

ORDINANCE NO. 0-87-001
AN ORDINANCE TO FURTHER
IMPLEMENT THE AUTHORITY
AND DUTIES OF THE HEALTH
OFFICE AND POLICE DEPARTMENT
WITH REFERENCE TO NUISANCES
WITHIN THE CITY OF VINCENT,
ALABAMA.

Be it ordained by the Mayor and Council of the Town of Vincent,
Alabama as follows:

Section 1. It shall be unlawful for any person, firm, or corporation to keep any domestic or farm animal or fowl, including cats and dogs, within the corporate limits of the City of Vincent, Alabama, in such manner as will be a public or private health hazard, safety hazard, or a public or private nuisance due to obnoxious odors or noises.

Section 2. It shall be unlawful for any person, firm, or corporation to permit their premises, whether vacant or not, to accumulate bottles, tin cans, brush, trash, rubbish, a growth of weeds, or anything that will, or is likely to constitute a health hazard, safety hazard, nuisance, obnoxious odor or condition, or unsightly appearance.

Section 3. Anyone or all of the unlawful acts defined in Section 1 and 2 are hereby declared to be public nuisances per se, and should the owner or person in charge of any of the fowls or animals or the premises upon which other unsanitary conditions exist, fail to make such premises completely sanitary within ten (10) days after written notice by the Shelby County Health Officer to do so or should the owner or person in charge of the premises fail to remove the cause of the obnoxious odors, noises or conditions or unsightly appearances within ten (10) days after written notice by the Chief of Police to do so, then such person, firm or corporation shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than five (5) nor more than one hundred (100) dollars.

Section 4. Each day the owner or person in charge of any premises shall allow such insanitary conditions, nuisances, or unsightly appearances to continue, after having received ten (10) days written notice to abate same shall constitute a separate offense, and upon conviction thereof such owner or person in charge shall be fined as herein provided.

Section 5. Should the owner or person in charge fail or refuse to clean off vacant lots, or other premises, or to remove insanitary or unsightly appearances, after receiving notice as herein provided, then the City at the discretion of the governing body may have such premises cleaned off or remove such insanitary conditions or unsightly appearances at the expense of the owner and assess the cost of same as a lien against said property and proceed with the collection of such lien by due process of law.

Section 6. This ordinance shall be cumulative in effect with respect to the authority and duty of the County Health Office now provided in Title 22, of the 1940 Code of Alabama. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Adopted this the _____ day of September, 1987,

Mayor

Fatima M. Roper

Councilperson

Wallace Z. Denty

Charles E. Greene

Councilperson

Ray A. Smiley

Councilperson

Robert E. Kidd

Councilperson

Harold F. Argo Jr.

Councilperson

Ordinance No 87-001 An Ordinance for further implement the Authority and Duties of the Health Office and Police Department with references to nuisances within the Town of Vincnet, Alabama was read by Mayor Patricia Roper. A motion was made by Councilman Argo and seconded by Robert Kidd to pass the ordinance. A vote was taken and the vote was as follows.

<u>Charles Greene</u> Councilman, Place One	"aye"
<u>Robert Kidd</u> Councilman Place Two	"aye"
<u>Harold Argo</u> Councilman Place Three	"aye"
<u>Wallace Denty</u> Councilman Place Four	"aye"
<u>Rex Smiley</u> Councilman Place Five	"aye"
<u>Patricia Roper</u> Mayor	"aye"

The presiding officer declares that the motion was adopted by unanimous consent of all members present after the second reading. The declared ordinance was finally passed and adopted.