



Town of Milton

115 Federal Street, Milton, Delaware 19968

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ORDINANCE NO. 2025-011

**AN ORDINANCE TO AMEND CHAPTER 152 OF THE MILTON TOWN CODE, ENTITLED
"NUISANCES"**

WHEREAS, Section 29(a)(1) of the Town Charter of the Town of Milton vests power in the Town Council to provide for and preserve the health, peace, safety, cleanliness, ornament, good order and public welfare of the Town and its inhabitants; and

WHEREAS, the Town Council of Town of Milton has previously found it necessary for the aforementioned purposes to enact an ordinance as Chapter 152 of the Town Code, entitled "Nuisances".

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, by the Town Council of the Town of Milton, a majority thereof concurring, that the following amendments be hereby incorporated into Chapter 152 of the Town Code:

Section 1. Amend § 152-2 with deletions shown by strike-through and additions shown by underline as follows:

§152-2. Nuisances enumerated.

The following are declared to be nuisances:

- A. Any accumulation of decomposed animal or vegetable matter, garbage, tin cans, ashes, offal, filth, waste, or other putrid or unwholesome refuse matter or substance or substances which by itself or in conjunction with any other substances is deleterious to public health, safety or comfort;
- B. Any accumulation of stagnant or impure water;
- C. Any accumulation of wastepaper, waste lumber or other building material, hay, grass, straw, weeds, trash, litter or rubbish of any character;
- D. Any growth of Russian thistle, Canada thistle, Chinese thistle, white mustard, cocklebur, foxtail, or any other growth of noxious weed vegetation as specified by the State of Delaware Department of Agriculture, and all grass more than eight inches in height;
- E. Any brush, bushes, trees, limbs, shrubbery, flowers or other vegetation growth projecting over any sidewalk or street area, whether the same be growth for food, fuel, shade or

ornamentation, provided that the branches or limbs of such growths may project over any sidewalk or street area at an elevation of not less than eight feet above the level of the sidewalk or street surface;

- F. Any accumulation of earth, rock, stone or other debris on any sidewalk, parking space, street, public right-of-way, boardwalk, or unimproved lot that is not an active construction site or integral to an approved use; and
- G. Any common growth of weeds, underbrush or other growth, trash, debris, tires, litter or rubbish capable of harboring obnoxious insects of any kind such as ticks, mosquitoes and flies, or any vermin-carrying animals or skunks.
- H. At street intersections, nothing shall be placed, planted, or allowed to grow higher than 3 1/2 feet within the sight triangle measured along the right-of-way line above the curb level of the intersecting streets for a distance of 25 feet from the intersection and formed by connecting the respective twenty-five-foot distances.

I, **John Collier**, Mayor of the Town of Milton, hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the Mayor and Town Council of the Town of Milton at its meeting held on the 3rd day of November, **2025**, during a duly noticed meeting at which a quorum was present and voting throughout, and that the same is still in full force and effect.



MAYOR

SYNOPSIS

This ordinance amends the Town Code's Nuisances ordinance relating to plants or objects being placed in the sight triangle at an intersection.