

CITY OF BANGOR
VAN BUREN COUNTY, MICHIGAN
ORDINANCE NO. 292
GRASS AND NOXIOUS WEEDS ORDINANCE

An Ordinance regulating and controlling the growth of grass, weeds and other poisonous or harmful vegetation in the City of Bangor, providing for the removal thereof, and assessing costs therefore.

THE CITY OF BANGOR ORDAINS:

SECTION 1 DEFINITION

In the interpretation of this Ordinance the term "noxious and poisonous weeds" shall include, but not be limited to, Canada thistles, wild carrots, ox-eye daisies, ragweed, goldenrod, burdock and poison ivy, poison sumac, and various types of grasses.

SECTION 2 DUTY TO CUT

It shall be the duty of every owner, possessor, or occupier of land within the City of Bangor, (agricultural land excluded) or of every person having charge of any such lands, to cut down or use herbicides that are safe to surrounding properties, on all noxious weeds and poisonous weeds growing thereon any time as such weeds and grasses exceed six (6) inches in height, and as often as necessary to prevent them from going to seed.

To effectively enforce and control the elimination of noxious weeds and grasses, all noxious weeds, poisonous weeds, and grasses which are of a height of six (6) inches or more growing or lying upon any property in the City of Bangor are hereby declared a public nuisance.

SECTION 3 EXEMPTIONS

This ordinance does not apply to:

1. Land used for agricultural purposes, including weeds in fields, devoted to growing any small grain crops such as wheat, oats, barley, or rye.
2. Portions of lots used for flower gardens, shrubbery or vegetable gardens.

3. Regulated and/or protected areas: For example, naturally wooded areas, regulated wetlands, or meadows.
4. Areas designated as undeveloped open space or meadows by the City Council.

SECTION 4 PENALTY

Any owner, possessor, or occupier of land within the City of Bangor, or any person having charge of such lands who shall fail, neglect, or refuse to comply with the provisions of any notice herein provided or who shall resist or obstruct the Director of Public Works or his duly authorized agents in the cutting and removal of weeds, grass, and other vegetation shall be guilty of a civil infraction and subject to a penalty.

Penalty for a non-compliance in the cutting of grass or weeds will result in a civil infraction in the amount of \$100 for 1st offense, \$250 for 2nd offense, and \$500 for 3rd offense. Offenses will be reset if the homeowner or property owner does not violate the ordinance for one year from the last offense date.

SECTION 5 FAILURE TO COMPLY

Should any owner, possessor, occupier, or any person having charge of such lands, fail to conform with the provisions of this Ordinance within 7 days, it shall be the duty of the Director of Public Works to cut all of said noxious and poisonous weeds on said land and shall keep an account of the expenses incurred in so doing with respect to each parcel of land entered therefore. The expense incurred by the City in the cutting will be charged to the property owner. Any bill that fails to be paid shall become a lien on the land or property assessed of the same character in effect as the lien created by general law for taxes.

SECTION 6 SEVERABILITY

The provisions of the Ordinance are hereby declared to be severable and if any clause, sentence, paragraph section, or subsection is declared void or inoperable for any reason it shall not affect any other part or portion hereof.

SECTION 7 EFFECTIVE DATE

This Ordinance shall become effective 10 days after publication.

At a regular meeting of the City Council of the City of Bangor held on _____,
adoption of the foregoing ordinance was moved by _____ and supported by _____
_____.

Voting for: _____

Voting against: _____

Mayor Farmer declared the ordinance adopted.

CERTIFICATION

I further certify that Council Member _____ moved for adoption of
said Ordinance No. 292, and that Council Member _____ seconded said motion.

I further certify that the following members voted for adoption of said Ordinance:

_____ and that the following members voted against such
Ordinance: _____

I further certify that said Ordinance No. 292 has been recorded in the Ordinance Book of the City
of Bangor.

The foregoing is a true and complete copy of an Ordinance adopted by the City Council of the
City of Bangor, County of Van Buren, and State of Michigan, at a _____ meeting held this ___ day of
_____, 2024, and that public notice of said meeting was given pursuant to and in full compliance
with Act No. 267, Public Acts of Michigan, 1976, as amended, the same being the Open Meetings Act,
and the Minutes of said meeting have been or will be made available as required by said Act.

Shelly Umbanhowar
City Clerk
City of Bangor