

THE TOWN OF RICO, COLORADO
ORDINANCE NO. 2009-02

AN ORDINANCE OF THE TOWN OF RICO, COLORADO
REGARDING WASTE DISPOSAL AND WILDLIFE

WHEREAS, the Board of Trustees of the Town of Rico finds that the practice of leaving unattended and unsecured trash and refuse out in the open and along Town rights-of-way within the town limits of the Town of Rico is a dangerous attraction to bears and other wildlife;

WHEREAS, the Board of Trustees of the Town of Rico finds it unlawful for any person to allow, cause or permit the dumping of rubbish upon any private or public lands within town limits thus causing sources of filth that the Board judges dangerous for public health and safety;

WHEREAS, the Board of Trustees of the Town of Rico finds that it is in the best interest of the Town to implement regulations and standards for requiring the use of secured and wildlife-proof trash containers within the territory of Rico Town limits to enhance the public health, safety and welfare of the citizens of the Town of Rico;

NOW THEREFORE BE IT ORDAINED by the Board of Trustees of the Town of Rico as follows:

SECTION I. Wildlife Resistant Containers Required.

(A) **Wildlife-resistant refuse containers.** All refuse containers, regardless of size, that receive refuse that is attractive to bears or other wildlife, shall be wildlife-resistant and shall be secured with a latching mechanism at all times. The utilization of wildlife-resistant refuse containers is required.

(B) **Definition of wildlife-resistant refuse container:** Wildlife-resistant refuse container means, at a minimum, a heavy duty, latching, manufactured, animal-resistant poly-cart with a reinforced lid, or a fully enclosed metal container (Dumpster) with an attached latching, metal lid. The poly-cart lid must have at

least a two-latch locking mechanism that prevents access to the contents by wildlife.

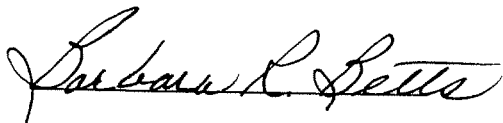
(C) **Enforcement and Penalties:** Failure to comply with the wildlife protection ordinance can result in the Town Marshal issuing a fine of \$50 for the first offense; \$150 for a second offense; a third offense will result in a summons to appear in Municipal Court.

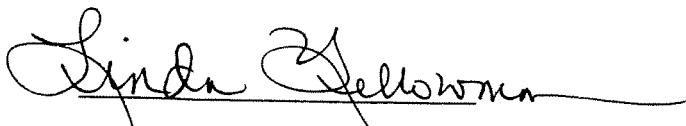
SECTION II. Effective Date.

This Ordinance shall be effective upon its final passage by the Rico Board of Trustees and publication as required by Colorado Statute.

INTRODUCED, READ AND ADOPTED UPON FIRST READING THIS
28th DAY OF April, 2009.

INTRODUCED, READ, AND ADOPTED FOLLOWING PUBLIC HEARING
UPON SECOND READING THIS 20th DAY OF May, 2009.


Rico Mayor


ATTEST: Town Clerk