

**ORDINANCE #11-XX**  
**CITY OF RAMSEY**  
**ANOKA COUNTY**  
**STATE OF MINNESOTA**

**AN ORDINANCE AMENDING CITY CODE SECTION TITLED PROPERTY CONDITIONS CONSTITUTING A PUBLIC NUISANCE AND THIS ORDINANCE AMENDING CITY CODE SECTION 2-332 TITLED ABATEMENT.**

This Ordinance amends City Code Section 30-3 titled Property Conditions constituting a public nuisance AND this Ordinance amends City Code Section 2-332 titled Abatement and relating to the abatement of grass, weeds or noxious growths in excess of eight inches in height.

The City of Ramsey ordains:

**SECTION 1. PURPOSE**

It is the purpose of this Ordinance to (1) amend the City Code’s definition of that certain public nuisance relating to the height of grass, weeds or noxious growths of vegetation, and (2) amend the City Code process as it relates to abating the public nuisance of grass, weeds or noxious growths of vegetation which exceed eight inches in height.

**SECTION 2. AMENDMENT**

A. City Code Section 30-3(10) declaring as a public nuisance grass, weeds or noxious growths of vegetation is amended to provide as follows:

All grass, weeds, or noxious growths of vegetation upon public or private property exceeding **eight (8) inches** in height, or whatever height specified in the appropriate zoning district, excluding acceptable prairie restoration plant materials.

B. City Code Section 2-332 Abatement, paragraph (d).Abatement Procedure (2) Procedure for Public Nuisances a.3 is amended to provide as follows:

- 3.
  - i. The notice shall also state that failure to abate the nuisance or violation, or request a hearing within the applicable time periods will result in abatement procedures, and that the cost of abatement with penalties and interest will be billed to the property owner. Pursuant to applicable state statutes, any unpaid fees and fines will be charged against the benefited property via special assessment under Minnesota Statutes for certification to the county auditor and collection along with current taxes the following year or in annual installments not exceeding ten, as the council may determine in each case.

- ii. **Notwithstanding the 14 day notice described in paragraph a. above, and in the case of a public nuisance defined in Section 30-3 relating to grass, weeds, or noxious growths of vegetation upon public or private property exceeding eight (8) inches in height, the notice shall also state that in the event more than one abatement process for the same public nuisance has been undertaken on the same property within the previous 12 month term, the nuisance or violation must be abated within five (5) business days from the date of service of the notice.**
  
- iii. **Notwithstanding paragraph a. 2. the notice shall state that the property owner may within five (5) business days of the date of the order, request a hearing before the hearing examiner and shall set out the procedure by which the hearing may be requested.**

The purpose of this provision is to insure that the excessive growth of grass, weeds or noxious growths of vegetation is timely abated during the growing season.

### **SECTION 3. EFFECTIVE DATE**

This Ordinance becomes effective upon its passage and thirty (30) days after its publication according to law, subject to City Charter Section 5.7.

**PASSED** by the City Council of the City of Ramsey, Minnesota, the \_\_\_\_\_ day of April, 2011.

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Bob Ramsey  
Mayor

### **ATTEST:**

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Jo Ann M. Thieling, CMC  
City Clerk

Introduction Date: April 12, 2011  
Posting Dates:  
Adoption Date:  
Publication Date:  
Effective Date: