

# Chapter 151

## TREES, SHRUBS AND HEDGES

**§ 151-1. Injuring shade trees or bridges.**

**§ 151-2. Permit required for planting or cutting trees on streets.**

**§ 151-3. Fences and hedges restricted.**

**§ 151-3.1. Removal of grass and weeds near streets; cleaning of gutters.**

**§ 151-3.2. Removal of trees, shrubs, grass or weeds by village; costs.**

**§ 151-4. Penalties for offenses**

**[HISTORY: Adopted by the Board of Trustees of the Village of Wilson 11-5-1945. Amendments noted where applicable.]**

### GENERAL REFERENCES

Property Maintenance - See Ch. 118.

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**§ 151-1. Injuring shade trees or bridges.**

No person shall willfully deface or injure any shade tree or other ornamental tree, plant or shrub in or upon any street, public alley or public ground in the village or on any land adjacent thereto or adjacent to any sidewalk or willfully injure or deface any bridge, post or railing upon or beside any street or public alley in the village.

**§ 151-2. Permit required for planting or cutting trees on streets.**

No person shall cut down or plant any tree on any street, public alley or public ground in the village without first obtaining a permit from the Village Board therefor. If, in the opinion of the Village Board, any tree or shrub shall be so situated that it may cause interference with traffic or injury or damage to pedestrians or property, the Superintendent of Streets shall have the right to remove or trim any such tree or shrub and to enter upon any premises in the village without let or hindrance for that purpose.

**§ 151-3. Fences and hedges restricted. [Amended 12-15-1994 by L.L. No. 2-1994]**

All shrubbery and hedges must be trimmed so that the same will not obstruct any sidewalk or interfere with pedestrians using the same.

**§ 151-3.1. Removal of grass and weeds near streets; cleaning of gutters. [Amended 8-20-2020 by L.L. No. 3-2020]**

It shall be the duty of the owner or occupant of all lands abutting any street, public alley, or public ground to cut all grass and weeds on said lands, and to clean gutters adjoining said lands, in compliance with a standard reflecting an appropriate, clean, and neighborly appearance as determined by the village Mayor, Board of Trustees or the village Code Enforcement Officer.

**§ 151-3.2. Removal of trees, shrubs, grass or weeds by village; costs. [Added 11-15-1973 by L.L. No. 1- 1973]**

Whenever the owner or occupant of any premises fails to remove, trim or cut any tree, shrub, hedge, grass or weeds or alter any board or wire enclosure which violates the provisions of this chapter, within forty-eight (48) hours after notice in writing from any member of the Village Board or the Village Clerk to remove, trim, cut or alter the same, it shall be the duty of any member of the Board or the Clerk to order the removal, trimming or cutting of such tree, shrub, hedge, grass or weeds or the alteration of such board or wire enclosure, and the expenses of such removal shall be a lien and charge upon the premises of the owner or occupant and assessed against such premises in the next succeeding village tax roll and collected as a part of the village tax for the year on said premises.

**§ 151-4. Penalties for offenses. [Added 11-15-1973 by L.L. No. 1-1973; 12-15-1994 by L.L. No. 2-1994, Amended 8-20-2020 by L.L. 3-2020]**

Any person or business entity who commits or permits any acts in violation of a provision of this chapter shall be deemed to have committed an offense and shall be subject to a fine or penalty of not less than \$250.00 for a first offense; upon the conviction of a second offense, where the offense occurred within two years of the commission of the first offense, a fine or penalty of not less than \$450.00; and for a third or subsequent offense, where the offense occurred within two years of the commission of the second offense, a fine or penalty of not less than \$750.00. If balance of any fine due to the Village remains uncollected after 90 days, a lien shall be placed on the property and charged upon the premises of the owner and assessed against such premises in the next succeeding Village tax roll and collected as a part of the Village tax for the year on the said premises.