds shall be abated by removal, by turning under the soil, by destruction through the use of herbicides, or by any other means approved by the Commissioner of Environment.

Section 2. That existing Section 209.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No.1017-97, passed June 16, 1997, is repealed.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

MZ:rns
9-18-17

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REPORT
after second Reading

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READ FIRST TIME on SEPTEMBER 18, 2017
and referred to **DIRECTORS of Public Health, Finance, Law;**
COMMITTEES on Health and Human Services, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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PASSAGE RECOMMENDED BY
COMMITTEE ON
HEALTH AND HUMAN SERVICES

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE

