

NOXIOUS WEED AND GRASS CONTROL
ORDINANCE OF THE VILLAGE OF
MAYBEE

ORDINANCE NO. 113

EFFECTIVE December 30, 1986

DATE December 10, 1986

AN ORDINANCE FOR THE PURPOSE OF CONTROLLING AND ERADICATING CERTAIN WEEDS AND GRASS WITHIN THE VILLAGE OF MAYBEE, TO PREVENT SUCH WEEDS AND GRASS FROM GROWING TO SEED OR BLOSSOM, TO PREVENT SUCH WEEDS AND GRASS FROM BECOMING A FIRE HAZARD, AND TO CONTROL SUCH WEEDS AND GRASS IN ORDER TO PROTECT THE HEALTH, SAFETY AND WELFARE OF THE CITIZENS OF THE VILLAGE OF MAYBEE.

VILLAGE OF MAYBEE ORDAINS:

- SECTION 1. This ordinance shall be known and referred to as the Noxious Weed and Grass Control Ordinance of the Village of Maybee.
- SECTION 2. This Ordinance is enacted, interpreted and enforced by the Village of Maybee under the authority of Michigan Compiled Laws Annotated Section 247.61, and all applicable sections thereto.
- SECTION 3. The terms "weeds and grass" shall include but not be limited to Canada Thistle, milkweed, wild carrot, oxide daisies, mustards, dodders, bindweed, perennial sowthistle, hoary alyssum, ragweed, goldenrod, burdock, poison ivy, poison sumac, brush, any type of growth, brush, or plants that exist by reason of not being cut over the years, including that which may have grown into trees or other types of plant life over the years, and any other types of weeds or grasses as the terms are commonly used or in which in the opinion of the governing body of the Village of Maybee is regarded as a common nuisance.
- SECTION 4. Nothing in this ordinance shall apply to weeds in fields devoted to growing any small grain crop such as wheat, oats, barley or rye.
- SECTION 5. It shall be the duty of every person who owns and/or occupies such land within the Village of Maybee to cut to a heighth not to exceed six inches, destroy and remove from said land all such weeds and/or grasses growing thereon, at least twice each year, once before the first day of June and once before the 15th day of August of every year, or to otherwise prevent such weeds and/or grasses from perpetuating themselves and becoming a detriment to public health.
- SECTION 6. Notification shall be given by certified mail with return receipt requested to the owner, agent, or occupant of any lands on which noxious weeds or grasses are found growing. The notice shall describe methods of treating and eradicating the noxious weeds and/or grasses and a summary of the provisions of Sections 3 and 5 of this Ordinance. Failure to give such notice shall not, however, constitute a defense to any action to enforce the payment of any penalty provided for or debt created under the provisions of this Ordinance.

SECTION 7. In lieu of the notice required by Section 6, the Village may publish a notice in a newspaper of general circulation in the county during the month of March that weeds not cut by June first of that year will be cut by the Village and the owner of the property charged with the costs under provisions of Section 8. The publication shall also contain all other information required of the notice provided for in Section 6. The Village may cut weeds as many times as is necessary and charge the costs to the property owner..

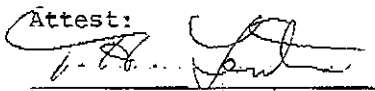
SECTION 8. In the event that the owner, agent, or occupant of any parcel of land fails, after ten days notice as provided herein, to destroy such weeds and/or grasses or cause the same to be destroyed, then any duly appointed or authorized employee of the Village of Maybee may enter upon such parcel of land and destroy by cutting with or without mechanical equipment any such weeds and/or grasses. All expenses incurred in connection with such destruction shall be paid by the owner of such parcel of land. Any expense incurred in such destruction shall be placed as a lien against such land, which lien shall be enforced in the manner now provided by law for the enforcement of tax liens.

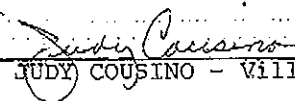
SECTION 9. Any owner who shall refuse to destroy such noxious weeds and/or grasses as provided in the Ordinance shall be subject to a fine of not more than One Hundred Dollars, said fine to be collected and paid to the Village of Maybee and shall become part of the "Noxious Weed and Grass Control Fund of the Village of Maybee." Each day that a violation is permitted to exist shall constitute a separate offense. The foregoing penalty shall be in addition to the rights of the Village to proceed at law or equity with other appropriate or proper remedies.

SECTION 10.. Should any section, clause or provision of this Ordinance be declared by the courts to be invalid, the same shall not effect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION 11. This Ordinance shall take effect on the 30th day of December, 1986. All ordinances or parts of ordinances in conflict with any of the provisions of this Ordinance are hereby repealed.

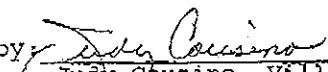
VILLAGE BOARD, VILLAGE OF MAYBEE
COUNTY OF MONROE, STATE OF MICHIGAN

Attest:

T. H. Lentner
Village President

BY: 
JUDY COUSINO - Village Clerk

I, Judy Cousino, Clerk of the Village of Maybee, do hereby certify that the above Ordinance was approved and adopted by the Village of Maybee Road at the regular meeting thereof, held on the 10th day of December, 1986, the vote thereon being as follows:

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by: 
Judy Cousino, Village Clerk