

ORDINANCE NO. 1-1999

JUNK, REFUSE AND GARBAGE

ORDINANCE AMENDING ORDINANCE NO. 26

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF ECKLEY, COLORADO:

SECTION A: (1) Defined. “Junk, Refuse and Garbage” is defined to be any old no longer serviceable materials of any kind, including, without limitations, cloth, rags, paper, cardboard, wastepaper, rubbish, tree limbs, tin cans, broken bottles and crockery, rubber, iron, tires, brass, copper or other metal, furniture, refrigerators or freezers, which are no longer in use, any used building material, boards or other lumber, cement blocks, bricks or brick bats or other building material or any other article or thing commonly known and classified as junk or garbage.

SECTION B: It shall be the duty of any person or persons owning any lot or tract of land within the Town of Eckley to cause all weeds, brush, rubbish, and offensive or unsightly (accumulation of refuse and garbage on public or private property is declared to be a nuisance and dangerous to the public health, safety and welfare) matter to be removed therefrom, and from the alleys behind and from the sidewalk areas in front of said property.

SECTION C: Declared nuisance: It is expressly found, determined and declared that the keeping, storage or collection of junk within the town is in violation of this ordinance is a nuisance and is detrimental to the health, safety, convenience and general welfare of the citizens thereof, and is a violation of this ordinance.

SECTION D: When not declared nuisance. It is expressly declared that the keeping, storage or collection of junk shall not be deemed a nuisance when and if same is kept, stored or collected in completely enclosed buildings and/or covered when stored outside and this ordinance shall not apply to any premises where a licensed motor vehicle dealer or a farm implement dealer conducts his or their business.

SECTION E: Containers—required. Every occupant, whether owner or tenant, of any business establishment and of any house, dwelling or building where housekeeping, cooking or eating is done, shall provide and keep at all times suitable and sufficient receptacles for receiving and holding, without running over or leaking, garbage which may accumulate from such house, dwelling or building.

SECTION F: It shall be the duty of the Citizens to report to the Town Clerk any time when such lot or tract becomes unsightly. It shall be the duty of the Town Clerk to notify in a certified letter to owner and/or occupant of any such lot or tract of land, that it is the duty of such person, who will have 20 days to comply with this ordinance or Section G will be enforced.

SECTION G: Violation—Penalty. It is unlawful for any person to violate any provision of this ordinance, and any person found guilty of violating any provision of this ordinance shall be punished for each violation by a fine of not less than twenty dollars not more than \$300 dollars and 15 days to be in compliance: furthermore, each act or omission on violation of one or more than one of the provisions of the ordinance, after the 15 days, shall be deemed a separate violation of such provision, and for each calendar day during which violation continues, a separate violation shall be deemed to have been committed.

Read, Passed, and Adopted this the 3rd, day of November, 1999.

TOWN OF ECKLEY

By: Tim Probasco
MAYOR

Attest:

By: Carolyn Copley
TOWN CLERK