

ORDINANCE NO. 1515

AN ORDINANCE TO AMEND AND RE-ENACT CHAPTER 2, ARTICLE IX,
OF THE CODE OF THE CITY OF JAMESTOWN, NORTH DAKOTA,
PERTAINING TO FORESTRY DEPARTMENT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JAMESTOWN, NORTH DAKOTA, that Chapter 2, Article IX, of the Code of the City of Jamestown, North Dakota, is hereby amended and re-enacted to read as follows:

ARTICLE IX. - FORESTRY DEPARTMENT

Section 2-70. Definitions.

- (a) "Forestry department" is the department designated by the City of Jamestown to accomplish the objectives of this article
- (b) "City Forestry Committee" refers to the board formed for the support and aid of the city forester.
- (c) "Property Owner of Record" means the person owning property pursuant to state law, and is shown by the Stutsman County Recorder's Office. Property owner of record is also referred to as owner and property owner in this article.
- (d) "Public property" includes all grounds owned by the City of Jamestown.
- (e) "Nuisance" means any tree, shrub or plant or parts of that pose a hazard to the public or property; encroaches on public rights-of way; impedes sight or flow of traffic; harbors pests of a contagious and fatal nature which pose a serious threat to surrounding trees, shrubs or plants.

Section 2-70.1 Administration.

- (a) *Authorized; organization.* There is hereby authorized a *forestry* department for the city. This shall consist of the city forester and other assistants as may be authorized by the city council to accomplish the objectives of this article.
- (b) *City forester; position created; duties.* The position of city forester is hereby created to be filled by appointment by the mayor and approval of the city council. The duties of the city forester are to enforce this article and to coordinate all tree programs in the city.
- (c) *City Forestry committee; created; composition; terms; duties.* A city forestry committee is hereby created to be filled by appointment by the mayor and approval of the city council. The forestry committee is established to meet the Tree City USA community standard as established by the Arbor Day Foundation and the National Association of Foresters. The committee shall meet at the call of the forester. The committee shall consist of the following composition:

One (1) member who is employed by the North Dakota State University system.

One (1) member of the city council.

Four (4) members at large.

Upon initial appointment, two (2) members shall be appointed for a term of one (1) year, two (2) members shall be appointed for a term of two (2) years, and two (2) members shall be appointed for a term of three (3) years. Thereafter all terms shall be for a period of three (3) years.

The duties of the city forestry committee shall be to support the work of the city forester and to promote good arboreal practices in the city. The forestry committee and its members shall have no supervisory role over the city forester or the forestry department.

Sections 2-71 through 2-87. (Same as parent volume)

ATTEST:

APPROVED:

Sarah Hellekson, City Administrator

Dwaine Heinrich, Mayor

Introduced by Council Member Buchanan

Seconded by Council Member Phillips

First Reading: May 6, 2019

Seconded Reading: June 3, 2019

Final Passage: June 3, 2019

Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent.