

CHAPTER 5

WEEDS AND VEGETATION

State Law Reference: Abatement of public health nuisances, G.S. 160a-193.

- Section 6-5-1 Control of weeds, grass, other vegetation near streets.
- Section 6-5-2 Cutting weeds, grass, other vegetation.
- Section 6-5-3 Notification of violation; removal by town.
- Section 6-5-4 Assessment of cost of removal.
- Section 6-5-5 Refusal of failure to comply with chapter; obstructing town officials.

Sec. 6-5-1 Control of weeds, grass, other vegetation near streets.

No person having control of any occupied lot or any part thereof in the town shall permit or maintain on any such lot, or on or along the sidewalk or street adjacent to the same between the property line and the curb or middle of the alley or for 10 feet outside the property line if there is no curb, any growth of weeds, grass or other rank vegetation to a height greater than 12 inches, or any accumulation of dead weeds, grass or brush. This shall not include vegetation located within an area of environmental concern. No person shall cause, suffer or allow poison ivy, ragweed or other poisonous or detrimental plants to grow on any such lot or land so that any part of such ivy, ragweed or other poisonous or harmful weed shall extend upon, cover, overhang or border any public place or allow seed, pollen or other poisonous particles or emanations therefrom to be carried through the air into any public place. (Amended 7-12-93)

Sec. 6-5-2 Cutting weeds, grass, other vegetation.

Every person owning or occupying any lot or parcel of land shall cut or cause to be cut and removed all weeds, grass, or other rank, poisonous or harmful vegetation as often as may be necessary to comply with the provisions of Section 6-5-1. (Amended 7-12-93)

Sec. 6-5-3 Notification of violation; removal by town.

(a) If the provisions of this chapter are not complied with, the clerk shall serve written notice upon the owner, lessee or occupant or any person having the care or control of any such lot to comply with the provisions of this chapter.

(b) If the person upon whom the notice is served fails, neglects or refuses to cut and remove or to cause to be cut and remove such weeds, grass or other vegetation within 10 days after receiving such notice or if the owner or his representative cannot be found in the town, the clerk shall cause such weeds, grass and other vegetation to be cut and removed.

Sec. 6-5-4 Assessment of cost of removal.

The actual cost of cutting and removing such weeds, grass or other vegetation by the town, plus five percent (5%) for inspection and additional costs in connection therewith, shall be certified by the clerk to be a lien upon the property upon which such weeds, grass and other vegetation were located. Such cost shall be added to the taxes next to be assessed and levied upon such lot, shall bear interest at the same rate as taxes and shall be collected and enforced by the same officer and in the same manner as taxes.

Sec. 6-5-5 Refusal or failure to comply with chapter; obstructing town officials.

No person shall neglect to cut and remove weeds, grass or other vegetation as directed in this chapter, shall fail, neglect or refuse to comply with the provisions of any notice herein provided, or shall resist or obstruct the clerk or his agents in the cutting and removal of weeds, grass and other vegetation.