

ORDINANCE NO. 441
AN ORDINANCE CONCERNING RE-
MOVAL OF WEEDS AND LIKE PEST-
IFEROUS PLANTS AND AMENDING
SECTIONS 1, 3, 4, 5 AND 10, OF OR-
DINANCE NO. 65 OF THE CITY OF
GOLDEN, COLORADO.

BE IT ORDAINED BY THE CITY
COUNCIL OF THE CITY OF GOLDEN,
COLORADO:

Section 1. That Section 1 of Ordinance No. 65, being Section 267 of the 1937 Revised Ordinances of the City of Golden, Colorado, is hereby amended to read:

"Section 1. That it shall be the duty of the supervisor of streets to keep all publicly used streets, sidewalks, alleys, avenues, parks and Public grounds free and clear of noxious growths of weeds and like pestiferous plants, insofar as the civic beauty of the city is marred thereby, or when in the opinion of the City Manager such noxious plants are injurious to the public health."

Section 2. That Section 3 of Ordinance No. 65, being Section 269 of the 1937 Revised Ordinances of the City of Golden, Colorado, is hereby amended to read:

"Section 3. In the case of the failure on the part of any owner or owners of real property within the City of Golden to keep such premises free and clear of, and to promptly remove therefrom all noxious plant growth, filth and rubbish, as provided in Section 2 of said Ordinance No. 65 it shall be the duty of the City Manager to make report to the City Council giving correct description of premises on which such weeds, filth, and rubbish are permitted to remain in violation of the provisions of this ordinance, and which in his opinion are, or are likely to be injurious to the public health; stating condition of the premises, and name of owner, if known."

Section 3. That Section 4 of Ordinance No. 65, being Section 270 of the 1937 Revised Ordinances of the City of Golden, Colorado, is hereby amended to read:

"Section 4. That upon the making by the City Manager to the City Council of the report specified in Section 2 hereof, the City Council may by resolution, at any regular or special meeting thereof declare such conditions a nuisance, injurious to the public health, and direct the City Clerk to cause publication to be made thereof once in a newspaper published in the City of Golden, which publication shall constitute a notice and direction to the owner of the property on which such noxious weeds, filth and rubbish are permitted to remain contrary to the requirements of said Ordinance No. 65, to remove therefrom and dispose of the same as therein required, within five days after said publication, under the direction and approval of the City Manager."

Section 4. That Section 5 of Ordinance No. 65, being Section 271 of the 1937 Revised Ordinances of the City of Golden, Colorado, is hereby amended to read:

"Section 5. In case of the failure of any of said owners of premises to

comply with the said notice within five days after the publication thereof, as provided in Section 3 thereof, the City may cause such weeds, filth and rubbish to be, by such person as the City Council may direct, at once removed and disposed of as prescribed in said Ordinance 65, and in such case, the expense of such removal and disposition shall, in the first instance, be paid by the City, acting in the interest of public health and safety; provided, that all such expense shall be a charge against the owner and against such premises until paid, together with interest and penalties as provided by law. The City Clerk shall keep a record of such work and expenses and the same shall be deemed an assessment against the lot or parcel of ground from which such weeds, filth and rubbish were removed, and the same shall be a lien upon said premises."

Section 5. That Section 10 of Ordinance No. 65, being Section 276 of the 1937 Revised Ordinances of the City of Golden, Colorado, is hereby amended to read:

"Section 10. The person removing such weeds, filth and rubbish, by order of the City Council as provided in said Ordinance No. 65, shall make report at once to the City Clerk, giving description of premises from which the same were removed and the expense thereof for each lot or tract separately."

Section 6. All Ordinances and sections of Ordinances in conflict herewith are hereby repealed.

Section 7. Whereas in the opinion of the City Council, an emergency exists, and this ordinance is necessary for the immediate preservation of the public peace, health and safety, therefore, this ordinance shall be in full force and effect upon the expiration of five days after its final passage and publication.

Adopted and approved and ordered published this 13th day of August, 1959.

CLARK B. CARPENTER
Mayor

Attest:
CLARENCE E. MABB

City Clerk
Approved as to form:
FRED R. BRADLEY
Deputy City Attorney

I, Clarence E. Mabb, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced and read at a regular meeting of the City Council of said City, held on the 9th day of July, 1959, and by order of the City Council of the City of Golden, was published as a proposed ordinance as the law directs, and for more than ten days prior to its passage in The Golden Outlook, a legal newspaper; and that on the 13th day of August, 1959, the said proposed ordinance was read and passed by the City Council aforesaid, the said meeting being a regular meeting of said City Council, and ordered published as the law directs in aforesaid newspaper.

Witness my hand and official seal of the City of Golden, Colorado, this 14th day of August, 1959.

Attest: CLARENCE E. MABB
City Clerk of the City of
Golden, Colorado

Published in The Golden Outlook, August
21, 1959.