

VILLAGE OF PECATONICA, ILLINOIS
MUNICIPAL CODE
ARTICLE SIX
MISCELLANEOUS

Chapter One Weeds

Section 1 Violation

- A. It shall be unlawful for any person, firm or corporation owning, leasing, occupying or controlling any premises to permit any weeds or plants, other than trees, flowers, ornamental plants or other cultivated plants, to grow to a height exceeding ten (10) inches anywhere in the Village.
- B. Any such weeds or plants exceeding such height are hereby declared to be a public nuisance.
- C. It shall be the duty of every person, firm or corporation owning, leasing, occupying or controlling any premises within the Village to remove said weeds or plants.

Section 2 Notice of Violation

- A. It shall be the duty of the Village Police Department or Health Officer to serve or caused to be served a notice in writing upon the person, firm or corporation owning, leasing, occupying or controlling the premises upon which such public nuisance exists, requiring such person, firm or corporation to abate said nuisance in such manner as he shall prescribe within seven calendar days.
- B. The failure to abate such nuisance within the period designated by the written notice shall constitute a violation of this section.
- C. Penalty for violation of Article Six, Chapter One, Section 1 (A) shall be one hundred dollars (\$100.00) per occurrence in addition to any reasonable expense incurred by the Village in abating said nuisance. Everyday the violation persists shall constitute a separate occurrence.

Section 3 Removal by Village

- A. Whenever any person, firm or corporation owning, leasing, occupying or controlling any premises located within the Village refuses or neglects to abate such nuisance, the Village Police Chief shall authorize the Public Works Department or Health Officer to pull, cut or otherwise destroy the weeds or plants constituting a public nuisance.

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- B. A reasonable charge for abating such nuisance may be collected from the person, firm or corporation owning, leasing, occupying or controlling the premises upon which such nuisance existed.

Section 4 Notice of Lien

- A. The reasonable expense of abating such nuisance, in the event the same has not been paid, is hereby declared to be a lien upon the real estate effected, superior to all other liens and encumbrances, except tax liens; provided that within 30 days after such expense is incurred, the Village Attorney or Village Clerk shall file a Notice of Lien in the Office of the Recorder of Deeds of Winnebago County.
- B. This Notice shall consist of a sworn statement by an agent of the Village setting out the description of the premises, the amount of money representing the cost and expense incurred in abating said nuisance and the date or dates when such costs or expense was incurred by the Village of Pecatonica.
- C. Upon payment of the costs and expense by the owner or persons interested in such premises, the lien shall be released by the preparation and recording of such release in the Office of the Recorder of Deeds of Winnebago County.