

ORDINANCE 17- 19

AN ORDINANCE OF THE CITY OF COMMERCE, AMENDING THE CITY OF COMMERCE CODE OF ORDINANCES BY AMENDING CHAPTER 38 (NUISANCES AND OTHER OFFENSIVE CONDITIONS), IN PART, BY AMENDING SECTION 38-27 REDULATING THE HEIGHT OF WEEDS, BRUSH AND OTHER OBJECTIONAL MATTER

BE IT ORDAINED BY THE CITY COUNCIL OF COMMERCE, TEXAS:

Sec. 38-27. - Weeds, brush, and other objectionable matter.

(a) It shall be unlawful for an owner of property within the City to permit weeds, grass, brush, or any objectionable or unsightly matter, to accumulate or grow to a height greater than 9 inches upon such property within 150 feet of any property line of such property which abuts any street right-of-way, alley, utility easement, subdivided property, developed property, or any buildings or other structures. It shall be the duty of such owner to keep the area from the property line of the owner's property to the curb line next adjacent to it, if there is a curb line, and, if not, then to the centerline of any adjacent unpaved street, or to the edge of the pavement of such street, cleared of any of the matter referred to above, and it shall be unlawful for an owner to fail to do so. All vegetative growth (including hay, unless the hay is cultivated on property which has been granted an agricultural property tax exemption on the most recent tax roll as certified by the Hunt County appraisal district), except regularly cultivated row crops, which exceed 9 inches in height, shall be presumed to be objectionable and unsightly matter; provided further that regularly cultivated row crops shall not be allowed to grow within the right-of-way of any public street, right-of-way, or easement, nor shall they be allowed to obstruct the necessary view to and from adjacent rights-of-way, but shall be kept mowed as provided herein, and it shall be unlawful to allow the same.

(b) With respect to property five or more contiguous acres in size, the provisions of this section shall not apply to any part of such property which is greater than 150 feet from any open public street, thoroughfare, or right-of-way, as measured from the right-of-way line of said street, thoroughfare, or right-of-way, and which is greater than 150 feet from any adjacent property under different ownership and on which any building is located or on which any improvement exists, as measured from the property line.

PASSED AND APPROVED on its **FIRST READING** at a regular meeting of the City Council of the City of Commerce, Texas on this the 21st day of November 2017.

PASSED AND APPROVED on its **SECOND READING** at a regular meeting of the City Council of the City of Commerce, Texas on this the 19th day of December, 2017.

ATTEST:

CITY OF COMMERCE:

Molly Jacobsen, City Secretary

Wyman Williams, Mayor

(seal)

I, Molly Jacobsen, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of an Ordinance, and that the same has not been repealed and is in full force and effect.

Molly Jacobsen, City Secretary

(seal)

Sworn to and subscribed before me, on this the _____ day of _____ 2017 to certify which witness my hand and seal of office.

Notary Public, State of Texas

(seal)