

ORDINANCE NO. 32-2021

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES, CHAPTER 11, HEALTH AND SANITATION”, ARTICLE 11.03, “UNSANITARY OR UNSIGHTLY CONDITIONS ON PRIVATE PREMISES”, BY AMENDING SECTION 11.03.003 “WEEDS, GRASS AND BRUSH”; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS:

SECTION 1. The Code of Ordinances of the City of Seagoville, Texas is hereby amended by amending Chapter 11, Health and Sanitation, Article 11.03, Unsanitary or Unsightly Conditions on Private Premises, by amending Section 11.03.003 to read in its entirety as follows:

“CHAPTER 11 HEALTH AND SANITATION

...

ARTICLE 11.03 UNSANITARY OR UNSIGHTLY CONDITIONS ON PRIVATE PREMISES

...

Sec. 11.03.003 Weeds, grass, and brush

- (a) It shall be unlawful for any person owning, claiming or occupying, or having supervision or control of any real property within the corporate limits of the city to:
- (1) permit weeds, grass and brush to grow to a greater height than eight (8) inches upon any such real property within one hundred (100) feet of any property line. It shall be the duty of such person to keep the area from the line of his property to the curblines next adjacent to it, if there be a curblines, if not, then within ten (10) feet outside that property line, free and clear of the matter referred to above. All vegetation not regularly cultivated and which exceeds eight (8) inches in height shall be presumed to be objectionable and unsightly and in violation of this section; or
 - (2) permit any weeds, grass or brush to encroach over the edge of a public sidewalk or curb.
- (b) It shall be the duty of any person owning, claiming or occupying or having supervision or control of any real property within the city to cut, edge, and

remove all weeds, grass, and brush as often as may be necessary to comply with the requirements of subsection (a) above, provided that the cutting and removing of such weeds, grass and brush at least once every fifteen (15) days shall be deemed to constitute compliance with this section.”

SECTION 2. All provisions of the Code of Ordinances of the City of Seagoville in conflict with the provisions of this ordinance are hereby repealed, and all other provisions of the ordinances of the City of Seagoville not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. Should any sentence, paragraph, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same should 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 4. Any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Code of Ordinances of the City of Seagoville, as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of two thousand dollars (\$2000.00) for each offense and each day the premises remain in a condition in violation of the terms of this ordinance shall constitute a separate offense.

SECTION 5. This ordinance shall take effect immediately from and after its passage.

DULY PASSED by the City Council of the City of Seagoville, Texas, on 18th day of October, 2021.

APPROVED:



DENNIS K. CHILDRESS MAYOR

ATTEST:


KANDI JACKSON, CITY SECRETARY

APPROVED AS TO FORM:


VICTORIA W. THOMAS, CITY ATTORNEY)
(100121vwtM125184)