

ORDINANCE #09-04

**AN ORDINANCE AMENDING THE CITY'S NUISANCE ORDINANCE, PROHIBITING OBJECTS
IN PUBLIC WAYS**

WHEREAS, there is a need to amend the City's Nuisance Ordinance to specifically prohibit the dangerous obstruction of public ways in the City; and

WHEREAS, this amendment to the Regulations found in Title 4, Chapter 2, Nuisances, the Morgan City Code, has been reviewed by the City's Staff and are hereby recommended to the City Council for its approval; and

WHEREAS, the City Council of Morgan City hereby concurs with the recommendations and find it in the best interest of the City and its Citizens to make such a change.

NOW THEREFORE, be it ordained by the City Council of Morgan City, as follows:

Section 1. REPEALER. Section 4-2-10, Nuisance Conditions and any other provision of the Morgan City Zoning Ordinance, that are inconsistent with this ordinance, are hereby repealed.

Section 2. ENACTMENT. Sections 4-2-10 is hereby amended and enacted to read as follows:

4-2-10: NUISANCE CONDITIONS:

The following conditions on real property shall constitute a nuisance under this chapter and the enforcement officer may abate these conditions or issue a criminal citation to the owner under section [4-2-19](#), "Criminal Prosecution", of this chapter with or without providing notice as provided in section [4-2-12](#), "Notice", of this chapter:

- A. Vegetation on private property which, due to its proximity to any public property or right of way interferes with the public safety or lawful use of the public property or right of way, or interferes with the city's clear view as defined in this code.
- B. Weeds on property (including abutting park strips, alleys, or street edges) which have grown to a height exceeding six inches (6") or which have grown on or over a sidewalk.

- C. An accumulation of weeds, solid waste, structures, or other objects on the property which is detrimental to health.
- D. An accumulation of weeds, solid waste, structures, or other objects on the property which has become a fire hazard.
- E. An accumulation of weeds, solid waste, structures, or other objects on the property which has become a source of contamination or pollution of water, air, soil or property.
- F. An accumulation of weeds, solid waste, structures, or other objects on the property which has become a breeding place or habitation for insects, rodents, or other vermin.
- G. Weeds determined to be especially injurious to public health, crops, animals, land, or other property.
- H. Objects that interfere with, obstruct, tend to obstruct, or render dangerous for passage of either persons or vehicles to any public park, street, sidewalk, alley, highway or other public area. Objects subject to this section include but are not limited to basketball hoop standards, street hockey goals or other articles of personal property.

Section 3. SEVERABILITY. If any provision of this ordinance is found to be invalid by a court of competent jurisdiction, the remainder shall remain enforceable.

Section 4. EFFECTIVE DATE. This ordinance shall become effective immediately upon posting.

DATED this 16th day of June 2009.

MAYOR, H. DEAN PACE

ATTEST:

JULIE A. BLOXHAM, CITY RECORDER