

AN ORDINANCE AMENDING CHAPTER 9.24  
OF THE TOWN OF MILLS MUNICIPAL CODE  
PERTAINING TO WEEDS AND VEGETATION  
IN THE TOWN OF MILLS, WYOMING AND DECLARING AN EMERGENCY

WHEREAS, the Town of Mills, Wyoming, by and through its duly appointed Clean-up Committee, is undertaking efforts to insure property owners cut weeds and other noxious vegetable growth and clean-up garbage, waste material and junk to protect the public health, safety and welfare, and

WHEREAS, due to near-drought conditions and increased fire hazard, the immediate preservation of the public peace, health, safety and welfare of the residents would be served by the immediate adoption of the following ordinance:

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF MILLS, WYOMING:

WEEDS AND VEGETATION

SECTION 1:

Section 9.24.010 of the Town of Mills, Wyoming Municipal Code pertaining to Weeds and Vegetation - Owners, Occupants and Agents to Remove Weeds is hereby amended to provide as follows:

Section 9.24.010. Owners, Occupants and Agents to Remove Weeds

It shall be the duty of every owner or occupant and agent of any owner or occupant of any lot or parcel of ground in a town, to keep the lot or parcel of ground, and the streets, sidewalks and alleyways abutting thereof, free and clear of weeds, noxious vegetable growth and any vegetation which constitutes a fire hazard or public nuisance. (Ord. 176 § 1, 1968)

SECTION 2:

Section 9.24.020 of the Town of Mills, Wyoming Municipal Code pertaining to Weeds and Vegetation - Notice is hereby amended to provide as follows:

Section 9.24.020. Notice.

Any and every person described herein who fails to comply with the provisions of this chapter, may be notified by the **Town of Mills Clean-up Committee** ~~street commissioner, or any of his duly appointed assistants~~, to remove such weeds, noxious vegetable growth or any vegetation which constitutes a fire hazard, or public nuisance from the lot or parcel of land or from the streets, sidewalks or alleyways abutting thereon, within ~~ten~~ **three** days from the receipt of such notice. (Ord. 176 § 2, 1968)

SECTION 3:

Section 9.24.030 of the Town of Mills, Wyoming Municipal Code pertaining to Weeds and Vegetation - Complaint by Street Commissioner - Abatement by Town is hereby amended to provide as follows:

Section 9.24.030. Complaint by Street Commissioner - Abatement by Town.

After notice is served upon the proper person or person as set out in Section 9.24.020, the **Town of Mills Clean-up Committee street commissioner**, at ~~its~~ his election, may file a complaint against such person or persons and upon conviction, such person or persons shall be punished by a fine of not more than ~~seven one~~ **seven one** hundred fifty dollars. In lieu of filing such complaint, the ~~Committee street commissioner~~, or **by the town or agents of the town**, ~~any of his duly authorized assistants~~, may go upon such lot, or parcel of land, and the streets, sidewalks or alleyways abutting thereon, and remove therefrom such weeds, noxious vegetable growth or vegetation which constitutes a fire hazard or public nuisance, and **assess the cost thereof against the owner of the property or premises, or against the property as if a lien for improvement of the property, in which case the town may proceed against the property in accordance with the applicable lien foreclosure statutes.** ~~and the expense thereof shall be charged to the said lot or parcel or ground; the expense of such removal to be certified to the clerk-treasurer and collected from the owner of such lot or parcel of ground.~~ (Ord. 176 §3, 1968)

SECTION 4. REPEAL OF CONFLICTING ORDINANCES

All existing Ordinances or parts of Ordinances of the Town of Mills are hereby repealed insofar as they may be inconsistent with the provisions of this Ordinance.

SECTION 5. SEPARABILITY OF PROVISIONS

It is the intention of the Council that each separate provision of this Ordinance be deemed independent of all other provisions, and it is further the intention of the Council that if any provisions of this Ordinance be declared invalid for any reason that all other provisions hereof shall remain valid and enforceable.

SECTION 6:

Pursuant to W.S. §15-1-115(c) for an emergency Ordinance, the requirements relating to public readings and the ten (10) day elapse between introduction and passage may be suspended by the affirmative vote of three-fourths of the qualified members of the governing body; and, pursuant to W.S. §15-1-115(d), the passage of an emergency Ordinance requires the affirmative vote of three-fourths of the qualified members of the governing body.

SECTION 7:

Pursuant to W.S. §15-1-105(a)(iii), an emergency Ordinance means an Ordinance operating for the immediate preservation of the public peace, health, safety or welfare, in which the emergency is defined.

SECTION 8:

For the reasons set forth in the preamble of this Ordinance, the Council finds and declares that an emergency exists; that this Ordinance is for the immediate preservation of the public peace, health, safety and welfare, and that it shall be in full force and effect immediately upon its approval.

PASSED, APPROVED, AND ADOPTED on the 8th day of August, 2001.

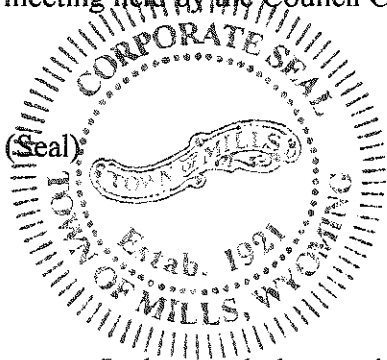
TOWN OF MILLS, WYOMING

By: Robert Goff  
Robert Goff, Mayor

ATTEST:

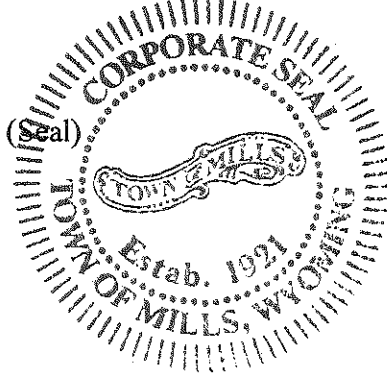
Raeann Weber  
Raeann Weber  
Town Clerk

I, Raeann Weber, Town Clerk of the Town of Mills, Wyoming, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 482, entitled "AN ORDINANCE AMENDING CHAPTER 9.24 OF THE TOWN OF MILLS MUNICIPAL CODE PERTAINING TO WEEDS AND VEGETATION IN THE TOWN OF MILLS, WYOMING AND DECLARING AN EMERGENCY" passed by the Town Council of the Town of Mills, Wyoming, at a regular meeting held by the Council Chambers on the 8th day of August, 2001.



Raeann Weber  
Raeann Weber  
Town Clerk

I, the regularly appointed, duly qualified and action Town Clerk of the Town of Mills, Wyoming, do hereby certify that signed, attested, sealed, and certified copies of this Ordinance No. 482 approved and passed as certified above, and following its passage by the Town Council, was posted in the Town Clerk's Office and the Mills Post Office for a period of ten (10) days as required by law; that it took effect and became in force as a legal ordinance of the Town of Mills, Wyoming on the 8th day of August, 2001.



Raeann Weber  
Raeann Weber  
Town Clerk