

AMENDMENT TO ORDINANCE NO. 64

WHEREAS, the Town Council of the Town of Trail Creek desires to provide for the welfare of Trail Creek residents; and

WHEREAS, the Town Council of the Town of Trail Creek has an interest in protecting and preserving the aesthetic value of the Town of Trail Creek; and

WHEREAS, it is necessary for the Town of Trail Creek to establish reasonable guidelines regarding the growth and disposition of grass, weeds, and similar vegetation; and

WHEREAS, the Town Council of the Town of Trail Creek hereby adopts the following amendment to the Town Code of Trail Creek:

Section 32.5.03 under Ordinance 64 shall be deleted and be replaced with the following:

§ 32.5.03 GROWTH AND DISPOSITION OF GRASS, WEEDS, AND SIMILAR VEGETATION:

(A) It shall be unlawful for any grass, rank weeds, or similar vegetation to be allowed to grow over four (4) inches on any uncut ground within the corporate limits of the Town of Trail Creek, Indiana. Any grass, rank weeds, or similar vegetation not in compliance with this Code shall be cut and hauled away or disposed of in an appropriate manner upon the issuance of a written notice to the owner, lessee, renter, or occupant by the Clerk-Treasurer of the Town of Trail Creek, Indiana. The notice shall set a reasonable time limit of not more than ten (10) days to comply with the provisions set forth in this Code. The notice shall be served either by certified mail or the Town Marshall.

(B) If any owner, lessee, renter, or occupant, after receiving notice as delineated in subsection A of this section, shall fail or refuse to comply with the notice, it shall be the duty of the Clerk-Treasurer to arrange for the removal and appropriate disposal of any grass, rank weeds, or similar vegetation not in compliance with this Code. The Clerk-Treasurer shall keep an accurate account of the expense incurred in any such removal and disposal which shall be paid from the Town fund. The Clerk-Treasurer shall then notify said owner, lessee, renter, or occupant of the amount of the expense incurred to cure the non-compliance. The owner, lessee, renter, or occupant of the non-complying property shall then have ten (10) days to reimburse the Town for the expenses incurred. Failure of the owner, lessee, renter, or occupant to reimburse the Town for expenses incurred to bring the property into compliance with this Code shall result in the expenses becoming a lien on the non-complying property and the amount of the expenses shall then be collected as provided under the law and paid to the Town in the same manner that delinquent taxes of the Town are collected.

(C) If any owner, lessee, renter, or occupant receives three (3) notices indicating non-compliance with this Code, as delineated above, within a one-year period, beginning with receipt of the first notice, the owner, lessee, renter, or occupant shall pay the Town an administration fee of One Hundred Dollars (\$100.00).

**THIS AMENDMENT SHALL BE IN FULL FORCE AND EFFECT AFTER
PASSAGE, APPROVAL, AND PUBLICATION.**

**THIS ORDINANCE IS PASSED AND ADOPTED BY THE TOWN COUNCIL OF
THE TOWN OF TRAIL CREEK, INDIANA, THIS 20th DAY OF November,
2001.**

**TOWN COUNCIL OF THE TOWN OF TRAIL CREEK, LAPORTE COUNTY,
INDIANA.**

TOWN OF TRAIL CREEK TOWN COUNCIL

AAYS

NAYS

ATTEST:

Ann M. Dobbs
ANN DOBBS- Clerk/Treasurer