



City Council

Agenda Memorandum

Item # AT-1

To: Mayor & City Council

From: Sonni Williams, City Attorney

Subject: Ordinance No. 21-024 Amending Chapter 93 of the City Code Related to Junk, Litter, Trash, or Debris on Properties to Include Commercial Properties

Date: Wednesday, August 18, 2021

BACKGROUND/HISTORY

Currently § 93.140 of the City Code only addresses the junk, litter, trash, or debris on residential properties. This is most likely due to the fact that some commercial businesses may have junk, litter, trash, or debris on their properties as part of their business operation. The problem is when a business closes or goes out of business, the City has no enforcement tool to promptly abate the junk, litter, trash, or debris left behind on the property. This causes the dilapidated condition of the closed down property to become an eye-sore in the city, especially properties along the main corridor into the city, State Street. Such nuisance also impacts the neighboring businesses and residents who have to live next to the unsightly closed down commercial business.

The attached Ordinance No. 21-024 amends § 93.140 of the City Code to include commercial properties from having junk, litter, trash, or debris stored outdoors on the property unless such items are necessary for the operation of a lawfully established business that is currently operating. If such items are outdoors in violation of §93.140, the City's Code Enforcement Officer can have the nuisance abated and the cost of such abatement will be billed to the owner of the property and if unpaid, such cost will be recorded as a lien against the property.

PROS/CONS/ALTERNATIVES

N/A

RECOMMENDATION

Approve Ordinance No. 21-024 amending Chapter 93 of the City Code related to Junk, Litter, Trash, or Debris on Property.

ATTACHMENTS

Ordinance No. 21-024 Amendment to Chapter 93 RE: Junk, Litter, Trash, or Debris on Property

SPECIFIC CITY COUNCIL ACTION REQUIRED

Approve Ordinance No. 21-024 amending Chapter 93 of the City Code related to Junk, Litter, Trash, or Debris on Property.