

**AN ORDINANCE PROHIBITING WEEDS AND THE ACCUMULATION OF  
JUNK, GARBAGE OR DEBRIS ON PRIVATE PROPERTIES WITHIN THE  
CORPORATION OF THE VILLAGE OF LARUE**

**WHEREAS**, the Council of the Village of LaRue finds that the growing of weeds and the accumulation of junk, garbage and debris on private property creates a health hazard, an eyesore and reduces property values to neighboring properties; and

**WHEREAS**, the Village's current ordinances do not provide for an effective means of resolving these problems; and

**WHEREAS**, the Village values working with residents to voluntarily resolve problems of weeds, junk, garbage and other debris enforcement;

**NOW THEREFORE**, the Council of the Village of LaRue does ordain as follows:

Section 1. Section 731.51 of the Ohio Revised Code is hereby adopted as follows:

**§ 731.51 Notice to owner to cut noxious weeds; remove litter; service.**

(A) Upon written information that noxious weeds are growing on lands in a municipal corporation, and are about to spread or mature seeds, the legislative authority shall cause a written notice to be served upon the owner, lessee, agent, or tenant having charge of such land, notifying him that noxious weeds are growing on such lands and that they must be cut and destroyed within five days after the service of such notice.

Upon a finding by the legislative authority that litter has been placed on lands in a municipal corporation, and has not been removed, and constitutes a detriment to public health, the legislative authority of a municipal corporation shall cause a written notice to be served upon the owner and, if different, upon the lessee, agent, or tenant having charge of the littered land, notifying him that litter is on the land, and that it must be collected and removed within fifteen days after the service of the notice.

As used in this section and section 731.53 of the Revised Code, "litter" includes any garbage, waste, peelings of vegetables or fruits, rubbish, ashes, cans, bottles, wire, paper, cartons, boxes, parts of automobiles, wagons, furniture, glass, oil of an unsightly or unsanitary nature, or anything else of an unsightly or unsanitary nature.

If the owner or other person having charge of the land is a nonresident of the municipal corporation whose address is known, the notice shall be sent to his address by certified mail. If the address of the owner or other person having charge of the land is unknown it is sufficient to publish the notice once in a newspaper of general circulation in the county.

This section does not apply to land being used under a municipal building or construction permit or license, a municipal permit or license, or a conditional zoning permit or variance to operate a junk yard, scrap metal processing facility, or similar businesses, or a permit or license issued pursuant to Chapter 3734., sections 4737.05 to 4737.12, or Chapter 6111. of the Revised Code.

Section 2. Section 731.53 of the Ohio Revised Code is hereby adopted as follows:

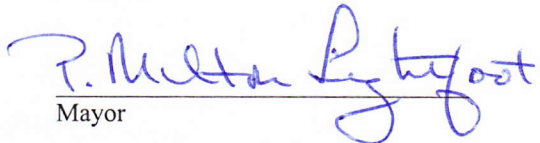
**§ 731.53 Procedure when owner fails to comply with notice.**

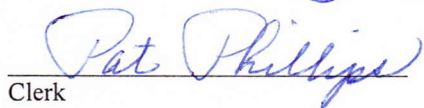
If the owner, lessee, agent or tenant having charge of the lands mentioned in section 731.51 of the Revised Code, fails to comply with the notice required by such section, the legislative authority of a municipal corporation shall cause such noxious weeds to be cut and destroyed or such litter removed and may employ the necessary labor to perform the task. Expenses incurred shall, when approved by the legislative authority, be paid out of any money in the treasury of the municipal corporation not otherwise appropriated.

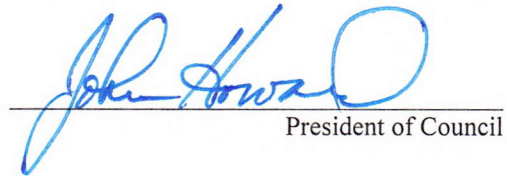
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**Section 3.** A minimum of \$100.00 plus any additional expenses incurred by the Village to mow and/or cleanup the property and to dispose of junk, garbage and debris shall be billed to the property owner. If charges are not paid within 15 days of billing, charges will be certified to the County Auditor to be placed on real estate taxes.

**Section 4.** This ordinance is hereby declared to be an emergency measure in that it provides for the public peace, health and safety of the citizens of the Village of LaRue and shall take effect and be in force at the earliest date allowed by law.

  
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Mayor

  
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Clerk

  
\_\_\_\_\_  
President of Council