VILLAGE OF BANCROFT

ORDINANCE NO: 317-26

(Enacted June 10th, 2026)

AN ORDINANCE TO REGULATE THE CUTTING OF GRASSES, SHRUBS, TREES, AND NOXIOUS WEEDS

The Village of Bancroft Ordains:

Section 1: Purpose: An ordinance to promote the safety and health of persons by deterring the proliferation of rodents, mosquitos, insects and other nuisance animals, as well as to promote the beauty of the Village, the Village Council enacts this ordinance and penalties to regulate the trimming of grass, cutting of trees, shrubs and the removal of noxious weeds.

Section 2: Weeds, Grass and Other Vegetation: No person owning any lot or premises in the developed residential or commercial area of the Village, as determined by an authorized representative of the Village, shall permit noxious weeds to grow thereon or, in any street adjacent to such lot or premises, between the property line and the curb line. No person shall allow any grass, weeds, or vegetation to encroach on any sidewalk which would reduce exposed sidewalk to less than it's full width. Further, no person owning any such lot or premises shall permit or maintain thereon any growth of grass or other vegetation to a height greater than six inches on average.

2.A. Exclusions: Section 2 of this section shall not apply to any commercial agricultural operations with the exception of road right of ways, flower gardens, plots of shrubbery, vegetable gardens and small grain plots. An exemption under the terms of this subsection cannot be claimed unless the land has been cultivated and cared for in a manner appropriate to such exempt categories, nor any contiguous parcel exceeding three (3) acres in total size providing that any curtilage around any building is in compliance with the above maximum six-inch grass height.

Section 3: Cutting and/or Removal of Noxious Weeds: It shall be unlawful for any person that occupies and/or owns a parcel of real estate in the Village to allow any noxious weeds to grow on said premises.

3.A. Noxious weeds are hereby defined as: Ragweed, Hoary Alyssum, Mustard, Canada Thistle, Bindweed, Dodder, Wild Carrot, Purple Loosestrife, Currant/Gooseberry, Perennial Sow thistle, Arctium Poison Ivy, Poison Sumac, Autum Olive.

Section 4: Cutting and/or Trimming of Trees and Shrubs: It shall be unlawful for any person that occupies and/or owns a parcel of real estate in the Village to allow any tree, bush or shrub to grow above a public sidewalk at any height less than eight (8) feet above the sidewalk.

Section 5: **Duty of Occupant or Owner:** It shall be the duty of the occupant of every premises and the owner of unoccupied premises within the Village to cut and remove or destroy by lawful means all such noxious weeds and grass, as often as may be necessary to comply with the provisions of subsection (a) hereof.

Section 6: Failure to Comply; Remedy of City: If the provisions of subsections (2) (3) and (4) hereof are not complied with, the Village Police Department shall notify the occupant, or the owner of unoccupied premises, to comply with the provisions of said subsections. Said notice shall require compliance with the provisions of this section within 48 hours after service of such notice, and if such notice is not complied with within the time allowed, the Village Department of Public Works shall cause such weeds, grass and other vegetation to be removed or destroyed, and the actual cost of such cutting, removal or destruction, including supervision and overhead costs, plus ten percent, shall be a lien against the premises and shall be immediately placed on the utility billing in regard to said property, and if said billing remains unpaid, shall be collected in accordance with the regular procedures utilized by the Village for collection of delinquent utility billings. In the event that the subject property does not have an existing utility account at the time of such removal, one shall be established in regard to said property.

Section 7: Effective Date: That this Ordinance and the related rules, regulations, provisions, requirements, orders and matters established shall take effect immediately upon publication, except any penalty provisions which shall take effect twenty (20) days after publication, pursuant to MCL 66.1; MSA 5.1271.

Section 8: Repeal of Conflicting Ordinances: Ordinance 288-16 is hereby repealed. All Ordinances or parts of Ordinances in conflict with this Ordinance are repealed only to the extent necessary to give all provisions of this Ordinance full effect.

Section 9: Severability: If any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity Page 4 of 5 or constitutionality of the remaining portions of this Ordinance. The Village of Bancroft declares that it would have passed this ordinance and each section, subsection, clause, or phrase hereof, irrespective of the fact that any one or more section, subsection, sentence, clause, or phrase be declared unconstitutional.

The foregoing constitutes a true and complete copy of Ordinance No. 316-26 duly adopted on June 10th, 2026 by the Council of the Village of Bancroft, Shiawassee County, Michigan, on the above stated date and that the same was published in accordance with Section 4 of the Act 3, P.A. 1895.

YEAS Simpson, Labadie, Baggetta, Fall, and Barnum

NAYS

ABSENT Hutchins and Monroe

Adopted at the regular Meeting of the Bancroft Village Council on June 10th, 2026

Brian M Barnum Village President

CLERK'S CERTIFICATION I hereby certify that the foregoing is a true and complete copy of an Ordinance adopted by the Village Council of the Village of Bancroft, County of Shiawassee, State of Michigan, at a Regular meeting held on the April 9, 2025, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the Minutes of said meeting were kept and will be or have been made available as required by said Act, and the foregoing Ordinance was published in a newspaper of local circulation on, June 10th,2026. Tina Holmes Village Clerk Village of Bancroft 120 Warren Street PO Box 97 Bancroft, MI 48414-0097

Tina Holmes, Village Clerk Tina Holmes