

TOWN OF LUDLOW, VERMONT

MOWING OF LOTS AND WILFUL OBSTRUCTION ORDINANCE

1. Mowing Lots
2. Willful Obstruction
3. Enforcement
4. Repeal, Effect
5. Penalties
6. Severability
7. Publication and Effective Date

The Town of Ludlow may adopt, amend, repeal and enforce ordinances or rules for any purpose authorized by law under Vermont Statutes, Title 24, Chapter 59, Sections 1971, 1972, and 1973.

ARTICLE 1. MOWING LOTS

- 1.01 Any person or persons owning a lot in the Town of Ludlow shall, by August 1st of each year, cause the lot or lawn to be mowed and cleaned of all weeds, hay, brush, deleterious, unhealthy growth or other noxious matter that may be growing, lying or located thereon.

ARTICLE 2. WILFUL OBSTRUCTION

- 2.01 A person, who willfully fells trees, plows snow or places an obstruction or other nuisance in the public highway will be subject to penalty.

ARTICLE 3. ENFORCEMENT

- 3.01 These ordinances may be enforced by any law enforcement officer of the Town of Ludlow or the State of Vermont. Prosecution shall be brought by the State's Attorney.

ARTICLE 4. REPEAL/EFFECT

- 4.01 No section of this ordinance shall be construed to supersede or replace any Vermont Statute.
- a. Repeal: Any and all other ordinances or regulations relating to the mowing of lots and willful obstruction heretofore adopted by the Select Board of the Town of Ludlow, Vermont are hereby repealed.
 - b. When Effective: The foregoing regulations shall be in force and effect on and after their approval and adoption by the Select board of the Town of Ludlow in accordance with Title 24, V.S.A., Sections 1971, 1972, and 1973.

ARTICLE 5. PENALTIES

- 5.01 Except as hereinafter provided, the fines for the violation of any section of this ordinance will be \$100.00 for Article I and \$100.00 for Article II.

ARTICLE 6. ENFORCEMENT

- 6.01 This Ordinance is designated as a Civil Ordinance pursuant to 24 V.S.A. 1971 a.
- a. This Ordinance may be enforced by any issuing law enforcement officer, by using a Municipal Complaint under 24 V.S.A. 1977 a.

ARTICLE 7. SEVERABILITY

- 7.01 If any section, subsection, subdivision, paragraph, sentence, clause, or phrase of this ordinance, or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not effect the validity or effectiveness of the remaining portions hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsection, subdivisions, paragraphs, sentences, clauses, or phrases be declared unconstitutional or ineffective.

ARTICLE 8. PUBLICATION AND EFFECTIVE DATE

- 8.01 No section of this ordinance shall be construed to supersede or replace any Vermont Statute.
- 8.02 This ordinance shall be entered in the minutes of the Select Board meeting, and posted in at least five conspicuous places within the Town of Ludlow and published in a newspaper circulating in the Town on a day not more than fourteen (14) days following the date when the ordinance is so adopted.
- 8.03 This ordinance shall become effective on September 17, 1978, sixty (60) days after the date of its adoption by the Select Board, unless a petition is filed within the Town Clerk by September 1, 1978, forty-four (44) days after the date of its adoption. The petition should be addressed to the Select Board, should be signed by at least five percent (5%) of the qualified voters of this municipality, and should ask for a special meeting to be called on the question of disapproving the ordinance.

Questions about the ordinance may be directed to the Municipal Manager, Ludlow, Vermont or by calling telephone number (802)228-2841.

The foregoing ordinance is hereby adopted by the Select Board of the Town of Ludlow, Vermont this 17th day of July 1978.

TOWN OF LUDLOW, VERMONT
SELECT BOARD

Don Stryhas
Peter F. Connor
Richard J. Harrison

ARTICLE 8 above is amended to read:

- 8.01 No section of this ordinance shall be construed to supersede or replace any Vermont Statute.
- 8.02 This ordinance shall be entered in the minutes of the Select Board meeting, and posted in at least five conspicuous places within the Town of Ludlow and published in a newspaper circulating in the Town on a day not more than fourteen (14) days following the date when the ordinance is so adopted.
- 8.03 This ordinance shall become effective on April 4, 2008, sixty (60) days after the date of its adoption by the Select Board, unless a petition is filed within the Town Clerk by March 19, 2008, forty-four (44) days after the date of its adoption. The petition should be addressed to the Select Board, should be signed by at least five percent (5%) of the qualified voters of this municipality, and should ask for a special meeting to be called on the question of disapproving the ordinance.

The foregoing ordinance is hereby re-adopted by the Select Board of the Town of Ludlow, Vermont on this fourth day of February, 2008.

TOWN OF LUDLOW, VERMONT
SELECT BOARD

Howard Barton, Jr., Chair

John Neal, Vice Chair

Brett Sanderson

Bruce Schmidt

Earl Washburn