

TOWN OF COLUMBINE VALLEY

TRUSTEE BILL NO. 1
SERIES OF 2022

INTRODUCED BY
ED ICENOGLE

**A BILL FOR AN ORDINANCE OF THE TOWN OF COLUMBINE VALLEY
CONCERNING THE USE OF PORTABLE TOILETS, TRASH RECEPTACLES, DUMPSTERS
AND STORAGE CONTAINERS**

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF
THE TOWN OF COLUMBINE VALLEY, AS FOLLOWS:

Section 1. Section 15.08.070 shall be amended to add the following:

15.08.070 F. Portable Toilets, Trash Receptacles, Dumpsters and Storage Containers.

(a) Prior to the commencement of construction of any residential or commercial building on any building site within the Town, the owner of the site or the contractor shall place an enclosed portable toilet on the site at a location to be determined by the building official. The portable toilet shall remain on the site from the commencement of overlot grading until indoor toilet facilities on the site are available for use. The toilet shall be removed prior to a request for a certificate of occupancy. The building official may require that more than one (1) portable toilet be placed on a building site if he or she determines that proper sanitation requires more than one (1) toilet.

(b) Prior to the commencement of construction of any residential or commercial building on any building site within the Town, and after the issuance of a Building Permit, the owner of the property or the contractor shall place on the site, at a location approved by the building official, a trash-retaining receptacle and/or dumpster of size sufficient to cause retention of trash, paper, lunch bags, shingles, tar paper and other items which could be blown about by the wind. By 6:00 p.m. each day, the owner of the site or the contractor shall deposit or cause to be deposited in the receptacle all trash which could be blown about by the wind. The trash receptacle or dumpster shall be regularly serviced so as to preclude the contents from becoming airborne. The owner of the property or the contractor shall also be permitted to place a storage container on the site. The trash receptacle or dumpster and/or storage container shall be located on the construction site.

(c) Trash receptacles or dumpsters and/or storage containers subject to subsection (b) shall be removed upon expiration of the Building Permit or upon issuance of a Certificate of Occupancy, whichever occurs first.

(d) After issuance of a cost-free permit by the Town, an owner of property in the Town, who desires to use a trash receptacle or dumpster and/or storage container for purposes other than use at a construction site shall, except for the requirement to obtain a Building Permit, be subject to the provisions set forth in subsection (b) hereof and locate the trash receptacle or dumpster and/or storage container on the property owner's property. Such trash receptacle or dumpster and/or storage container shall be removed within thirty (30) days after issuance of the cost-free permit.

- (e) The provisions of Subsections (b) (c) and (d) shall not be applicable to regularly serviced trash receptacles or dumpsters.
- (f) A failure to provide the portable toilet or trash enclosure required by Subsections (a) and b hereof shall be the basis for the immediate issuance of a stop work order.
- (g) Trash receptacles or dumpsters and/or storage containers shall not be located within any right of way.
- (h) Each and every day during which any violation of this Section 15.08.070 continues shall be deemed a separate offense and shall be punishable as such.
- (i) A violation of this Section 15.08.070 shall be punishable by a fine of not more than \$2,650.00 or imprisoned for not more than one year, or both, so fined and imprisoned, in the discretion of the court.

Section 2. That should any section, clause, sentence, part of portion of this ordinance be adjudged by any Court to be unconstitutional or invalid, the same shall not affect, impair, or invalidate the ordinance as a whole or any part thereof, other than the part or portion declared as such by the Court to be unconstitutional or invalid.

Section 3. The Town Clerk shall certify the passage of this ordinance and cause notice of its contents and passage to be published.

Section 4. This Ordinance shall be in full force and effect upon the expiration of thirty (30) days after the publication of this Ordinance in the Littleton Independent, Littleton, Colorado, said newspaper being a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

Introduced as Trustee Bill No. 1, Series of 2022, at a regular meeting of the Board of Trustees held at the Columbine Valley Town Hall, 2 Middlefield Road, Columbine Valley, Arapahoe County, Colorado, on the 15th day of March 2022, passed by a vote of ___ for and ___ against on first reading; passed on second reading, after a meeting held on the 19th day of April, 2022, at a regular meeting of the Board of Trustees by a vote of _____ for and _____ against and ordered published in the Littleton Independent on the ___ day of _____, 2022.

PASSED AND APPROVED this ___ day of _____, 2022.

Roy Palmer, Mayor

Attest: _____
JD McCrumb, Town Clerk

Published: _____, in the Littleton Independent Newspaper