

**RESOLUTION
R213- 08/09**

Resolution Declaring a Cost of Service for Weed Abatement

Whereas, per Ordinance No. 018-06/07, the City of Selma has the authority to abate overgrown grass and weeds within the City of Selma that are injurious to the general public health, safety, and general welfare and is declared to be a nuisance by the Selma City Council; and

Whereas, after proper notice have been given to the owner of the property, the City may abate the nuisance and keep an account of the cost of abating or removing the nuisance by city employees or by authorized private contractors; and

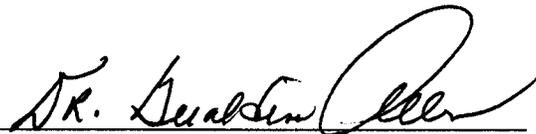
Whereas, the city shall render an itemized report in writing to the city council showing the cost of removing the nuisance on each separate lot; and

Whereas, it is the desire of the City council to charge for abating overgrown grass and/or weeds on lots within the City of Selma that are injurious to the general public health, safety, and general welfare; and

Whereas, the City Council desires to hereby establish a fee of two (0.02¢) cents per square foot for the abatement of any overgrown grass and/or weeds on lots within the City of Selma that are in violation of Ordinance No. 118-06/07.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SELMA, ALABAMA, that the City of Selma hereby establishes a fee of two (0.02¢) cents per square foot for the abatement of any overgrown grass and/or weeds on lots within the City of Selma that are in violation of Ordinance No. 118-06/07.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELMA, ALABAMA on this 14th day of July, 2009.



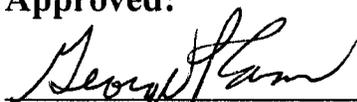
Dr. Geraldine Allen, *President*

ATTEST:



Ivy Harrison, *City Clerk*

Approved:



George P. Evans, *Mayor*

STEP 7: CITY ATTORNEY

Public Hearing. The City Council shall conduct a Public Hearing on the scheduled hearing date. The Council shall consider all evidence, objections and protest at said Public Hearing. Upon consideration, the City Council shall decide whether or not a public nuisance exists. If a public nuisance is determined, the same shall be ratified by passage of a resolution and shall include instructions to proceed in the abatement of the nuisance, i.e. abatement of weeds.

STEP 8: CODE ENFORCEMENT OFFICER

By and through passage of a resolution as described in Step 9, the Code Enforcement Officer is authorized and shall proceed in abating the nuisance.

STEP 8.1: Owner(s) may abate the weeds at his/her own expense, prior to the commencement of work by the City. [Otherwise, the City of Selma may proceed in the abatement of weeds.

STEP 8.2: Code Enforcement Officer shall keep an account of all work and costs associated with the removal of weeds from and about each plot of land determined to be a nuisance. Upon abatement of the nuisance from w and the complete record, including any and all costs incurred by the City of Selma for abatement of weeds shall be presented to the City Clerk.

STEP 9: CITY CLERK

The Office of City Clerk shall generate a weed lien report and the same shall be posted on or near the Council Chamber door at least five (5) days prior to the City Council's consideration.

STEP 12:

CITY ATTORNEY

The City Attorney shall present the weed lien reports to the City Council requesting the Council to accept and approve said reports and affirm the liens via resolution.

STEP 13:

CITY ATTORNEY

TAX COLLECTOR

Weed Lien. Upon the City Council's adoption of a resolution placing a weed lien on the property, the City Attorney shall provide the tax collector with a copy of said lien. The Tax Collector is charged with the collection of Municipal Taxes and therefore shall update the property owner records to reflect the weed lien.

STEP 14:

TAX COLLECTOR

Tax Collector shall add the cost of the weed lien to the next regular bill for taxes levied against the property. The weed lien shall be collected at the same time and in the same manner as ordinary municipal and ad valorem taxes.

TAX COLLECTOR

STEP 15: If the weed lien is not paid, the Tax Collector shall proceed in the sale of the property in the same manner as

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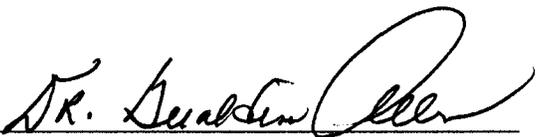
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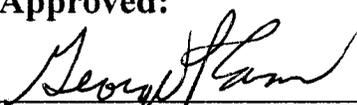
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