

**ORDINANCE NO. 530
SERIES 2017**

**AN ORDINANCE REQUIRING ALL TRASH CONTAINERS TO BE BEAR PROOF
AND REQUIRING ALL TRASH TO BE STORED IN BEAR PROOF CONTAINERS**

WHEREAS, the number of bears coming into the Town of Dolores has greatly increased in the summer of 2017; and,

WHEREAS, the bears are attracted to open trash containers, or trash not in containers located in the Town of Dolores; and,

WHEREAS, the increasing number of bears foraging for food in the Town of Dolores requires passage of this ordinance on an emergency basis in order to protect the health, welfare and safety of the Town of Dolores Citizens.

NOW THEREFORE, it is ordained by the Town Board of the Town of Dolores, Colorado that:

WHEREAS. Title 9 Public Peace, Morals and Welfare is amended to add Chapter 9.37 Bear Proof Receptacle:

Section 9.37 Bear Proof Receptacle - All persons, residences and businesses are required to place and store any waste, trash, food, etc. in an approved and secured/latched bear resistant waste/trash disposal container/dumpster.

The Storage of food/trash outside of an approved and secured/latched bear resistant waste/trash disposal container/dumpster is prohibited.

All garbage/trash collection companies (doing business in the Town of Dolores) shall provide secured/latch-able waste/trash disposal container/dumpster for any residential/commercial customers that the companies serve within the Town of Dolores.

A violation of this section shall be punished as set forth in Section 1.12.010 General Penalty now in effect or as may be amended from time to time.

Repealer. All orders, bylaws, ordinances, and resolutions of the Town, or parts thereof, inconsistent or in conflict with this Ordinance, are hereby repealed to the extent only of such inconsistency or conflict.

Severability. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

Recording and Authentication. Upon adoption hereof, this Ordinance shall be recorded in a book kept for that purpose and shall be authenticated by the signatures of the Mayor and the Town Clerk.

PUBLIC HEARING: This emergency Ordinance shall be considered for first and final reading on the 14th day of August, 2017 at the hour of 6:30 p.m., in Town Board Chambers in Town Hall, Dolores Colorado, at which time and place all persons may appear and be heard concerning same.

INTRODUCED, READ AND PASSED AS AN EMERGENCY ORDINANCE AT A REGULAR MEETING OF THE TOWN BOARD OF TRUSTEES ON THE 14TH DAY OF AUGUST, 2017, AND ORDERED PUBLISHED.

TOWN OF DOLORES

ATTEST:

SANTIAGO LOPEZ, Mayor

LANA HANCOCK, Town Clerk

APPROVED AS TO FORM:

MICHAEL F. GREEN, Town Attorney