

Sec. 42-22. - Excessive and impinging growth; hazardous trees.

- (a) It shall be unlawful for any owner of a lot to permit the excessive growth of grass and nuisance weeds on sodded or seeded grass areas or within cultivated landscaped areas on a developed lot.
- (b) It shall be unlawful for any owner of any lot to permit impinging growth upon improved city right-of-way, sidewalks and/or streets, or road right-of-way easement except that branches of trees at least eight feet above the surface of a sidewalk or at least 14 feet above the surface of the portion of the street used for vehicular traffic, whether planted in the right-of-way area or upon private property, may be permitted with authorization by the city and in accordance with any applicable city code.
- (c) It shall be unlawful for any owner of any lot to permit impinging growth upon an abutting improved or developed lot, provided that:
 - (1) Enforcement of this provision is limited to verified complaints received by the city from an owner of a lot that abuts the rear or side of a lot where there is impinging growth.
- (d) A hazardous tree on any lot that poses an actual hazard or damage to the public, rights-of-way or utilities as determined by the city or to an adjacent lot upon a complaint by the adjacent lot owner, tenants, lessees, or occupants, are hereby declared to be a public nuisance. It shall be the responsibility of the owner of any lot to remove or cause to be removed any such hazardous tree on their lot, however the city is empowered at the owner's expense to immediately abate a hazardous tree if it is determined by the city to be an emergency hazardous situation.

(Ord. No. [2017-09](#), § 1, 5-10-2017)