

ORDINANCE NO 11

Relating to health and nuisances. The common council of the Village of Finlayson does ordain.

Section 1: If any person or persons within the boundaries of said Village of Finlayson shall permit or suffer to remain on his, hers, or their premises of which he, she, or they may be the occupant, or occupants either by exercising an unwholesome trade or calling or by permitting any building or sewer or anything whatever to remain on the premises of which he, she or they shall be the owner or owners, occupant or occupants until by offensive or ill stenches or otherwise or any of them shall become unhealthful offensive or dangerous to the neighborhood, or passersby or shall erect or place or cause to be erected or placed any building or other obstruction whatever in or upon any of the streets of said village it shall be the duty of the village marshal to give notice to such person or persons to remove such nuisance forthwith and if the owner, owners, occupant, or occupants of the premises on which said nuisance shall be situated or if any person or persons erecting or placing any building, lumber or other obstruction in or upon any of the said streets shall neglect or refuse to remove the same for the space of twenty four hours after such notice shall have been give, he she, or they, upon conviction shall be liable to a fine of not less than five dollars for each day he, she or they shall have permitted such nuisance to remain after notice as aforesaid.

Section 2: If any person or persons shall after notice as aforesaid permit any such nuisance to remain which shall manifestly be dangerous or improper or shall interfere with the free use and engagement of the streets of said village it shall be lawful for the village marshal to remove and abate such nuisance either by removing the lumber or the obstruction erected, placed, maintained or kept in or upon said street and the person or persons permitting the same to remain as aforesaid shall on conviction thereof be liable to pay a fine not exceeding fifty dollars and the expense of removing such nuisance together with the cost of prosecution, provided that the common council may at the time of the abatement of any such nuisance, or at any time within thirty days after direct an assessment on the lot or lots from which such nuisance shall have been removed, sufficient to pay all expenses of removing the same and when such assessment shall have been levied and collected, it shall be a bar to the recovery of the same by any proceedings before any village justice of said village, but shall not prevent the fine or cost under this ordinance to which any person may have become liable for creating or maintaining such nuisance or suffering the same to remain after notice.

Section 3: No person shall deposit or cause to be left, placed or deposit in any part of said village any dead animal, or any animal, vegetable, substance which is offensive or which by process of decomposition may become offensive unless the same be buried at least four feet below the surface of the ground and any person offending this section of the ordinance shall on conviction be liable to pay a fine not exceeding fifty dollars and the expenses of removing such nuisance together with the cost of prosecution.

Section 4: It shall be the duty of the village marshal to report to the common council of said village the existence of any nuisance to the village and perform all other acts relative to the same according to the ground or specific relations prescribed relative thereto.

Section 5: For the purpose of fulfilling the provisions of this ordinance the village marshal of said village shall have power to call to his assistance all bystanders or male inhabitants as aforesaid after being summoned to the assistance of the village marshal as aforesaid shall neglect or refuse all the assistance necessary and within the power of such person to said village marshal in removing nuisance and making arrests according to the provisions of this ordinance he shall forfeit and pay to the village of Finlayson a sum not exceeding twenty five dollars nor less than five dollars or be imprisoned in the village jail of the Village of Finlayson for a period of not exceeding twenty days or shall pay and suffer both such fine and imprisonment at the discretion of the village justice of said village before who the same is tried.

Section 6: This ordinance shall take effect and be in force from and after its publication.

Passed September 23, 1907

Carl D. Michalson
Village Recorder

DP Lockwood
Village President