

## **COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND**

**Ordinance No.:** **O-17-17**

**Introduced by:** City Council

**Date Introduced:** March 20, 2017

**First Reading:** March 20, 2017

**Second Reading:** March 27, 2017

**Date Passed:** March 27, 2017

**Date Effective:** **April 17, 2017**

### **AN ORDINANCE concerning**

### **CHAPTER 59 – Brush, Grass and Trees**

**FOR** amending Chapter 59 – Brush, Grass and Trees of the Code of the City of Seat Pleasant for the violations and penalties.

**BY** amending Chapter 59 – Brush, Grass and Trees  
Section 59-4  
Code of the City of Seat Pleasant (1994 Edition, as amended)

**WHEREAS**, pursuant to Md. Code Ann., Local Gov't § 5-202(1) and § C-501(a) of the Charter of the City of Seat Pleasant (the "Charter"), the Council of the City of Seat Pleasant (the "City Council") has the power to pass all ordinances not contrary to the Constitution and laws of Maryland or the Charter as it may deem necessary for the good government of the City; and

**WHEREAS**, the City Council desires to amend Chapter 59 – Brush, Grass and Trees of the Code of the City of Seat Pleasant for the purposes of clarifying the violations and penalties; and

**WHEREAS**, the City Council deems it in the interest of the public health, welfare and safety of the citizens of The City of Seat Pleasant, and for the good government of The City of Seat Pleasant, to enact this Ordinance and to take the actions as described herein.

**SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEAT PLEASANT** that Section 59-4 of the Code of the City of Seat Pleasant (1994 Edition, as amended) be and it hereby is amended to read as follows:

#### **§ 59-4. Violations and penalties.**

A. UNCHANGED

B. A violation of this chapter shall be punishable as a municipal infraction as set forth in Chapter 110, Municipal Infractions, of the Code of the City of Seat Pleasant and subject to a fine of \$400. IN ADDITION TO THE COST FOR ABATEMENT BY THE PUBLIC WORKS DEPARTMENT. Each day upon which a violation exists shall be deemed a separate offense.

**SECTION 2. AND BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF SEAT PLEASANT** that the Recitals to this Ordinance are incorporated herein and deemed a substantive part of this Ordinance.

**SECTION 3. AND BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF SEAT PLEASANT** that all other ordinances or parts of ordinances or provisions of the Code of the City of Seat Pleasant (1994 Edition, as amended) in conflict with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 4. AND BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF SEAT PLEASANT** that the title of this Ordinance, or a condensed version thereof, shall be deemed to be, and is, a fair summary of this Ordinance for publication and all other purposes.

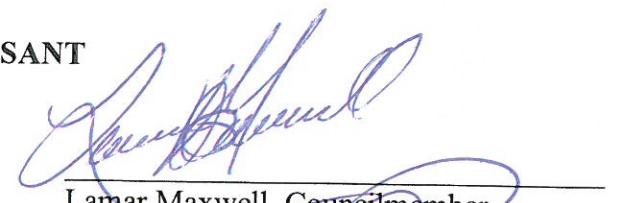
**SECTION 5. AND BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF SEAT PLEASANT** that, if any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance, it being the intent of the City Council that this Ordinance shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase or portion hereof.

**SECTION 6. AND BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF SEAT PLEASANT** that the City Clerk shall certify to the passage of this ordinance, and cause the same or, to the extent permitted by the Charter, a fair summary of the same, to be published as required by law, and that this Ordinance shall become effective at the expiration of twenty (20) days following approval by the Mayor or passage by the City Council over the Mayor's veto.

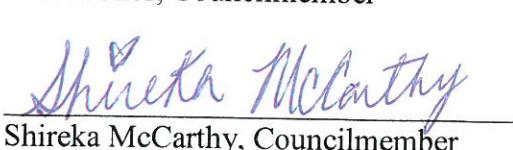
**COUNCIL OF THE CITY OF SEAT PLEASANT**



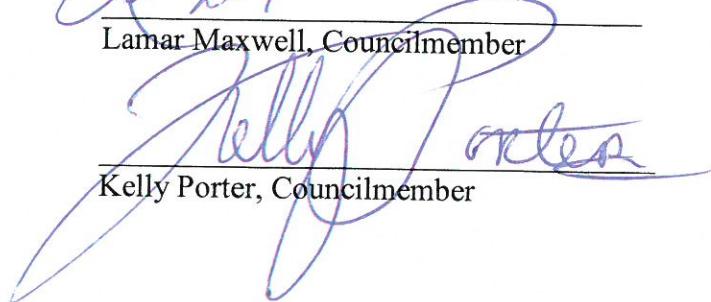
Charl Jones, Councilmember



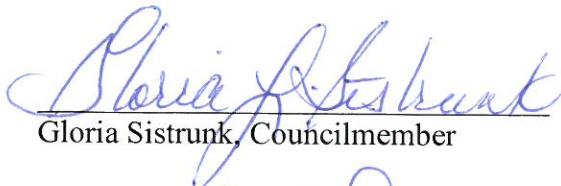
Lamar Maxwell, Councilmember



Shireka McCarthy, Councilmember



Kelly Porter, Councilmember



Gloria Sistrunk, Councilmember

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Aretha A. Stephenson, Councilmember



Reveral L. Yeargin, Councilmember

ATTEST:



Dashaun N. Lanham, CMC

City Clerk

This Ordinance was presented to the Mayor for his approval or disapproval pursuant to § C-313 of the Charter of the City of Seat Pleasant this March 27, 2017.



Dashaun Lanham, CMC  
City Clerk

In accordance with § C-313 of the Charter of the City of Seat Pleasant, I hereby (APPROVE) (DISAPPROVE) of this Ordinance this 27<sup>th</sup>, MARCH, 2017.



Eugene W. Grant, Mayor

**EXPLANATION:**

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

((Double Parenthesis)) indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.