

Sec. 58-34. Grass cutting.

(a) The city has found and determined that the following conditions are detrimental to the health, safety, and welfare of the citizens of the City of Fayetteville and, therefore, are determined to be a public nuisance ("unfit") and are prohibited:

(1) The accumulation on any portion of a lot or parcel of land upon which a house, dwelling, or commercial, industrial, or institutional structure is located of weeds, grass or underbrush in excess of 12 inches in height.

(2) The accumulation on any portion of a lot or parcel of land where any part of said lot or parcel is within 40 feet of any house, dwelling, or commercial, industrial or institutional structure of weeds, grass or underbrush in excess of 12 inches in height (measurement of distance shall be from the point on the property line of the offending lot or parcel closest to the house, dwelling, or commercial, industrial, or institutional structure).

(3) The accumulation on any portion of an undeveloped lot, which any portion thereof has been graded, which is a part of a platted subdivision within the city, and where any part of said lot is within ten feet of a developed lot on which a structure has been built, of weeds, grass, or underbrush in excess of 12 inches in height. (Measurement of distance shall be made from the two lots' closest property lines.)

(b) "Repair" shall also mean the cutting and mowing of the accumulation of weeds, grass and underbrush in excess of 12 inches in height.

(c) The city manager or his designee shall be authorized to give notice to the property owner of requirement that the lot be cut or mowed within the notice requirements of said nuisance ordinance.

(d) Maintenance by the owner or occupant of structures or land of a condition or act prohibited by the nuisance ordinance, as amended, shall constitute an offense against the city, which may be punished as a misdemeanor in the municipal court of the City of Fayetteville and/or may be abated as provided in said nuisance ordinance.