

ORDINANCE NO. 246

**BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF HUGO,
LINCOLN COUNTY, COLORADO, TO AMEND ORDINANCE NUMBER 232,
TO REDEFINE “JUNK AND RUBBISH”**

Whereas, the Town of Hugo, hereinafter referred to as the “Town”, in the County of Lincoln, State of Colorado, is the body corporate operating as a statutory town pursuant to the general statutes of the State of Colorado; and

Whereas, Colorado Revised Statutes, C.R.S. 31-15-401 gives to the municipalities the authority to define and regulate nuisance properties; and

Whereas, the Board of Trustees previously adopted Ordinance Number 232 which defined and prohibited nuisances within the Town; and

Whereas, the Board has determined that certain definitions should be redefined so as to bring clarity to the interpretation and enforcement of Ordinance Number 232;

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF
THE TOWN OF HUGO, COLORADO:**

**SECTION 1 - AMENDMENT OF ORDINANCE 232, SECTION 2, SUBSECTION
E.**

Upon adoption of this Ordinance, Section 2, Subsection E of Ordinance Number 232, shall be amended to state as follows:

“e. Junk or Rubbish: Junk includes any old, used, or second hand materials of any kind including, without limitation, rubber, iron, tires, brass, copper, or other metal; furniture; refrigerators, freezers, and other discarded appliances; the parts of vehicles, apparatuses, and contrivances and parts thereof which are no longer in use; any used building materials, boards, or other lumber, cement blocks, bricks, and other second hand building materials, or any discarded machinery or any other article or thing commonly known and classified as junk. Rubbish means trash, household waste, garbage, waste matter, grass clippings, leaves, trees, bush trimmings, discarded Christmas trees, cloth, rags, discarded clothing, paper, bottles, and other discarded items commonly known and classified as rubbish.

SECTION 2 – SEVERABILITY.

If any one or more sections or parts of this Ordinance shall be adjudged unenforceable or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Ordinance, it being the intention that the various provisions hereof are severable.

SECTION 3 – REPEALER.

All acts, orders, resolutions, ordinances, or parts thereof, of the Town of Hugo that are inconsistent or in conflict with this Ordinance is hereby repealed to the extent only of such inconsistency or conflict.

SECTION 4 – RECORDING AND AUTHENTICATION.

Following adoption, this Ordinance shall be authenticated by the signature of the Mayor and the Town Clerk and shall be recorded in the Town of Hugo book of ordinances. This Ordinance shall take effect thirty (30) days after publication as required by law.

INTRODUCED, READ, ADOPTED, AND ORDERED PUBLISHED this 12th day of September, 2016.

/s/ Tom Lee; Mayor

ATTEST:

/s/ Maria Nestor; Town Clerk