

ORDINANCE NO. 104-19

AN ORDINANCE OF THE CITY OF SWEENY, TEXAS, AMENDING CHAPTER 92.05 OF THE HEALTH AND SANITATION ORDINANCES OF THE CITY PERTAINING THE MAINTENANCE OF PROPERTY FOR WEEDS, BRUSH AND UNSIGHTLY AND OBJECTIONABLE MATTER; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE AT THE DATE OF ITS PASSAGE.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE  
CITY OF SWEENY, TEXAS:**

Section 1:

Chapter 92.05 of the Code of Ordinances of the City of Sweeny, Texas, entitled "MAINTENANCE OF PUBLIC PROPERTY ADJACENT TO OWNER'S PROPERTY", is hereby amended by as follows:

**"§ 92.05 MAINTENANCE OF PUBLIC PROPERTY ADJACENT TO  
OWNER'S PROPERTY.**

(A) The owner or person in legal possession of property that is adjacent to a public roadway or a public easement shall be responsible to keep the weeds or grass on said property trimmed to a height of 12 inches, and shall also be responsible to keep the weeds or grass trimmed to a height of 12 inches on any adjacent public roadway or easement within said roadway or easement up to the edge of the roadway, including any area within a bar ditch or parkway. A bar ditch or parkway is described as the area between the edge of the roadway and the property owner's property line or fence, if any, or the side of the bar ditch furthest from the traveled roadway and the area between a public sidewalk and public street. The duty on the owner or possessor of property to keep the grass trimmed as described herein shall apply to any portion of the owner's or possessor's property:

- (1) that is within 150 feet of any building or structure;
- (2) that is within 150 feet of any adjacent developed property;
- (3) that is within 150 feet of a public roadway or sidewalk.

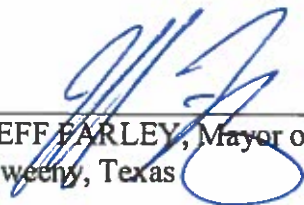
It is a defense to prosecution under this section that the vegetation is an agricultural crop, cultivated shrub, flowers or other decorative ornamental plant under cultivation, or wildflowers, but only until the time as seeds have matured following the final blooming of the majority of the plants.

(B) In addition to any legally authorized officer within the City, the City code Enforcement Officer and/or Building Official shall be authorized to issue citations pursuant to this section, and pursuant to any building, construction and related codes adopted by the City.


Section 2:

This ordinance shall be effective from and after its passage.

PASSED AND ADOPTED this 19 day of November, 2019.

  
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JEFF FARLEY, Mayor of the City of  
Sweeny, Texas

ATTEST:

  
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REATTA MINSHEW, City Secretary