

ORDINANCE NO. 2149

AN ORDINANCE OF THE CITY OF KIRKLAND PROVIDING FOR THE REMOVAL OF OVERHANGING OR OBSTRUCTING VEGETATION - REMOVAL OR DESTRUCTION OF DEBRIS; 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.

BE IT ORDAINED by the City Council of the City of Kirkland 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 (in a manner permitted by law) all grass, weeds, shrubs, bushes, trees or vegetation growing or which have grown and died and to remove or destroy (in a manner permitted by law) all debris 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 an owner shall fail to make such removal or destruction 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 certified mail directed to the record owner at his place of residence as recorded in the Records of the 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 cost 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 lien hereinbefore provided 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 by law for liens of labor and materials.

Section 6. Ordinance No. 586 of the City of Kirkland is hereby repealed.

Section 7. This ordinance shall be in force and take effect five days from and after its passage by the Council and publication as required by law.

PASSED by the Kirkland City Council in regular meeting on the 5th day of April, 1971.

SIGNED in authentication thereof on the 5th day of April, 1971.

William C. Woods
Mayor

Attest:

T. J. Aderson
Director of Administration and Finance
(ex officio City Clerk)

Approved as to form:

Larry J. [Signature]
City Attorney