



**AN ORDINANCE AMENDING
CHAPTER 93 TITLED HEALTH AND SANITATION; NUISANCES
OF THE CODE OF ORDINANCES**

NOW, THEREFORE, BE IT ORDAINED by the governing body of the Town of Sunset Beach, North Carolina, that Chapter 93 titled Health and Sanitation; Nuisances is hereby amended as follows:

§ 93.01 - PREMISES TO BE KEPT CLEAN; NOTICE OF VIOLATION.

- A. The growth of weeds, grass, undergrowth and other noxious growth on an unimproved lot or unimproved parcel of land to a height in excess of 4 inches is hereby declared to be dangerous or prejudicial to the public health and safety. In addition, the placement or maintenance of any trash, building materials, scraps, tree trimmings or any yard debris in any alley, public place or private property within the Town limits, except yard debris that are bundled and placed at the curb for pickup, is hereby declared to be dangerous or prejudicial to the public health and safety.
1. Every owner or other person in possession of a **mainland** vacant lot or parcel of land within the Town limits, shall, between May 1st and May 31st and between September 1st and September 30th of each year, shrub down, within four (4) inches of the ground, all weeds, grass, undergrowth and other noxious growth from the lot in order to prevent a public health nuisance.
 2. **The vegetation on an island vacant lot or parcel of land is hereby restricted to 12 inches in height from April through September. Once the height limit is reached,** every owner or other person in possession of a **an island** vacant lot or parcel of land within the Town limits, shall, ~~between May 1st and May 31st and between September 1st and September 30th of each year,~~ shrub down, within four (4) inches of the ground, all weeds, grass, undergrowth and other noxious growth from the lot in order to prevent a public health nuisance. **Notice of violation shall be issued to the property owner only in response to citizen complaints.**

3. In the event that the owner or other person in possession of the vacant lot or parcel fails to timely cut and shrub down the lot or parcel as required herein, the Town shall have the property maintained through removal of the nuisance vegetation by a third-party as needed in order to prevent the creation and existence of a public health nuisance.

4. The expense incurred by the Town shall be paid by the person in default. If the expense is not paid, it is a lien on the land or premises where the nuisance occurred and shall be collected as unpaid ad valorem taxes. In addition, the expense incurred shall constitute a lien on other real property of the person in default located within the town limits or within one mile thereof and shall be collected as a money judgment pursuant to state law.

Adopted this _____ day of _____, 20____.

TOWN OF SUNSET BEACH

Mayor

ATTEST:

Town Clerk