

AN ORDINANCE CONCERNING GARBAGE, TRASH AND WEEDS

BE IT ORDAINED By the Board of Trustees of the Town of La Jara
as follows:

SECTION ONE: Removal of weeds, rubbish and hazards--required,
time.

It is hereby made the duty of every owner of real property in the town, to remove all weeds, brush, rubbish and structures which constitute a health hazard or are dangerous and hazardous to the safety of persons and property from lots and tracts of land owned by him or them within the city, and from the sidewalk areas in front thereof, or the alleys in back thereof, at least once each year in accordance with the time notice herein provided.

SECTION TWO: Same--Notice to owner.

In the event of the failure of the owner of any such real property in this city to remove such weeds, brush, rubbish and structures which constitute a health hazard or are dangerous and hazardous to the safety of persons and property as provided in section one, the city clerk shall thereupon serve written notice requiring such removal upon any such owner of such real property as shown by the records of the county assessor of Conejos County by mailing the notice to such owner by ordinary or registered mail at such owner's post office address as shown by the assessor's records. Such notice shall require the owner of such premises to comply with the provisions of section one within sixteen days from the date of mailing the notice.

SECTION THREE: Same--Action by Town, expense constitutes a lien.

At the expiration of the period named in the notice if the premises shall not then have been cleared of weeds, brush, rubbish and structures which constitute a health hazard or are dangerous and hazardous to the safety of persons or property, the town board shall cause the same to be removed at the expense of the owner of such real property and the same shall be charged against and be a lien upon the real property from which such weeds, brush, rubbish, structures which constitute a health hazard or are dangerous and hazardous to the safety of persons and property have been removed.

SECTION FOUR: Same--Assessment of cost-hearing thereon, final determination thereof.

Whenever the town shall perform such work of removal the town board shall by resolution assess the cost thereof, including five per cent for inspection and other incidentals, to the real property from which the removal shall have been made. After such resolution has been adopted the Town Clerk shall give the owner of the real property so assessed ten days written notice of such assessment, which notice shall be sent by ordinary or registered mail to such owner at his address as shown by the county assessor's records and shall state the amount assessed, the description of real property assessed, and the date at which owner may appear at a special or regular meeting of the town board for the purpose of making such objections as he may have to such assessment. At the time fixed by the notice the town board shall hear and determine any and all objections made by or on behalf of any such owner and shall enter its order finally determining the amount, if any, payable by the owner or owners of any tract so assessed.

SECTION FIVE: Same--same--collections.

In case the amount so finally assessed is not paid to the city clerk within thirty days after the date of such hearing, then the Town Clerk shall certify the amount of the assessment to the county officer having custody of the tax list, to be by him placed upon the tax list for the current year, and such officer shall thereafter collect the same in the same manner as other taxes are collected, with ten per cent penalty thereon to defray the cost of collection. Any amount so collected shall be remitted to the town treasurer by the county officer who has collected the same.

SECTION SIX: Same--Obedience to orders; weighing down light material.

All ash haulers and other persons desiring to dump refuse at the town dump grounds shall do so in accordance with signs posted designating the method of dumping refuse at said dump or dumping ground. No person shall dump paper or other material at the dump ground without covering it with material having sufficient weight to prevent it from blowing away.

SECTION SEVEN: Same--penalty.

Any person who shall violate any provision of this article relevant to the city dump shall, upon conviction thereof, be fined in the sum of not less than one dollar and not more than fifty dollars.

GARBAGE, TRASH AND WEEDS

Article I. In General.

Removal of weeds and rubbish - Required, time.

It is hereby made the duty of every owner of real property in the town, to remove all weeds, brush and rubbish of all kinds from lots and tracts of land owned by him or them within the town, and from the sidewalk areas in front thereof, at least once each year during the month of August.

Notice to Owner.

In the event of the failure of the owner of any such real property in this town to remove such weeds, brush and rubbish as provided, in the above section, the Town Clerk shall thereupon serve written Notice upon any such owner of such real property as shown by the records of the county assessor of Conejos County by mailing the notice to such owner by ordinary or registered mail at such owner's post office address as shown by the assessor's records. Such notice shall require the owner of such premises to comply with the provisions of the above section within sixteen days from the date of mailing the notice.

Action by Town, expense constitutes a lien.

At the expiration of the period named in the notice if the premises shall not then have been cleared of weeds, brush and rubbish the town council shall cause the same to be removed at the expense of the owner of such real property and the same shall be charged against and be a lien upon the real property from which such weeds, brush and rubbish have been removed.

Assessment of cost - Hearing thereon, final determination thereof.

Whenever the town shall perform such work of removal the town council shall by resolution assess the cost thereof, including five per cent for inspection and other incidentals, to the real property from which the removal shall have been made. After such resolution has been adopted the town clerk shall give the owner of the real property so assessed ten days' written notice of such assessment, which notice shall be sent by ordinary or registered mail to such owner at his address as shown by the county assessor's records and shall state the amount assessed, the description of real property assessed, and the date at which such owner may appear at a special or regular meeting of the town council for the purpose of making such objections as he may have to such assessment. At the time fixed by the notice the town council shall hear and determine any and all objections made by or on behalf of any such owner and shall enter its order finally determining the amount, if any, payable by the owner or owners of any tract so assessed.

Collections.

In case the amount so finally assessed is not paid to the town clerk within thirty days after the date of such hearing, then the town clerk shall certify the amount of the assessment to the county officer having custody of the tax list, to be by him placed upon the tax list for the current year and such officer shall thereafter collect the same in the same manner as other taxes are collected, with ten per cent penalty thereon to defray the cost of collection. Any amount so collected shall be remitted to the town treasurer by the county officer who has collected the same.