

Chapter 56

BRUSH, GRASS AND WEEDS

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[HISTORY: Adopted by the Borough Council of the Borough of Alburdis: Art. I, 5-1-44 as Ord. No. 45, approved 6-5-44; Art. II, 5-1-44 as Ord. No. 46, approved 6-5-44. Section 56-4 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Garbage, rubbish and refuse — See Ch. 71.
Nuisances — See Ch. 80.

ARTICLE I
Removal by Property Owner
[Adopted 5-1-44 as Ord. No. 45, approved 6-5-44]

- § 56-1. Declaration of nuisance.

It shall be unlawful for any person owning or holding real estate to allow or maintain on any lot within the borough limits any

growth of weeds to a height of over one (1) foot, and such growth of weeds is hereby declared to be a nuisance, injurious to public interest and public health.

§ 56-2. Definitions.

As used in this Article, the following terms shall have the meanings indicated:

WEEDS — Includes all rank vegetable growths which exhale or exude unpleasant and noxious odors and also high and rank vegetable growth that may conceal filthy deposits.

§ 56-3. Duty to cut certain weeds.

It shall be the duty of every person or persons holding lands in the Borough of Alburdis, either by lease or otherwise, on which Canada thistles, wild carrots or poisonous weeds may be growing, to cut the same so as to prevent such weeds from going to seed.

§ 56-4. Violations and penalties.¹

Any person who violates any provision of this Article shall, upon conviction thereof, be punishable by a fine of not more than three hundred dollars (\$300.) and costs of prosecution or, upon default in payment of the fine and costs, by imprisonment in the county jail for a period not to exceed thirty (30) days.

ARTICLE II

Removal by Borough

[Adopted 5-1-44 as Ord. No. 46, approved 6-5-44]

§ 56-5. Removal after notice to property holder.

It shall be lawful for the Borough of Alburdis or its duly constituted agents to go upon real estate and vacant lots for the

¹ Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. 1.

purpose of cutting weeds where the property holders have first been given five (5) days' notice to cut or remove the weeds and have refused or neglected to do so.

§ 56-6. Lien for costs of removal.

It shall be lawful for the Borough of Alburdis, having performed the labor of cutting and removing the weeds, to tax the costs thereof to the property holder or owner, and in the event that he shall refuse to pay the same within thirty (30) days, it shall be lawful for the Borough of Alburdis to file a lien against the holders or owners of the property on which the weeds were cut and also against the property itself.