

LEGISLATIVE BILL 117

Approved by the Governor February 14, 1975

Introduced by Koch, 12

AN ACT relating to cities and villages, particular classes; to prohibit and control litter; to provide notice before removal by the city; to assess the cost of removal of litter; to amend section 16-230, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 16-230, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-230. A city of the first class by ordinance may require any and all lots or pieces of ground within the city to be drained or filled so as to prevent stagnant water or any other nuisance accumulating thereon. It may require the owner or occupant of all lots and pieces of ground within the city to keep the said lots and pieces of ground, and the streets and alleys adjoining thereto, free of weeds or other rank growth of vegetation and it may prohibit and control the throwing, depositing, or accumulation of litter on any lot or piece of ground within the city. Upon the failure of the owner or occupant of such real estate to comply with the orders of the council in regard to draining, littering, filling or removing weeds or other vegetation from same or the street or alley adjoining, the city council may, after five days' notice by publication and by certified mail, have such work done and may levy and assess the costs and expenses thereof upon the property so benefited in the same manner as other special taxes for improvements are levied and assessed.

Sec. 2. Each second-class city and village may, by ordinance, prohibit and control the throwing, depositing, or accumulation of litter on any lot or piece of ground within the city or village and require the removal thereof so as to abate any nuisance occasioned thereby. If the owner fails to remove such litter, after five days' notice by publication and by certified mail, the city or village, through its proper officers, shall remove the litter or cause it to be removed, and shall assess the cost thereof against the property so benefited as provided by ordinance.

LB117

Sec. 3. That original section 16-230, Reissue Revised Statutes of Nebraska, 1943, is repealed.