



## Helena Township | Scott County Minnesota | Ordinance 2011A

An Ordinance Regulating the Removal of Hazardous Trees and the Payment of all Costs

The Town Board of Helena Township, Scott County, Minnesota, does ordain:

### Section 1. Purpose

The purpose of this ordinance is to protect public health and safety by providing for the removal of any tree presenting a safety hazard to public right-of-way users or other private property.

### Section 2. Definition and Regulation of Hazardous Trees

- (a) For purposes of this ordinance, the term "hazardous tree" shall mean a tree which has structural defects in the roots, stem, or branches that may cause the tree or tree part to fail, and such failure may cause property damage or personal injury.
- (b) Any hazardous tree on any private property, which if it fell may land within any public right-of-way or property owned by another person or entity, shall be removed immediately and in no case more than 15 days after being served notice by the Township to remove the tree. Any such tree shall be deemed a public safety hazard and public nuisance and subject to the provisions for special charges assessment as set forth in Section 3 herein.

### Section 3. Special Charges Assessment

The Township may charge the owner of the property on which the hazardous tree is located the cost incurred by the Township for removal of any hazardous tree due to the owner's failure to remove the tree. Any charges not paid within 30 days of the due date stated on the Township's invoice shall be deemed delinquent and subject to collection as a special assessment against the property to be collected in accordance with M.S. § 429.101.

### Section 4. Effective Date

This ordinance shall take effect upon its adoption and publication according to law.

Adopted by the Town Board of Helena on this 1st day of February 2011.

  
Chairperson

Attested to by:

  
Town Clerk

**X** DRAFTED BY:  
Helena Township, 27466 Delmar Avenue, New Prague MN 56071

**Helena Township**  
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Amy M. M...  
Chairperson

Attested to by

Donna L. ...  
Town Clerk