

PART 8
HEALTH AND SANITATION

CHAPTER 1

GENERAL HEALTH AND SANITATION PROVISIONS

- 8-101 Abandoned Containers
- 8-102 Removal Of Dead Animals
- 8-103 Vacant Buildings
- 8-104 Penalty

CHAPTER 2

NUISANCES

- 8-201 Powers Of Town
- 8-202 Definitions
- 8-203 Certain Public Nuisances Enumerated
- 8-204 Nuisances Unlawful
- 8-205 Persons Liable
- 8-206 Lapse Of Time; Effect
- 8-207 Remedial Action
- 8-208 Abatement Of Nuisances Generally
- 8-209 Abatement By Suit In District Court
- 8-210 Abatement Of Health Nuisances
- 8-211 Procedures Cumulative
- 8-212 Penalty

CHAPTER 3

WEEDS, GRASS AND TRASH

- 8-301 Definitions
- 8-302 Unlawful Accumulation Or Deposit Of Trash And Weeds
- 8-303 Reports Of Violations
- 8-304 Receipt Of Report; Notice To Abate
- 8-305 Consent For Town Abatement
- 8-306 Hearing
- 8-307 Abatement By Town; Costs
- 8-308 Appeals
- 8-309 Summary Abatement; Costs
- 8-310 Exemptions From Provisions

CHAPTER 1
GENERAL HEALTH AND SANITATION PROVISIONS

- 8-101 Abandoned Containers
- 8-102 Removal Of Dead Animals
- 8-103 Vacant Buildings
- 8-104 Penalty

8-101 ABANDONED CONTAINERS.

Any person, firm or corporation who abandons or discards, in any place accessible to children, any refrigerator, icebox, or ice chest, of a capacity of one and one-half (1 ½) cubic feet or more, which has an attached lid or door which may be opened or fastened shut by means of an attached latch, or who, being the owner, lessee, or manager of such place, knowingly permits such abandoned or discarded refrigerator, icebox or ice chest to remain in such condition, shall be deemed negligent as a matter of law and shall be guilty of a misdemeanor.

8-102 REMOVAL OF DEAD ANIMALS

The owner or any person having charge of any animal dying in the Town shall, within twenty four (24) hours after the death of such animal, remove its carcass, and failure to do so shall constitute a misdemeanor.

8-103 VACANT BUILDINGS

The owner or other person having control of any building in the Town shall, whenever the same or any part thereof becomes vacant or unoccupied, remove therefrom all wastepaper and other combustible waste materials accumulated therein and shall securely close and lock and keep closed and locked all doors, windows or other openings into such building or portion thereof while the same remains unoccupied.

8-104 PENALTY

Any person, firm or corporation violating any of the provisions of this chapter shall, upon conviction thereof, be fined and/or imprisoned as provided in section 1-108.

CHAPTER 2

NUISANCES

- 8-201 Powers Of Town
- 8-202 Definitions
- 8-203 Certain Public Nuisances Enumerated
- 8-204 Nuisances Unlawful
- 8-205 Persons Liable
- 8-206 Lapse Of Time; Effect
- 8-207 Remedial Action
- 8-208 Abatement Of Nuisances Generally
- 8-209 Abatement By Suit In District Court
- 8-210 Abatement Of Health Nuisances
- 8-211 Procedures Cumulative
- 8-212 Penalty

8-201 POWERS OF TOWN

As provided in 50 Oklahoma Statutes section 16, the Town has power to determine what is and what shall constitute a nuisance within its corporate limits and, for the protection of the public health, the public parks, and the public water supply, outside of its corporate limits. Whenever it is practical to do so, the Town has the power summarily to abate any such nuisance after notice to the owner and an opportunity for him to be heard, if this can be done.

8-202 DEFINITIONS

NUISANCE: Unlawfully doing an act, or omitting to perform a duty, or any thing or condition which either:

- A. Annoys, injures or endangers the comfort, repose, health or safety of others;
- B. Offends decency;
- C. Unlawfully interferes with, obstructs, or tends to obstruct, or renders dangerous for passage, any lake or navigable river, stream, canal or basin, or any public park, square, street or other public property; or
- D. In any way renders other persons insecure in life or safety, or in the use of property.

Provided, however, this definition shall not apply to preexisting agricultural activities.

PRIVATE NUISANCE: Every statutorily defined private nuisance, and every nuisance not included in the definition of "public nuisance" in this section.

PUBLIC NUISANCE: Every statutorily defined public nuisance, and in addition, and without limitation, a nuisance which affects at the same time an entire community or neighborhood or any considerable number of persons, although the extent of the annoyance or damage inflicted upon the individuals may be unequal.

8-203 CERTAIN PUBLIC NUISANCES ENUMERATED

A. Nuisances Enumerated: In addition to other public nuisances declared by other sections of this code or law, the following are hereby declared to be public nuisances:

1. Unwholesome Food Or Drink: The sale or offering for sale of unwholesome food or drink; or the keeping of a place where such sales or offerings are made.
2. Liquor Violations: The sale, offering for sale or furnishing of alcoholic beverages or low point beer in violation of state law or ordinances of the Town; or the keeping of a place where alcoholic beverages or low point beer are sold, offered for sale, or furnished in violation of state law or ordinances of the Town.
3. Obscene Materials: The exposure, display, sale or distribution of obscene pictures, books, pamphlets, magazines, papers; documents or objects; or the keeping of a place where such are exposed, displayed, sold or distributed.
4. Gambling: The keeping of a place where persons gamble, whether by cards, slot machines, punchboards or otherwise.
5. Bawdy, Disorderly Houses:
 - a. The keeping of a place where prostitution, illicit sexual intercourse, or other immoral acts are practiced.
 - b. The keeping of a place where activities in violation of state law or ordinance are practiced or carried on.
6. Noisy Conditions: The continued making of loud or unusual noises which annoy persons of ordinary sensibilities; or the keeping of an animal which makes such noises.

7. Interfering With Wireless Reception: The operation or use of any electrical apparatus or machine which materially or unduly interferes with internet, phone, radio or television reception by others.
8. Assemblies Obstructing Traffic: Any use of a street or sidewalk or place adjacent thereto which causes crowds of people to gather so as to obstruct traffic on such street or sidewalk, or which otherwise obstructs traffic thereon, except as may be authorized by law or ordinance.
9. Water Flowing, Ice Or Snow Falling Upon Streets: Permitting water or other liquid to flow or fall, or ice or snow to fall, from any building or structure upon any street or sidewalk.
10. Stagnant Water Bodies: All wells, pools, cisterns, bodies or containers of water in which insects breed or are likely to breed, or which are so constructed, formed, conditioned, or situated as to endanger the public safety.
11. Conditions Attracting Pests: Rank weeds or grass, carcasses, accumulations of manure, refuse, or other things which are, or are likely to be, breeding places for flies, mosquitoes, vermin, or disease causing germs; and the premises on which such exist.
12. Garbage Accumulations: Any pond, slop, trash, refuse, cobs, manure, decayed or decaying vegetable matter left, kept or maintained in such condition as to endanger the public health.
13. Garbage Containers On Curb: Garbage cans or any trash containers kept or stored within twelve feet (12') of a curb, or edge of paving where there is no curb, in excess of twenty four (24) hours.
14. Dangerous Structures:
 - a. Any building or structure which is dangerous to the public health or safety because of damage, decay or other condition.
 - b. Every building or other structure that shall become unsafe and dangerous from fire, decay or other cause, or shall become hazardous from fire, by reason of age, decay or construction, location or other cause, or shall be detrimental to the health, safety or welfare of the Town or its inhabitants from any cause.
15. Dangerous Premises: Any pit, hole, or other thing which is so constructed, formed, conditioned or situated as to endanger the public safety.

16. Fire And Explosive Hazards: Any fire or explosion hazard which endangers the public safety.
17. Dangerous Businesses: Any occupation or activity which endangers the public peace, health, morals, safety, or welfare.
18. Offensive Premises: Any unclean, foul, leaking or broken or defective ditch, drain, gutter, slop, garbage or manure barrel, box or other receptacle in the Town.
19. Animal Houses And Noises:
 - a. Any stable or other place where animals are kept that may become obnoxious or annoying to any resident of the Town, by reason of any noise or noises made by the animal therein, or by reason of lack of sanitation.
 - b. The keeping of any dog kennel within the Town for the breeding and raising of dogs that shall become offensive or annoying to the public by reason of the barking and noise made by the animals therein contained.
 - c. The keeping of any hog pen within the limits of the Town.
20. Animal Hides: Any green or unsalted hides of any animal kept in any exposed or open place within the limits of the Town.
21. Sewage Receptacles:
 - a. Any vault, cesspool or sink used to receive human excrement, slops, garbage, refuse or other filthy substance.
 - b. Every privy or water closet which shall be in an overflowing, leaking or filthy condition, or in a condition dangerous, injurious or annoying to the comfort, health and welfare of any resident of the Town.
22. Vehicles Without Plates In Residence Districts: Any vehicle (whether in operating condition or not) or any trailer without a current vehicle plate as required by law for vehicles used on the public highways, when stored or kept in a residence district.

B. Enumeration Cumulative: The enumeration of certain public nuisances in subsection A of this section shall be cumulative and not limit other provisions of law or ordinances defining public or private nuisances either in more general or more specific terms.

It is unlawful for any person, including, but not limited to, any owner, lessee, or other person to create or maintain a nuisance within the Town or to permit a nuisance to remain on premises under his control within the Town.

8-205 PERSONS LIABLE

Every successive owner of property who neglects to abate a continuing nuisance upon or in the use of such property, created by a former owner, is liable therefor in the same manner as the one who first created it.

8-206 LAPSE OF TIME; EFFECT

No lapse of time can legalize a public nuisance amounting to an actual obstruction of public right.

8-207 REMEDIAL ACTION

A. Public Nuisances: The remedies against a public nuisance are:

1. Prosecution on complaint before the municipal court;
2. Prosecution on information or indictment before another appropriate court;
3. Civil action; or
4. Abatement:
 - a. By person injured as provided in 50 Oklahoma Statutes section 12; or
 - b. By the Town in accordance with law or ordinance.

B. Private Nuisances: The remedies against a private nuisance are:

1. Civil action; or
2. Abatement:
 - a. By person injured as provided in 50 Oklahoma Statutes sections 14 and 15; or
 - b. By the Town in accordance with law or ordinance.

8-208 ABATEMENT OF NUISANCES GENERALLY

A. Summary Abatement: Some nuisances are of such nature as to constitute a grave and immediate danger to the peace, health, safety, morals or welfare of one or more persons or the public generally. It is recognized that circumstances may be such as to justify, and even to require the mayor, code enforcement officer or other appropriate officer or

agency of the Town government to take immediate and proper action summarily to abate such nuisances, or to reduce or suspend the danger until more deliberate action can be taken toward such abatement.

- B. **Statement Of Nuisance; Recommended Abatement:** The chief of any fire department, the chief of police, the code enforcement officer, the building inspector, the Town inspector or any other officer subordinate to the mayor may submit, through or with the consent of the mayor, to the Town Board of Trustees, a statement as to the existence of a nuisance as defined by the ordinances of the Town or law, and a request or recommendation that it be abated. The mayor himself, the code enforcement officer, any Town Trustee, or any resident or residents of the Town may submit such a statement and request a recommendation to the Town Board of Trustees.
- C. **Determination Of Nuisance Existence; Notice:** The Town Board of Trustees shall determine whether or not the alleged nuisance is a nuisance in fact. For the purpose of gathering evidence on the subject, the Board of Trustees shall have power to subpoena and examine witnesses, books, papers and other effects. Before proceeding to abate the nuisance or have it abated, the Board of Trustees shall give notice of a hearing on the proposed abatement to the owner of any property concerned and to any other person alleged or deemed responsible for or to be causing the nuisance, and an adequate opportunity to be heard, if such notice and opportunity for a hearing can be given. Such notice to the owner and other persons concerned shall be given in writing by mail or by service by a police officer if their names and addresses are known; but if the names or addresses are not known, and the peace, health, safety, morals, or welfare of the person or persons or public adversely affected would not be unduly jeopardized by the necessary delay, a notice of the hearing shall be published in a paper of general circulation within the Town.
- D. **Abatement By Owner Or Town; Costs A Debt:** If the Board of Trustees finds that a nuisance does in fact exist, it shall direct the owner or other persons responsible for or causing the nuisance to abate it within a specified time if the peace, health, safety, morals or welfare of the person or persons or public adversely affected would not be unduly jeopardized by the consequent delay. If such peace, health, safety, morals, or welfare would be unduly jeopardized by the consequent delay, or if the owner or other persons responsible for or causing the nuisance do not abate it within the specified time, the Board of Trustees shall direct the mayor or code enforcement officer to abate the nuisance or to have it abated, if summary abatement is practical, as authorized by 50 Oklahoma Statutes section 16. The Town Clerk shall send a statement of the cost of such summary abatement to the owner or other persons responsible for or causing the nuisance, as may be just under the circumstances, if their names and addresses are known. Until paid, such cost shall constitute a debt to the Town collectable as other debts of the Town may be collected.

8-209 ABATEMENT BY SUIT IN DISTRICT COURT

In cases where it is deemed impractical summarily to abate a nuisance, the Town may bring suit in the district court of the county where the nuisance is located, as provided in 50 Oklahoma Statutes section 17.

8-210 ABATEMENT OF HEALTH NUISANCES

- A. Order To Abate: Pursuant to authority granted by 63 Oklahoma Statutes section 1-1011, the code enforcement officer or health officer shall have the authority to order the owner or occupant of any private premises in the Town to remove from such premises, at his own expense, any source of filth, cause of sickness, condition conducive to the breeding of insects or rodents that might contribute to the transmission of disease, or any other condition adversely affecting the public health, within twenty four (24) hours, or within such other time as may be reasonable, and a failure to do so shall constitute an offense. Such order shall be in writing and may be served personally on the owner or occupant of the premises, or authorized agent thereof, by the health officer or by the code enforcement officer or a police officer, or a copy thereof may be left at the last usual place of abode of the owner, occupant, or agent, if known and within the state. If the premises are unoccupied and the residence of the owner, occupant, or agent is unknown, or is without the state, the order may be served by posting a copy thereof on the premises, or by publication in at least one issue of a newspaper having a general circulation in the Town.
- B. Failure To Comply; Abatement By Town; Costs: If the order is not complied with, the health officer or code enforcement officer may cause the order to be executed and complied with, and the cost thereof shall be certified to the Town clerk, and the cost of removing or abating such nuisance may be collected in any manner in which any other debt due the Town may be collected.

8-211 PROCEDURES CUMULATIVE

The various procedures for abating nuisances and collecting costs therefore which are prescribed by this chapter and by other provisions of law and ordinance shall be cumulative with any other penalties or procedures authorized.

8-212 PENALTY

Any person, firm or corporation violating any of the provisions of this chapter shall, upon conviction thereof, may be fined and/or imprisoned as provided in section 1-108 of this Code.

CHAPTER 3

WEEDS, GRASS AND TRASH

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- 8-306 Hearing
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- 8-310 Exemptions From Provisions

8-301 DEFINITIONS

As used in this chapter, the following terms shall have the meanings respectively ascribed to them in this section.

ADMINISTRATIVE OFFICER: The mayor or other person so designated by the mayor.

CLEANING: The removal of trash from property.

OWNER: The owner of record as shown by the most current tax rolls of the county treasurer.

TRASH: Any refuse, litter, ashes, leaves, debris, paper, combustible materials, rubbish, offal, waste, or matter of any kind or form which is uncared for, discarded or abandoned.

WEED: A. Includes, but is not limited to, poison ivy, poison oak or poison sumac and all vegetation at any state of maturity which:

1. Exceeds twelve inches (12") in height, except healthy trees, shrubs or produce for human consumption or grown in a tended and cultivated garden unless such trees and shrubbery, by their density or location, constitute a detriment to the health, benefit and welfare of the public and community or a hazard to traffic or create a fire hazard to the property or otherwise interfere with the mowing of the weeds;

2. Regardless of height, harbors, conceals or invites deposits or accumulation-of-refuse or trash;
3. Harbors rodents or vermin;
4. Gives off unpleasant or noxious odors;
5. Constitutes a fire or traffic hazard; or
6. Is dead or diseased.

B. The term "weed" does not include tended crops on land zoned for agricultural use which are planted more than one hundred fifty feet (150') from a parcel zoned for other than agricultural use.

8-302 UNLAWFUL ACCUMULATION OR DEPOSIT OF TRASH AND WEEDS

- A. It is unlawful for any owner or occupant of any lot, tract or parcel of land situated wholly or in part within the corporate limits of the Town to allow trash to accumulate or weeds to grow or stand upon such premises. It is the duty of such owner or occupant to remove or destroy any such trash or weeds.
- B. No owner or occupant of land or lots shall:
 1. Knowingly permit the throwing or dumping upon his premises of any refuse, rubbish or trash; or
 2. Permit such materials to remain on his premises for more than ten (10) days after being notified to remove them by the Town or the county health department, whether or not the owner or occupant knew of or permitted such throwing or depositing.
- C. No person owning, leasing, occupying or having charge of any private property or premises shall maintain or keep any refuse, rubbish, trash or similar material except dirt thereon; nor shall such person allow the accumulation of any such material; nor shall any such person keep or maintain such premises in a manner causing substantial diminution in the value of other property in the neighborhood in which the premises is located.
- D. It is unlawful for any person to throw, place or deposit any rubbish, trash, slop, garbage, filthy substance, grass, weeds, trees, brush or any other refuse or waste matter in any street, avenue, alley or in any ditch or watercourse, or upon the premises of another, or upon any public ground in the Town.
- E. No person shall deposit ashes, smoldering coal or embers, greasy or oily substances or other matter liable to create spontaneous ignition within ten feet (10') of any wooden or

plaster wall, partition, fence, floor, lumber, rubbish or other combustible materials, except in metallic or other noncombustible receptacles, placed on noncombustible stands resting on a noncombustible floor or on the ground outside the building, and in every case must be kept at least two feet (2') distance from any combustible wall or partition.

- F. Every person making, using or having charge of or control over any shavings, loose hay, sacks, bags, boxes, litter, or any other combustible material of any character, within the Town, shall, at the close of each day, cause the same to be removed from the premises, or securely protected and disposed of so as to protect the same from sparks and fire and to avoid the creation of a fire hazard.
- G. In addition to a penalty for violation of this section, the Town may abate as a public nuisance any condition prohibited herein, pursuant to this chapter or any other law or ordinance, all of which shall be cumulative.

8-303 REPORTS OF VIOLATIONS

The code enforcement officer or any officer or employee of the Town who discovers an accumulation of trash or the growth of grass and weeds, or both these conditions, upon any premises within the limits of the Town, shall report the condition to the administrative officer if, as a result of the accumulation of growth, the premises appear to be:

- A. Detrimental to the health, benefit and welfare of the public and the community;
- B. A hazard to traffic; or
- C. A fire hazard to property.

8-304 RECEIPT OF REPORT; NOTICE TO ABATE

Upon receiving the report provided for in section 8-303 of this chapter, or upon receipt of equivalent information from any reliable source, at least ten (10) days' notice shall be given to the owner of the property by mail at the address shown by the current year's tax rolls in the county treasurer's office before the administrative officer holds a hearing or takes action. The notice shall order the property owner to clean the property of trash, or to cut or mow the weeds or grass on the property, as appropriate, and the notice shall further state that unless such work is performed within ten (10) days of the date of the notice, the work shall be done by the Town, and a notice of lien shall be filed with the county clerk against the property for the costs due and owing the Town. At the time of mailing of notice to the property owner, the Town shall obtain a receipt of mailing from the postal service, which receipt shall indicate the date of mailing and the name and address of the mailer. However, if the property owner cannot be located within ten (10) days from the date of mailing by the administrative officer, notice may be given by posting a copy of the notice on the property or by publication, one time not less than ten (10) days prior to any hearing or action by the Town. If the administrative officer anticipates summary

abatement of a nuisance in accordance with the provisions of section 8-309 of this chapter, the notice, whether by mail, posting or publication, shall state: a) that any accumulations of trash or excessive weed or grass growth on the owner's property occurring within six (6) months from and after the date of this notice may be summarily abated by the administrative officer; b) that the costs of such abatement shall be assessed against the owner; and c) that a lien may be imposed on the property to secure such payment, all without further prior notice to the property owner.

8-305 CONSENT FOR TOWN ABATEMENT

The owner of the property may give written consent to the Town authorizing the removal of the trash or the mowing of the weeds or grass. By giving written consent, the owner waives the owner's right to a hearing by the Town.

8-306 HEARING

A hearing may be held by the administrative officer to determine whether the accumulation of trash or the growth of weeds or grass has caused the property to become detrimental to the health, benefit, and welfare of the public and the community or a hazard to traffic, or creates a fire hazard to the danger of property.

8-307 ABATEMENT BY TOWN; COSTS

- A. **Entry Powers For Abatement:** Upon a finding that the condition of the property constitutes a detriment or hazard, and that the property would be benefited by the removal of such conditions, the agents of the Town are granted the right of entry on the property for the removal of trash, mowing of weeds or grass, and performance of the necessary duties as a governmental function of the Town.
- B. **Notice Of Lien:** Immediately following the cleaning or mowing of the property, the Town clerk shall file a notice of lien with the county clerk describing the property and the work performed by the Town, and stating that the Town claims a lien on the property for the cleaning or mowing costs.
- C. **Notice And Determination Of Costs:** The administrative officer shall determine the actual cost of such cleaning and mowing and any other expenses as may be necessary in connection therewith, including the cost of notice and mailing. The Town Clerk shall forward by mail to the property owner, as specified in section 8-304 of this chapter, a statement of such actual cost and demand payment. If the cleaning and mowing are done by the Town, the cost to the property owner for the cleaning and mowing shall not exceed the actual cost of the labor, maintenance, and equipment required. If the cleaning and mowing are done on a private contract basis, the contract shall be awarded to the lowest and best bidder.

D. Failure To Pay Costs:

1. If payment is not made within thirty (30) days from the date of the mailing of the statement, the Town Clerk shall forward a certified statement of the amount of the cost to the county treasurer of the county in which the property is located, and the same shall be levied on the property and collected by the county treasurer as other taxes authorized by law. Once certified by the county treasurer, payment may only be made to the county treasurer except as otherwise provided for in this chapter. Until fully paid, the cost and the interest thereon shall be the personal obligation of the property owner from and after the date the cost is certified to the county treasurer.
2. In addition, the cost and the interest thereon shall be a lien against the property from the date the cost is certified to the county treasurer, coequal with the lien of ad valorem taxes and all other taxes and special assessments and prior and superior to all other titles and liens against the property, and the lien shall continue until the cost shall be fully paid.
3. At the time of collection, the county treasurer shall collect a fee of five dollars (\$5.00) for each parcel of property. The fee shall be deposited to the credit of the general fund of the county. If the county treasurer and the Town agree that the county treasurer is unable to collect the assessment, the Town may pursue a civil remedy for collection of the amount owing and interest thereon by an action in personam against the property owner and an action in rem to foreclose its lien against the property. A mineral interest, if severed from the surface interest and not owned by the surface owner, shall not be subject to any tax or judgment lien created pursuant to this chapter. Upon receiving payment, if any, the Town Clerk shall forward to the county treasurer a notice of such payment and directing discharge of the lien.

8-308 APPEALS

The property owner shall have a right of appeal to the Town Board of Trustees from any order of the administrative officer. Such appeal shall be taken by filing written notice of appeal with the Town Clerk within ten (10) days after the administrative order is rendered.

8-309 SUMMARY ABATEMENT; COSTS

- A. If a notice is given by the administrative officer to a property owner ordering the property within the Town limits to be cleaned of trash and weeds or grass to be cut or mowed in accordance with the procedures provided for in this chapter, any subsequent accumulations of trash or excessive weed or grass growth on the property occurring

within a six (6) month period may be declared to be a nuisance and may be summarily abated without further prior notice to the property owner.

- B. At the time of each such summary abatement, the Town shall notify the property owner of the abatement and the costs thereof. The notice shall state that the property owner may request a hearing within ten (10) days after the date of mailing the notice. The notice and hearing shall be as provided for in this chapter.
- C. Unless otherwise determined at the hearing, the cost of such abatement shall be determined and collected as provided for in subsections 8-307 C and D of this chapter.
- D. This section shall not apply if the records of the county clerk show that the property was transferred after notice was given pursuant to this chapter.

8-310 EXEMPTIONS FROM PROVISIONS: The provisions of this chapter shall not apply to any property zoned and used for agricultural purposes or to railroad property under the jurisdiction of the Oklahoma corporation commission. However, the administrative officer may cause the removal of weeds or trash from property zoned and used for agricultural purposes pursuant to the provisions of this chapter but only if such weeds or trash pose a hazard to traffic and are located in, or within ten (10) yards of the public right of way.

TOWN OF VERDIGRIS, OKLAHOMA
ORDINANCE NO. 2009- 05

AN ORDINANCE ESTABLISHING PART 8 OF THE MUNICIPAL ORDINANCES OF VERDIGRIS DEALING WITH HEALTH AND SANITATION, INCLUDING; CHAPTER 1, GENERAL HEALTH AND SANITATION PROVISIONS PROVIDING ORDINANCES REGULATING AND PROVIDING FOR ABANDONED CONTAINERS, REMOVAL OF DEAD ANIMALS, VACANT BUILDINGS, AND PROVIDING FOR A PENALTY; CHAPTER 2, NUISANCES, PROVIDING ORDINANCES REGULATING AND PROVIDING FOR POWERS OF TOWN, DEFINITIONS, CERTAIN PUBLIC NUISANCES ENUMERATED, NUISANCES UNLAWFUL, PERSONS LIABLE, LAPSE OF TIME-EFFECT, REMEDIAL ACTION, ABATEMENT OF NUISANCES GENERALLY, ABATEMENT BY SUIT IN DISTRICT COURT, ABATEMENT OF HEALTH NUISANCES, PROCEDURES CUMULATIVE, AND A PROVIDING FOR A PENALTY; CHAPTER 3, WEEDS, GRASS AND TRASH, PROVIDING ORDINANCES REGULATING AND PROVIDING FOR DEFINITIONS, UNLAWFUL ACCUMULATION OR DEPOSIT OF TRASH AND WEEDS, REPORTS OF VIOLATIONS, RECEIPT OF REPORT-NOTICE TO ABATE, CONSENT FOR TOWN ABATEMENT, HEARING, ABATEMENT BY TOWN; COSTS, APPEALS, SUMMARY ABATEMENT- COSTS, AND EXEMPTIONS FROM PROVISIONS; AND IN ADDITION PROVIDING A PARTIAL INVALIDITY SAVINGS CLAUSE; AND, DECLARING AN EMERGENCY.

Whereas, the Town Board of Trustees (the "Board") of the Town of Verdigris, Oklahoma (the "Town"), deems it to be in the best interest of the Town to enact an ordinance dealing with Health and Sanitation Regulations:

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF VERDIGRIS, OKLAHOMA:

Section 1: Part 8 of the Town's Code of Ordinances dealing with Health and Sanitation is hereby enacted and shall read as follows:

[SEE EXHIBIT "A" ATTACHED]

Section 2: If any section, subsection or sentence, clause or phrase of this Ordinance is for any reason held invalid, such decision or decisions shall not affect the validity of the remaining portions of this Ordinance.

Section 3: It being necessary for the preservation of the public peace, health and safety of the Town of Verdigris, Oklahoma, and the inhabitants thereof, an emergency is thereby declared to exist. By reason whereof it is necessary that this Ordinance go into full effect and be of force immediately upon its passage and approval.

PASSED and the emergency clause voted upon separately and approved in regular session on this 18th day of June, 2009.

ATTEST:

Town Clerk

Mayor