
Sec. 93.07. Accumulations of weeds, brush or rubbish.

- (A) It shall be unlawful and shall constitute a nuisance for any person who shall own any premises in the city to allow grass, weeds, brush, rubbish or any other unsightly, objectionable or insanitary matter to accumulate or grow on such premises.
- (B) Such premises, in addition to those grounds within their respective boundaries, shall be held to include all parcel(s) of land lying and being adjacent to, abutting and extending beyond the property line of any such premises to the centerline of adjacent or abutting street(s) or alley(s).
- (C) It shall be the primary duty of the owner of any premises within the city to cut and remove all weeds as often as may be necessary to comply with the provisions of this code. In any prosecution for a violation of this chapter, the owner shall not be permitted to plead or show evidence that the occupant or tenant of property is the person against whom the charges should be brought.
- (D) It shall be unlawful for any person to leave any piles or windrows of debris or weeds, grass or brush which could serve as habitat for rodents or other vectors of disease on such premises after the same has been cut, and it shall be the duty of the owner of such property to remove such grass, weeds, brush or other unsightly or objectionable matter after the same has been cut from the premises to prevent insanitary conditions from occurring on such property.
- (E) Grass and weeds under this section shall include, but not be limited to any tall grass or weeds exceeding an average height of ten inches, or vegetation providing safe harborage for rats, mice, snakes and other vermin. Exempted from the provisions of this subsection are the following:
 - (1) State highway rights-of-way;
 - (2) Agricultural areas that are separated from developed residential property by more than 100 feet and are not otherwise a nuisance to adjoining property or persons. Agricultural meaning crop production and/or grazing;
 - (3) Heavily wooded areas filled with uncultivated underbrush;
 - (4) The cultivation of concentrated wildflowers from March 15 to August 1 of each year, provided that wildflowers are not overgrown with grass or weeds; and
 - (5) Other areas that, in the opinion of the enforcing officer, are separated by a sufficient distance so as not to be a nuisance to adjacent property or persons.
- (F) Brush and rubbish under this section shall include, but not be limited to any brush, rubbish, trash or other unsightly matter which tends to make the property and/or the neighborhood in which the property is located unsightly or offensive. Exempted from the provisions of this subsection are the following: junk yards, scrap yards, wrecking yards and similar establishments, provided such is legally established.

(1975 Code, § 10-21; Am. Ord. 1992-14, passed 7-7-1992)

Cross reference(s)—Penalty, see Sec. 93.99Cross reference(s)—.

State law reference(s)—Weeds, see V.T.C.A. Health & Safety Code § 342.008