

ORDINANCE NO. 2017 - 09-05-01

AN ORDINANCE TO PROVIDE FOR THE CARE OF PREMISES LOCATED IN THE
TOWN OF NEWTON; TO PROVIDE NOTICE OF VIOLATIONS
AND TO PROVIDE PENALTIES.

BE IT ORDAINED BY THE TOWN COUNCIL of Newton, Alabama on this the
5th day of September of 2017, as follows:

Section 1. Unlawful acts and duty of owner or occupant.

(a) It shall be unlawful for the owner or occupant of a residential building, structure, or property to utilize the premises of such residential property for the open storage of any inoperable motor vehicle, appliance, television, glass, building material, building rubbish, excess weed and vegetation growth or similar items. It shall be the duty and responsibility of every such owner or occupant to keep the premises of such residential property clean and to remove from the premises all such abandoned items as listed above, including but not limited to weeds, dead trees, trash, and garbage.

(b) It shall be unlawful for the owner or occupant of a business/commercial property to utilize the exterior premises of such property for the open storage of any appliance, television, glass, electronic equipment, household furnishing, building material, building rubbish, inoperative vehicle, excess weed and vegetation growth or similar items. It shall be the duty and responsibility of every such owner or occupant to keep the premises of such property clean and to remove from the premises all such items as listed above, including but not limited to weeds, dead trees, trash, and garbage. This section is not intended to include commercial property upon which a valid business license has been procured authorizing the storage of building materials and central heating and air-conditioning equipment, nor is this section intended to preclude the outside parking of operative motor vehicles used as part of the business' normal operations.

(c) It shall be unlawful for the owner or occupant of a junkyard, salvage yard or auto dismantler to fail to have its premises screened by natural objects, plantings, fences or other appropriate means such as not to be visible from the traveled way.

(d) It shall be unlawful for the owner or occupant of a business/commercial property which stores or keeps recycling items or wrecked or inoperative vehicles for more than seventy-two (72) hours to fail to have its premises screened by natural objects, plantings, fences or other appropriate means such as not to be visible from the traveled way or otherwise removed from sight such items referred to above. This provision, however, shall not be applicable to any business/commercial property which holds and keeps vehicles owned by others in anticipation of repair work being performed thereon. Such business/commercial property shall be required to produce upon request documentation supporting that such vehicle has been kept on its premises for the purpose of repair work being performed.

(e) It shall be unlawful for any person, including owner, occupant, contractor or laborer,

to blow, sweep or push litter, junk or trash, including yard clippings, leaves or grass or cigarette butts, or other debris onto the town streets, alleys, storm water structures, ditches or waterways. All litter and trash shall be deposited into a garbage cart, garbage can, bag or box, cigarette litter receptacle, or litter receptacle tightly covered and secured to prevent scattering before pickup.

Section 2. Notice.

When any premises/property is determined to be in violation of Section 1 by the Town Council, the Town shall serve notice in writing upon the owner or occupant thereof of such violation and specifying the items or condition that causes the violation. Thereafter the violation must be corrected within ten (10) days from the date of notice.

Section 3. Violation penalty.

Any person, persons, firms or businesses violating any of the provisions of this article shall be guilty of a misdemeanor against the Town of Newton and upon conviction the offender shall be fined not less than twenty-five dollars (\$25.00) and no more than five hundred dollars (\$500.00).

Section 4. Effective Date.

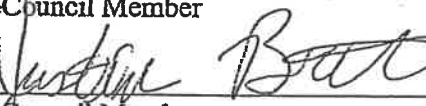
This ordinance shall be effective immediately upon its adoption and publication as required by law.

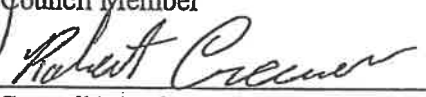
APPROVED AND ADOPTED by the Town Council of the Town of Newton, Alabama, this the 5th day of September, 2017.

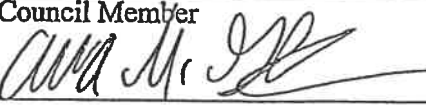
TOWN OF
NEWTON, ALABAMA

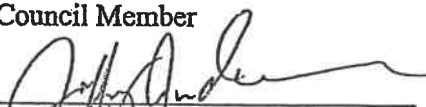

Mayor


Council Member


Council Member


Council Member


Council Member


Council Member

ATTEST:


Town Clerk