

ORDINANCE NO. 088-027

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING CHAPTER 10, OFFENSES-MISCELLANEOUS, OF THE CODE OF ORDINANCES, TOWN OF ADDISON, TEXAS, PROVIDING DEFINITIONS; PROHIBITING UNSIGHTLY WEEDS AND VEGETATION; PROVIDING FOR REMOVAL OF UNSIGHTLY WEEDS AND VEGETATION; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR PENALTIES; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That Section 10-17 of the Code of Ordinances, Town of Addison, Texas, is hereby amended to add the following definitions to read as follows:

Sec. 10-17. Definitions.

"Business Zoning District" means any zoning district designated by the Comprehensive Zoning Ordinance of the Town of Addison as LR, C, I-1, I-2, I-3. Any PD district is also included in this list, unless specifically excluded by its provisions.

"Non-Business Zoning District" means any zoning district not designated as a Business Zoning District.

SECTION 2. That Section 10-18 of the Code of Ordinances, Town of Addison, Texas, is hereby amended to read as follows:

Sec. 10-18. Unsightly Weeds and vegetation - Prohibited.

It shall be unlawful for any person owning, claiming, occupying or having supervision or control over any real property located in a Business Zoning

District, occupied or unoccupied, within the corporate limits of the city, to permit grass, Weeds or Brush to grow to a greater height than twelve (12) inches upon any real property. Furthermore, it shall be unlawful for any person owning, claiming, occupying or having supervision or control over any real property located in a Non-Business Zoning District, occupied or unoccupied, within the corporate limits of the City, to permit grass, Weeds or Brush to grow to a greater height than six (6) inches. In no event shall any person owning, claiming, occupying or having supervision or control over any real property located in any district, occupied or unoccupied, within the corporate limits of the city, permit Objectionable or Unsightly Matter to remain upon said property.

SECTION 3. That Section 10-19 of the Code of Ordinances, Town of Addison, Texas, is hereby amended to read as follows:

Sec. 10-19. Same - Removal and cutting of Weeds, grass or plants.

It shall be the duty of any person, owner, agent, occupant or anyone having supervision or control of any lot, tract, parcel of land, or a portion thereof, occupied or unoccupied, within the city to take whatever action is necessary to remove, cut, eliminate, eradicate, control or cause to be removed, cut, eliminated eridicated or controlled, all such grass, Weeds or plants as often as may be necessary to comply with this article.

SECTION 3. That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. That should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any

part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional.

SECTION 5. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a penalty of fine only not to exceed the sum of Two Thousand and no/100 Dollars (\$2,000.00) for each offense, and each and every day such offense is continued shall constitute a new and separate offense.

SECTION 6. The fact that the present code of Ordinances does not provide for weed abatement and therefore, is inadequate to properly safeguard the general public health and safety, creates an emergency and an imperative public necessity, and the ordinance shall take effect and be in force from and after its adoption.

DULY PASSED by the City Council of the Town of Addison, Texas, this the 28th day of June, 1988.

APPROVED:

  
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MAYOR

ATTEST:

  
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CITY SECRETARY