

ORDINANCE NO. 2018- 11

AN ORDINANCE AMENDING ARTICLE III, SECTION 110-30 OF THE CODE OF
ORDINANCES FOR THE VILLAGE OF UNION GROVE REGARDING
CONTROL OF WEEDS AND GRASSES

The Village Board of the Village of Union Grove ordains as follows:

1. That Article III, Section 110-30 of the Municipal Code of the Village of Union Grove is hereby amended to read as follows:

"Sec. 110-30. Control of weeds and grasses.

(a) *Control required.* No person owning, occupying or controlling property within the village, whether developed or undeveloped, shall permit to grow or pollinate upon the premises, or upon any sidewalk or parkway abutting such premises, any noxious weeds or grasses. It shall be the duty of such person to destroy or cause to be destroyed all noxious weeds and grasses before they exceed nine (9) inches in height. This section does not apply to noxious weeds and grasses on property that the Village owns, occupies or controls.

(b) *Weed commissioner.* It shall be the duty of the weed commissioner to enforce this section. If any person shall fail to comply with this section, the commissioner shall, pursuant to Wis. Stat. § 66.0517, after five days' written notice to the owner of the property if notice is left on the front door or attached to a stake in the case of a vacant parcel, or 10 days if written notice is mailed by first class mail, destroy or cause to be destroyed the noxious weeds and grasses. The expense thereof, as well as the cost of sufficiently clearing the property so that it can be safely attended to, shall be charged against such property, with such charge being placed upon the tax roll as a special tax to be collected in the same manner as other taxes.

(c) *Definitions.*

"*Destroy,*" means the complete killing of weeds or the killing of weed plants above the surface of the ground by the use of chemicals, cutting, tillage, cropping system, pasturing livestock, or any or all of these in effective combination, at a time and in a manner as will effectually prevent the weed plants from maturing to the bloom or flower stage. Destruction of noxious weeds and grasses by means of cutting shall be accomplished before the weeds or grasses exceed nine (9) inches in height.

Noxious weeds and grasses means and includes the following as well as those weeds defined in Wis. Stat. § 66.0407:

Canada Thistle (*Cirsium Arvese*)
Common Ragweed (*Ambrosia artemisiifolia*)
Great Ragweed (*Ambrosia trifida*)
Leafy Spurge (*Euphorbia esula*)
Creeping Jenny (*Lysimachia nummularia*)
Field Bindweed (*Convolvulus arvensis*)
Goat's Beard (*Aruncus dioicus*)
Poison Ivy (*Rhus radicans*)
Bull Thistle (*Cirsium vulgaries*)
Wild Parsnip (*Pastinaca sativa*)
Burdock (*Arctium minus*)
Cocklebur (*Xanthium strumarium*)
Pigweed (*Amaranthus retroflexus*)
Common Lambsquarter (*Chenopodium album*)
Curled Dock (*Rumex Crispus*)
Hemp (*Cannabis sativa*)
English Plantain (*Plantago lanceolata*)
Smartweed (*Polygonum amphibium*)
Dandelions (*Taraxacum*)
Garlic Mustard (*Alliaria petiolate*)

Grasses exceeding nine (9) inches in height except where such grasses are incorporated into decorative landscaping and do not, in the opinion of the weed commissioner, pose a health or safety hazard.

(d) *Notice.* The Village President may annually on or before May 15 have the Village Clerk publish a class 2 notice, under ch. 985, that every person is required by law to destroy all noxious weeds and grasses exceeding nine (9) inches in height.

(e) *Statutory provisions adopted.* The provisions of Wis. Stat. §§66.0407 and 66.0517, so far as applicable, are hereby adopted by reference and made a part of this Code as fully as if set forth in this article.

(f) *Issuance of citation.* In all cases where the owner, occupant or person in control of any premises in the village has failed, neglected or refused to destroy and/or remove the noxious weeds and grasses on such premises and/or abutting sidewalk or parkway, the weed commissioner or designee may issue a citation to the person notified under subsection(b). The citation may be served simultaneously with the weed order.

(g) *Payment of forfeiture in lieu of court appearance.* Any person charged with a violation of the offenses listed under subsection (a) of this section may pay the amount enumerated therein at the Village Court Clerk's office in lieu of a court appearance. Persons wishing to contest charges contained in subsection (a) of this section may contact the Village Court Clerk to arrange a court

appearance date.

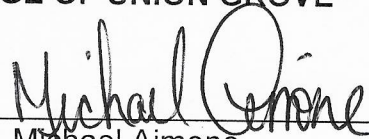
(h) *Penalty.* In addition to any other charges assessed under this section, any person found violating subsection (a) of this section shall forfeit not less than \$50 together with the costs of prosecution."

2. That this ordinance shall become effective upon adoption and publication as provided by law.

Adopted by the Village Board of Union Grove, Racine County, Wisconsin, this 14th day of May, 2018.

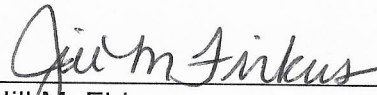
VILLAGE OF UNION GROVE

By: _____



Michael Aimone
Village President

Attest: _____



Jill M. Firkus
Village Clerk