

Chapter 166, STEETS AND SIDEWALKS

§ 166-3. Overhanging branches; notice to owner; costs.

A. The owner or occupant of any lot, piece or parcel of ground abutting or adjacent to any sidewalk, over which there extends the branches of trees, shall at all times keep the branches, limbs and/or foliage thereof trimmed to the height of at least eight feet above the surface of said walk. Whenever the limbs, branches and/or foliage of any tree or trees extend over the sidewalks contrary to the provisions herein, so as to obstruct site view, to include interfering with the lighting of the streetlights, view of traffic signs and signals and the convenience of the public using said sidewalk, the Director of Public Works, or his duly designated representative, shall notify the occupant or owner personally or by attaching a written notice to the property to cut or remove said obstructions within 30 days after having received such notification.

B. Failure to comply with such notice shall give the Director of Public Works, or his duly designated representative, the option of cutting or removing said obstructions and charging the costs thereof to the owner or occupant as a special assessment for improvements as herein provided.

C. Within 30 days after the receipt of such notice, if the owner or occupant of the lot or piece of ground does not request a hearing or fails to comply with the order to abate and remove the nuisance, the city may have such work done and may levy and assess all or any portion of the costs and expenses of the work upon the lot or piece of ground so benefited in the same manner as other special taxes for improvements are levied and assessed.