

ORDINANCE NO. 510

AN ORDINANCE MODIFYING AND AMENDING TITLE 8, CHAPTER 8.28 NUISANCES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LOVINGTON THAT TITLE 8 CHAPTER 8.28 BE AND HEREBY IS AMENDED AS FOLLOWS:

8.28.050 Notice to abate

If the provisions of Section 8.28.010 are not complied with, the City Manager or his/her authorized representative may whenever they he/she determines a nuisance exists and is then, or likely to become, detrimental to the public health or comfort of any person, shall notify the owner, lessee, occupant, or person having charge or control of any occupied or unoccupied lot or tract of land, of the non-compliance with the provisions of this chapter by the issuance of a ten-day written warning, requesting such person to abate or commence abatement of such condition.

8.28.080 Removal of Nuisance by City – Lien

In those cases where the owner, lessee, occupant, or person having charge or control of any occupied or unoccupied lot or tract of land, is a non-resident of the City or cannot be determined, and compliance in its entirety with the provisions set forth in the notice to abate or commence abatement has not occurred within ten (10) days, the City Manager may cause such nuisance to be abated. In any event, should it appear to be a matter of public necessity for health and safety reasons, the City Manager may give notice that the nuisance be abated immediately, in which event, should there be no compliance, and the City Manager is authorized to cause such nuisance to be removed immediately. The actual cost of the abatement, plus any other penalties or costs allowed by law in connection therewith, under any of the circumstances herein set out, shall be billed to the owner of record, who shall have fifteen (15) days to submit payment in full. Failure to remit payment shall cause a lien to be placed upon the property from which such nuisance was abated. The lien shall be foreclosed in the manner provided by law.

PASSED, ADOPTED AND APPROVED THIS 28th DAY OF May, 2013.



CITY OF LOVINGTON

Dixie Drummond
DIXIE DRUMMOND, Mayor

ATTEST:

Carol Ann Hogue
CAROL ANN HOGUE, City Clerk