

ORDINANCE NO. 2016-06

An ordinance amending Subsection(5) under (B) of Section 95.01, Nuisances of Chapter 95 Health and Sanitation; Nuisances and adding subsection (14) under (B) of Section 95.01 of Chapter 95 Health and Sanitation; Nuisances for the municipality of Gregory, Gregory County, South Dakota.

BE IT ORDAINED BY THECITY OF GREGORY, GREGORY COUNTY, SOUTH DAKOTA that Subsection (5) under (B) of Section 95.01, Chapter 95 Health and Sanitation; Nuisances shall be amended to read:

(B) Whatever is dangerous to human health, whatever renders the ground, the water, the air or food a hazard or an injury to human health, and the following specific acts, conditions and things are, each and all of them, declared to constitute nuisances:

(5) Breeding places for flies, rodents. The accumulation of manure, garbage, by-products, junk or anything whatever in which flies and rodents breed and inhabit.

FUTHERMORE; BE IT ORDAINED BY THE CITY OF GREGORY, GREGORY COUNTY, SOUTH DAKOTA that Subsection (14) under (B) of Section 95.01, Chapter 95 Health and Sanitation; Nuisances be added to the municipal code for the City of Gregory.

(B) Whatever is dangerous to human health, whatever renders the ground, the water, the air or food a hazard or an injury to human health, and the following specific acts, conditions and things are, each and all of them, declared to constitute nuisances:

(14) Abandoned Property: Any accumulation of other unsightly trash or junk which would constitute a health hazard, a rodent harborage, a breeding ground for insects or rodents, a danger place for children to play in and around or which tends to be unsightly, and which does or tends to lower the value of adjacent real property because of it unsightliness. Unsightly trash or junk includes property which is deteriorated, wrecked, or derelict property in unusable condition, having no value other than nominal scrap or junk value, if any, and which has been left unprotected from the elements outside of a permanent structure, and shall include without being restricted, deteriorated, wrecked, inoperative or partially dismantled motor vehicles, trailers, boats, motors, snowmobiles, lawn mowers, motorcycles, campers, scrap metals or lumber or other similar articles in such condition, refrigerators and other household appliances, furniture, household goods and furnishings, with the exception of patio furniture or other furniture designed for outdoor use that is being utilized for that purpose shall not constitute a nuisance.

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Scott Anshutz, Mayor

ATTEST: \_\_\_\_\_  
Al Cerny, Finance Officer

1<sup>st</sup> Reading: 9-06-2016

2<sup>nd</sup> Reading: 9-19-2016

Passage/Approval: 9-19-2016

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