

BILL NO. 25-062

ORDINANCE NO. 4999

FIRST READING 08.05.2025

SECOND READING 08.19.2025

AN ORDINANCE REVISING CHAPTER 19 - NUISANCES, ARTICLE III, - WEEDS, SEC 19-71 - PROHIBITED & ARTICLE IV. - GARBAGE, RUBBISH OR TRASH, SEC. 19-105. - ABATEMENT.

Be it Ordained by the City Council of the City of Hannibal:

Section 1. WHEREAS, Chapter 19, Nuisance, Article III, Weeds, Sec 19-71 and Article IV, Garbage Rubbish or Trash, Section 19-1055, Abatement of the Ordinances of the City of Hannibal, makes provisions allowing the City of Hannibal to abate garbage rubbish or trash, if after notice the property owner fails to remedy a nuisance situation;

AND WHEREAS, a review of RSMo 71.285 reveals that the methods set out in the ordinances of the City of Hannibal vary in procedure from said statute;

AND WHEREAS the Council wishes to comport their ordinances in all reasonable fashion with the requirements of State Law.

NOW THEREFORE, the City Council hereby revises Chapter 19, Nuisance, Article III, Weeds, Sec 19-70 & Article IV, Garbage Rubbish or Trash, Section 19-71, Abatement, of the Ordinances of the City of Hannibal as follows:

Section 1 That Section 19-71 is revoked and a new section 19-71 is created as follows:

Sec. 19-71. - Abatement.

- (a) Whenever a Community Service Officer, a Police Officer, the Building Inspector or other city official determines that a violation of section 19-70 has occurred, he shall provide written notice by personal service or by first-class mail to both the occupant of the property at the property address and the owner at the last known address of the owner, if not the same, specifically describing the land upon which the weeds are located, and setting a hearing no sooner than ten days from the date of the notice, with the City Manager, Building Inspector or other official appointed by the City Manager. At that hearing, the City Manager or other designated city official may declare weeds to be a nuisance and order the same to be abated within five days. If within five days the weeds are not cut, said city official is authorized to seek any remedy provided by law, and may have the weeds removed, and shall certify the costs of same to the city clerk, with the

cost becoming a special lien on the property to be assessed in the same manner as other special assessments, plus an amount included in the special tax bill representing the time expended by officer or employees of the city shall be calculated in the actual time and hourly rate of personnel; but in no case shall be less than \$60.00.

- (b) The provisions of this ordinance do not apply to land owned by a public utility, rights-of-way, and easements appurtenant or incidental to lands controlled by any railroad, the department of transportation, the department of natural resources or the department of conservation.

Section 2 That Section 19-105 is revoked and a new section 19-105 is created as follows:

Sec. 19-105. - Abatement.


- (c) Whenever a Community Service Officer, a Police Officer, the Building Inspector or other city official shall find garbage, rubbish, or trash prohibited by this article, he shall provide written notice by personal service or by first-class mail to both the occupant of the property at the property address and the owner at the last known address of the owner, if not the same, specifically describing the land upon which the garbage, rubbish, or trash has accumulated, and setting a hearing no sooner than ten days from the date of the notice, with the City Manager, Building Inspector or other official appointed by the City Manager. At that hearing, the City Manager or other designated city official may declare the garbage, rubbish, or trash to be a nuisance and order the same to be abated within five days. If within five days the garbage, rubbish, or trash is not disposed of properly, said city official is authorized to seek any remedy provided by law, and may have the garbage, rubbish, or trash removed, and shall certify the costs of same to the city clerk, with the cost becoming a special lien on the property to be assessed in the same manner as other special assessments, plus an amount included in the special tax bill representing the time expended by officer or employees of the city shall be calculated in the actual time and hourly rate of personnel; but in no case shall be less than \$60.00.
- (d) The provisions of this ordinance do not apply to land owned by a public utility, rights-of-way, and easements appurtenant or incidental to lands controlled by any railroad, the department of transportation, the department of natural resources or the department of conservation.

Section 3 All ordinances and parts of ordinances in conflict with this ordinance, in so far as they conflict, are hereby repealed.

Section 4 That this Ordinance shall be in full force and effect from and after its passage and approval.


Adopted on this 23 day of August 2025.

Approved on this 23 day of August 2025.



Darrell McCoy, Mayor

Attest:



Melissa Cogdal, City Clerk