

Ridgway Municipal Code

CHAPTER 10

SECTION 1

Litter and Junk

Subsections:

- 10-1-1 Littering.
- 10-1-2 Storage Of Litter.
- 10-1-3 Keeping Of Junk.
- 10-1-4 Definitions.
- 10-1-5 Illegal Use Of Trash Collection Services Containers.

10-1-1 LITTERING.

(A) It shall be unlawful for any person to deposit, throw, or leave any litter or junk on any public or private property or in any waters.

(B) It shall be an affirmative defense that:

(1) The litter or junk is placed in a receptacle or container installed on such property for such purpose which such person is authorized to use; or

(2) Such person is the owner or tenant in lawful possession of such property, or he has first obtained written consent of the owner or tenant in lawful possession, or the act is done under the personal direction of said owner or tenant.

(C) Whenever litter or junk is thrown, deposited, dropped or dumped from any motor vehicle in violation of this Subsection, the operator of said motor vehicle is presumed to have caused or permitted the litter or junk to be so thrown, deposited, dropped or dumped therefrom.

10-1-2 STORAGE OF LITTER.

(A) It shall be unlawful for any person to keep, store, or deposit or allow to be kept, stored or deposited any litter upon his own property or upon property of which he is a tenant in lawful possession, except within a trash can or container which has a tight fitting lid, or a trash bag, or unless the litter is totally enclosed within a building.

(B) The keeping, storage or deposit of litter in violation of this Subsection is hereby declared to be a nuisance and may be abated in accordance with law.

10-1-3 KEEPING OF JUNK.

(A) It shall be unlawful for any person to keep, store or deposit or allow to be kept, stored or deposited, junk upon his own property or upon property of which he is a tenant in lawful possession, unless the junk is totally enclosed within a building or is screened by a fence or other enclosure from view off of such person's property or is kept within a receptacle for such purpose with a tight fitting

lid.

(B) The keeping, storage or deposit of junk in violation of this Subsection is hereby declared to be a nuisance and may be abated in accordance with law.

(C) It shall be an affirmative defense that:

(1) A motor vehicle without license plates is operable and meets equipment requirements of Part 2, Article 4, Title 42, C.R.S., as amended, and does not have a license plate merely because of problems of obtaining proper title, or

(2) Repealed by Ordinance 05-2007

(3) The used building materials or firewood are stored or stacked in a reasonably neat and orderly manner.

10-1-4 DEFINITIONS.

(A) For the purpose of this Section, LITTER shall mean all rubbish, waste material, refuse, garbage, trash, debris or other foreign substances, solid or liquid of every form, size, kind and description.

(B) For the purpose of this Section, JUNK shall include but not be limited to discarded, unusable or broken machinery, appliances, furniture, furnishings, or sporting equipment; used building or construction materials; motor vehicles without current license plates or State safety inspection stickers, if they are required by the State, and all other items commonly known as junk.

(C) An item may be both JUNK and LITTER as defined in this Section.

10-1-5 ILLEGAL USE OF TRASH COLLECTION SERVICES CONTAINERS.

(A) It shall be unlawful for any person to place litter, junk, trash or garbage for collection with or in any can, container, dumpster, or other receptacle belonging to or used by a trash collection service customer, unless such person has the customer's permission.

(B) It shall be unlawful for any person to utilize trash containers and dumpsters provided by the Town or other public agencies at Town parks, the fairgrounds, school property, or other public places for disposal of litter, junk, trash, garbage, or other refuse which was generated at such person's residence, business, or place other than the public property involved. Provided, however, this shall not prohibit the use of such containers for trash generated or resulting from authorized use of such public facilities, including picnics, or civic events occurring thereon, or other use authorized by the party in control of the containers or dumpsters.