

ORDINANCE NO. 1144

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTIONS 8.12.010, 8.12.020 and 8.12.030 OF THE PAYETTE MUNICIPAL CODE BY STRIKING CERTAIN DEFINITIONS; ADDING GRASSES; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ALLOWING FOR PUBLICATION BY SUMMARY; ESTABLISHING A REPEALER.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PAYETTE, IDAHO;

Section 1. Section 8.12.010 of Title 8 of the Payette Municipal Code, is hereby amended to read as follows:

8.12.010 Within city limits--Declared nuisance when. It shall be a nuisance and is unlawful for the owner, agent of such owner, tenant and/or occupant of any real property within the city to permit or allow upon said real property, or upon any sidewalk abutting same, or upon the alleys abutting the same to the center thereof, any noxious, ~~deleterious,~~ ~~harmful~~ and/or unhealthy growths of weeds or grasses which exceed eight inches in height, ~~and/or~~. It is also declared to be a nuisance and unlawful for any owner, agent of such owner, tenant or occupant of any property to allow or permit an accumulation of rubbish, trash, litter, debris, garbage or other waste substances.

Section 2. Section 8.12.020 of Title 8 of the Payette Municipal Code, is hereby amended to read as follows:

8.12.020 Within three miles of city limits--Weeds declared nuisance when. It shall be a nuisance and is unlawful for the owner, agent of such owner, tenant and/or occupant of any real property outside the city limits, but within three miles thereof, to permit or allow upon said real property any noxious, deleterious, harmful and/or unhealthy growth of weeds or grasses which exceed eight inches in height and which are located within ten feet of any building.

Section 3. Section 8.12.030 of Title 8 of the Payette Municipal Code, is hereby amended to read as follows:

8.12.030 Within city limits--Removal required when. All occupants, tenants, owners and agent of such owners of real property within the municipality are required to remove all rubbish, trash, litter, debris, garbage or other waste

substances, and to remove and/or cut and chop into small pieces any ~~noxious,--deleterious,--harmful--and/or--unhealthy~~ growths of weeds or grasses which exceed eight inches in height and are located on said real property.

Section 4. Any ordinances which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 5. If any portion of this ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the ordinance shall constitute ordinance number 1144.

Section 6. This ordinance may be published by summary in accordance with the statutes of the state of Idaho.

Section 7. This ordinance shall be in full force and effect immediately upon passage and publication as required by law.

Passed and approved by the Mayor and City Council this 2nd day of June, 1997.

CITY OF PAYETTE

By James E. McQueen  
Mayor

ATTEST: John P. Frank  
City Clerk