

ORDINANCE NO. 404.

<sup>Fruit</sup>  
AN ORDINANCE FOR THE CONTROL OF DISEASES AND PESTS TO FRUITS, PLANTS, TREES, SHRUBS AND VINES AND MAKING COMPULSORY THE DESTRUCTION THEREOF AND PROVIDING FOR THE DESTRUCTION THEREOF BY THE CITY IN CASE OF FAILURE OF THE PROPERTY OWNER OR TENANT SO TO DO, AND PROVIDING FOR A METHOD OF ASSESSMENT FOR SAID WORK, AND DECLARING AN EMERGENCY.

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

SECTION I. That every owner, occupant, or tenant of any property within the corporate limits of the City of Payette, shall be and hereby is required to eradicate or destroy any diseases or pests, eggs or larvae of any pests injurious to fruits, plants, trees, shrubs or vines, as far as the curb line of any street fronting or adjoining any property so owned or occupied.

SECTION II. The existence of any disease or pest, eggs or larvae of any pest injurious to fruits, plants, trees, shrubs or vines within the City of Payette shall be and hereby is declared to be a nuisance, and provided the owner, tenant or occupant of the property whereon any such disease, pest, eggs or larvae of pests are situate, shall fail to eradicate or destroy the same, the same may be eradicated or destroyed by the City of Payette, in the manner herein provided.

SECTION III. If any firm, person, association or corporation shall fail, neglect or refuse to comply with any of the provisions of this ordinance, then it shall be the duty of the City of Payette to do any necessary work and furnish any necessary materials, in eradicating or destroying said injurious diseases, pests, etc., and to charge the expense of the same to the property owner whereon the same are situate, which said expenses shall become a lien upon such property and shall be certified to the County Auditor of the County of Payette, State of Idaho, by the Clerk of the City of Payette, and shall be collected the same as other city taxes.

SECTION IV. An emergency existing therefor, consisting of impending danger to the fruits, plants, trees, shrubs and vines in the City of Payette, which emergency requires the immediate operation

of this ordinance, this ordinance shall be in full force and effect from and after the proclamation of the mayor posted in at least five public places in the City of Payette.

Approved June 18, 1935.

I. R. Woodward

ATTEST:

[Signature]

P R O C L A M A T I O N .

KNOW ALL MEN BY THESE PRESENTS That I, I. R. Woodward, Mayor of the City of Payette, State of Idaho, by authority vested in me do hereby proclaim that because of impending danger to fruits, plants, trees, shrubs and vines in the City of Payette, Idaho, from diseases, pests, eggs and larvae of such pests injurious to such fruits, plants, trees, shrubs and vines, an emergency exists requiring the immediate operation of the above and foregoing ordinance;

NOW THEREFORE, THE ABOVE AND FOREGOING ordinance shall be in full force and effect from and after posting of this proclamation in at least five public places in the City of Payette.

Dated at Payette, Idaho this 18th day of June, 1935.

I. R. Woodward  
Mayor.