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Chapter 59

Brush, Grass and Trees

[HISTORY: Adopted by the Mayor and Council of the City of Seat Pleasant 10-13-2013 by Ord. No. O-14-03.] **Amendments noted where applicable.**

GENERAL REFERENCES

Property maintenance — See Ch. 67.

Fire prevention — See Ch. 88.

Health and sanitation — See Ch. 101.

Nuisance properties — See Ch. 114.

Solid waste — See Ch. 129.

§ 59-1 Applicability.

The provisions of this chapter shall apply to the exterior premises of all real property located within the corporate limits of the City of Seat Pleasant, Maryland.

§ 59-2 Brush, grass, weeds; height limits. [Amended 5-14-2019 by Ord. No. O-19-14]

- A. Brush. Brush of any kind (including but not limited to hedges, shrubbery and bushes) bordering upon any public way, street or sidewalk shall be maintained at a height of three feet or less and shall not encroach upon or project over any such public way, street or sidewalk nor interfere with the free passage of persons thereupon.
- B. Grass. Grass and weeds shall be maintained at a height of eight inches or less.
- C. Any property which is unclean, unsanitary, or which is littered with rubbish or garbage or which has an uncontrolled growth of weeds.
- D. "weeds" shall mean grass, weeds, brush, and growth, excluding trees, ornamental shrubbery, plants, and flowers, garden vegetables properly tended, cultivated crops, or woodland, not otherwise in violation of this Code.
- E. Weeds. All premises and exterior property shall be maintained free from weeds or plant growth in excess of 10e inches.

§ 59-3 Trees.

No tree nor any part thereof (including but not limited to limbs, branches or stumps), whether dead or alive, nor any brushwood or firewood, shall be maintained in a hazardous or dangerous condition tending to constitute a threat to life or property and/or harbor rodents, insects or other vermin.

Commented [1]: Editor's Note: This ordinance also provided for the repeal of former Ch. 59, Brush, Grass and Weeds, adopted 12-16-1968 as §§ 14-12, 14-16 and 14-21 of Ch. 14 of the 1968 Code, as amended.

§ 59-4 **Violations and penalties.**

- A. When a violation of this chapter is determined to exist, the City Administrator, or his or her designee, shall provide written notice to the owner and/or occupant of the real property upon which such violation exists and direct the abatement or correction thereof, at the owner's and/or occupant's expense, within a reasonable time as specified in the notice. If such violation is not abated or corrected within the time specified in the notice, then the City shall have the authority to abate or correct the violation, and the cost thereof shall be a lien on the property and may be collected in the same manner as delinquent taxes or by a suit at law.

- 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. [**Amended 3-27-2017 by Ord. No. O-17-17**]