

**CITY OF WEISER, IDAHO
RESOLUTION NO. 716**

**A RESOLUTION LEVYING SPECIAL ASSESSMENTS FOR PROPERTY
ABATEMENT COSTS**

WHEREAS, Weiser City Code § 5-3-2 authorizes the City to abate weeds and other nuisances following proper notice to the property owner or occupant and to levy a special assessment against the property for the costs of such abatement in accordance with Idaho Code § 50-334; and

WHEREAS, the City has completed abatements on the properties listed in **Exhibit A** after the required notice was provided, and the costs incurred by the City remain unpaid; and

WHEREAS, the City Council has reviewed and determined that the costs listed in Exhibit A are properly assessed against the respective properties.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WEISER, IDAHO:

1. **Special Assessments.** The City Council hereby levies the abatement costs listed in Exhibit A as special assessments against the respective properties pursuant to Weiser City Code § 5-3-2 and Idaho Code § 50-334.
2. **Lien.** Such assessments shall constitute a lien against the respective properties to the extent provided by Idaho law.
3. **Certification and Collection.** The City Clerk is authorized and directed to certify the assessments to the Washington County Auditor for placement on the applicable tax roll and collection in the same manner provided by law for the collection of real and personal property taxes.
4. **Authorization.** The Mayor, City Clerk, and other appropriate City officials are authorized to take all necessary actions to carry out this Resolution.

PASSED AND ADOPTED by the City Council of the City of Weiser, Idaho, this 14th day of September 2026.

Mayor, Herb Haun

ATTEST:

City Clerk, Natasha McDaniel

Exhibit A

SEE ATTACHMENTS

Weiser Police Department
262 E Court Street
Weiser, ID 83672
(208) 414-2244



Dear Property Owner,

The property located at 1122 W Galloway Avenue, Weiser, ID 83672 has been observed to be in violation of the following City Codes:

- **City Code: 5-3-1 Weeds to be Controlled:**

A. Every owner or occupant of property within the city shall keep weeds and grasses over eight inches (8") in height continuously cut, weeded out, removed, sprayed or destroyed on the property owned or occupied. This shall not only include all weeds on private property, but weeds situated on public property adjacent to or contiguous to private property, including areas behind curbs, sidewalks, parking areas and property to the center of alleys and ditches

The term "weeds" shall mean undesirable plant growth that is unkempt, unsightly, deleterious or injurious to the public or as listed as noxious weeds by the state of Idaho or Washington County.

Per City Code 5-3-2: Removal by City; Abatement:

The mayor, chief of police, fire chief, building inspector, or any other authorized city official may, ten (10) days after notice to the landowner or person occupying the premises, cause weeds (or any other nuisance as defined in section 1-3-2) to be removed, obliterated or cut as often as necessary on lots, lands or premises where weeds exceed eight inches (8") in height.

If the presence of the weeds offending this code, or the presence of any other nuisance as provided under this code, are not removed within the time so fixed by the notice, the mayor, chief of police, fire chief, building inspector, or any other authorized city official may, abate the offending weeds or other nuisance. The city shall have the power to employ such labor as is necessary to abate the nuisance, and to defray the expense(s) of such abatement the city may levy a special assessment on the real property or premises whereon the same was maintained in the manner provided under Idaho Code section 50-334.

Sincerely,

City of Weiser

Rex 180

Officer

Date: 4-21-2026

Weiser Code Enforcement

Officer Title

Case #: PD02600061

NOTICE **TO ABATE NUISANCE**

Address of Affected Property:

Rustuen, Becky
1122 W Galloway
Weiser, Idaho 83672

Rustuen, Becky
6430 Lewis Ave.
Long Beach, CA 90805-2428

Parcel Number: RPW19500020270

NOTICE IS HEREBY GIVEN: That conditions described in Weiser City Code 5-3-1 WEEDS TO BE CONTROLLED: 5-3-1-A.B.C. As described are in violation of Weiser City Code. Such conditions exist to an extent that constitutes a "nuisance" pursuant to Weiser City Code.

YOU ARE HEARBY ORDERED TO ABATE, said nuisance within (10) calendar days after service of this Notice to Abate Nuisance.

NOTICE IS FURTHER GIVEN: Weiser City Code 5-3-2:A.B.C. REMOVAL BY CITY; ABATEMENT. If the presence of the weeds offending this code, or the presence of other nuisance as provided under this code, are not removed within the time so fixed by the notice, the Mayor, Police Chief, Building Inspector, or any authorized city official may, abate the offending weeds or other nuisance. The City shall have the power to employ such labor as is necessary to abate the nuisance, and defray the expense(s) of such abatement the city may levy a special assessment on the real property or premises whereon the same was maintained in the manner provided under Idaho Code Section 50-334. (Ordinance 1137, 11-12-2002; amended Ordinance 1256, 3-9-2021)

PENALTY FOR VIOLATIONS: Weiser City Code 5-3-3:A. Any person owning, managing, or occupying any lots, land, or premises within the city who shall after notice, fail, refuse or neglect to continuously keep weeded, cut down, destroyed and remove the weeds and grasses as prescribed in section 5-3-1 of this chapter, shall be deemed guilty of a misdemeanor. The code enforcement officer or the Mayor's designee shall have authority to issue citations to violators. Each day for which the offense continues shall be a separate offense. (Ord. 1137, 11-12-2002; amd. Ord. 1256, 3-9-2021)

HEREBY ORDERED THIS DATE: May 21st, 2026

Herb Haun, Mayor, City of Weiser

(208) 414-1816 fax

Weiser Police Department
262 E Court Street
Weiser, ID 83672
(208) 414-2244



Dear Property Owner,

The property located at 617 E Park Street, Weiser, ID 83672 has been observed to be in violation of the following City Codes:

- **City Code: 5-3-1 Weeds to be Controlled:**

A. Every owner or occupant of property within the city shall keep weeds and grasses over eight inches (8") in height continuously cut, weeded out, removed, sprayed or destroyed on the property owned or occupied. This shall not only include all weeds on private property, but weeds situated on public property adjacent to or contiguous to private property, including areas behind curbs, sidewalks, parking areas and property to the center of alleys and ditches

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Sincerely,

City of Weiser

Rex 180

Officer

Date: 4-7-2026

Weiser Code Enforcement

Officer Title

Case #: PV02600028

NOTICE **TO ABATE NUISANCE**

Address of Affected Property:

James Jennings
617 E Park Street
Weiser, ID 83672

Donna Barnes
115 W Murray Street 716
Visalia, CA 93291

Parcel Number: RPW0800012013A

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Herb Haun, Mayor, City of Weiser

(208) 414-1816 fax