

1 HB99  
2 163795-1  
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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8 SYNOPSIS: This bill would relate to Class 2  
9 municipalities and would provide further for the  
10 procedures to abate overgrown grass and weed  
11 nuisances.

12  
13 A BILL  
14 TO BE ENTITLED  
15 AN ACT

16  
17 Relating to Class 2 municipalities; to further  
18 provide for the abatement of repeat overgrown grass and weed  
19 nuisances; to provide that the city council may adopt  
20 procedures for the abatement of repeat nuisances that  
21 authorize the mayor to take actions to abate the nuisances on  
22 property that has previously been subject to abatement by the  
23 city.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

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

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

17                         (2) That the city has previously abated a nuisance  
18                         on the property.

19                         (3) That the reasonable cost of the current  
20                         abatement shall be assessed and collected as a special  
21                         assessment and lien against the property.

22                         (4) That the property owner or owners may have the  
23                         nuisance removed at their own expense prior to the arrival of  
24                         the employees, contractors, or designees assigned by the city  
25                         to abate the nuisance.

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