

AN ORDINANCE PROHIBITING THE BURNING OF TRASH, RUBBISH, BRUSH, WEEDS, OR GARBAGE WITHIN THE CORPORATE LIMITS OF THE TOWN OF STRATTON.

Whereas, it is determined by the Board of Trustees of the Town of Stratton that the unrestricted burning of trash, rubbish, brush, weeds, garbage, or other combustible material is injurious to the preservation of the public peace, health and safety of the citizens and property in the Town of Stratton;

NOW THEREFORE THE BOARD OF TRUSTEES OF THE TOWN OF STRATTON, COLORADO, ORDAINS:

SECTION 1. That certain Ordinance No. 85, passed and adopted by the Board of Trustees of the Town of Stratton on July 5, 1956, is hereby repealed.

SECTION 2. The burning of trash, rubbish, brush, grass, weeds, or garbage is prohibited. It is unlawful for any person to burn outdoors any trash, garbage, rubbish, brush, grass or weeds, or any other combustible matter, whether in ash pits or other receptacles or on the ground, or in any other manner whatsoever, in the Town of Stratton, except as herein provided in Section 4.

SECTION 3. As used in this ordinance the following definitions shall apply; "rubbish" includes all inorganic refuse matter such as trash, paper, tin cans, glass, ashes, sweepings, etc. "garbage" includes organic refuse resulting from the preparation of food, and decayed and spoiled food from any source. "brush" includes growth of bushes, shrubs or trees which are out of place at the location where growing and includes cuttings from bushes, shrubs or trees. "grass" includes cuttings, clippings and trimmings from lawns. "weeds" include unwanted, unsightly, useless, or injurious herbaceous plants which are out of place in the location where growing.

SECTION 4. Extra-ordinary Circumstances. The Board of Trustees may grant a permit to burn under extra-ordinary circumstances. Citizens and/or property owners desiring to burn within the corporate limits of the Town of Stratton may apply to the Board of Trustees by written application stating the extra-ordinary circumstances upon which the application is based and the safeguards to be employed. The Board of Trustees shall consider such application and the extra-ordinary circumstances giving rise to the application and either deny the application or issue a permit to burn under extra-ordinary circumstances on such terms and conditions as may be imposed by the Board of Trustees, and assess such fees for such permit as the Board of Trustees may determine.

373

SECTION 5. The Board of Trustees finds and declares that this ordinance is necessary for the immediate preservation of the public peace, health and safety and, therefore, an emergency exists, and this ordinance, shall be recorded in the Book of Ordinances of the Town of Stratton, Colorado, authenticated by the signature of the Mayor and attested by the Town Clerk under the corporate seal of the Town and shall be published in the "Stratton Spotlight", a public weekly newspaper published within the corporate limits of the Town of Stratton and the County of Kit Carson and State of Colorado and shall be in full force and effect five days after such publication.

PASSED AND ADOPTED AND ORDERED PUBLISHED this 9th day of May, 1996

BOARD OF TRUSTEES OF THE
TOWN OF STRATTON, COLORADO

by Donald Peters
Donald Peters - Mayor

(SEAL)

ATTEST:

Paulette Thompson
Paulette Thompson - Town Clerk

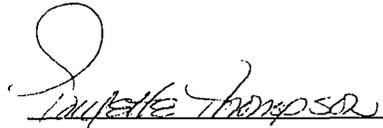
STATE OF COLORADO)
County of Kit Carson)ss.
Town of Stratton)

CLERK'S CERTIFICATE

I, Paulette Thompson, the official Town Clerk of the Town of Stratton, do by these presents say that the foregoing Ordinance No. 83A was passed and adopted by the Board of Trustees of the Town of Stratton on the 9th day of May, 1996, and that the above entitled Ordinance is a true, correct and full copy of the Ordinance as shown in the records of the Town of Stratton, Stratton, Colorado.

Dated this 9th day of May, 1996

(SEAL)

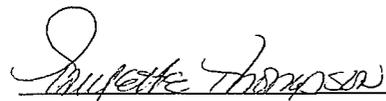


Paulette Thompson
Town Clerk

STATE OF COLORADO)
County of Kit Carson)ss.
PUBLICATION
Town of Stratton)

CLERK'S CERTIFICATE OF

I, Paulette Thompson, the official Town Clerk of the Town of Stratton, do by these presents say that the foregoing Ordinance No. 83A and Clerk's Certificate attached thereto was published in the Stratton Spotlight, a weekly newspaper of general circulation in Stratton, Kit Carson County, Colorado on May 14th, 1996, and the "Proof of Publication" is filed therewith.



Paulette Thompson
Town Clerk

STATE OF COLORADO)
) ss.
County of Kit Carson)

**RESOLUTION AND ORDER OF THE BOARD
OF TRUSTEES OF THE TOWN OF STRATTON
IN THE COUNTY OF KIT CARSON,
STATE OF COLORADO**

WHEREAS, the Town of Stratton enacted Ordinance No. 24-A, entitled An Ordinance Pertaining to the Regulation, Licensing, Inoculation, Restraint, and Impounding of Dogs and Cats and Providing Penalties for Violation of the Provisions Thereof on April 1, 1982, and

WHEREAS, the provisions of said Ordinance No. 24-A designate the Town Marshal or Animal Control Officer to enforce the provisions of said Ordinance, and

WHEREAS, the Board of Trustees of the Town of Stratton in the County of Kit Carson and State of Colorado finds that it is necessary to appoint an Animal Control Officer to assist the Town Marshal in enforcing the provisions of said Ordinance No. 24-A.

NOW THEREFORE, IT IS HEREBY ORDERED, by the Board of Trustees of the Town of Stratton in the County of Kit Carson and State of Colorado that the municipal office of "Animal Control Officer" is hereby created. The duties of the "Animal Control Officer" shall be to administer and enforce the provisions of Ordinance No. 24-A, and such other duties as may be assigned by the Board of Trustees of the Town of Stratton.

IT IS FURTHER ORDERED by the Board of Trustees of the Town of Stratton in the County of Kit Carson and State of Colorado that Jeffery Flynn is hereby appointed to the office of Animal Control Officer to serve at the pleasure of the Board of Trustees of the Town of Stratton at and for such compensation as may be determined by the Board of Trustees in it's sole and separate discretion.

PASSED AND ADOPTED at Stratton, Colorado, this 9th day of January, 1997.

BOARD OF TRUSTEES OF THE TOWN OF STRATTON

By Donald Peters
Donald Peters, Mayor

[SEAL]

ATTEST:

Paullette Thompson
Paullette Thompson, Town Clerk

376