

CITY OF RISING SUN  
ORDINANCE 2013- 5

SECOND AMENDMENT TO ORDINANCE 2006-1  
CONTINUOUS ABATEMENT REGARDING REMOVAL OF  
WEEDS, RANK VEGETATION, ANIMAL MATTER, TRASH AND  
OTHER DISAGREEABLE SUBSTANCES FROM YARDS AND PORCHES  
AND ANY OTHER OUTSIDE LOCATIONS

WHEREAS, on April 6, 2006, Ordinance 2006-1 was enacted by the City of Rising Sun to prohibit grass, weeds or rank vegetation to grow over nine (9) inches in height, prohibit animal and other material to accumulate on said real estate, and placing trash or other disagreeable substances upon said real estate, including porches of residences; and,

WHEREAS, repeat violations require notice of each violation from the Rising Sun Street Commissioner; and,

WHEREAS, I.C. 36-7-10.1-3 was amended by **SEA 433** in the **2013** session of the Indiana Legislature to include a continual abatement notice. If the initial notice to the property owner is served via **first class mail**, the notice can include a statement saying if there are further violations throughout the year, and the City mows the weeds on the owner's behalf, or takes other corrective action to force compliance with Ordinance 2006-1, the property owner will receive notice at the property instead of by **future mailings**. This notice can be delivered at the time corrective action is taken by the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF RISING SUN, INDIANA as follows:

Section 1. If an initial notice of the violation of Ordinance No. 2006-1 is provided by **first class mail**, a continuous abatement notice may be posted at the property at the time of abatement instead of by **future mailings**. A continuous abatement notice serves as notice to the real property owner that each subsequent violation during the same year for which the initial notice of the violation was provided may be abated by the City of Rising Sun.

Section 2. This Ordinance shall be in force and in effect on and after July 1, **2013**, after its passage by the City Council and its publication in an appropriate newspaper for two (2) consecutive weeks.

ADOPTED AND PASSED BY THE BY THE COMMON COUNCIL OF THE CITY OF RISING SUN, INDIANA THIS 11<sup>TH</sup> DAY OF JULY, 2013.

"NAY"

"AYE"

\_\_\_\_\_  
Steve Slack

  
Steve Slack