

1 HB137  
2 146683-1  
3 By Representative Williams (D)  
4 RFD: County and Municipal Government  
5 First Read: 05-FEB-13

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8 SYNOPSIS: Under existing law, the city council of a  
9 Class 7 municipality is authorized under Article 4  
10 of Chapter 67, Title 11, Code of Alabama 1975, to  
11 declare certain overgrown grass or weeds to be a  
12 public nuisance and abated pursuant to the  
13 procedures provided by ordinance.

14 This bill would, under Article 4 of Chapter  
15 67, Title 11, Code of Alabama 1975, authorize the  
16 city council of a Class 6 municipality to do the  
17 same.

18  
19 A BILL  
20 TO BE ENTITLED  
21 AN ACT  
22

23 To amend Section 11-67-80, Code of Alabama 1975,  
24 relating to Class 6 municipalities; to authorize the city  
25 council of a Class 6 municipality to declare certain overgrown  
26 grass or weeds to be a public nuisance and abated pursuant to  
27 the procedures provided by ordinance.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. Section 11-67-80, Code of Alabama 1975,  
3 is amended to read as follows:

4 "§11-67-80.

5 "In any Class 6 or 7 municipality, in the case of  
6 any overgrown grass or weeds which may be abated pursuant to  
7 Article 2, commencing at Section 11-67-20, or Article 4,  
8 commencing at Section 11-67-60, of this chapter, the city  
9 council may adopt procedures different from the procedures  
10 provided in Article 2 and Article 4 to declare overgrown grass  
11 or weeds to be a public nuisance and abated pursuant to the  
12 procedures provided in the ordinance. After the abatement of  
13 any overgrown grass or weeds pursuant to the procedures  
14 provided in the ordinance, the costs of abatement shall be  
15 assessed and collected as a weed lien in the same manner as  
16 provided in Section 11-67-66. The municipality may assess the  
17 costs authorized against any lot or lots or parcel or parcels  
18 of land purchased by the State of Alabama or any purchaser at  
19 any sale for the nonpayment of taxes, and where an assessment  
20 is made against a lot or lots or parcel or parcels of land, a  
21 subsequent redemption thereof by a person authorized to redeem  
22 or the sale thereof by the state shall not operate to  
23 discharge, or in any manner affect the lien of the  
24 municipality for the assessment. A person redeeming the  
25 property or purchaser at a sale by the state of any lot or  
26 lots or parcel or parcels of land upon which an assessment has  
27 been levied, whether prior to or subsequent to a sale to the

1 state or purchaser for the nonpayment of taxes, shall take the  
2 same subject to the assessment."

3 Section 2. This act shall become effective on the  
4 first day of the third month following its passage and  
5 approval by the Governor, or its otherwise becoming law.