

## **WEEDS AND GRASS**

### **§ 92.35 PROHIBITION.**

Weeds and grass in excess of 12 inches in length on any occupied or unoccupied lot or parcel of land less than five acres in size in the city is a public nuisance and is prohibited. On vacant property where it would be physically difficult to mow because of topography or other physical constraints, the height limitation on weeds and grass shall only apply to a ten-foot-wide strip abutting the lot line of the property. Noxious weeds or plants as identified and defined by the state's Department of Agriculture in their current publication are also a public nuisance and are prohibited. Native grasses and wild flower indigenous to Minnesota, planted and maintained on any occupied lot or parcel of land as part of a garden or landscape treatment are exempt from this subchapter.

(Ord. 80, passed 5-4-2005) Penalty, see § 92.99

### **§ 92.36 CUTTING, REMOVAL OR CHEMICAL TREATMENT.**

The owner, lessee or occupant of any lot or parcel of land shall cut and remove or chemically treat all such weeds, grass or other rank, poisonous or harmful vegetation as often as necessary to comply with the provisions of this section. Cutting, removing or chemically treating (posted by date) such weeds, grass or other rank, poisonous or harmful vegetation at least once in every three weeks, between May 15 and October 15 in a given year, is deemed to be in compliance with this subchapter.

(Ord. 80, passed 5-4-2005; Ord. 80A, passed 7-6-2011) Penalty, see § 92.99

### **§ 92.37 VIOLATION.**

After giving the owner or occupant of a lot not in compliance with the previous sections seven days' advance written notice of the non-compliance, the city may cut, or cause to be cut, the grass, weeds or plants and may assess the cost against the property in accordance with M.S. § 429.101, as it may be amended from time to time.

(Ord. 80, passed 5-4-2005)

### **§ 92.99 PENALTY.**

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99 of this code of ordinances.

(B) Any person who shall violate any of the provisions of §§ 92.15 through 92.20 of this chapter, or shall fail to comply with an order made thereunder, shall separately for each and every violation and non-compliance respectively be guilty of a misdemeanor. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and, all such persons shall be required to correct or remedy such violation or defects within reasonable time. When not otherwise specified, each day the prohibited conditions are maintained shall constitute a separate offense.

(C) The violation of any provision of §§ 92.35 through 92.37 of this chapter is a misdemeanor and the violator shall be fined or penalized not more than the maximum levels established by the state for misdemeanor offenses.

(Ord. 80, passed 5-4-2005; Ord. 107, passed 6-4-2008)