

2013. PROPERTY AND GROUNDS MAINTENANCE ORDINANCE

2013.1 General Provisions

2013.1.3 Purpose

The purpose of this ordinance is to ensure that residential and commercial properties within the Town of Lincoln are kept free and clear of household trash, refuse and debris that is unsightly and/or vegetation that creates unsafe traffic safety conditions any of which and may act as a breeding place for vermin and/or a source for neighborhood litter. Further, the purpose is to protect public health, public safety, property values and to prevent nuisance conditions.

2013.1.4 Scope

The grounds of any property, whether occupied or vacant shall be kept in good repair and free of unsafe or unsanitary conditions. Such conditions may include accumulations of trash, garbage, refuse, junk scrap metals, scrap lumber, inoperable machinery or vehicles. Materials intended for the private use of the property owner may be stored on the property as long as such material is screened from the public and abutting properties with a minimum 7-foot-high fence and is not in violation with state laws. Private use does not include resale. Property owners and tenants are jointly responsible for ensuring that such conditions do not exist.

Properties that appear to be junkyards, but do not qualify in magnitude to be regulated as a junkyard need to have items removed. The definition from section of the code 1311.7 is as follows:

JUNKYARD: A yard, field or other area used as a place of storage for discarded, worn-out or junked plumbing, heating supplies, household appliances, furniture, discarded scrap and junked lumber, old or scrap copper, brass, rope rags, batteries, paper trash, rubber debris, waste and scrap iron, steel and other ferrous and non-ferrous material, including garage solvent dumps, waste dumps and sanitary landfills.

2013.1.5 Enforcement

The Code Enforcement Officer (CEO) or his designee shall notify the violator with written notice of said violation. The notice shall explain the nature of the violation and require corrective action within thirty (30) days from the date of the notice. Failure to correct the violation within the date specified on the notice, will be subject the owner/tenant to a \$25 fine per day thereafter until the violation is corrected. CEO will invoke State Rule 80K as appropriate.