

ORDINANCE NUMBER 1195

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTION 12.12.030 OF THE PAYETTE CITY CODE BY PROHIBITING IRRIGATORS FROM PERMITTING THEIR IRRIGATION WATER SPRINKLING UPON A CITY STREET OR UPON A NEIGHBORING PROPERTY OWNER; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; ESTABLISHING A PENALTY;

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

Section 1. Section 12.12.030 of the Payette City Code is hereby amended to read as follows:

12.12.030 Water systems Affecting City Rights of Way or Neighboring Property Owners; It shall be unlawful and a misdemeanor for any person who controls, owns, maintains or uses any ditch, waterway, waterworks or irrigation system to allow water from the system to overflow onto, undermine, damage, sprinkle upon, or obstruct any street, lane, alley or neighboring property. Each day such activity continues shall be deemed a separate offense provided that notice of the condition has been given by an officer or agent of the City.

Section 2. This Ordinance shall be in full force and effect immediately upon passage and publication as required by law.

Section 3. Any ordinances or resolutions which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 4. 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 1195.

Section 5. Any violation of this Ordinance shall be a misdemeanor punishable in accordance with the general misdemeanor statutes of the State of Idaho.

Passed and approved by the Mayor and City Council this 4th day of December, 2000.

CITY OF PAYETTE

By Ann Crosby
Mayor

ATTEST:

John R. Franks
City Clerk