

AN ORDINANCE AMENDING TITLE II. PUBLIC HEALTH, SAFETY AND WELFARE: CHAPTER 215: NUISANCES, BY AMENDING SECTION 215.040. NUISANCES ENUMERATED, TO MODIFY SUB-SECTION A. 15 AND ADD NEW SUB-SECTION A.22, TO CLARIFY THAT IT IS A NUISANCE FOR AN OWNER OR OCCUPANT OF PREMISES, OR HIS/HER AGENT, TO ALLOW ANY TREE, VINES OR BUSHES TO EXTEND INTO OR OVER ANY STREET, AVENUE, ALLEY, SIDEWALK OR OTHER PUBLIC RIGHT-OF-WAY.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DUQUESNE, MISSOURI, AS FOLLOWS:

Section 1. That the Municipal Code of the City of Duquesne, Missouri, be, and the same hereby is, amended by amending Title II. Public Health, Safety and Welfare: Chapter 215: Nuisances, by amending Section 215.040. Nuisances Enumerated, Sub-section A.15 and adding new **Sub-section A.22** to clarify that it is a nuisance for an owner or occupant of premises, or his/her agent, to allow any tree, vines or bushes to extend into or over any street, avenue, alley, sidewalk or other public right-of-way, so that amended Section 215.040.A.15 and new Section 215.040.A.22 shall read as follows:

“SECTION 215.040. Nuisances Enumerated.

A. The maintaining, using, placing, depositing, leaving or permitting to be or remain on, or discharged from, any public or private property of any of the following items, conditions or actions is hereby declared to be and constitute a nuisance; provided, however, this enumeration shall not be deemed or construed to be exclusive, limiting or restrictive:

1.

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15. Signs or Other Devices Hanging Over Street or Sidewalk. All hanging signs, ropes, networks or other devices stretched over or across any street, avenue, alley, or sidewalk, **or other public right-of-way** unless such devices are permitted by ordinance.

16.

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22. **Trees, Vines and Bushes Extending into Public Right-of -Way.** All

trees, vines and bushes hanging over or extending into or over any street, alley, avenue, sidewalk or other public right-of-way."

Section 2. That this Ordinance shall take effect from and after its passage and approval.

Passed this 14th day of November, 2022.



Bill Sherman, Mayor

ATTEST:



Terry Ingram, City Clerk