

ORDINANCE NO. 860

**AN ORDINANCE OF THE CITY OF SEDGWICK, HARVEY AND
SEDGWICK COUNTIES, AMENDING ORDINANCE NO. 833, SECTION
8, TO FURTHER OUTLINE AND CLARIFY ABATEMENT AND
ASSESSMENT OF COSTS PROCEDURES AS WELL AS NOTICE
REQUIREMENTS FOR VIOLATION OF THE ORDINANCE; AND
REPEALING ANY AND ALL OTHER ORDINANCES IN CONFLICT
HEREWITH.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK,
KANSAS:**

SECTION 1. Amendment to Ordinance No. 833, Section 8: Section 8 shall be amended in its entirety to read as follows:

Section 8. Abatement. In addition to, or as an alternative to, prosecution as provided in section 7, the public officer may seek to remedy violations of this section in the following manner.

- (a) If a person to whom a notice has been sent pursuant to section 5 has neither alleviated the conditions causing the alleged violation nor requested a hearing before the governing body or its designated representative within the time periods specified in section 6, the public officer shall cause to be cut, destroyed, and/or removed all such weeds and abate the nuisance created thereby at any time during the calendar year.
- (b) The public officer shall give notice to the owner, occupant, or agent in charge of the premises, by restricted mail, of the costs of abatement of the nuisance. The notice shall state that payment of the costs is due and payable within thirty (30) days following the receipt of the notice.
- (c) If the costs of removal or abatement remain unpaid after thirty (30) days following receipt of notice, a record of the costs of cutting and destruction and/or removal shall be certified to the City Clerk who shall cause such costs to be assessed against the particular lot or piece of land on which such weeds were so removed, and against such lots or pieces of land in front of or abutting on such street or alley on which such weeds were removed. The City Clerk shall certify the assessment to the County Clerk at the time other special assessments are certified for spreading on the tax rolls of the county.
- (d) The costs of removal or abatement shall be set at a rate established, from time to time, by Resolution lawfully approved and passed by the Sedgwick City Council and be applied on each lot or piece of land which the City has caused to be cut, destroyed, and/or removed all such weeds in the abatement of the nuisance created thereby.

SECTION 2. Other ordinances or portions thereof in conflict herewith, are hereby repealed.

SECTION 3. This Ordinance shall take effect and be in full force from and after its publication in the official City newspaper.

PASSED AND ADOPTED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS, THIS 18TH DAY OF MARCH, 2019.

Bryan Chapman, Mayor

ATTEST:

Janise P. Enterkin, City Clerk

(SEAL)