

AN ORDINANCE AMENDING CODIFIED ORDINANCE SECTION 668.02, NOXIOUS WEEDS AND UNDESIRABLE VEGETATION; DECLARATION OF NUISANCE.

WHEREAS, the Tree Commission and Public Service Committee recommended amending Codified Ordinance Section 668.02; and

WHEREAS, Council, coming now to consider said recommendation, approves it in full.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE, STATE OF OHIO:

Section No. 1: That Codified Ordinance Section 668.02 is amended as follows:

(a) Noxious weeds, invasive plant species, and undesirable vegetation shall include:

(1) Any weed declared to be a noxious weed in the Ohio Administrative Code Section 901:5-37-01.

(2) Any plant species declared to be invasive in the Ohio Administrative Code Section 901:5-30-01.

(~~2~~3) Poison ivy, ragweed, poison oak, and poison sumac.

(~~3~~4) Any vegetation, other than trees, bushes, flowers, or other ornamental plants, which exceeds eight inches in height. In environmentally sensitive areas, natural vegetation is hereby excluded from this classification.

(45) Any vegetation which, by reason of the pollen or the seeds which it spreads or produces, or due to the density of its growth or its unsightliness, injuriously affects the public health or welfare.

(b) All noxious weeds, invasive plant species, and undesirable vegetation, as defined in division (a) of this section, are hereby declared to be a nuisance.

Section No. 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and any of its committees which resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section No. 3: That this Ordinance shall be in full force and effect from and after earliest period allowed by law.

1st reading: 5/28/2024
2nd reading: 6/10/2024
3rd reading:

PASSED: 6/24/2024

/s/ Martin E. O'Donnell
President of Council

POSTED: 6/28/2024

APPROVED: 6/27/2024

ATTEST: */s/ Valerie E. Rosmarin*
Clerk of Council

/s/ Mark A. Spatzel
Mayor