

ORDINANCE O2021-025
AN ORDINANCE OF THE CITY OF SHAKOPEE, MINNESOTA AMENDING
SHAKOPEE CITY CODE CHAPTER 90.05, REGULATION OF GRASS, WEEDS, AND TREES ALONG STREETS

THE CITY COUNCIL OF THE CITY OF SHAKOPEE, MINNESOTA ORDAINS:

SECTION 1: Chapter 90.05 of the Shakopee City Code is amended to read as follows:

CHAPTER 90: STREETS AND SIDEWALKS

90.05 Regulation Of Grass, Weeds, And Trees Along Streets

- A. *City to control tree planting (standards).* The city shall have control and supervision of planting shrubs and trees upon, or overhanging, all streets and other public property. The city may establish and enforce uniform standards relating to the species and types of trees to be planted, placement, and the maintenance and removal thereof. Such standards shall be kept on file in the office of the City Administrator and may be revised from time to time by action of the Council upon the recommendation of the City Administrator.
- B. *Duty of property owners.* Every owner of property abutting on any street shall cause the grass and weeds to be cut from the line of such property nearest to such street to the center of such street. If the grass or weeds in such place attain a height in excess of 6 inches it shall be prima facie evidence of a failure to comply with this division (B). Every owner of property abutting on any street shall trim, cut, remove, and otherwise maintain all trees and shrubs located on their property which overhang public right-of-way, and which create a hazardous condition.
- C. *City may order work done.* The city may in cases of failure to comply with this section, perform such work with employees or agents of the city, keeping an accurate account of the cost thereof for each lot, piece, or parcel of land abutting upon such street. In instances where private trees and shrubs overhang public right-of-way, the city may remove the overhanging branch, branches, or part(s) thereof as part of the city's routine or emergency right-of-way management practices.
- D. *Assessment.* If maintenance work described in division (C) above is performed by the city, the City Administrator shall forthwith upon completion thereof, ascertain the cost attributable to each lot, piece, or parcel of abutting land. The City Administrator shall, at the next regular meeting thereof, present such certificate to the Council and obtain its approval thereof. When such certificate has been approved, it shall be extended as to the cost therein stated as a special assessment against such abutting land and such special assessment shall, at the time of certifying taxes to the County Auditor, be certified for collection as other special assessments are certified and collected.

(2013 Code, § 7.05) (Ord. 1, passed 4-1-1978; Ord. 338, passed 8-6-1992; Ord. 267, passed 1-13-1994; Ord. 403, passed 3-2-1995)

SECTION 2: Effective Date: This ordinance becomes effective from and after its passage and publication.

Adopted in regular session of the City Council of the City of Shakopee, Minnesota, held this 21st day of December 2021.

Mayor of the City of Shakopee

ATTEST:

City Clerk

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