

§ 277-13. Obstruction of public ditches and Curb and Gutters.

No person shall in any manner obstruct or cause to be obstructed the free passage of water in any public gutter, ditch, culvert, swale or drain or place or cause to be placed any rubbish, grass, weeds or lawn clippings dirt, sand, gravel or any other matter or thing so that the same is likely to be carried by the elements into any public gutter, ditch, culvert, swale or drain.

A Grass clippings.

No property owner or occupant required to mow grass shall permit grass trimmings resulting from mowing of lawns or tree borders to be deposited onto the travelable portion of any street, curb and gutter, public alley or public parking lot. The presence of grass trimmings for a period in excess of two hours upon the public property shall be conclusive evidence of the depositor's intent not to remove them.

If the owner or occupant fails to comply with this subsection, the director of public works or agent shall cause the debris to be removed and the cost thereof assessed against the property as a special tax.

B. Enforcement. All sworn police officers and other designated Village officials and employees are hereby authorized and directed to enforce the provisions of this section and shall take the following action:

(1) If a Village law enforcement officer or other designated Village officials and employees determine that the failure to remove the clippings/debris they shall cause the issuance of a written notice to the owner, occupant or person in charge of any parcel or lot directing that the clippings/debris be removed within two hours from the delivery of the notice. In the event the property owner, occupant or person in charge of said parcel or lot is unavailable to receive a written notice, the police officer or other designated Village officials and employees shall immediately cause the removal of the clippings/debris. The police officer or other designated Village officials and employees shall send a written notice to the last known address of the property owner notifying him that a violation existed which required immediate abatement.

C. Continued violations. Each twenty-four-hour period where a violation occurs shall constitute a separate offense under this section for enforcement purposes. Repeated violations or subsequent depositing of debris shall not nullify any pending notice issued under this section.

D. Abatement after notice. Failure of the owner, occupant or person in charge of any parcel or lot to cause the removal of grass clippings/debris within the time established under Subsection B after receiving a written notice shall result in the Village causing the removal of said clippings or debris.

E. Expense. Property Owner will be charged \$200.00 for the first hour or fraction thereof and an additional \$100.00 per hour for each additional hour or fraction thereof for Village employees to abate the clipping/debris problem to be paid by the parcel or lot owner Notice of the bill for the removal of clippings/debris shall be mailed to the last-known address of the owner of the parcel or lot and shall be payable within 10 calendar days from the receipt thereof. Within 60 days after such costs and expenses are incurred and remain unpaid, the Village Clerk-Treasurer shall enter those

charges onto the tax roll as a special tax as provided by § 66.0907(5), Wis. Stats.

F. Penalty. In addition to the provisions set forth in this section, any person, firm or corporation who or which violates the provisions of this section shall be subject to a penalty as provided in Chapter 1, § 1-3 of this code. Refer to 277.13