

**ORDINANCE NO. 2020-3**

**AN ORDINANCE AMENDING ARTICLE 4, WEEDS AND DEAD OR INFECTED TREES, OF THE PIERCE MUNICIPAL CODE BY THE REPEAL AND REENACTMENT OF SECTION 7-4-10, WEEDS PROHIBITED.**

WHEREAS, the Board of Trustees finds it necessary and in the best interest of the residents of the Town of Pierce to regulate weeds within the Town of Pierce.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PIERCE, COLORADO, as follows:

1. Repeal and Reenactment of Pierce Municipal Code Section 7-4-10. Section 7-4-10 of the Pierce Municipal Code is repealed and reenacted to read as follows:

**Sec. 7-4-10. Weeds prohibited.**

- (a) It is unlawful for any person owning or having possession of any land, including any land abutting a public right-of-way, street, alley or sidewalk, to permit any weeds, grasses or unsightly vegetation to grow in height exceeding 12 inches or otherwise become a nuisance. For purposes of this Section, the term public right-of-way means and includes the non-traveled portion of any street or alley.
- (b) Notwithstanding the foregoing, it shall not be unlawful for any person owning or having possession of any land, including any land abutting a public right-of-way, street, alley or sidewalk, to permit the following species of native grasses and vegetation to grow to any height: *Bouteloua gracilis* (blue grama), *Buchloe dactyloides* (buffalograss), *Pascopyrum smithii* (western wheatgrass), and *Bouteloua curtipendula* (sideoats grama).
- (c) Failure to cut or otherwise remove weeds as described above shall be unlawful.

2. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections of this ordinance. The Board of Trustees hereby declares that it would have passed this ordinance in each part, section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more parts, sections, subsections, clauses or phrases be declared invalid.

3. Interpretation. This ordinance shall be so interpreted and construed to effectuate its general purpose pursuant to the laws of the State of Colorado.

4. Publication. The Town Clerk shall certify to the passage of this Ordinance and cause notice of its contents and passage to be published.

5. Effective Date. Except as otherwise specifically provided herein, the provisions enacted by this Ordinance shall become effective thirty (30) days after publication as provided by law.

PASSED, ADOPTED AND APPROVED THIS 10th DAY OF FEBRUARY, 2020.

TOWN OF PIERCE

By: Nancy Cron  
Mayor

ATTEST:  
Martina Duran  
Town Clerk

