

RESOLUTION NO. 2021-7

RESOLUTION ESTABLISHING AN ADMINISTRATIVE ABATEMENT PROCESS NON-COMPLIANCE OF YARD MAINTENANCE AND SNOW REMOVAL.

WHEREAS, The City Council of Woodward has passed Resolution No. 2021-5 Establishing Civil Penalties for Noncompliance with Established City Ordinances and Resolutions and;

WHEREAS, The City Council of Woodward has passed Resolution No. 2021-6 Establishing the Notification and Administrative Abatement Process for Noncompliance with Established City Ordinances and Resolutions and;

WHEREAS, The City of Woodward has established Chapter 50 – “Nuisance Abatement Procedure” in the Code of Ordinances for Woodward, Iowa and;

WHEREAS, The City of Woodward has established Chapter 69 – “Parking Regulations” in the Code of Ordinances for Woodward, Iowa and;

WHEREAS, The City of Woodward has established Chapter 70 – “Traffic Code Enforcement Procedures” in the Code of Ordinances for Woodward, Iowa and;

WHEREAS, The City of Woodward has established Chapter 135 – “Street Use and Maintenance” in the Code of Ordinances for Woodward, Iowa and;

WHEREAS, The City of Woodward has established Chapter 136 – “Sidewalk Regulations” in the Code of Ordinances for Woodward, Iowa and;

WHEREAS, The City of Woodward has established Chapter 155 – “Property Maintenance Code” in the Code of Ordinances for Woodward, Iowa and;

WHEREAS, Ordinance 19-392 amending the Section 155.06(1) Maintenance of Premises (Grass Height) declaring weeds or grasses in height of greater than six (6) inches, uncontrolled brush and tree growth, or any accumulations of dead weeds or grass are declared a nuisance and;

WHEREAS, This Resolution documents the Administrative Process for addressing nuisance abatement of noncompliant yard maintenance or noncompliant snow removal and;

SECTION ONE: The City of Woodward shall consider the acceptable period for the remediation of noncompliance of yard maintenance or snow removal to be within 48 hours of the instance, complaint or observation and verbal notification by Woodward City representatives.


SECTION TWO: After the initial period of 48 hours, Woodward City Representatives will formally notify the responsible party for the property in question by written notification of non-compliance. The written notification will allow for another period of 48 hours for the responsible party to abate the nuisance.

SECTION THREE: After this period of 96 hours without acceptable remediation, the compliance officer may issue appropriate civil penalties for non-compliance. Additional penalties may be issued for additional offenses for each additional 48-hour period of noncompliance.

SECTION FOUR: After multiple remediation periods have passed, and the appropriate penalties have been assessed, in the interest of public safety and civic harmony, it may be necessary for the city to initiate abatement actions under this administrative abatement process. At this time, the responsible party will be notified in writing that the city is going to abate the nuisance and will also inform the responsible party that they will be responsible for any and all costs associated with the abatement action. Once the decision is made to initiate abatement actions, there is no further waiting period required as long as the formal notification is initiated at the same time. Fees will be assessed based on the actual cost of abatement plus a \$35 administration fee.

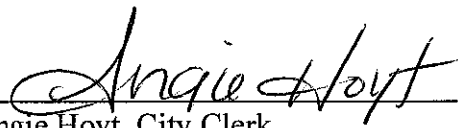
That this Resolution shall be in full force and effect from April 12, 2021.

PASSED and APPROVED THIS 12th day of April, 2021.



Todd Folkerts, Mayor

ATTEST:



Angie Hoyt, City Clerk