

**ORDINANCE AMENDMENT 2023-05****AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MESERVEY, IOWA, 2012, BY AMENDING LANGUAGE PERTAINING TO TREE REMOVAL.**

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

SECTION 1. Chapter 151, Section 151.05 of the Code of Ordinances of the City of Meservey, Iowa, 2012 is hereby repealed and replaced with the same:

**151.05 DISEASE CONTROL.** The City shall have the right to cause the removal of any dead or diseased trees on private property to include the right-of-way abutting the property and to the curb line or street/alley abutment within the City when such trees constitute a hazard to life and property or harbor insects or disease which constitute a potential threat to other trees within the City. Removal shall be done by said owners at their own expense within sixty (60) days after the date of service notice as outlined in Chapter 50 for Nuisance Abatement. In the event of failure of owners to comply with such provisions, the City shall have the authority to remove such trees and assess the cost of removal with the Cerro Gordo County Treasurer to be collected on the owner's property tax notice.

SECTION 2. Severability.

1. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.
2. The invalidity of any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

SECTION 3. Ordinance in force.

1. This Ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

PASSED by the Council this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Mayor Declaration:

\_\_\_\_\_  
Signed

\_\_\_\_\_  
Dated

Attest:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Dated

I Certify that the foregoing was published as Ordinance Number \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date

Roll Call Vote:

\_\_\_\_\_ Y N

\_\_\_\_\_ Y N

\_\_\_\_\_ Y N

\_\_\_\_\_ Y N

\_\_\_\_\_ Y N