

ORDINANCE 826

CITY OF LACEY

AN ORDINANCE RELATING TO THE INFESTATION OF TREES OR SHRUBBERY WITH TENT CATERPILLARS, REMOVING SUCH CONDITIONS FROM THE LIST OF ITEMS DECLARED TO BE NUISANCES WITHIN THE CITY AND AMENDING SECTION 9.52.010 OF THE LACEY MUNICIPAL CODE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, as follows:

Section 1. Section 9.52.010 of the Lacey Municipal Code is hereby amended to read as follows:

"The following conditions, acts, omissions and activities are declared to be harmful to the health, safety, peace, comfort or welfare of the citizens of the city and to constitute public nuisances:

"~~(1)~~ A. The operation of a motorcycle or motor-driven cycle or other vehicle in such a manner or in such location either as a single unit or in conjunction with the operation of other motorcycles or motor-driven cycles and/or other vehicles so as to create a safety hazard for you and children or an unreasonable disruption of the peace and comfort of the occupants of residential dwellings;

~~(2) --The infestation of trees or shrubbery with tent caterpillars;~~

"~~(3)~~ B. All unoccupied building which have not been securely closed against entry by those having no interest in the property and all buildings or structures which by reason of

abandonment, decay, dilapidation or damage by fire, the elements or any other cause have become harmful to the health, safety, peace, comfort or welfare of the public, or unsafe for the purpose or purposes for which the buildings or structures are being used.

"(4) C. The accumulation of garbage and refuse not disposed of in accordance with Chapter 8.04 of the Lacey Municipal Code, or the accumulation of a motor vehicle or motor vehicles incapable of being operated or unlicensed for the current year, parts, glass, old appliances or parts thereof, old iron or other metal, paper, cardboard, old lumber or wood, old mattresses or other furniture, and all other waste or discarded material or other junk which is not completely fenced off or enclosed from public view and public access;

"(5) D. The existence of hazardous vegetation, such as poison oak, poison ivy, deadly nightshade, tansy ragwort or any similar noxious or toxic weed or plant which is allowed to grow on any property;

"(6) E. Loud noise emanating from any source on residentially zoned property which causes disruption of the peace and comfort of the occupants of residential dwellings;

"(7) F. The existence of dry grass, weeds, shrubs, trees or other vegetation on property which because of its height or density constitutes a fire hazard or which overhangs any sidewalk, street, or abutting property in such a manner to obstruct or impair

the free and full passage along said sidewalk or street or the use of said abutting property."

Section 2. The summary of this ordinance, which is attached hereto, is approved for publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY,
WASHINGTON, this 11th day of February, 1988.

CITY COUNCIL

By Kay M. Boyd
Mayor

Attest:

Timothy McGuire
City Clerk

Approved as to form:

[Signature]
City Attorney

Published: 2-15-88

SUMMARY FOR PUBLICATION
ORDINANCE NO. 826

CITY OF LACEY

The City Council of the City of Lacey, Washington, passed, on February 11, 1988, Ordinance 826 entitled "AN ORDINANCE RELATING TO INFESTATION OF TREES OR SHRUBBERY WITH TENT CATERPILLARS, REMOVING SUCH CONDITION FROM THE LIST OF ITEMS DECLARED TO BE NUISANCES WITHIN THE CITY AND AMENDING SECTION 9.52.010 OF THE LACEY MUNICIPAL CODE."

A section by section summary of this Ordinance is as follows:

Section 1 removes a condition described as "the infestation of trees or shrubbery with tent caterpillars" from the list of conditions, acts, omissions and activities, which the Lacey Municipal Code declares to be harmful to the citizens of the city and therefore classified as public nuisances. With this amendment, the infestation by tent caterpillars will no longer be declared a nuisance..

Section 2 approves this summary.

A copy of the full text of this Ordinance will be mailed without charge to any person requesting the same from the City of Lacey.

Published: 2-15, 1988.