

**MARATHON TOWNSHIP
ORDINANCE NUMBER 2016.1**

An ordinance to regulate noxious weeds in the Township and to proscribe penalties for violations thereof; and to repeal ordinance number 84-2.

THE MARATHON TOWNSHIP BOARD HEREBY ORDAINS:

Section 1. Weed growth prohibited.

An owner, agent, or occupant of premises shall not permit or maintain on any such premises any growth of noxious weeds; nor any growth of grass or other rank vegetation to a greater height than six inches on the average; nor any accumulation of dead weeds, grass or brush on any lot less than one acre in size. This ordinance does not apply to weeds in fields devoted to growing any small grain crop such as wheat, oats, barley or rye or on premises being cultivated as part of generally accepted agricultural practices.

Section 2. Definition of Noxious Weeds.

Noxious weeds are defined as Canada thistle (*Cirsium arvense*), dodders (any species of *Cuscuta*), mustards (charlock, black mustard and Indian mustard, species of *Brassica* or *Sinapis*), wild carrot, (*Daucus carota*), bindweed (*Convolvulus arvensis*), perennial sowthistle (*Sonchus arvensis*), hoary alyssum (*Berteroa incana*), ragweed (*Ambrosia elatior* 1.) poison ivy (*Rhus toxicodendron*) and poison sumac (*Toxicodendron vernix*).

Section 3. Duty of Owner, Agent or Occupant.

It shall be the duty of the owner, agent or occupant of any premises within the Township 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 this ordinance.

Section 4. Action by Township upon failure of owner to comply.

If any person fails to comply with the provisions of this ordinance by the specified time, the Township Supervisor or his designee shall enter upon the land and cut the prohibited grasses and/or destroy the noxious weeds. The Supervisor or his designee shall keep an accurate account of all expense incurred with respect to each parcel of land entered upon in carrying out the provisions of this ordinance and shall make a sworn statement of the account and present it to the Township Treasurer.

Section 5. Collection of costs from owner.

Expenses incurred in the destruction shall be paid by the owner of the land and the Township shall have a lien against the land for the amount of the expense. The Township shall collect the lien pursuant to Ordinance No. 96-2, the Township Municipal Civil Infraction Ordinance.

Section 6. Violations.

A violation of the provisions of this ordinance shall constitute a municipal civil infraction subject to the provisions of Ordinance No. 96-2.

Section 7. Notice of Requirements.

The Township clerk shall publish a notice in a newspaper of general circulation in the county during the month of March that weeds not cut by May 1 of that year or as often as required by this ordinance may be cut or destroyed by the Township and the owner of the property charged with the costs. The notice shall describe methods of treating and eradicating the noxious weeds and a summary of the provisions of this ordinance.

Section 8. Commissioner of Noxious Weeds.

The Township designates the Supervisor as the Commissioner of Noxious Weeds responsible for enforcing this ordinance.

Section 9. Repeal of Ordinance no. 84-2.

Ordinance No. 84-2 is hereby repealed in its entirety.

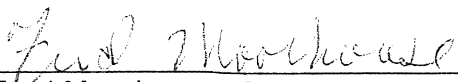
Section 10. Effective Date.

This Ordinance shall take effect 30 days after publication.

At a regular meeting of the Board of Trustees for the Township of Marathon held on January 12, 2016, J. Chaffer moved for adoption of the foregoing ordinance and K. Webber supported the motion.

Voting for: Moorhouse, Johnson, Chaffer, Webber. Glesenkamp - Absent
Voting against: None

The Supervisor declared the ordinance adopted.



Fred Moorhouse, Supervisor

Dawn Johnson
Dawn Johnson, Township Clerk

Certification

Dawn Johnson, Marathon Township Clerk, certifies that the foregoing is a true copy of Ordinance No. 2016.1 which was enacted by the Board of Trustees of Marathon Township at a regular meeting held on January 12, 2016.

Dawn Johnson
Dawn Johnson, Township Clerk