

City of Bennington  
June 2023 Newsletter

Summer is once again upon us and there are children running around everywhere! Please be mindful of them when you are driving around the city. The pool has been repaired and should be open by the time you receive this newsletter. Dustin is working on finishing up some repairs on the splash pad and it should be open too.

Summer is also the time to keep our yards looking the best. So please remember to keep your yards mowed. We have a lot of activities that happen in Bennington for the summer and keeping our yards mowed and weeds tended to show that we care and take pride in our town. On the back of this page is a copy of the Ordinance that specifies the requirements to avoid having any violations in regard to keeping our yards looking good.



### Article 3.

#### 8-301. Weeds to be removed.

It shall be unlawful for any owner, agent, lessee, tenant, or other person occupying or having charge or control of any premises to permit weeds to remain upon said premises or any area between the property lines of said premises and the centerline of any adjacent street or alley, including but not specifically limited to sidewalks, streets, alleys, easements, rights-of-way and all other areas, public or private. All weeds as hereinafter defined are hereby declared a nuisance and are subject to abatement as hereinafter provided.

(Ord. 269; Ord. 278; Ord. 283; Ord. 296; Ord. 318; Ord. 320; Ord. 333; Ord. 347; Code 2018)

#### 8-302. Definitions.

(a) Calendar year as used herein, means that period of time beginning January 1 and ending December 31 of the same year.

(b) Weeds as used herein, means any of the following:

- (1) Brush and woody vines shall be classified as weeds;
- (2) Weeds and grasses which may attain such large growth as to become, when dry, a fire menace to adjacent improved property;
- (3) Weeds which bear or may bear seeds of a downy or wingy nature.
- (4) Weeds which are located in an area which harbors rats, insects, animals, reptiles, or any other creature which either may or does constitute a menace to health, public safety or welfare;
- (5) Weeds and grasses on or about residential property which, because of its height, has a blighting influence on the neighborhood. Any such weeds and indigenous grasses shall be presumed to be blighting if they exceed 12 inches in height.

(Ord. 269; Ord. 278; Ord. 283; Ord. 296; Ord. 318; Ord. 320; Ord. 333; Ord. 347; Code 2018)

#### 8-303. Public officer; notice to remove.

The Mayor shall designate a public officer to be charged with the administration and enforcement of this article. The public officer or an authorized assistant shall notify in writing the owner, occupant or agent in charge of any premises in the city upon which weeds exist in violation of this article, by mail or by personal service, once per calendar year. Such notice shall include the following:

(a) That the owner, occupant, or agent in charge of the property is in violation of the city weed control law.

(b) That the owner, occupant, or agent in charge of the property is ordered to cut the weeds within 10 days of the receipt of notice.

(c) That the owner, occupant or agent in charge of the property may request a hearing before the governing body or its designated representative within five days of the receipt of notice.