



City of Kingston Public Safety/General Government Committee
Meeting Agenda
Wednesday, July 26, 2017

NEW BUSINESS

Alan Adin Re: Street Name Change - Noone Street/Noone Lane

[St Name Change Noone.pdf](#)

[Resolution to rename 77 Linderman.pdf](#)

Alan Adin Re: Proposed Address Changes

[Prop Address Changes.pdf](#)

Mayor Noble Re: Proposed memorializing resolution: sustainability and environmental stewardship

[Communication- proposed memorializing resolution- sustainability and environmental stewardship.pdf](#)

[Clean Energy and Paris Agreement Resolution DRAFT.pdf](#)

Betta Broad Re: Reports from Conservation Advisory Council and Climate Smart Kingston

OLD BUSINESS

Tom Tiano Re: Code Changes - Sanitation and Grass/Weeds

[Sanitation and Weeds \(002\).pdf](#)

[Sanitation and Weeds Legislation.pdf](#)

City of Kingston

NEW YORK

OFFICE OF THE CITY ENGINEER



June 15, 2017

James Noble, President
City of Kingston Common Council
City Clerk's Office
City Hall
420 Broadway
Kingston, New York 12401

RE: Proposed Street Name Change: Noone Street to Noone Lane

Dear President Noble:

Subsequent to my communication to you dated March 23, 2017 requesting consideration for changing the address of existing #77 Linderman Avenue to #10 Noone Street (see attached), there have been ongoing discussions and confusion about whether the name of the thoroughfare itself is Noone Street or Noone Lane. Deeds for all the contiguous properties on Noone between Linderman Avenue and Pearl Street reference both names although our Official City Street Directory clearly states that in 1875 the City Council accepted the deeded roadway name as Noone Street.

Because of the document discrepancies and incorrect but commonly used name (appearing on many maps and even the street sign), and after consultation with the Assessor, it is proposed that the name be officially changed by Resolution to Noone Lane.

In addition, please note that the Council has not yet taken any action on the original request from March to change the address of #77 Linderman.

I thank you in advance for your anticipated timely response and if you should have any additional questions, do not hesitate to contact me.

Sincerely,



Alan J. Adin
Engineering Technician

Cc: Alderman Scott-Childress
Kathryn Heekin

City of Kingston

NEW YORK

OFFICE OF THE CITY ENGINEER



March 23, 2017

James Noble, President
City of Kingston Common Council
City Clerk's Office
City Hall
420 Broadway
Kingston, New York 12401

RE: Proposed Address Changes: #77 Linderman Avenue to #10 Noone Street

Dear President Noble:

As the result of a delay in locating a house during an Emergency Services response call, this office was contacted by the Fire Department to review the current address of a property and dwelling currently listed as #77 Linderman Avenue (see attachments). The home in question sits back Linderman Avenue approximately 100 feet and is entered from a sidewalk and doorway off of Noone Street.

The property owner has been contacted in writing and is in agreement with the proposed change of address as is the Ulster County Office of Emergency Management (911). 3rd Ward Alderman Scott-Childress has also been informed of the proposed change but as of this date has not commented.

Therefore, pursuant to Resolution #193 of 1998, "...the Common Council shall review and approve all street number...reassignments...", it respectfully requested that the Common Council take this matter under review.

I thank you in advance for your anticipated timely response and if you should have any additional questions, do not hesitate to contact me.

Sincerely,

Alan J. Adin
Engineering Technician

Cc: Alderman Scott-Childress
Deputy Chief Platte
Kathryn Heekin

CITY OF KINGSTON
Office of the City Engineer
rswenson@kingston-ny.gov

Ralph E. Swenson, P.E., City Engineer



Steven T. Noble, Mayor

December 13, 2016

Kathryn Heekin
77 Linderman Avenue
Kingston, NY 12401

Re: Proposed Change of Address

Dear Ms. Heekin:

The City of Kingston Fire Department recently informed this office that while responding to an emergency call at your house, there was confusion on the part of the Responders as to the location. As described by the Fire Department, the issue is related to: (a) the physical distance from the front of the house to Linderman, (b) the fact that although the front door does face Linderman, access to it is from a sidewalk on Noone Street and (c) the mailbox is located on Noone adjacent to the sidewalk.

The Ulster County Emergency Response System (911) uses a pre-mapped locating plan based on a dwelling's street and mailing address and on what street it is accessed from. Although your house is accessed from Noone Street, you have a Linderman Avenue address. The accuracy of the street numbering scheme and it's interrelationship with the corresponding phone number is the most vital component for the effective functioning of Emergency Response. As I'm sure you can appreciate, even a relatively negligible delay of a minute or two in the arrival of an emergency vehicle could potentially have very serious consequences.

In order to comply with current policies and procedures established by the Ulster County Office of Emergency Management (E-911) and in the interest of public safety (i.e. for purposes of ambulance, Fire or Police response), it has been recommended that the process be initiated to correct the existing misleading and misrepresentative street numbering of your property.

This letter is being sent to notify you that such a change is being proposed and give you the opportunity for input before the process moves forward.

The standard method to resolve the issue in the most expedient way is to change the existing mailing/street address of your property to Noone Street through Legislative action. Pursuant to City of Kingston Common Council Resolution #105 of 1999, it is required that "...the Common Council shall review and approve all [existing] street number reassignments for all parcels within the City of Kingston..."

If you give your consent for the proposed change, the matter will be forwarded to the General Government and Public Safety Committee of the Common Council and the Alderman of your Ward, Reynolds Scott-Childress. Concurrently, the proposed revised address is submitted to the following departments and agencies for their independent review, comment and approval: *Ulster County Office of Emergency Management, Ulster County Board of Elections, Kingston Post Office, Kingston Fire*

CITY OF KINGSTON
Office of the City Engineer
rswenson@kingston-ny.gov

Ralph E. Swenson, P.E., City Engineer



Steven T. Noble, Mayor

Department, Kingston Police Department, City of Kingston Assessor, City of Kingston Building and Safety Division of the Fire Department, Kingston Planning Office, Kingston Water Department, and City of Kingston Code Enforcement Officer, Corporation Counsel.

As the final step, when you and all involved parties are in agreement with the proposed change, the matter will then go before the full Common Council to be passed as a Resolution authorizing the address revision.

The revised address being proposed for your property is **#10 Noone Street**. Please see the attached maps.

Once the full Council approves the change, a notification is sent informing you and all the agencies listed above, that the new address has become "official".

Should you have any questions, feel free to contact me.

Respectfully,

Alan J. Adin
Engineering Technician

cc: Reynolds Scott-Childress, Alderman Ward 3
Deputy Chief Wayne Platt, KFD
Michael Gaffney, Deputy Dir., U.C. Dept. of Emergency Mgmt.

RESOLUTION #90 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, RECOMMENDING APPROVAL FOR A STREET NUMBER CHANGE
ON LINDERMAN AVENUE

Sponsored by: Public Safety/General Government Committee
Aldermen: Schabot, Eckert, Carey, Scott-Childress

WHEREAS, Resolution #193 of 1998 adopted a procedure for the numbering and renumbering of street addresses for City of Kingston parcels; and

WHEREAS, the Engineering Department has submitted a request for an address change on Linderman Avenue in the City of Kingston; and

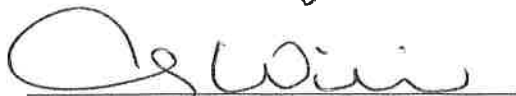
WHEREAS, the Public Safety/General Government Committee has received, reviewed and approved this request:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That 77 Linderman Avenue be renumbered to 10 Noone Lane to remain in sequence with contiguous properties:

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 3rd
day of May 2017


CARLY WINNIE, CITY CLERK

Approved by the Mayor this 4th
day of May 2017


STEVEN T. NOBLE, MAYOR

Adopted by Council on May 2, 2017

StNum

PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DATE _____

4/27/17

Resolution to change the address of
77 Lindermen Avenue to 10 Noone Street Lane

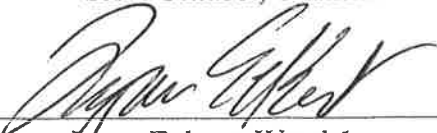
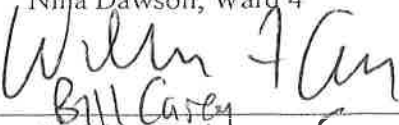
Signature

BC

RSC

Unlisted Action

Positive Declaration of Environmental Significance:

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
	✓	
Steve Schabot, Chairman		
	✓	
Lynn Eckert, Ward 1		
Nina Dawson, Ward 4		
	✓	
Bill Carey		
Anthony Davis, Ward 5		
	✓	
Deborah Brown, Ward 9		
Devonolds Smith-Chandler		

P.S.
4.

City of Kingston

NEW YORK

OFFICE OF THE CITY ENGINEER



March 23, 2017

James Noble, President
City of Kingston Common Council
City Clerk's Office
City Hall
420 Broadway
Kingston, New York 12401

RE: Proposed Address Changes: #77 Linderman Avenue to #10 Noone Street

Dear President Noble:

As the result of a delay in locating a house during an Emergency Services response call, this office was contacted by the Fire Department to review the current address of a property and dwelling currently listed as #77 Linderman Avenue (see attachments). The home in question sits back Linderman Avenue approximately 100 feet and is entered from a sidewalk and doorway off of Noone Street.

The property owner has been contacted in writing and is in agreement with the proposed change of address as is the Ulster County Office of Emergency Management (911). 3rd Ward Alderman Scott-Childress has also been informed of the proposed change but as of this date has not commented.

Therefore, pursuant to Resolution #193 of 1998, "...the Common Council shall review and approve all street number...reassignments...", it respectfully requested that the Common Council take this matter under review.

I thank you in advance for your anticipated timely response and if you should have any additional questions, do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Alan J. Adin", with a long horizontal stroke extending to the right.

Alan J. Adin
Engineering Technician

Cc: Alderman Scott-Childress
Deputy Chief Platte
Kathryn Heekin

City of Kingston

NEW YORK

OFFICE OF THE CITY ENGINEER



June 14, 2017

James Noble, President
City of Kingston Common Council
City Clerk's Office
City Hall
420 Broadway
Kingston, New York 12401

RE: Proposed Address Changes: #171 Washington Avenue to #178 Pearl Street

Dear President Noble:

This Office was contacted by the property owners of #171 Washington Avenue regarding a request for a change in their property address from #171 Washington Avenue to #178 Pearl Street.

In addition to this property, the previous owner also owned an adjoining parcel that allowed access to Washington Avenue. That owner sold the properties separately and as can be seen from the attached map and photo, the property known as #171 Washington does not have the access they previously enjoyed.

It is therefore being proposed that the subject property be renumbered as #178 Pearl Street and will be accessed via a private drive shown on the Tax Map as "Victory Terrace".

Therefore, pursuant to Resolutions #193 of 1998 and #105 of 1999, "...the Common Council shall review and approve all street number assignments and reassignments for all parcels within the City of Kingston..." it respectfully requested that the Common Council take this matter under consideration.

I thank you in advance for your anticipated timely response and if you should have any additional questions, do not hesitate to contact me.

Sincerely,

Alan J. Adin
Engineering Technician

Cc: Alderman Scott-Childress

Mike Ciailelo and Tom Edwards
171 Washington Avenue
Kingston, NY 12401

Mr. Alan Adin
Engineering Technician
City of Kingston Engineering Department
City Hall
420 Broadway
Kingston, NY 12401

June 1, 2017

Dear MR. ADIN:

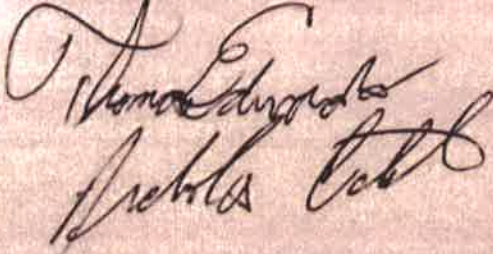
Following up on the conversation you had with our real-estate agent, Hayes Clement, this week, we hereby confirm that we wish to change the legal street address of our house (SBL 56.107-1-13) from 171 Washington Avenue to a Pearl Street address between numbers 172 and 188, the addresses of the houses adjoining each side of 50-foot-wide driveway we own and maintain to Pearl Street from the property (portion of 2015 survey map attached).

In your presentation of our request to county 911 officials, please convey that we will install a clearly visible address marker on the Pearl Street frontage, to whatever specifications requested by you and county 911. We would also point out that clearly marked, the existing driveway from Pearl Street would likely be easier for EMS personnel to spot than the 171 Washington Avenue entry, which is unmarked and only accessible through the parking lot of a dental office at that frontage.

Thank you for your consideration. Please call Tom at 845-399-0899 if you have any questions.

Best regards,

(SIGNED NAMES. BOTH)

The block contains two handwritten signatures in black ink. The top signature is 'Tom Edwards' and the bottom signature is 'Mike Ciailelo'. Both are written in a cursive, flowing style.

CITY OF KINGSTON

Office of the Mayor

mayor@kingston-ny.gov

Steven T. Noble
Mayor



June 2, 2017

Honorable James L. Noble, Jr.
President/Alderman-at-Large
Kingston Common Council
420 Broadway
Kingston, NY 12401

Dear President Noble,

As you are aware, the Trump administration has moved to withdraw our country from the Paris Climate Agreement. As Mayor of the City of Kingston, as a former environmental educator, as a resident of the United States, as an inhabitant of this earth, and above all, as a father, I cannot agree with the President's decision. Our children's future will be irreparably harmed if we fail to care for our natural resources, acknowledge that climate change is real, and do something productive to address and reduce further damage.

As per our Climate Action Plan (found here: [https://kingston-ny.gov/filestorage/8463/10432/10440/10458/CAP - Updated for PS 9-27-12 \(1\).pdf](https://kingston-ny.gov/filestorage/8463/10432/10440/10458/CAP%20-%20Updated%20for%20PS%209-27-12%20(1).pdf)):

"The City of Kingston recognizes that greenhouse gas (GHG) emissions from human activity are catalyzing profound changes in climate and weather, the consequences of which pose substantial risks to the future health, well-being, and prosperity of the community."

I respectfully request that this matter be referred to the appropriate committee for further discussion. A proposed memorializing resolution reaffirming the City of Kingston's commitment to the principles of sustainability and environmental stewardship will be sent to you under separate cover shortly.

Thank you for your consideration.

Sincerely,

Steve Noble
Mayor

Resolution of the City of Kingston Common Council to Commit to 100% Clean Energy by 2050 and Continue to Support the Principles of the Paris Agreement

WHEREAS, the City of Kingston desires to protect and enhance quality of life for all those who live, work, learn and play in our community, as well as for our children and grandchildren; and

WHEREAS, there is scientific consensus regarding the reality of climate change and the recognition that human activity, especially the combustion of fossil fuels that create greenhouse gases, is an important driver of climate change; and

WHEREAS, climate change has been widely recognized by government, business and academic leaders as a worldwide threat with the potential to harm our economy, safety, public health, and quality of life; and

WHEREAS, actions that reduce climate pollution also have potential to improve air quality, public health, energy security, social equity, our local natural environment, and quality of life for our residents; and

WHEREAS, taking steps to increase energy efficiency and resilience can attract jobs and economic development opportunities to our community and increase our long-term economic competitiveness and wealth; and

WHEREAS, the City of Kingston has demonstrated a legacy of leadership against the threat of climate change; and

WHEREAS, the City of Kingston remains committed to its adopted goal of reducing energy use and greenhouse gas emissions 20% by 2020; and

WHEREAS, the City of Kingston adopted the City of Kingston Climate Action Plan in September 2012 outlining steps the City has committed to taking in partnership with others to achieve our climate action goals; and

WHEREAS, the City of Kingston has already taken a variety of important actions to reduce greenhouse gas emissions and enhance quality of life in our community, has been designated a Bronze Certified Climate Smart Community by NYS and is a Designated Clean Energy Community by NYS; and

WHEREAS, the City of Kingston is making progress towards additional actions towards reducing greenhouse gas emissions and is in the process of upgrading all of the City streetlights to efficient LED lights, have begun to move our municipal fleet towards alternative energy vehicles by adding electric and hybrid electric vehicles to the fleet, have secured funding to install public electric vehicle charging stations around the City, and are creating a network of urban trails, complete streets, bike lanes and linear parks as part of the Kingston Greenline among other initiatives; and

WHEREAS, we are joined in taking action on climate change by a global coalition of cities, state and national governments and community and private sector leaders who recognize the importance and potential of these actions to protect and enhance the well-being of current and future generations; and

WHEREAS, more than 323 mayors representing more than 62 million Americans have recently re-affirmed their cities' commitments to climate action; and

WHEREAS, the City of Kingston actively collaborates with other local governments throughout our region, state, nation, and the world to learn from each other and identify win-win opportunities to take action on climate change while creating measurable benefits in our communities; and

WHEREAS, 195 countries, including the United States, vowed to address climate change in agreements reached in Paris in December 2015 (the "Paris Agreement"); and

WHEREAS, President Donald Trump's announcement seeking to withdraw the United States of America from the Paris Agreement undermines this critical global effort to confront one of the greatest challenges facing our community and communities all across the one planet we all share; and

WHEREAS, the reality of climate change has not been affected by recent political announcements; and

WHEREAS, the absence of federal leadership only increases the importance of local leadership in avoiding the most dangerous and costly effects of climate change; and

NOW, THEREFORE, BE IT

RESOLVED that the City of Kingston re-affirms its commitment to taking action to further reduce climate pollution in alignment with our goal of reducing energy use and greenhouse gas emissions 20% by 2020 and further the City of Kingston commits to 100% Clean Energy by 2050 and be it

FURTHER RESOLVED that the City of Kingston continues to support the principles of the Paris Agreement and the participation of the United States of America as a party to the Paris Agreement; and be it

FURTHER RESOLVED that the City of Kingston will continue to stand with cities and other public and private sector partners throughout the world to advance action in accordance with the goals outlined in the Paris Agreement.

CITY OF KINGSTON
Kingston Fire Department
Building Safety Division

ttiano@kingston-ny.gov

Steven T. Noble, Mayor
Mark Brown, Fire Chief



Tom Tiano, Deputy Chief
Joe Safford, Zoning Officer

Debbie Brown
Minority Leader
Ward 9 Alderman

Debbie:

I have enclosed the section of the 2015 International Property Maintenance Code and the NYS 2016 Supplement Code Amendment regarding sanitation and weeds on properties. You can see that these codes are very strict and leave little doubt as to their meaning. The problem only exists in the time frame to comply with the violation notice. When we site a code violation based of the 2015 International Codes, we are required to give 30 days to have the violation corrected. This is where the need for a stricter code requiring a shorter time frame would make more sense. In the past, the City has enacted laws such as Chapter 250- Graffiti, and Chapter 384- Motor Vehicles, Abandoned, that created a shorter time frame to come into compliance than what the International Codes allows. A suggested time frame for compliance on the sanitation and weeds issues might be (7) seven days. I don't feel that that would be unreasonable and would allow my department more flexibility in getting these properties cleaned up. Also along with shorter time frames, the council should include penalties for violations of those time frames both in fines and with the City having the ability to conduct the cleanup and bill the property owner.

If you have any questions or want any other information, please contact me or my office.

Tom Tiano
Building Safety

CHAPTER 3

GENERAL REQUIREMENTS

SECTION 301 GENERAL

301.1 Scope. The provisions of this chapter shall govern the minimum conditions and the responsibilities of persons for maintenance of structures, equipment and *exterior property*.

301.2 Responsibility. The *owner* of the *premises* shall maintain the structures and *exterior property* in compliance with these requirements, except as otherwise provided for in this code. A person shall not occupy as owner-occupant or permit another person to occupy *premises* that are not in a sanitary and safe condition and that do not comply with the requirements of this chapter. *Occupants* of a *dwelling unit*, *rooming unit* or *housekeeping unit* are responsible for keeping in a clean, sanitary and safe condition that part of the *dwelling unit*, *rooming unit*, *housekeeping unit* or *premises* which they occupy and control.

301.3 Vacant structures and land. Vacant structures and *premises* thereof or vacant land shall be maintained in a clean, safe, secure and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health or safety.

SECTION 302 EXTERIOR PROPERTY AREAS

302.1 Sanitation. *Exterior property* and *premises* shall be maintained in a clean, safe and sanitary condition. The *occupant* shall keep that part of the *exterior property* that such *occupant* occupies or controls in a clean and sanitary condition.

302.2 Grading and drainage. *Premises* shall be graded and maintained to prevent the erosion of soil and to prevent the accumulation of stagnant water thereon, or within any structure located thereon.

Exception: *Approved* retention areas and reservoirs.

302.3 Sidewalks and driveways. Sidewalks, walkways, stairs, driveways, parking spaces and similar areas shall be kept in a proper state of repair, and maintained free from hazardous conditions.

302.4 Weeds. *Premises* and *exterior property* shall be maintained free from weeds or plant growth in excess of [JURISDICTION TO INSERT HEIGHT IN INCHES]. Noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

Upon failure of the *owner* or agent having charge of a property to cut and destroy weeds after service of a notice of violation, they shall be subject to prosecution in accordance with Section 106.3 and as prescribed by the authority having jurisdiction. Upon failure to comply with the notice of viola-

tion, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and cut and destroy the weeds growing thereon, and the costs of such removal shall be paid by the *owner* or agent responsible for the property.

302.5 Rodent harborage. Structures and *exterior property* shall be kept free from rodent harborage and *infestation*. Where rodents are found, they shall be promptly exterminated by *approved* processes that will not be injurious to human health. After pest elimination, proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation.

302.6 Exhaust vents. Pipes, ducts, conductors, fans or blowers shall not discharge gases, steam, vapor, hot air, grease, smoke, odors or other gaseous or particulate wastes directly upon abutting or adjacent public or private property or that of another *tenant*.

302.7 Accessory structures. Accessory structures, including *detached* garages, fences and walls, shall be maintained structurally sound and in good repair.

302.8 Motor vehicles. Except as provided for in other regulations, no inoperative or unlicensed motor vehicle shall be parked, kept or stored on any *premises*, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an *approved* spray booth.

Exception: A vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and *approved* for such purposes.

302.9 Defacement of property. No person shall willfully or wantonly damage, mutilate or deface any exterior surface of any structure or building on any private or public property by placing thereon any marking, carving or graffiti.

It shall be the responsibility of the *owner* to restore said surface to an *approved* state of maintenance and repair.

SECTION 303 SWIMMING POOLS, SPAS AND HOT TUBS

303.1 Swimming pools. Swimming pools shall be maintained in a clean and sanitary condition, and in good repair.

303.2 Enclosures. Private swimming pools, hot tubs and spas, containing water more than 24 inches (610 mm) in depth shall be completely surrounded by a fence or barrier not less than 48 inches (1219 mm) in height above the finished ground level measured on the side of the barrier away from the pool. Gates and doors in such barriers shall be self-closing and self-latching. Where the self-latching device is less than 54 inches (1372 mm) above the bottom of the gate, 16

CHAPTER 8 Amendments to the 2015 IPMC

For the purposes of applying the 2015 IPMC in this State, the 2015 IPMC shall be deemed to be amended in the manner specified in this Chapter.

1. 2015 IPMC Section 302 (Exterior property areas).

Section 302.4 of the 2015 IPMC shall be deemed to be amended to read as follows:

302.4. Weeds. All premises and immediate exterior property shall be maintained free from weeds or plant growth in excess of 10 inches (254 mm). All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

2. 2015 IPMC Section 303 (Swimming pools, spas and hot tubs).

Section 303.2 of the 2015 IPMC shall be deemed to be amended to read as follows:

303.2 Enclosures. The provisions of this section shall control the design of barriers for residential swimming pools, spas and hot tubs. For public swimming pools, spas and hot tubs refer to Chapter 31 of the 2015 IBC. Design controls are intended to provide protection against potential drowning and near-drowning by restricting access to swimming pools, spas and hot tubs.

Exception: Spas or hot tubs with a safety cover that complies with ASTM F 1346 shall be exempt from the provisions of this section.

3. 2015 IPMC Section 303 (Swimming pools, spas and hot tubs).

Section 303 of the 2015 IPMC shall be deemed to be amended by the addition of new Sections 303.3, 303.4, 303.5, 303.6, 303.7 and 303.8 to read as follows:

303.3 Outdoor swimming pool. An outdoor swimming pool, including an in-ground, aboveground or on-ground pool, hot tub or spa shall be provided with a barrier which shall comply with the following:

1. The top of the barrier shall be at least 48 inches (1219 mm) above grade measured on the side of the barrier which faces away from the swimming pool. The maximum vertical clearance between grade and the bottom of the barrier shall be 2 inches (51 mm) measured on the side of the barrier which faces away from the swimming pool. Where the top of the pool structure is above grade, such as an aboveground pool, the

Chapter 336. Sanitation and Weeds

336-1. Intent

A. Sanitation. Exterior property and premises shall be maintained in a clean, safe, and sanitary condition. The occupant shall keep that part of the exterior property that such occupant occupies or controls in a clean and sanitary condition.

B. Weeds. Exterior property and premises shall be maintained free from weeds or plant growth in excess of ten (10) inches in height. Noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided, however, this term shall not include cultivated flowers and gardens.

336.2. Notice of Violation

A. Upon receipt of notice of violation, the owner having charge of the property shall have seven (7) days to comply with the notice and have the weeds or unsanitary condition removed.

B. If after seven (7) days the owner of the property fails to comply with the notice of violation, the City shall be authorized to hire out or contract a party or parties to enter the property to cut the weeds or remove the unsanitary condition and to have the cost of such cutting or removal to be paid by the owner of the property. If the cost of such cutting or removal is not paid, the cost will be placed on the owner's tax bill.