

ORDINANCE NO. 2203

AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA RELATING TO PUBLIC PEACE AND WELFARE; TO AMEND SECTION 6-211 OF THE CRETE MUNICIPAL CODE TO INCORPORATE ANY WEEDS DESIGNATED AND LISTED IN REGULATIONS BY THE STATE DIRECTOR OF AGRICULTURE IN THE CITY OF CRETE, NEBRASKA.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRETE, NEBRASKA:

Section 1. That Chapter 6, Article 2, Section 6-211 of the Crete Municipal Code shall be amended as follows:

6-211 Public Nuisances; Weed, Grasses, And Worthless Vegetation

- (1) It shall be unlawful and a public nuisance for the owner or occupant of any property within the corporate limits of the City or its extraterritorial zoning jurisdiction to keep, accumulate, or maintain weeds, grasses, or worthless vegetation taller than twelve inches upon such property.
- (2) For the purposes of this section:
 - a) Weeds includes but is not limited to, bindweed (*Convolvulus arvensis*), puncture vine (*Tribulus terrestris*), leafy spurge (*Euphorbia esula*), Canada thistle (*Cirsium arvense*), perennial peppergrass (*Lepidium draba*), Russian knapweed (*Centaurea picris*), Johnson grass (*Sorghum halepense*), nodding or musk thistle, quack grass (*Agropyron repens*), perennial sow thistle (*Sonchus arvensis*), horse nettle (*Solanum carolinense*), bull thistle (*Cirsium lanceolatum*), buckthorn (*Rhamnus cathartica L.*) ~~sp.~~ ~~(toun)~~, hemp plant (*Cannabis sativa*), ~~and~~ ragweed (*Abrosiaceae*), and any and all other weeds designated and listed in regulations promulgated by the state director of agriculture; and
 - b) Weeds, grasses, and worthless vegetation does not include vegetation applied or grown on property outside of the corporate limits of the City expressly for the purpose of weed or erosion control
- (3) For public nuisances arising out of violations of this section, the owner or occupant shall have five days after service to abate and remove the public nuisance.

Section 2. That the changes specified in the above section shall be codified as part of the Crete Municipal Code as stated herein.

Section 3. That all ordinances, parts of ordinances, or code provisions in conflict herewith shall be repealed and that any partial repeal shall not affect the other parts of ordinances or codified sections that can be given effect without the repealed parts.

Section 4. That if any section, part, or provision of this ordinance is for any reason held invalid, the invalidity thereof shall not affect the validity of any other section, part, or provision of this ordinance.

Section 5. That this ordinance shall be published in pamphlet, book, or electronic form and shall take effect and be in full force and effect from and after its passage, approval and publications, as provided by law.

PASSED AND ENACTED the ____ day of May 2024.

Mayor

ATTEST:

City Clerk

Seal