

ORDINANCE 19-02

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF ALTA, IOWA, 2014 BY AMENDING TITLE VI, CHAPTER 3: TREES, ARTICLE 8: GENERAL PROVISIONS, SECTION 8.03: REMOVAL OF TREES.

WHEREAS, The City of Alta has an infestation of Emerald Ash Borer, and;

WHEREAS, The City of Alta will be removing several dead, diseased, or dying trees, and;

WHEREAS, The Alta City Council does not feel the landowners should have to incur the expense of removing a stump located on street right-of-way, when the city-owned tree had to be removed because it was dead, diseased, or dying.

BE IT ENACTED by the City Council of the City of Alta, Iowa:

Title VI, Chapter 3: Trees, Article 8: General Provisions, Section 8.03: Removal of Trees be replaced with the following:

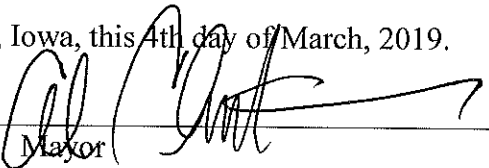
8.03 REMOVAL OF TREES. The city shall have removed, on the order of the Council, any tree on the street of the city, which interferes with the making of improvements or with travel thereon. They shall additionally remove any tree on the street, not on private property, which have become diseased, or which constitute a danger to the public or which may otherwise be declared a nuisance. No tree on the street may be removed without the consent of the city Council. The city shall be responsible for removal of stumps from the street right-of-way. Healthy trees that abutting property owners request to have removed to allow growth of a young tree can be removed by Council motion, with the cost of removal to be the property owners responsibility. The Council may require planting of a replacement tree to replace one approved for removal.

Section 2. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

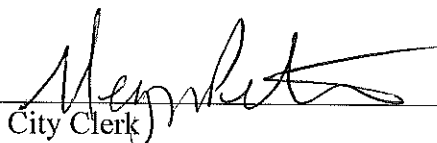
Section 3. Severability Clause. If any section, provision, or part of this ordinance shall be adjudged unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4. When Effective. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Pass and approved by the City Council of the City of Alta, Iowa, this 4th day of March, 2019.


Mayor

Attest:


City Clerk