

## WEED REMOVAL

31-31-2. Weed removal on township roads - duty of abutting landowner. The owner or occupant of any land abutting or adjoining upon township roads shall cut, remove, or destroy or cause to be cut, removed or destroyed, grass, weeds, trees and brush growing on or in the right-of-way of such roads, provided that such roads are left in such condition that any and all undergrowth thereby or thereon can be cut with a mower. A violation of this section is a petty offense.

31-31-3. Time for weed removal. Grass, weeds, trees or brush referred to in §§31-31-1 and 31-31-2 shall be cut, removed or destroyed between the first day of September and the first day of October of each year, or between dates annually fixed by the board of supervisors.

31-31-4. Employment of assistance in weed removal - Compensation of employees - Funds available. The department of transportation and boards referred to in §31-31-1 shall have the power to employ the necessary assistance to carry out the necessary provisions of this chapter or may have the work done by the employees regularly employed by such department or boards. The said department and boards shall have power to fix the compensation and expenses of persons employed by them for the purpose of carrying out the provisions of this chapter, and they may be paid out of any fund or funds available to such department or boards for the maintenance and repair of such highways.

31-31-5. Failure of abutting landowner to remove weeds - Removal by board of supervisors - Compensation for removal. If the owner or occupant of land abutting upon or adjoining township roads does not cut, remove or destroy, or cause to be cut, removed or destroyed, the grass, weeds, trees or brush in the right-of-way of such roads between the first day of September and the first day of October, or between the dates annually fixed by the board, the board of supervisors of the township in which the land is located may employ a person or persons to immediately cut and remove the grass, weeds, trees and brush on or in the right-of-way of such township roads with compensation at a rate to be fixed and paid by the board.

31-31-6. Payment for cleanup by landowner or township - Election to determine. The voters at each annual township election shall by majority vote determine whether the amount paid for the cleanup of township roads pursuant to §31-31-5 shall be paid for by the landowner or the township. If the vote is to have the landowner pay, the amount shall be certified by the township clerk to the county auditor not later than November first of the same year. The amount shall be extended on the tax list in a separate column headed "Removal or destruction of grass, weeds and brush on highways" and shall become a tax on the land adjoining the highway where the grass, weeds and brush were cut or removed and shall be collected as other taxes. If the vote is to have the township pay, the cost of cutting and removal of grass, weeds and brush shall be paid out of township funds without extending such cutting and removal costs on the tax lists as tax on the land of the adjoining township landowner.