

ORDINANCE NO. 13-2

AN ORDINANCE RELATING TO PROERTY MAINTENANCE – WEEDS AND TRASH

THE COUNCIL OF THE TOWN OF FREDERICA HEREBY ORDAINS:

Section 1. That Section 305-4 of the Frederica Code of Ordinances shall be amended by striking the existing section and inserting in lieu thereof the following:

Sec. 305-4

In the event that any owner, occupant or tenant of any premises, or any agent caring for or in charge of the premises within the Town shall permit any grass, weeds, underbrush, deleterious or unhealthy growths or other noxious matter to grow to a height of six (6) inches or more as prohibited by this ordinance, then the Code Official shall issue a summons showing a violation of this Article, and said summons to be served personally or by certified mail upon the owner, occupant, or tenant of the premises or any agent caring for or in charge of the premises. The summons shall cite the violation of this Article and shall be accompanied by a letter or a copy of the relevant provisions of the Article stating what corrective action must be taken and shall state the consequences for failure to take such a corrective action. If the violation is not corrected within three (3) days from the date of the personal service of the summons or within seven (7) days from the date of mailing of the summons by certified mail, then the Town at the direction of the Code Official may remove the weeds, grass, underbrush, deleterious or other unhealthy growths or other noxious matter growing to a height in excess of six (6) inches or more in violation of this Article and charge the responsible person fifty dollars (\$50.00) per hour for the first violation, seventy-five (\$75.00) for the second violation, and one-hundred dollars (\$100.00) per hour for subsequent violations for such work that must be done to render the property in compliance with this Ordinance. When the owner, occupant, or tenant of any premises, or any agent caring for or in charge of the premises has received summons and fails to take corrective action, and the Town has corrected the violation in accordance with this section, then no further notification shall be necessary for the Town to take any

further corrective action on any subsequent violations within the following twelve month period starting from the date of the first correction action by the Town.

SYNOPSIS

This ordinance describes the rules and processes necessary for Town enforced maintenance of weeds and trash on properties.

Repealer: All ordinances and parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed.

Date of Effect: The Clerk shall certify to the adoption of this Ordinance and cause the same to be published as required by law; and this Ordinance shall take effect and be in force thirty days from and after its approval by Council.

ORDAINED AND ENACTED INTO THE LAW by a majority vote of the Council Members present at a regular session of Frederica Town Council, Delaware on the 19th day of June, A.D. 2013.

First Reading: June 5, 2013

Public Hearing and Second Reading: June 19, 2013 @ 6:30pm

Published: July 19th, 2013

William C. Glander

William C. Glander

Mayor

I do hereby certify that the foregoing is a true and correct copy of the Ordinance passed by the Town Council at its meeting on June 19, 2013 at which meeting a quorum was present and voting throughout that the same is still in full force and effect.

Janet M. White

Clerk