

**RESOLUTION NO. 875**

**RESOLUTION OF THE CITY OF LYNDEN, WHATCOM COUNTY, WASHINGTON  
DECLARING NUISANCE AND ORDERING ABATEMENT OF VEGETATION**

**WHEREAS**, uncontrolled vegetation including overgrown grass is present at the property listed below; and

825 S Park Street

**WHEREAS**, according to Lynden Municipal Code ("LMC") Section 8.24.010, grass or weeds which have grown to a height of more than fifteen (15) inches are declared to be a potential fire hazard or health hazard and a menace to public health, safety or welfare and are likewise public nuisances. It is the duty of the owner of the property wherein or whereon any such nuisances exist to abate the nuisance by destroying, removing or trimming the growth; and

**WHEREAS**, according to LMC Section 8.24.015, grass that is in excess of seven (7) inches in height and that is within 75 feet of a building on any platted or unplatted City lot, is declared a nuisance and is abatable; and

**WHEREAS**, the aforementioned property is in violation of Section 8.24.010 of the LMC and has been notified per LMC Section 8.24.020 and have failed to abate the nuisance; and

**WHEREAS**, according to LMC Section 8.24.040 if the nuisance is not abated by the property owner as directed and within the time set by the public works director, the director may abate the same and shall render a bill to the property owner covering the cost to the city of such abatement; which shall be a lien against the property.

**NOW, THEREFORE, BE IT RESOLVED by the Lynden City Council as follows:**


**Section 1:** That the City Council specifically finds and hereby determines that the uncontrolled growth of vegetation on the aforementioned property constitutes a nuisance within the meaning of LMC Chapter 8.24 and Council hereby directs that said nuisance shall be abated at the owner(s) cost and expense as prescribed by Section 8.24.40; and

**Section 2:** That the property owner shall be penalized three hundred dollars (\$300), for failure and refusal to comply with the provisions of Chapter 8.24.050.

**ADOPTED** by the City Council of the City of Lynden, Whatcom County, Washington, on this 1 day of July, 2013 and signed and approved by the Mayor on the same date.

  
MAYOR SCOTT KORTHUIS

ATTEST:

  
CITY CLERK

APPROVED AS TO FORM:

  
CITY ATTORNEY