

**VILLAGE OF LINCOLN HEIGHTS
HAMILTON COUNTY, OHIO
ORDINANCE NO. 2016-O-02**

ORDINANCE AMENDING REQUIREMENTS FOR CUTTING NOXIOUS WEEDS AND RANK VEGETATION CONTAINED IN TITLE IX, CHAPTER 93, SECTION 93.40 OF THE CODE OF ORDINANCES

WHEREAS, Title IX, Chapter 93, Section 93.40 of the Code of Ordinances requires owners of real property to cut and remove noxious weeds and rank vegetation whenever such weeds and vegetation grow to a height exceeding 8 inches; and

WHEREAS, Council for the Village of Lincoln Heights finds that such weeds and vegetation should include shrubs or bushes such as honeysuckle.

NOW, THEREFORE, BE IT ORDAINED by the Council for the Village of Lincoln Heights, Hamilton County, Ohio that:

SECTION I Title IX, Chapter 93, Section 93.40(C)(3), a copy of which is attached hereto as **Exhibit A**, shall be amended to read as follows:

(3) Any bushes or shrubs, including their horticultural varieties, such as the following:

<i>European Barberry</i>	<i>Russian Olive</i>
<i>Honeysuckle</i>	<i>Autumn Olive</i>
<i>Multiflora Rosa</i>	<i>Jet Bead</i>
<i>Common Buckthorn</i>	<i>Glossy Buckthorn</i>
<i>Privets</i>	<i>Bushclover</i>
<i>Winged Euonymus</i>	<i>Burning Bush</i>

SECTION II Upon passage, the language contained in Section I shall be codified in Title IX, Chapter 93, Section 93.40(C)(3) of the Code of Ordinances for the Village of Lincoln Heights. The Clerk of Council is hereby directed to forward this Ordinance upon passage to the codification service provider for the Village and to instruct said provider to codify this Ordinance in accordance with this Section II.

Passed this 22 day of February, 2016.



Mayor, Village of Lincoln Heights

Attested:



Clerk of Council

RECORD OF VOTES CAST

	<u>Yes</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Richard Headen	X	_____	_____	_____
Vice-Mayor Jeannie Stinson	X	_____	_____	_____
Phyllis Baber	X	_____	_____	_____
Linda Childs-Jeter	X	_____	_____	_____
Kathy A. Goodwin-Williams	X	_____	_____	_____
Ruby Kinsey-Mumphrey	X	_____	_____	_____
Deborah Seay	X	_____	_____	_____

CERTIFICATION OF PUBLICATION

I hereby certify that I have published the foregoing legislation beginning on February 22, 2016, in accordance with Section 2.12 of the Charter for the Village of Lincoln Heights, Hamilton County, Ohio, by posting a complete copy of the legislation for at least 14 days after its adoption in 5 conspicuous places in the Village, to wit: 1) HealthCare Connection; 2) Village Hall; 3) Friendship Plaza; 4) Centennial Complex; and 5) Oak Park.



Clerk of Council

EXHIBIT A

§ 93.40 KEEPING DOWN WEEDS.

(A) Any person owning, possessing or having charge of land within the municipality shall keep such property free and clear from all noxious weeds and rank vegetation by cutting and removing the same.

(Am. Ord. 97-O-18, passed 4-17-1997)

(B) Any person owning or having charge of land within the municipality shall be required to cut all such weeds and vegetation on the lots owned or controlled by him or her at least twice in every year, once between June 1 and July 1 and once between August 1 and September 1.

(C) Noxious weeds and rank vegetation shall include but not be limited to:

(1) Any weeds such as the following:

Noxious Weeds	
Apple of Peru	Marestail
Buckthorn	Mile-A-Minute Weed
Canada Thistle	Musk Thistle
Columbus Grass	Oxeye Daisy
Corncockle	Perennial Sowthistle
Cressleaf Groundsel	Poison Hemlock
Curly Dock	Purple Loosestrife
Dodder	Quackgrass
Field Bindweed	Russian Knapweed
French Weed	Russian Thistle
Giant Hogweed	Serrated Tussock
Hairy Whitetop (Ballcross)	Shatter Cane
Hedge Bindweed	Wild Carrot
Heart-podded Hoary	Wild Garlic

Cress	
Horsenettle	Wild Mustard
Johnsongrass	Wild Onion
Leafy Spurge	Wild Parsnip

(2) Grapevines when growing in groups of 100 or more and not pruned, sprayed, cultivated, or otherwise maintained for two consecutive years;

(O.A.C. §§ 901:5-27-06 and 901:5-37-01)

(3) Bushes of the species of tall, common, or European barberry, further known as *berberis vulgaris* or its horticultural varieties; and

(4) Any weeds, grass, or plants, other than trees, bushes, flowers, or other ornamental plants, growing to a height exceeding 12 inches.
(1995 Code, § 93.40)