

Local Law No. ____ of the year 2024

A Local Law Amending Chapter 118 (Property Maintenance Law) of the Code of the Town of Jerusalem

Be it enacted by the Town Board

Town of Jerusalem

as follows:

Section 1. Chapter 118 (Property Maintenance Law of the Town of Jerusalem) of the Code of the Town of Jerusalem is hereby amended as follows:

A. Subsection (3) of paragraph B of § 118-7 (Notice of violation) is hereby repealed and a new subsection (3) is hereby inserted in its place to read as follows:

(3) A statement that in the event of neglect or refusal to comply with the order within the time set forth therein, the Town of Jerusalem is authorized to cause compliance as required in the order, and the total expense of remediation, plus a service charge of 20% thereof or \$250, whichever is greater, to cover the cost of supervision and administration, shall be certified by the Town of Jerusalem Code Enforcement Officer to the Town Supervisor and such certified amount shall thereupon be charged and assessed against the owner, tenant or occupant of the property that was the subject of the violation. The expense, so assessed, shall constitute a lien and charge on the real property on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town taxes and charges.

B. Paragraphs A and C of § 118-8 (Remediation by Town) are hereby repealed and new paragraphs A and C are hereby inserted in their places to read as follows:

A. If the person upon whom a notice to cut and/or remove grass, weeds and/or other vegetation is served fails, neglects or refuses to cure the violation within the timeframe specified in the notice, the Town of Jerusalem Code Enforcement Officer shall cause such weeds, grass and other vegetation on such lot or land to be cut and removed, and the actual cost of such cutting and removal plus a service charge of 20% thereof or \$250, whichever is greater, to cover the cost of supervision and administration shall be certified by the Town of Jerusalem Code Enforcement Officer to the Town Supervisor and such certified amount shall thereupon be charged and assessed against the owner, tenant or occupant of the property that was the subject of the violation. The expense, so assessed, shall constitute a lien and charge on the real property on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town taxes and charges.

C. The Town Jerusalem Code Enforcement Officer may cause any nuisance, hazard or litter to be removed from any property within the Town of Jerusalem upon the failure of such owner, tenant or occupant to comply with the written notice aforementioned within

the time limit specified on the notice. Said removal may be performed by the Town itself or the Town may contract with a private entity or contractor. The Code Enforcement Officer shall ascertain the cost of such removal, and such cost plus a service charge of 20% thereof or \$250, whichever is greater, to cover the cost of supervision and administration shall be charged and assessed against the owner of the property. The expense so assessed shall constitute a lien and charge on the real property on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town charges.

Section 2. If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been ordered.

Section 3. This local law shall take effect immediately upon filing with the Secretary of State.