

**ORDINANCE # 1753**

**AN ORDINANCE AMENDING ORDINANCE #1642 WHICH REQUIRES THE CUTTING OF WEEDS AND OTHER VEGETATION OR OTHER THINGS AND REQUIRES CORRECTION OF CONDITIONS FAVORABLE TO HARBORING OF MOSQUITOES OR OTHER INSECTS OF LIKE KIND OR RODENTS, BY INCREASING THE ADMINISTRATIVE FEE STATED IN SECTION 13.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TALLADEGA, ALABAMA, AS FOLLOWS:**

SECTION 1. This ordinance amends Ordinance #1642 (adopted August 4, 2008) which requires the cutting of weeds and other vegetation or other things and requires correction of conditions favorable to harboring of mosquitoes or other insects of like kind or rodents; and to amend Section 13 as follows:

SECTION 13. At times determined by the City Council of the City of Talladega, Alabama, said City Council shall set a time and place when such owner(s) or persons who had charge of the premises from which weeds have been removed, to appear and show cause, if any they can, why the said expense should not be assessed against them and their respective premises; and shall cause said notice to be published one time in newspaper published in the City of Talladega, Alabama, the Said publication to be made at least ten (10) days in advance of the date fixed for hearing. The City Council shall, unless good cause shall be shown against the right of the City to assess the same, proceed to levy, by resolution, an assessment against said owner(s) and their respective premises (from which weeds have been cut and removed) for the total expense of cutting and removed, to include administrative costs of \$150.00, and the assessment, so made, shall be final. A copy of the resolution shall be filed in the Office of Probate and a copy submitted to the Revenue Commission to place said assessment as a lien against said premises.

SECTION 2. All sections of this ordinance are hereby declared to be severable; and if any word, phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional or invalid by the judgment or decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs, and sections of this ordinance.

SECTION 3. This ordinance shall take effect immediately upon its passage and publication, as provided by law.

Adopted this the 8<sup>th</sup> day of July, 2013.

Council President Horace Patterson

Councilman Donnie Miller

Councilman Joe Ballow

Councilman Ricky Simpson

City Manager Brian Muenger

ATTESTED this the 8<sup>th</sup> day of July, 2013.

City Clerk, Elizabeth Cheeks