

**ARTICLE 5
VEGETATION CONTROL**

Section 5.1 (Reserved)

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 6/3/18)

Section 5.2 (Reserved)

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 5/15/18)

Section 5.3 (Reserved)

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 6/3/18)

Section 5.4 (Reserved)

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 6/3/18)

Section 5.5 (Reserved)

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 6/3/18)

Section 5.6 (Reserved)

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 6/3/18)

Section 5.7 (Reserved)

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 6/3/18)

Section 5.8 Pruning, Street Clearance

No owner of any property within the Town shall permit any tree, shrub or other vegetation to overhang any street or right-of-way within the Town in a manner that obstructs the view of any street or portion thereof, sign, traffic control device, or the passage of pedestrians, or fail to remove any dead, diseased or dangerous trees or broken or decayed limbs which constitute a menace to the safety of the public.

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 6/3/18)

Section 5.9 Weed Control

No owner of any property within the Town shall permit on the property or upon any abutting sidewalk or street any weeds, grass or other vegetation exceeding twelve inches (12”) in height. The Town shall have the right to require the owner to cut, destroy, and/or remove any such

weeds, grass or other vegetation found growing, lying or located on such owner's property, or upon the sidewalk or street abutting same.

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 6/3/18)

Section 5.10 Tree Removal; Tree Topping

In order to give the Town Council time to consider alternatives, it shall be unlawful for any owner, the agent of such owner, or tenant of any property containing any tree of more than ten (10) feet in height or four (4) inches in trunk diameter at a height of fifty-four (54) inches above ground level, to cause the removal of such tree prior to the giving of sixty (60) days' notice to the Town Council. It shall also be unlawful for any owner, agent or tenant to "top" any tree on private property prior to giving sixty (60) days' notice to the Town Council. "Topping" is defined as the severe cutting back of limbs to stubs larger than three (3) inches in diameter within the tree's crown to such a degree as to remove the normal canopy and disfigure the tree. Trees severely damaged by storms or other causes, or trees under utility wires or other obstructions which present a risk of imminent danger to person or property may be exempted from this Section at the determination of the Town. The Town also may waive the notice requirement in cases where the sixty-day period presents a hardship, such as, for example, where construction schedules must be met.

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 6/3/18)

Section 5.11 (Reserved)

(Ord. No. 16-02, effective 1/30/17; Ord. No. 18-02, effective 6/3/18)

Section 5.12 Penalties

Any person violating any of the provisions of this Article shall be subject to the penalties and remedies stipulated under Article 21.

(Ord. No. 16-02, effective 1/30/17)