

*Repealed  
by Ord. 2168  
2149*

ORDINANCE NO. 586

AN ORDINANCE OF THE CITY OF KIRKLAND PROVIDING FOR THE REMOVAL OR DESTRUCTION OF CERTAIN WEEDS AND VEGETABLE AND HORTICULTURAL GROWTH; PROVIDING FOR NOTICE TO OWNERS OF OFFENDING PROPERTY, METHODS OF REMOVAL OR REMOVAL BY THE CITY; AND PROVIDING THAT COSTS TO THE CITY BECOME A CHARGE AGAINST THE OWNER OF THE PROPERTY AND A LIEN AGAINST THE PROPERTY.

WHEREAS, grass, weeds, shrubs, bushes, trees or vegetation growing or which has grown and died upon property in the City of Kirkland, frequently becomes a fire hazard or a menace to public health safety and welfare, and

WHEREAS, the Legislature of the State of Washington has passed Legislation, to-wit: Chapter 113, Session Laws 1949, enabling cities and towns to require owners of any property to remove such offending vegetation by general ordinance, now, therefore,

THE CITY COUNCIL OF THE CITY OF KIRKLAND DO ORDAIN AS FOLLOWS:

Section 1. The owner of any property in the City of Kirkland shall remove or destroy all trees, plants, shrubs or vegetation or parts thereof which overhang any sidewalk or street or which are growing thereon in such manner as to obstruct or impair the free and full use of the sidewalk or street by the public. The owner of any property in the City of Kirkland shall also remove or destroy all grass, weeds, shrubs, bushes, trees or vegetation growing or which has grown and died upon property owned or occupied by them and which are a fire hazard or a menace to public health safety or welfare.

Section 2. Whenever any owner shall fail to remove growth or vegetation as provided in Section 1 hereof, proceedings may be initiated by Resolution of the City Council adopted after not less than five days notice to the owner, which notice shall describe the property involved and the hazardous condition and require the owner to make such removal or destruction after notice given as required.

Section 3. Notice may be given to the owner of any property by registered mail directed to the record owner at his place of residence

as recorded in the records of the King County Assessor or King County Treasurer's office. Such notice shall require the removal or destruction within a reasonable period as determined by the Council.

Section 4. If such destruction or removal is not made by the owner after notice given as hereinbefore set forth, the City shall proceed to cause the removal or destruction thereof and the costs to the City of Kirkland shall become a charge against the owner of the property and a lien against the property.

Section 5. The notice of the lien hereinbefore provided for shall be substantially the same form as provided by law for liens for labor and material in the State of Washington, shall be filed with the same officer within the same time and manner and enforced and foreclosed as is provided for law for liens for labor and material.

Section 6. That all Ordinances and parts of Ordinances inconsistent herewith be and they hereby are repealed.

This Ordinance shall take effect from and after five days after the date of its publication.

Introduced the 21<sup>st</sup> day of November, 1949.

PASSED and APPROVED by the City Council this 5th day of December, 1949.

Harry M. Everett  
Harry M. Everett, Mayor

Attest:

C. F. Trent  
C. F. Trent, City Clerk

Approved By:

Charles W. Johnson Jr.  
Charles W. Johnson Jr.,  
City Attorney

I hereby certify that the foregoing is a true and correct copy of an Ordinance of the City of Kirkland and that the same was duly adopted according to the provisions of the Constitution and entitled to the same as above.  
C. F. Trent, City Clerk