

TOWN OF GIG HARBOR
ORDINANCE NO. 132

AN ORDINANCE DECLARING THE UNCONTROLLED GROWTH OF CERTAIN PLANTS TO BE A NUISANCE AND SPECIFYING UNDER WHAT CONDITIONS SUCH GROWTH IS A NUISANCE AND FIXING THE PENALTY FOR ANY VIOLATION.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF
GIG HARBOR:

Section 1. That the following specific acts, omissions, places, conditions, and things are hereby declared to be a nuisance:

The maintaining, using, placing, depositing, causing, allowing, leaving, or permitting to be or remain in or upon any private lot, building, structure or premises or in or upon any street, avenue, alley, park, parkway, or other public or private place in The Town of Gig Harbor, of any one or more of the following places, conditions, things, or acts to the prejudice, danger, or annoyance of others, to wit:

1. Poison oak, poison ivy, deadly nightshade, or any noxious or toxic weed or uncultivated plant (whether growing or otherwise), weeds, tall grass, uncultivated shrubs or growth higher than two feet, or grass clippings, cut brush or cut weeds,

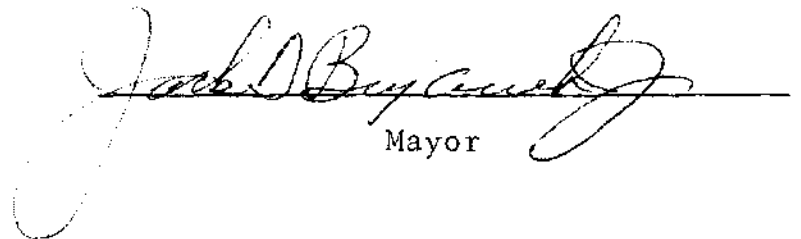
Section 2. Abatement. When judgment shall be rendered against any person, firm or corporation finding them guilty of creating, keeping or maintaining a nuisance, as herein provided, it shall be the duty of the court before whom the conviction is had, in addition to imposing the penalty or penalties hereinabove provided, to order the defendant or defendants in such action to forthwith abate and remove such nuisance, and if the same is not done by such offender within twenty-four hours the same shall be abated and removed under the direction of the Chief of Police of the Town of Gig Harbor or any other officer authorized by the order of said court, which said order of abatement shall be entered upon the docket of said court and made a part of the judgment in said action.

Section 3: 8.30.030 Liability for costs of abatement. Any person, firm or corporation found guilty of keeping or maintaining a nuisance, as herein provided, shall be liable for all costs and expenses of abating the same when said nuisance has been abated by any officer of the Town of Gig Harbor which said costs and expenses shall be taxed as part of the costs of said prosecution against the party liable, to be recovered as other costs are recovered. Provided, that in such cases the Town shall be liable in the first instance to pay the same, and in all cases where the Chief of Police or other officer shall abate any such nuisance he shall keep an account of all expenses attending such abatement and in addition to other powers herein given to collect such costs and expenses, the Town of Gig Harbor may bring suit for the same in any court of competent jurisdiction against the person, firm or corporation creating, keeping or maintaining the nuisance so abated.

Section 4: Violation--Penalty. Any person, firm or corporation violating any of the provisions of this chapter or who shall create, keep or maintain the nuisance herein defined, shall upon conviction thereof be fined in any sum not exceeding three hundred dollars or imprisoned in the Town jail for a period not exceeding ninety days, or both so fined and imprisoned in the discretion of the court, and for each act herein prohibited of a continuing nature each day shall be considered a separate offense.

Section 5: This Ordinance shall become effective immediately upon passage and posting in accordance with law.

PASSED at a regular meeting of the Town Council held on the 11th day of May, 1970.


Mayor

ATTEST:



CLERK-TREASURER

STATE OF WASHINGTON)
COUNTY OF PIERCE) ss.
TOWN OF GIG HARBOR)

I, NELLIE ERICKSON, Clerk of the Town of Gig Harbor, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 132 of the Town entitled:

"AN ORDINANCE DECLARING THE UNCONTROLLED GROWTH OF CERTAIN PLANTS TO BE A NUISANCE AND SPECIFYING UNDER WHAT CONDITIONS SUCH GROWTH IS A NUISANCE AND FIXING THE PENALTY FOR ANY VIOLATION"

PASSED by the Council of said Town, on the 11th day of May, 1970, and that on the 14th day of May, 1970, said Ordinance was by me duly published in the Peninsula Gateway, a newspaper of general circulation in the Town of Gig Harbor.

DATED this day of May, 1970.


NELLIE ERICKSON

STATE OF WASHINGTON)
COUNTY OF PIERCE) ss.
TOWN OF GIG HARBOR)


NELLIE ERICKSON, being first duly sworn, on oath deposes and says:

That at all times hereinafter mentioned she was and she now is the duly appointed, qualified and acting Clerk of the Town of Gig Harbor, a municipal corporation of the fourth class in Pierce County, State of Washington; that on the 14th day of May, 1970, as such Clerk of the Town of Gig Harbor, she had published in the Peninsula Gateway, a newspaper of general circulation in the Town of Gig Harbor, said Ordinance entitled:

"AN ORDINANCE DECLARING THE UNCONTROLLED GROWTH OF CERTAIN PLANTS TO BE A NUISANCE AND SPECIFYING UNDER WHAT CONDITIONS SUCH GROWTH IS A NUISANCE AND FIXING THE PENALTY FOR ANY VIOLATION."


NELLIE ERICKSON

SUBSCRIBED AND SWORN TO before me this day of May, 1970.


MAYOR OF THE TOWN OF GIG HARBOR

Affidavit of Publication

STATE OF WASHINGTON, }
COUNTY OF PIERCE, } S.S.

Robert H. Platt, Jr. be
on oath deposes and says that he is the Co-I
of THE PENINSULA GATEWAY, a weekly ne
newspaper is a legal newspaper and it is no
more than six months prior to the date of the p
referred to, published in the English language co
newspaper in Gig Harbor, Pierce County, Wa
now and during all of said time was printed in
at the aforementioned place of publication of sa

That the annexed is a true copy of an
No. 132

as it was published in regular issues (and not
of said newspaper once each week for a period
consecutive weeks, commencing on the 14th
1970, and ending on the 14th day of M
both dates inclusive, and that such newspaper
tributed to its subscribers during all of said pe

That the full amount of the fee charged for
cation in the sum of \$ 20.00 which amo
full, at the rate of \$3.20 a hundred words for th
\$2.40 a hundred words for each subsequent inse

Subscribed to and sworn before me this

May

1970

Notary Public in and for the

Residing at Ex Isle

TOWN OF GIG HARBOR

ORDINANCE NO. 132

An Ordinance Declaring the Un-
controlled Growth of Certain
Plants to be a Nuisance and
Specifying Under What Con-
ditions Such Growth is a Nui-
sance and Fixing the Penalty
For Any Violation.

Be it Ordained By the Council
of the Town of Gig Harbor:

Section 1. That the following
specific acts, omissions, places,
conditions, and things are here-
by declared to be a nuisance:

The maintaining, using, plac-
ing, depositing, causing, allow-
ing, leaving, or permitting to be
or remain in or upon any pri-
vate lot, building, structure or
premises or in or upon any
street, avenue, alley, park, park-
way or other public or private
place in The Town of Gig Har-
bor, of any one or more of the
following places, conditions,
things, or acts to the prejudice,
danger, or annoyance of others,
to wit:

1. Poison oak, poison ivy,
deadly nightshade, or any nox-
ious or toxic weed or unculti-
vated plant (whether growing
or otherwise), weeds, tall grass,
uncultivated shrubs or growth
higher than two feet, or grass
clippings, cut brush or cut
weeds.

Section 2. Abatement. When
judgment shall be rendered
against any person, firm or
corporation finding them guilty
of creating, keeping or main-
taining a nuisance, as herein
provided, it shall be the duty of
the court before whom the con-
viction is had, in addition to im-
posing the penalty or penalties
hereinabove provided, to order
the defendant or defendants in
such action to forthwith abate
and remove such nuisance, and
and remove such nuisance, and if
the same is not done by such of-
fender within twenty-four hours
the same shall be abated and re-
moved under the direction of the
Chief of Police of the Town of

Gig Harbor or any other officer
authorized by the order of said
court, which said order of abate-
ment shall be entered upon the
docket of said court and made
a part of the judgement in said
action.

Section 3: 8.30.030 Liability
for costs of abatement. Any per-
son, firm or corporation found
guilty of keeping or maintain-
ing a nuisance, as herein provid-
ed, shall be liable for all costs
and expenses of abating the
same when said nuisance has
been abated by any officer of
the Town of Gig Harbor which
said costs and expenses shall
be taxed as part of the costs of
said prosecution against the par-
ty liable, to be recovered as
other costs are recovered. Pro-
vided, that in such cases the
Town shall be liable in the first
instance to pay the same, and in
all cases where the Chief of
Police or other officer shall
abate any such nuisance he
shall keep an account of all ex-
penses attending such abate-
ment and in addition to other
powers herein given to collect
such costs and expenses, the
Town of Gig Harbor may bring
suit for the same in any court
of competent jurisdiction
against the person, firm or cor-
poration creating, keeping or
maintaining the nuisance so
abated.

Section 4: Violation-Penalty.
Any person, firm or corporation
violating any of the provisions
of this chapter or who shall cre-
ate, keep or maintain the nu-
isance herein defined, shall upon
conviction thereof be fined in
any sum not exceeding three
hundred dollars or imprisoned
in the Town jail for a period not
exceeding ninety days, or both
so fined and imprisoned in the
discretion of the court, and for
each act herein prohibited of a
continuing nature each day
shall be considered a separate
offense.

Section 5: This Ordinance
shall become effective immedi-
ately upon passage and posting
in accordance with law.

PASSED at a regular meet-
ing of the Town Council held
on the 11th day of May, 1970.

Jack D. Bujacich, Mayor
Attest: Nellie Erickson
Clerk-Treasurer

Ordinance No. 450

AN ORDINANCE, authorizing and approving the participation in the Washington Public Employees' Retirement System by employees of the TOWN OF GIG HARBOR and providing for notification to the Retirement Board of the said System.

DO IT ORDAINED BY THE TOWN OF GIG HARBOR :

Section 1. That the TOWN OF GIG HARBOR does authorize and approve the membership and participation of its eligible employees in the Washington Public Employees' Retirement System pursuant to RCW 41.40.110, and authorizes the expenditure of the necessary funds to cover its proportionate share for participation in said System.

Section 2. That the Clerk, Nellie Erickson, he and she is, hereby directed to transmit a certified copy of this Ordinance to the Retirement Board of the said System as evidence of such authorization and approval.
(he or she)

Section 3. Participation membership in the Washington Public Employees' Retirement System shall commence June 1, 19 70.

Passed by the Council: June 8, 19 70.

Approved for the Mayor, June 8, 19 70.

Jack D. Bergman
Mayor

Attest:

Nellie Erickson
Clerk

Published June 11, 19 70.