

CITY OF CLAREMONT
NORTH CAROLINA
ORDINANCE -24
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF
THE CITY OF CLAREMONT
TITLE 8, OFFENCES
CHAPTER 4, WEEDS AND REFUSE
SEC. 8-4-3 NOTICE TO ABATE NUISANCE
SEC. 8-4-4 REMOVAL BY CITY

WHEREAS, the City of Claremont recognizes the need to amend the Offences ordinance to allow for more efficient enforcement;

WHEREAS, the adoption of updated notice requirements and abatement standards will allow City Staff to provide appropriate notice in a more timely manner; and to better ensure compliance with weeds and refuse regulations within the City of Claremont.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLAREMONT,

That Title Eight (8), Chapter 4 Weeds and Refuse, Section 8-4-3 Notice to Abate Nuisance; is hereby amended by changing the following (new language appears as highlighted; deleted language and/or deleted sections appear as "strike-through"):

Sec. 8-4-3 Notice to abate nuisance.

Upon a determination that the conditions constituting a public nuisance exist, the city manager shall notify, ~~by certified mail,~~ the owner, occupant or person in possession of the premises in question of the conditions constituting the public nuisance and shall order the prompt abatement thereof within 15 days from the receipt of the written notice. Notice shall be served by any one of the following methods:

1. By delivery to any owner personally or by leaving the notice at the usual place of abode of the owner with a person who is over the age of sixteen (16) years and a member of the family of the owner.
2. By depositing the notice in the United States Post Office addressed to the owner at his last known address with postage prepaid thereon.
3. By posting and keeping posted, for ten (10) days, a copy of the notice, in placard form, in a conspicuous place on the premises on which the violation exists, when notice cannot be served by method (1) and (2).

(Ord. of 7/13/71, Sec. 1(c), revised)

That Title Eight (8), Chapter 4 Weeds and Refuse, Section 8-4-4, Removal by City; is hereby amended by changing the following (new language appears as highlighted; deleted language and/or deleted sections appear as "strike-through"):

Sec. 8-4-4 Removal by city.

If the person having been ordered to abate the public nuisance fails, neglects or refuses to abate or remove the condition constituting the nuisance within 15 days from receipt of the order, then the city manager shall cause the condition to be re-moved or otherwise remedied by having employees of the city go upon the premises and remove or otherwise abate the nuisance under the supervision of an officer or employee designated by the city manager. Any person who has been ordered to abate a public nuisance may, within the time allowed by the order, request the city in writing to remove the condition, the cost of which shall

be paid by the person making the request. If a violation is determined to be a repeat offense, (any additional violation of the same nature, on the same property, with the same owner, within one hundred eighty (180) days of the previous warning citation) the code officer will abate the violation without further notice to the owner and, all expenses incurred thereby shall be chargeable to and paid by the owner of the property and shall be collected as taxes and levies are collected. All such expenses shall constitute a lien against the property on which the work was done.

(Ord. of 7/13/71. Sec. 1 (d), revised)

This ordinance shall be effective upon passage. Adopted on the ____ day of _____ 202~~3~~.



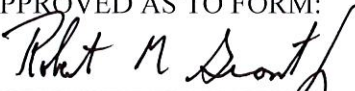
Shawn R. Brown, Mayor

ATTEST:



Wendy L. Helms, City Clerk

APPROVED AS TO FORM:



Robert M. Grant, Jr., City Attorney