

ORDINANCE NO. 984

AN ORDINANCE AMENDING STAYTON MUNICIPAL CODE  
(SMC) TITLE 8, REGARDING CONTROL OF WEEDS

WHEREAS, SMC Title 8, Chapter 8.04 controls noxious vegetation including weeds more than 10 inches in height;

WHEREAS SMC Section 8.04.010 does not adequately define the word “weed;”

WHEREAS, the Marion County Weed Control District annually publishes a list of weeds of concern;

WHEREAS, it is desirable to amend the code to clarify what is a weed;

NOW, THEREFORE, the City of Stayton ordains:

**Section 1. Definition of Noxious Weed Amended.** The definition of Noxious Vegetation in SMC, Title 8, Chapter 8.04, Section 8.04.010 is hereby amended as follows:

**NOXIOUS VEGETATION:**

- a. Weeds more than 10 inches high;
- b. Grass more than 10 inches high and not within the exception stated in subsection 1 of this Chapter;
- c. Poison oak;
- d. Poison ivy;
- e. Blackberry bushes that extend into a public thoroughfare or across a property line;
- f. Vegetation that is:
  - i. A safety hazard because of the possibility of falling branches;
  - ii. A fire hazard because it is near other combustibles;
  - iii. A traffic hazard because it impairs the view of a public thoroughfare, otherwise makes use of the thoroughfare hazardous, or does not meet the sight distance triangle requirements contained in SMC Section 17.26.020.4.c) and d);
- g. Dandelions, hawkweed, Queen Ann’s lace, tansy ragwort, or other weeds that have gone to seed; or
- h. Scotch broom.
- ~~h.i.~~ Noxious vegetation does not include vegetation that constitutes an agricultural crop unless that vegetation is a health hazard, a fire hazard, or a traffic hazard. (Ord. 977, December 2014)

**Section 2. “Weed” Defined.** SMC Title 8, Chapter 8.04, Section 8.04.010 is hereby amended to add a definition of the word “weed,” as follows:


**WEED:** Any plant on Marion County Weed District’s list of plants categorized as “Educate and Control” or “Immediate Action/Eradicate.”

**Section 3. Effective Date.** This ordinance shall become effective 30 days after adoption by the Stayton City Council and the Mayor's signing.


ADOPTED BY THE STAYTON CITY COUNCIL this 17th day of August, 2015.

CITY OF STAYTON


Signed: Aug 17<sup>th</sup>, 2015

BY:   
Henry A. Porter, Mayor

Signed: Aug 17, 2015

ATTEST:   
Keith D. Campbell,  
City Administrator

APPROVED AS TO FORM:

  
David A. Rhoten, City Attorney