

ORDINANCE NO. 2
(Series 2013)

AN ORDINANCE OF THE TOWN OF LAKE CITY, COLORADO, AMENDING SECTION 7, CHAPTER 13, OF THE MUNICIPAL CODE OF THE TOWN OF LAKE CITY, CONCERNING HUMAN-WILDLIFE CONFLICT MITIGATION.

WHEREAS, the Board of Trustees of the Town of Lake City finds that this ordinance is necessary and proper to provide for the safety, preserve the health, and to promote the prosperity, of the Town of Lake City and the inhabitants thereof; and

WHEREAS, the Board of Trustees of the Town of Lake City finds that this ordinance is necessary and proper to improve the morals, order, comfort, and convenience of the Town of Lake City and the inhabitants thereof; and

WHEREAS, this ordinance is not inconsistent with the laws of the State of Colorado.

NOW THEREFORE, be it ordained by the Board of Trustees of the Town of Lake City, Colorado, as follows:

Section 1:

Section 13.7-2, of the Town of Lake City Municipal Code, is hereby amended to read as follows:

No person or entity shall knowingly or intentionally feed any wildlife or scatter, leave or store any refuse, food scraps, food products, pet food, grain or salt on any public or private property within the Town for the purpose of luring, attracting or enticing wildlife. This provision shall not be construed to preclude the use of bird feeders; provided that such feeders shall be suspended a minimum of ten feet (10') above the ground so as to be inaccessible to bears and other wildlife. Hummingbird feeders that are not suspended a minimum of ten feet (10') above the ground shall be taken indoors or placed in a wildlife resistant container, i.e. metallic containers having a lid with a secure

latching mechanism, between sunset and sunrise. All areas below bird feeders shall also be kept free from the excessive accumulation of seed debris. All refuse containers used on a residential, commercial and other properties shall be fitted, at all times, with a securely fitting lid of the same or stronger material as the primary container itself.

Section 2:

This ordinance shall become effective on the thirty-first day following publication, pursuant to COLO. REV. STAT. § 31-16-105.

Section 3:

The amendment of various provisions of the Town of Lake City Municipal Code, Colorado by this ordinance shall not affect any offense or act committed, any penalty incurred, any contract, right, or duty established or accruing before the effective date of this ordinance.

Section 4:

If any provision of this ordinance or the application of it to any person or circumstance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provisions or applications. The provisions of this ordinance are expressly declared to be severable.

INTRODUCED AND ADOPTED by the Board of Trustees of the Town of Lake City, Colorado, this 3rd day of July, 2013.

TOWN OF LAKE CITY, COLORADO

Bruce Vierheller
Bruce Vierheller, Mayor

ATTEST: Cindy Nelson
Cindy Nelson, Town Clerk