

**ORDINANCE NO. 3725**

**AN ORDINANCE AMENDING NEW CASTLE CITY CODE  
SECTION 97.05 AND 97.15**

WHEREAS, the Common Council of the City of New Castle has by enacting New Castle City Code Section 97.05 and 97.15 established a definition for rank vegetation as weeds, grasses and other rank vegetation which is at least one (1) foot in length or more. (See New Castle City Code Section 97.05(A) and 97.15(B) and (C); and,

WHEREAS, it has been determined that said length should be reduced from twelve (12) inches to eight (8) inches.

NOW THEREFOR BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE that references to twelve (12) inches or one (1) foot of grass or vegetation height referred in New Castle City Code Section 97.05(A) and 97.15(A) and (B) shall be amended to eight (8) inches.

IT IS FURTHER ORDAINED THAT the definition of "weeds or other rank vegetation" appearing in said City Code shall hereby be as follows:

"Weeds subject to removal under this Code provision shall be those weeds, grasses and other vegetation that are eight (8) inches or longer in length and "other rank vegetation" subject to removal under this Code provision shall be vegetation growing with excessive luxuriance and vigor, which is at least eight (8) inches in length or more."

All other provisions of New Castle City Code Section 97.05 and 97.15 not modified by this ordinance shall remain in full force and effect.

**REPEALER:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SEVERABILITY:** Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

**EFFECTIVE DATE:** This Ordinance shall become effective immediately upon passage and publication.

This ordinance is being enacted pursuant to the authority given the City of New Castle pursuant to I.C. 9-21-1-2 and 9-21-1-3(a) (7).

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2015.

\_\_\_\_\_  
Greg York, Presiding  
Officer, Common Council, City  
of New Castle, Indiana

AYE

NAY

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

|       |       |
|-------|-------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

ATTEST:

\_\_\_\_\_  
Clerk-Treasurer

APPROVED BY ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2015.

\_\_\_\_\_  
Greg York, Mayor of the City  
Of New Castle, Indiana