

ORDINANCE NO. 419

AN ORDINANCE OF THE COMMISSIONERS OF THE TOWN OF ST. MICHAELS AMENDING THE CODE OF THE TOWN OF ST. MICHAELS, ARTICLE II (LITTER AND WEED CONTROL §243-10 (ENFORCEMENT), PARAGRAPH C (FAILURE TO CORRECT) TO MODIFY THE COMPLIANCE DECREASING THE PERIOD FROM TWELVE (12) DAYS TO SEVEN (7) DAYS; PROVIDING THAT THE TITLE OF THIS ORDINANCE SHALL BE DEEMED A FAIR SUMMARY OF ORDINANCE NO.419; AND MATTERS GENERALLY RELATING TO LITTER AND WEED CONTROL IN THE TOWN OF ST. MICHAELS

WHEREAS, the high growth of weeds may harbor snakes, mosquitoes, fleas, mice, and other vermin, and impair the public health, safety and welfare and the enjoyment of adjacent properties; and

WHEREAS the high growth of weeds are hereby declared to be a public nuisance in St. Michaels; and

WHEREAS the Commissioners of St. Michaels are empowered by Article III of the Town Charter to enact ordinances "for the health, safety, comfort, convenience, welfare and happiness of the residents of and visitors in the town" (Article III C-19 (Powers of Commissioners) C-27 (Health); and

WHEREAS, the Commissioners find that the use is not in conflict with the Town's Comprehensive Plan; and

WHEREAS, the Commissioners have determined the textual changes to Article II, §243-10, contained herein does not require Planning Commission review; and

WHEREAS, the Commissioners deem it to be in the interest of the public and the good government of the Town to enact this Ordinance.

SECTION 1. NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE COMMISSIONERS OF ST. MICHAELS that Article II, Litter and Weed, §243-10 (Enforcement), Paragraph C (Failure to correct) of the Code of the Town of St. Michaels is hereby amended to modify the compliance period as follows, with new language shown in *italics* and underlined and deleted language shown in **bold** and with a ~~strikethrough~~:

§243-10 (C) Failure to correct. If within ~~12~~ *seven (7)* days after the mailing of notice the violation has not been corrected the Town shall effect correction of the violation, either by contracting with a third party or by employing town personnel. The owner shall be billed for the cost of the work plus a service charge of \$100.00. If the full amount billed to the owner and due the Town is not paid within 30 days:

- (1) Codes Enforcement Officer shall cause to be recorded in the Town office a sworn statement showing the cost and expense incurred by the Town for the work, the date the work was done, and the location of the property on which the work was done. The sworn statement shall be included among the tax records; and
- (2) The cost and expense plus the service charge of \$100.00 shall be entered on the property's next regular real property tax bill sent by the Town, and shall be due at the time of payment of that tax bill, and shall be collected in the same manner as Town real property taxes assessed on and billed to the owner of such property.

SECTION 2. AND BE IT FURTHER ORDAINED AND ENACTED, that this Ordinance shall take effect twenty (20) days from the date of its enactment, having been read at two (2) meetings of The Commissioners of St. Michaels and having been passed by a yea and nay vote of The Commissioners of St. Michaels.

HAVING BEEN INTRODUCED, read for the first time, and ordered posted for public review at a public Meeting of The Commissioners of St. Michaels held on the 23rd day of June, 2010, at 6:30 o'clock p.m., in the meeting room at the Edgar M. Bosley, Jr. Municipal Building, (Town Office), 300 Mill Street, St. Michaels, Maryland.

I HEREBY CERTIFY THAT A COPY OF THE ORDINANCE AS INTRODUCED WAS POSTED for public review in the lobby of the Town Office from 8:30 a.m. on the 24th day of June, 2010 to 8:30 a.m. on the 28th day of June, 2010.

 (SEAL)
CHERIL S. THOMAS
Town Clerk\Manager

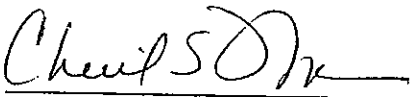
HAVING BEEN READ for the second time and passed by a yea and nay vote of The Commissioners of St. Michaels at a Public Meeting of The Commissioners of St. Michaels held on this 28th day of July, 2010, at 6:30 o'clock p.m., in the meeting room at the St. Michaels Free Library, 106 S. Fremont Street, St. Michaels, Maryland.


Brady	-	<u>yea</u>
Clark	-	<u>yea</u>
duPont	-	<u>nay</u>
Hunt	-	<u>yea</u>
Vlahovich	-	<u>nay</u>

I HEREBY CERTIFY that the above Ordinance No. 419 was passed by a yea and nay vote of The Commissioners of St. Michaels on the 28th day of July, 2010.

ATTEST:

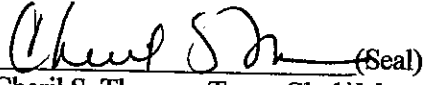
THE COMMISSIONERS OF ST. MICHAELS

 (Seal)
Cheril S. Thomas, Town Clerk\Manager

By: 
Michael W. Brady, President

I HEREBY CERTIFY that an exact copy of this Ordinance, as adopted, was posted for public review from the 29th day of July, 2010, at 8:30 o'clock a.m. to the 17th day of August, 2010, at 8:30 o'clock a.m., in the lobby of the Town Office in St. Michaels, Maryland, and that a summary of the aforesaid Ordinance No. 419, the date of its passage, its effective date and the fact that the entire text of the Ordinance may be read in the lobby of the Town Office, St. Michaels, Maryland, for at least twenty (20) days following the passage, has been published at least once each week for two (2) consecutive weeks following the passage of said Ordinance in a newspaper having general circulation in the Town of St. Michaels.

Date: Aug. 18, 2010

 (Seal)
Cheril S. Thomas, Town Clerk\Manager