

PUBLIC NOTICE

Section 13-38 of Article II of Chapter 13 of the Revised Ordinances of the City of Rock Island, Illinois 1984.

The Public Works Director of the City of Rock Island may provide for the removal of weeds and/or grass over ten (10) inches in height on private property within the city when the owner of such property, after reasonable notice, refuses or neglects to cut said weeds or grass. Reasonable notice shall consist of one publication of this ordinance in a newspaper of general circulation within the city in addition to the following:

- 1) When the property owner has been cited for a violation of this ordinance during the previous growing season, he shall be notified by letter at the beginning of the current season of his obligation to provide for the cutting of weeds or grass on the property. Said notice shall constitute reasonable notice for the entire growing season.
- 2) When the property owner has not been cited for a violation of this ordinance during the previous growing season, he shall be provided, by letter, a seven (7) day time period in which to provide for the removal of weeds and grass currently in violation of the ordinance. This letter will also constitute reasonable notice for the remainder of the growing season. If subsequent violations are observed during the same growth season, the grass and weeds will be cut immediately and the owner will be billed for the costs thereof.

Upon refusal or neglect of any person, firm or corporation to cut said weeds or grass, the Public Works Director may cause the weeds or grass to be cut and shall collect from the property owner the cost of service.

The charge for said service shall be seventy-five dollars (75.00) man-hour necessary to complete said work with a minimum charge of twenty-five dollars (25.00) per parcel. These costs shall be billed to the property owner along with an additional twenty-five dollar (25.00) lien charge per parcel.

If mowing charges are fully paid within thirty, (30) days, the twenty-five dollar (25.00) lien charge will be removed. If mowing charges are not fully paid within thirty, (30) days, a second billing notice will be sent to the property owner.

Upon refusal or neglect of a person, firm, or corporation to pay such second notice, the City Clerk shall cause a lien to be placed on the parcel. Said lien shall be superior to all other liens; provided that within sixty (60) days after such cost and expense is incurred, the City files notice of lien in the office of the County Recorder of Deeds.

The notice of lien shall consist of a sworn statement setting out:

- 1) A description of the real estate sufficient for identification thereof,
- 2) the amount of money representing the cost and expense incurred or payable for the service and
- 3) The date or dates when such cost and expense was incurred by the City.

However, the lien shall not be valid as to any purchaser whose rights in and to such real estate have arisen subsequent to the weed or grass cutting prior to the filing of such notice, and the lien of the City shall not be valid as to any mortgagee, judgment creditor, or other lien whose rights in and to such real estate arise prior to the filing of such notice.

Upon payment of the cost and expense by the owner or persons interested in such property after the notice of lien has been filed, the lien shall be released and the release may be filed on record as in the case of filing notice of lien. In the event of a violation of any of the provisions of this section, the Public Works director may serve on the person a notice to appear at the City Collector's office within seven (7) days and pay as a penalty in full for such violation, the sum of fifty dollars (50.00). The failure of the violator to make such payment as aforesaid shall subject said person, upon conviction of said violation of this article, to a fine not less than one hundred dollars (100.00) nor more than five hundred dollars (500.00). In any event the Public Works Director will proceed to cause the weeds to be cut and bill the violator for the City's expenses therefore.