

RECORD OF PROCEEDINGS

100 Leaves

FORM NO. 6, F. W. WICKER, R. B. A. 1960

ORDINANCE NUMBER 176

AN ORDINANCE PROVIDING FOR THE COLLECTION AND DISPOSITION OF REFUSE FOR THE TOWN OF HUGO, COLORADO; AUTHORIZING THE TOWN TO ESTABLISH RATES FOR SUCH SERVICES AND TO PROMULGATE RULES AND REGULATIONS RELATING TO REFUSE; AND PROVIDING PENALTIES FOR VIOLATION OF ITS PROVISIONS.

BE IT ORDAINED by the Board of Trustees of the Town of Hugo, Colorado:

Section 1. REFUSE DEFINED. The word refuse as used herein shall mean all organic or inorganic trash, garbage or other solid waste that can be fitted inside a closed, plastic, 33-gallon or smaller trash bag.

Section 2. STORAGE AND REMOVAL.

2.1 Every residential or small-volume commercial user shall maintain covered cans, barrels or other containers capable of containing one week's accumulation of refuse in closed, plastic trash bags, said bags not to exceed 33-gallons in size each. At the discretion of the town, certain high-volume commercial users shall place refuse in dumpsters located in their vicinity for that purpose.

2.2 Each residential or small-volume commercial user shall cause said can, barrel or other container to be placed adjacent to the alley nearest the rear lot line of his property. If the rear lot line does not abut an alley, or if for any other reason the said refuse container is not readily accessible to the person or persons charged with removal of the refuse; said can, barrel or container shall be placed on the street, in a location to be designated by the town.

Section 3. UNLAWFUL DISPOSAL AND STORAGE.

3.1 It shall be unlawful for any person having refuse in the Town of Hugo to throw or deposit same, or cause the same to be thrown or deposited upon any street, alley, gutter, park or other public place, except that leaves and trimmings of trees, shrubs and grass may be deposited, as prescribed below, in the alleys along the edges of the alleyways in such a manner that the passage will not be obstructed. All leaves and-or grass must be deposited in closed, plastic trash bags not to exceed 33-gallons in capacity, and all tree trimmings or shrubs must be three inches in diameter or smaller, cut in five-foot or shorter lengths, and tied in bundles not to exceed 24 inches in diameter.

3.2 It shall be unlawful to keep, place or deposit refuse on any private grounds or premises whatsoever, except in covered containers required by the provisions of this ordinance. Except, empty clean cardboard boxes may be stored in the open, pending pickup, if they are contained by fencing or other means. It shall be unlawful to have, store, deposit or keep refuse where rats, mice, dogs, cats or other animals can have access thereto or feed thereon.

3.3 It shall be unlawful to dump or otherwise deposit any refuse within the corporate limits of the Town of Hugo; however, refuse may be dumped or disposed of at the sanitary fill designated by the town for the purpose of disposal.

Section 4. COLLECTION AND FEES.

4.1 Refuse shall be collected and removed by the employees of the Town of Hugo, or persons under contract with the Town of Hugo for said purpose. The collection of refuse shall not include such refuse developed from new construction or remodeling projects in the town; disposal of such materials shall be the sole responsibility of the owner of the premises.

4.2 Charges for the collection and removal of refuse by the town shall be fixed by the Board of Trustees, and shall take the form of a quarterly or monthly rate or schedule of rates to be charged.

Section 5. COMPLIANCE

5.1 All persons, firms or corporations shall at all times strictly comply with the terms and provisions of this ordinance, and all refuse containers shall at all times be under the inspection and control of the town.

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Section 6. PENALTY

6.1 Any person, firm or corporation convicted of violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and shall be subject to a fine of not less than \$10.00 nor more than \$100.00 for each offense. Each day that a violation of any provision of this ordinance continues to exist shall be deemed to be a separate and distinct violation.

Section 7. SEVERABILITY

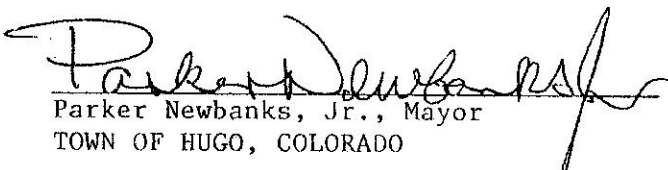
7.1 If any one or more sections or parts of this ordinance shall be adjudged unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this ordinance, it being the intention that the various provisions are severable.

Section 8. REPEALER

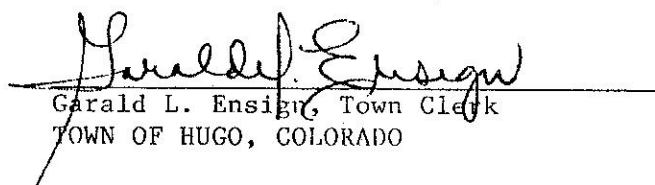
8.1 All acts, orders, resolutions, ordinances or parts thereof, of the town that are inconsistent or in conflict with this ordinance are hereby repealed to the extent only of such inconsistency or conflict. Ordinance Number 101 is specifically repealed by this ordinance.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED this 6th. day of January, 1986.

(SEAL)


Parker Newbanks, Jr., Mayor
TOWN OF HUGO, COLORADO

ATTEST:


Gerald L. Ensign, Town Clerk
TOWN OF HUGO, COLORADO

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