

**TOWN OF HUGO
ORDINANCE NO. 293**

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF
HUGO, COLORADO AMENDING THE FINES AND PENALTIES FOR
NUISANCE VIOLATIONS BY IMPLEMENTING GRADUATED
MINIMUM FINES**

WHEREAS, Town of Hugo Ordinance Number 254, series 2019 addresses nuisances;

WHEREAS, Section 8 of Ordinance 254 addresses the fines and penalties for nuisance violations; and

WHEREAS, the Board of Trustees of the Town of Hugo now desires to implement graduated minimum fines for nuisance violations.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Town of Hugo as follows:

Section 1. Section 8 of Ordinance 254 is amended to read as follows:

Section 8. Fines and Penalties.

In addition to the costs of abatement, a fine of not less than the following amounts shall be assessed by the Hugo Municipal Court for any violation of this ordinance not abated within the time period provided in the notice to abate:

- a. \$100 for a first offense;
- b. \$200 for a second offense;
- c. \$400 for a third offense;
- d. A maximum fine not to exceed \$2,650 per day for the fourth offense or greater.

Section 2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that anyone, or part, or parts be declared unconstitutional or invalid.

Section 3. Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of the public health, safety, and welfare.

Section 4. Effective Date. This Ordinance shall become effective thirty (30) days after publication.

Adopted and ordered published this 10 day of March, 2024.

(Seal)

Kara Emmerling, Mayor

Attest:

Sara Lancaster, Town Clerk