16.1008. Applicability.

This chapter is intended to apply to any stub, soca, or volunteer cotton growing at the time this ordinance is approved.

CHAPTER 11. BEEHIVES

16.1101. Location of Beehives.

A. No person shall be allowed to establish an apiary within the exterior boundaries of the Gila River Indian Reservation unless a permit is issued by the Community Treasurer.

B. No person shall be allowed to establish an apiary within the exterior boundaries of the Gila River Indian Reservation within a radius of five miles from another apiary.

C. No person shall be allowed to establish an apiary within one-half mile of a residential dwelling. Where it is determined by a medical doctor that a person has a severe allergic reaction to a bee sting, no person shall be allowed to establish an apiary within three miles of said person's residential dwelling.

D. Any owner or permittee of an apiary must provide an adequate water supply at each permitted apiary site and shall provide water storage containers.

E. Apiary permits will be issued in addition to a business license to operate an apiary within the exterior boundaries of the Gila River Indian Reservation.

F. Penalties.

1. Any person who is found guilty of violating any provision of this chapter regarding apiaries is guilty of a civil offense and upon conviction thereof, shall be fined not more than $100.00;
2. If no permit has been issued, a person shall have 72 hours within which to obtain a permit. Failure to do so will be deemed a violation of this chapter.
3. If a person fails to pay any penalty imposed for violation of any provision of this chapter, his permit shall be permanently revoked.

G. Any owner or permittee of an apiary must provide at each apiary site his name, address and telephone number.

H. The pesticide control officer shall be responsible for the compliance of this Section providing for the location of beehives.

I. The Community Treasurer shall provide the pesticide control officer a copy of each apiary permit.

GILA RIVER INDIAN COMMUNITY REVOCABLE APIARY PERMIT

Name of Permittee: _____

Business Address: _____

Location of Apiary Site: _____

Expiration Date: _____

THIS PERMIT is issued to the above-named applicant pursuant to the GRIC Code in consideration of fees and on the following terms and conditions:

1. That the permittee is hereby given permission to place active stands of bees.
2. That this instrument is not a lease but is merely a temporary permit, terminable and revocable upon 72 hours written notice.
3. That this permit is valid for one year upon payment of a fee of $_____

   and; upon compliance with GRIC Code, Title 16, Chapter 11.
4. That the permittee shall not establish an apiary within a radius of five miles from another apiary and within one-half mile from a residential dwelling.

b. That the permittee must provide adequate water supply with storage containers at each apiary site.

6. That the Gila River Indian Community and its authorized agents are relieved and absolved from any and all damages to bees and beehives which may occur from the application of agricultural insecticides.

IT IS UNDERSTOOD and agreed that this Permit shall be valid and binding only after approved by the Community Treasurer.

SIGNED AND APPROVED this _____ day of _____, 20_____.

_____

COMMUNITY TREASURER

TITLE 16 LEGISLATIVE HISTORY

Ordinances and resolutions appearing in boldface are, in whole or part, currently effective.

1983 Compilation

Ordinance GR-06-85 enacted current Beehive Ordinance (adopted October 2, 1985)*

Ordinance GR-07-87 enacted Pink Bollworm and Cotton Boll Weevil Ordinance (adopted November 18, 1987)†

Ordinance GR-05-89 enacted current version of Pink Bollworm and Cotton Boll Weevil Ordinance (adopted December 6, 1989)

Ordinance GR-03-93 enacted Animal Ordinance (adopted August 18, 1993)

Ordinance GR-05-96 enacted current Animal Ordinance (adopted April 17, 1996)

Ordinance GR-01-98 enacted Chapters 1 through 6, Livestock Ordinance (effective March 20, 1998)

Ordinance GR-01-04 enacted 2004 current Livestock Ordinance (adopted January 7, 2004)

***Note**—Ordinance GR-06-08, Beehive Ordinance, was originally located at Title 5, Chapter 5.

†**Note**—Ordinance GR-07-87 purports to rescind Ordinance GR-03-82, which predates the 1983 Compilation. Ordinance GR-03-82 was explicitly rescinded by Resolution GR-131-83, the 1983 Compilation.