

§ 96.35 NUISANCE DECLARED.

(A) Infected trees. All species and varieties of elm trees (trees of genus *ulmus*) infected with the fungus known as dutch elm disease (*ceratocystis ulmi*) as determined by laboratory analysis by the section of Applied Botany and Plant Pathology, Illinois Natural History Survey, or other such laboratories, are hereby declared to be public nuisances.

(B) Certain dead trees. All species and varieties of elm trees that are dead or substantially dead and all dead elmwood to which the bark is still attached, which, because of their condition, may serve as a breeding place for European elm bark beetle (*scolytus multistriatus*) and the native elm bark beetle (*hylurgopinus rufipes*) are hereby declared to be public nuisances.

(Ord. 0-30-82, passed 10-5-82)