

Sec. 26-51(d). Removal by Town; Cost.

If the owner, lessee, possessor, or occupant of any property where weeds and/or grass are growing does not cut them or refuses to obey any notice from the town to have the weeds/grass cut, the town officers may enter the premises and remove the weeds and/or grass. The cost of the removal by the town will be charged against the owner of the premises and may have the same effect as a tax lien against the property.

Sec. 26-35(3). Abatement of Nuisance by Town.

If the property owner fails to remove conditions constituting a severe nuisance within 10 days of notification, then the inspector will remove this condition by having employees of the town go upon such premises and remove the nuisance under the supervision of an inspector or designated employee. The town may abate the nuisance by obtaining injunctive relief in court.

Sec. 26-130. Junked and Abandoned Vehicle Unlawful; Removal Authorized

G.S. 160A-303(c) authorizes the Town to remove any junked or abandoned motor vehicle to a storage garage or area if a duly authorizing official has declared that vehicle to be a health or safety hazard.



This brochure does not constitute a notice and is intended for informational purposes only.

Questions or Concerns?

Contact our Code Enforcement Official:

Luis Delgado

T: (828) 456-3507

Email: Ldelgado@waynesvillenc.gov

M-F: 8 am - 4:30 pm



DEVELOPMENT SERVICES DEPARTMENT

9 South Main Street, Suite 110

Waynesville, NC 28786

T: (828) 456-8647

F: (828) 452-1492

CODE ENFORCEMENT OFFICIALS:

David Kelley (828) 456-8647

Tom Maguire (828) 456-1173

Luis Delgado (828) 456-3507

Jody Nichols (828) 456-3507



CODE ENFORCEMENT

REGULATIONS AND INFORMATION



Common Code Violations

Sec. 26-31. Creation of Public Nuisances is Unlawful.

Every owner, lessee, or occupant of any property within the town shall keep that property clean and clear of all weeds, including **grass over ten inches in height**. A property shall also be free of all filth, open wells, containers, and all refuse materials of every kind.

Sec. 26-32. Public Nuisances:

1. The growth of weeds or grass 10 inches or higher within 50 feet of any principal structure or public right-of-way.
2. Any accumulation of animal or vegetable matter that has odors or vapors or which is inhabited by rats, mice, snakes, or vermin of any kind, which may be dangerous to public health.
3. Any accumulation of trash, garbage, or other waste.
4. Any accumulation of hazardous refuse or concentration of combustible items, such as mattresses, boxes, carpet, old clothes, automobile tires, etc.
5. Open wells.
6. Any accumulation of stagnant water that may cause the inhabitation by mosquitoes.

Sec. 26-32. Public Nuisances (cont.):

7. The open storage of any item detrimental to public health or safety, including furniture, appliances, ice box, stove, automobile tire, building material, building rubbish, etc.
8. The presence of any debris from demolition of the structure on the property, including partially demolished walls, foundations, basements, building materials, rubbish, etc.

Sec. 38-1(b). Housing.

The dwelling cannot be unfit for human habitation due to dilapidation; defects causing the hazards of fire or accidents; lack of ventilation, light, and sanitary facilities; and other conditions making dwellings unsafe or dangerous to the health, safety, and morals.

Sec. 38-4. Responsibilities of Owners and Occupants:

- Every owner shall be responsible for maintaining in a clean and sanitary condition the dwelling itself and shared or public areas of the dwelling.
- Every occupant of a dwelling shall dispose of all his rubbish and garbage in a clean and sanitary manner by placing it in the supplied storage facilities.
- Every occupant shall keep all supplied plumbing fixtures in the unit in a clean and sanitary condition.
- No occupant shall willfully destroy, deface, or impair any of the facilities or equipment, or any part of the structure.

Sec. 26-126. Junked and Abandoned Motor Vehicles.

Abandoned motor vehicle means a vehicle that:

1. Has been left on a street or highway in violation of a law or Town Ordinance prohibiting parking; or
2. Is left on property owned or operated by the town for longer than 24 hours; or
3. Is left on private property without the consent of the owner or occupant for longer than two hours; or
4. Is left on any public street or highway for longer than seven days.

Junked motor vehicle means a vehicle that does not display a current license plate and:

1. Is partially dismantled or wrecked; or
2. Cannot be self-propelled or moved in the manner in which it was originally intended to move; or
3. Is more than five years old and appears to the codes administrator to be worth less than \$500.00.

Sec. 26-128. Duty of Owners:

It shall be the duty and responsibility of the owner of any abandoned or junked motor vehicle to cause its removal immediately and to pay all costs incident to the removal. It shall be unlawful for any person to allow a motor vehicle owned by him/her to remain after notice has been given to such person to have the vehicle removed.