

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 938**

**AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, AMENDING
ARTICLE II OF CHAPTER 7 OF THE MEAD MUNICIPAL CODE BY
ADDING A NEW SECTION 7-2-190 CONCERNING CONTROL OF
RODENT INFESTATIONS**

WHEREAS, the Board of Trustees of the Town of Mead (“Board of Trustees”) has the authority pursuant to C.R.S. § 31-15-401 and its general police powers to pass and enforce regulations that may be necessary or expedient for the promotion of the health, safety and welfare of the citizens of the Town of Mead (“Town”); and

WHEREAS, if left unregulated, populations of rodents may become a public nuisance and health hazard; and

WHEREAS, the Town requires a mechanism to manage rodent infestations and control rodent populations in areas of the Town that are not appropriate rodent habitats by virtue of their current or planned land uses; and

WHEREAS, the Board of Trustees finds that it is in the best interest of the health, safety and welfare of the Town to adopt the regulations set forth herein.

NOW THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Mead, Weld County, Colorado, that:

Section 1. Addition of Section 7-2-190. A new Section 7-2-190, titled “Control of rodent infestations,” is hereby added to Article II of Chapter 7 of the Mead Municipal Code to read in full as follows:

Sec. 7-2-190. – Control of rodent infestations.

- (a) It is deemed a public nuisance to allow any real property within the Town to become or remain infested with rodents.
- (b) For the purposes of this Section, the following terms shall have the following meanings:
 - (1) The term *rodents* shall mean any moles, voles, mice, rats, squirrels, skunks, rabbits, prairie dogs, gophers or ground hogs.
 - (2) The term *infested* refers to the presence, within or around real property, of rodents of such kind or in such numbers to cause a hazard to health.
 - (3) The term *hazard to health* shall include but shall not be limited to the presence of rodents on real property that is not an appropriate rodent habitat by virtue of

its current or planned future land uses. A health hazard also includes but is not limited to the presence of rodents that is determined by an administrative officer of the Town to pose a risk to the health of Town inhabitants pursuant to Section 7-1-50 of this Code.

- (c) Nothing contained in this Section shall be construed or intended to include within the definition of a public nuisance any animal designated by a state or federal agency as an endangered animal under state or federal law.
- (d) Abatements of the public nuisance defined in this Section shall be completed in accordance with the provisions of this Chapter 7 and applicable state and federal law. The requirements of this Section are in addition to, and do not supersede, any state or federal limitations on the destruction or relocation of rodents, including prairie dogs.

Section 2. Effective Date. This ordinance shall be published and become effective as provided by law.

Section 3. Repealer. All ordinances, resolutions, or other regulations, or any parts thereof, in conflict with this Ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such, nor revive any ordinance, resolution, or regulation thereby.

Section 4. Certification. The Town Clerk shall certify to the passage of this Ordinance and make not less than one copy thereof available for inspection by the public during regular business hours.

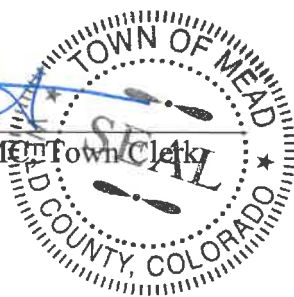
Section 5. Severability. If any part, section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the Ordinance. The Board hereby declares that it would have passed the Ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more part, section, subsection, sentence, clause or phrase is declared invalid.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 13TH DAY OF JULY, 2020.

ATTEST:

By:

Mary E. Strutt, MMCTown Clerk



TOWN OF MEAD

By:

Colleen G. Whitlow, Mayor