

ORDINANCE NO. 19-02

AN ORDINANCE AMENDING CHAPTER 17-02 OF THE HEBRON CITY ORDINANCES OF 1971 AND ESTABLISHING SECTION 17-0223 REGARDING CONTROL AND MAINTENANCE OF CITY BOULEVARD IN THE CITY OF HEBRON, COUNTY OF MORTON, STATE OF NORTH DAKOTA

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HEBRON, COUNTY OF MORTON, STATE OF NORTH DAKOTA, AS FOLLOWS:

1. Chapter 17-02 of the Revised Ordinances of the City of Hebron of 1971 is hereby amended and Section 17-0223 is established as follows:

17-0223 Boulevards - Control and Maintenance. Boulevard is defined as a broad avenue or street in the City usually having areas at the sides or center for driveways, sidewalks, trees, grass, or flowers. Also called a boulevard strip which is a strip of lawn between a property line and sidewalk and/or a sidewalk and the curb. The City owns and controls all city boulevards and boulevard strips. However, the property owner adjoining a city boulevard or boulevard strip is responsible for all maintenance of the same at the direction of the City. An adjoining property owner may not construct, build, or erect anything within a city boulevard or boulevard strip without first obtaining a variance to do so from the City. Boulevard and boulevard strip variances are always conditioned upon the City retaining a public access easement upon the same and such variance may be nullified at any time at the discretion of the City Council as circumstances dictate.
2. All Ordinances and parts of Ordinances in conflict with this Ordinance No. 19-02 are hereby repealed so far as the conflicting portions thereof are concerned.
3. Should any section, paragraph, sentence, clause, or phrase of this Title and Chapter be declared unconstitutional or invalid for any reason, the remainder of said Title and Chapter shall not be affected thereby.
4. This Ordinance shall be in full force and effect from and after its final passage and approval by the City Council of the City of Hebron, Morton County, North Dakota.


GRANT WALTH - Mayor

ATTEST:


ERIN McCUTCHAN - City Auditor

Introduction and First Reading: August 12, 2019

Second Reading: August 19, 2019

Effective Date: August 19, 2019