

NOTICE OF PUBLIC HEARING ON ABATEMENT OF NUISANCES

NOTICE IS HEREBY GIVEN that a public hearing will be held, pursuant to City of Manitowoc Municipal Code Section 8.190(6)(2), in the Common Council Chambers of the City Hall in the City of Manitowoc on Monday, November 17, 2014, at 7:20 p.m. for the purpose of hearing objections to proposed assessments to property owners for abatement of nuisance Parks Forestry Assessments, which report is on file at the office of the City Clerk, City Hall, 900 Quay Street, Manitowoc, Wisconsin.

If you need accommodation for this meeting, please notify the City Clerk's office at least 48 hours in advance of the meeting (or as soon as possible after the meeting is posted, if posted less than 48 hours prior to the meeting time) at 686-6950.

Dated this 24th day of October, 2014.

Published November 3 & 10, 2014
(Signed) Jennifer Hudon, City Clerk

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THE CITY OF MANITOWOC, WISCONSIN

FOR INFORMATIONAL PURPOSES ONLY:
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Liner
1 Affidavit of Publication (Must have by November 17, 2014)

Deborah Neuser

From: Karen Dorow
Sent: Wednesday, October 22, 2014 2:02 PM
To: Deborah Neuser
Subject: Ordinance

Hi Deborah,
Section 8.190

(6) Authority to Preserve or Remove City Trees and Shrubs and Abate Public Nuisances.

(a) Authority Over Public Street Trees and Shrubs. The City Forester may plant, prune, spray, preserve, renew and remove public street trees and shrubs, or cause such work to be done as may be necessary, to ensure public safety, preserve the beauty of public areas, and to protect public property, sewers, water and electrical utilities from damage or injury in accordance with the City adopted policy.

(b) Authority Over Private Trees, Shrubs, and Terrace Trees.

1. Notice to Abate Public Nuisances. Whenever the City Forester finds, upon examination, that any tree or shrub or part thereof growing or located upon private premises which overhangs into any street or other public right-of-way area is a public nuisance, it shall be pruned, sprayed, removed or otherwise abated by the owner or occupant of such property. A written notice from the City Forester shall be sent by certified mail to the affected homeowner. Said notice shall include a detailed explanation of any required abatement. Abatement shall take place within 30 days of receipt of said written notice unless specified otherwise and unless the City Forester shall determine that immediate action is necessary for public safety. At the discretion of the City Forester, Manitowoc Public Utilities and the Director of Public Works herein are authorized to complete emergency pruning that, in the opinion of the City Forester, constitutes a safety concern or public nuisance.

2. Abatement of Nuisances. If the owner of such premises or owner's agent and/or tenant refuses or neglects to comply with the written notice within the time specified, the City Forester shall cause the nuisance to be sprayed, pruned, removed or otherwise abated, and shall report the expense to the Municipal Tree Commission as a proposed assessment against the property. Prior to November 10th of each year, the Commission shall make a report to the Common Council of the work performed on each parcel and the amount chargeable to the property. The Common Council shall hold a public hearing on the proposed assessments and shall give notice thereof by publishing a Class 2 notice under Wis. Stat. Ch. 985. At the direction of the Common Council, the assessment amounts shall be reported to the City Clerk to be levied against each affected parcel and shall constitute a lien collectable as a special assessment.

Let me know if you need anything else. Thanks.

Karen Dorow
Operations Business Manager
City of Manitowoc
2655 S. 35th St.
Manitowoc, WI 54220
phone: (920) 686-6550
fax: (920) 686-6525