

1 HB99
2 163795-2
3 By Representatives Drummond, Clarke, Bracy, Williams (JW),
4 Buskey, Sessions, Gaston, Faust and Pringle (N & P)
5 RFD: Mobile County Legislation
6 First Read: 03-MAR-15

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ENROLLED, An Act,

Relating to Class 2 municipalities; to further provide for the abatement of repeat overgrown grass and weed nuisances; to provide that the city council may adopt procedures for the abatement of repeat nuisances that authorize the mayor to take actions to abate the nuisances on property that has previously been subject to abatement by the city.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act shall apply only in Class 2 municipalities.

Section 2. The city council in any Class 2 municipality may adopt procedures for the abatement of repeat nuisances authorizing the mayor, or his or her designee, without a resolution of the city council, to take actions as necessary to abate overgrown grass and weeds on property that has previously been subject to abatement within the last three years through the procedures in Chapter 67 of Title 11 of the Code of Alabama 1975. The procedures adopted by the city council shall provide for the sending of a letter to the last known address of the property owner or owners by regular United States mail not less than 10 days prior to the order to abate the nuisance. The notice to the owner or owners of the

1 property shall inform the owner or owners of all of the following:

2 (1) That the mayor, or his or her designee, has
3 declared the property to be a nuisance.

4 (2) That the city has previously abated a nuisance
5 on the property.

6 (3) That the reasonable cost of the current
7 abatement shall be assessed and collected as a special
8 assessment and lien against the property.

9 (4) That the property owner or owners may have the
10 nuisance removed at their own expense prior to the arrival of
11 the employees, contractors, or designees assigned by the city
12 to abate the nuisance.

13 Section 3. This act shall become effective
14 immediately following its passage and approval by the
15 Governor, or its otherwise becoming law.

